

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: 5E-14.105
 RULE TITLE: Contractual Agreements in Public's Interest – Control and Preventive Treatment for Wood-Destroying Organisms

PURPOSE AND EFFECT: The purpose and effect of the proposed rules are to add amendments to the rule regarding contracts for wood destroying organisms that would require the signature on these contracts, would require a master contract for treatment of multiple properties owned by a single owner, require periodic reinspections, require the use of a Department form for informing consumers when a second contract for the same wood destroying organism control is offered, and require a damage repair warranty when a protection contract is offered but no treatment is performed.

SUBJECT AREA TO BE ADDRESSED: Contractual Agreements in the Public's Interest-Control and Preventive Treatment for Wood Destroying Organisms.

SPECIFIC AUTHORITY: 482.051 FS.

LAW IMPLEMENTED: 482.051(3) FS.

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

DATE AND TIME: June 15, 2007, 10:00 a.m.

PLACE: Mid-Florida Research and Education Center, 2725 S. Binion Road, Apopka, FL 32703-8504

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mr. Steve Dwinell, Division of Agricultural Environmental Services, 3125 Conner Blvd., Tallahassee, Florida 32399. Telephone (850)488-7447

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5E-14.105 Contractual Agreements in Public's Interest – Control and Preventive Treatment for Wood-Destroying Organisms.

(1) Each licensee must enter into a written contract with the property owner or his authorized agent for each treatment for control or prevention of, or offer of protection from, wood-destroying organisms.

(2)(a) through (j) No change.

(k) The signature of the licensee or his authorized representative, and the signature, ~~or when unavailable the verbal consent,~~ of the property owner or authorized agent.

(3) Contracts covering treatments for the prevention of subterranean termites for new construction:

(a) Shall clearly set forth that should subterranean termite infestation occur to the structure treated during the warranty period, additional treatment shall be performed to control the infestation. The warranty shall show either the date of initial or final treatment and shall be issued to the property owner or agent within 30 days of the date of initial or final treatment, whichever is specified on the contract, and shall be for a period no less than one year from date of treatment specified on the contract, and

(b) The property owner at the time of each renewal, if a previous renewal was purchased, shall have the option of extending the warranty annually after the first year for no less than 4 additional years. The contract shall conform with Section 482.227, F.S., and contain information required by paragraphs 5E-14.105(2)(a), (b), (c), (d), (e), (f), (g), (h), (i), (j), and (k), F.A.C., and

(c) For treatment of multiple properties for a single owner, a licensee shall enter into a master contract with the owner or authorized agent prior to treatment that provides for the fulfillment of the requirements of paragraph (a) above.

(d) This section applies only to treatment for the prevention of subterranean termites for new construction which does not physically attach to or adjoin existing structures.

(4) through (5) No change.

(6) ~~When P~~periodic reinspections shall be or ~~retreatments are~~ specified in wood-destroying organisms preventive or control contracts, and the licensee shall furnish the property owner or his authorized agent, after each reinspection ~~or retreatment,~~ a signed report of the condition of the property with respect to presence or absence of wood-destroying organisms covered by the contract and whether retreatment was made. A copy of the inspection report shall be retained by the licensee for a period of not less than three (3) years.

(7) A structure shall not be knowingly placed under a second contract for the same wood-destroying organism control or preventive treatment in disregard of the first contract, without first obtaining specific written consent in using DACS form (number to be specified) ~~letter form~~ signed by property owner or authorized agent.

(8) No change.

(9) Contracts offered for protection from WDO for which no treatment is performed within one year of the issuance of the contract shall include a damage repair warranty.

Specific Authority 482.051 FS. Law Implemented 482.051(3) FS. History–New 1-1-77, Joint Administrative Procedures Committee Objection Withdrawn – See FAW Vol. 3, No. 30, July 29, 1977, Amended 6-27-79, 10-25-90, Formerly 10D-55.105, Amended 8-11-93, 4-17-03, 6-1-06,_____.

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."

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NO.: 18-21.004
RULE TITLE: Management Policies, Standards, and Criteria

PURPOSE AND EFFECT: To ensure that applications for sovereignty submerged lands authorization with significant changes to authorized projects are given thorough review and are noticed to the public, the Board proposes to treat applications for significant changes as new applications. If an application is approved as a new application, it will be given a new term and updated conditions of authorization.

SUBJECT AREA TO BE ADDRESSED: Treating applications for sovereignty submerged lands authorization with significant changes as new applications; defining significant changes.

SPECIFIC AUTHORITY: 253.03 FS.

LAW IMPLEMENTED: 253.77 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: Kerry Drakes, Bureau of Appraisal, MS 110, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2658, Kerry.Drakes@dep.state.fl.us

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

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-8.010
RULE TITLE: Reimbursement Contract

PURPOSE AND EFFECT: To address proposed amendments to Rule 19-8.010, F.A.C., the annual Reimbursement Contract.

SUBJECT AREA TO BE ADDRESSED: The proposed amendment to this rule addresses the changes made to Section 215.555, F.S., by the Legislature during the special and regular legislative sessions.

SPECIFIC AUTHORITY: 215.555(3) FS.

LAW IMPLEMENTED: 215.555 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: Tracy Allen, Senior FHCF Attorney, State Board of Administration of Florida, P. O. Box 13300, Tallahassee, FL 32317-3300, by e-mail at tracy.allen@sbafla.com or by telephone (850)413-1341

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

STATE BOARD OF ADMINISTRATION

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

PURPOSE AND EFFECT: The Legislature made changes to the Insurance Capital Build-Up Incentive Program, Section 215.5595, F.S., during the 2007 Special Legislative Session and during the regular 2007 Legislative Session. Due to this legislation, amendments to Rule 19-15.001, F.A.C. are necessary.

SUBJECT AREA TO BE ADDRESSED: The rule addresses the changes that need to be made as the result of legislative changes to the Governing Act.

SPECIFIC AUTHORITY: 215.5595 FS.

LAW IMPLEMENTED: 215.5595 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: Tracy Allen, Senior FHCF Attorney, State Board of Administration of Florida. Mailing Address: P. O. Box 13300, Tallahassee, FL 32317-3300, e-mail address: tracy.allen@sbafla.com, telephone: (850)413-1341

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-302.1031
 RULE TITLE: Correctional Probation Officers: Appointment and Responsibility

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to incorporate the responsibilities of correctional probation officers and the Department’s policy on violating offenders.

SUBJECT AREA TO BE ADDRESSED: Responsibility of Correctional Probation Officers.

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: Dorothy M. Ridgway, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-302.1031 Correctional Probation Officers: Appointment and Responsibility.
Officers are appointed by the State of Florida under the authority of the Department of Corrections and are responsible for supervision and control of offenders, including the enforcement of conditions of supervision, conducting investigations and initiating arrest of offenders under their supervision as appropriate with or without warrant. Officers will notify the sentencing or releasing authority whenever the officer has reasonable grounds to believe that a willful violation of any condition of supervision has occurred.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History–New _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-2.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: To extend the application date and basin expiration date for the Lake Okeechobee Basin. The irrigation permit application date for the Lake Okeechobee Basin is proposed to be extended until October 30, 2008 and the expiration date is proposed to be extended until February 28, 2009.

SUBJECT AREA TO BE ADDRESSED: Section 1.7.3.3 of the Basis of Review for Consumptive Use Permit Applications within the South Florida Water Management District.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239 FS.

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

DATE AND TIME: June 20, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

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: Clerk of the South Florida Water Management District, (800)432-2045, ext. 2087 or (561)682-2087. 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: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-2.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – April 23, 2007”, is hereby published by reference and incorporated into this chapter. A current version of this document is available upon request.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239 FS. History–New 9-3-81, Formerly 16K-2.035(1), Amended 2-24-85, 11-21-89, 1-4-93, 4-20-94, 11-26-95, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 12-19-01, 8-1-02, 6-9-03, 8-31-03, 4-23-07, _____.

1.7.3.3 Basin Expiration and Application Dates

A through C. No change.

D. The following table identifies the Irrigation Permit Expiration Basins and states the applicable Basin Application Dates and Basin Expiration Dates.

<u>Irrigation Permit Expiration Basin</u>	<u>Basin Application Date</u>	<u>Basin Expiration Date</u>
Lake Okeechobee Basin	<u>October 30, 2008</u> June 30, 2007	<u>February 28, 2009</u> October 30, 2007

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-20.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: To extend the application date and basin expiration date for the Lake Okeechobee Basin. The irrigation permit application date for the Lake Okeechobee Basin is proposed to be extended until October 30, 2008 and the expiration date is proposed to be extended until February 28, 2009.

SUBJECT AREA TO BE ADDRESSED: Section 1.7.3.3 of the Basis of Review for Consumptive Use Permit Applications within the South Florida Water Management District.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.103(4), 373.118, 373.223, 373.229 FS.

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

DATE AND TIME: June 20, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

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: Clerk of the South Florida Water Management District, (800)432-2045, ext. 2087 or (561)682-2087. 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: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-20.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – April 23, 2007” is hereby published by reference and incorporated into this chapter. A current version of this document is available upon request.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.042, 373.0421, 373.103(4), 373.118, 373.223, 373.229 FS. History–New 8-14-02, Amended 8-31-03, 4-23-07,_____.

1.7.3.3 Basin Expiration and Application Dates
 A through C. No change.
 D. The following table identifies the Irrigation Permit Expiration Basins and states the applicable Basin Application Dates and Basin Expiration Dates.

<u>Irrigation Permit Expiration Basin</u>	<u>Basin Application Date</u>	<u>Basin Expiration Date</u>
Lake Okeechobee Basin	October 30, 2008 June 30, 2007	February 28, 2009 October 30, 2007

DEPARTMENT OF ELDER AFFAIRS

Division of Statewide Community Based Services

RULE NO.: 58N-1.021
 RULE TITLE: Medicaid Pending Procedures

PURPOSE AND EFFECT: The purpose of the proposed rule is to develop the process by which individuals designated as “Medicaid pending” is completed by the Comprehensive Assessment and Review for Long-Term Care Services (CARES) staff, and the participating diversion providers’ contractual responsibilities in serving those individuals.

SUBJECT AREA TO BE ADDRESSED: CARES staff and diversion providers’ responsibilities in regards to referral of “Medicaid pending” individuals.

SPECIFIC AUTHORITY: 430.705(10) FS.

LAW IMPLEMENTED: 430.705(5) FS.

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

DATE AND TIME: June 12, 2007, 1:00 p.m. – 4:30 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

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 72 hours before the workshop/meeting by contacting: Abbie Messer, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; Telephone: (850)414-2000, SunCom 994-2000; E-mail: messera@elderaffairs.org. 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: Abbie Messer, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; Telephone: (850)414-2000, SunCom 994-2000; E-mail: messera@elderaffairs.org

THIS WORKSHOP IS BEING CONDUCTED IN CONJUNCTION WITH A MEETING SCHEDULED ON THE MORNING OF JUNE 12, 2007 AND A RULE DEVELOPMENT WORKSHOP SCHEDULED ON THE MORNING OF JUNE 13, 2007. THOSE NOTICES ARE PUBLISHED IN THIS SAME PUBLICATION OF THE

FLORIDA ADMINISTRATIVE WEEKLY UNDER SECTION VI, "NOTICES OF MEETINGS, WORKSHOPS AND PUBLIC HEARINGS."

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

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 ENVIRONMENTAL PROTECTION

RULE NO.: 62-296.341
RULE TITLE: Regional Haze – Reasonable Progress

PURPOSE AND EFFECT: The proposed rule development involves amendments to rule Chapter 62-296, F.A.C., to implement the reasonable progress portion of the U.S. Environmental Protection Agency's (EPA's) regional haze regulations. Pursuant to these regulations, the department is required to ensure that certain sources of visibility-impairing pollutants in Florida limit their emissions such that reasonable progress is made toward the goal of achieving natural visibility conditions in federal Class I areas. New Rule 62-296.341, F.A.C., is created to set forth procedural requirements by which reasonable progress determinations will be made for affected sources. There is no draft rule language available at this time; however, it is expected the department will post draft rule language at the following web site by June 6, 2007: <http://www.dep.state.fl.us/Air/rules/regulatory.htm>.

SUBJECT AREA TO BE ADDRESSED: The proposed new rule section addresses air permitting and control technology requirements for sources subject to the reasonable progress portion of EPA's regional haze regulations.

SPECIFIC AUTHORITY: 403.061 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087 FS.

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

DATE AND TIME: Thursday, June 14, 2007, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., 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 48 hours before the workshop/meeting by contacting: Ms. Lynn Scarce, (850)921-9551. 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: Mr. Tom Rogers, (850)921-9554 or tom.rogers@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-347.100
RULE TITLE: Purpose

PURPOSE AND EFFECT: The Department, in coordination with the water management districts, proposes to develop a new Chapter 62-347, F.A.C., to develop updated stormwater quality treatment design and performance standards. These design and performance standards will update the existing criteria and reflect new research on design and performance standards, and particularly today's understanding of the impact of nutrient discharges from surface water management systems on water quality. The goal of the rule is to provide stormwater quality treatment design and performance standards that can be applied state-wide. The proposed rule will apply to new systems.

SUBJECT AREA TO BE ADDRESSED: Develop updated stormwater quality treatment design and performance standards for surface water management systems, with particular emphasis on standards that will reduce nutrient discharges.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.418, 403.805(1) FS.

LAW IMPLEMENTED: 373.042, 373.409, 373.413, 373.4142, 373.4145, 373.416, 373.4132, 373.426, 373.429 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: Alice Heathcock, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)245-8483, or e-mail: Alice.Heathcock@dep.state.fl.us. Further information and updates on this proposed rule also may be obtained from the Department's Web Site at: <http://www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm>. (OGC No. 07-0552)

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

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-5.001	Purpose and Scope
63E-5.002	Definitions
63E-5.003	Administration
63E-5.004	Sanitation
63E-5.005	Safety and Security
63E-5.006	Continuity of Operations Planning
63E-5.007	Youth Admission
63E-5.008	Youth Intake
63E-5.009	Orientation
63E-5.010	Case Management
63E-5.011	Behavior Management
63E-5.012	Youth Services
63E-5.013	Construction
63E-5.014	Program Monitoring and Evaluation
63E-5.015	Research Projects

PURPOSE AND EFFECT: The rule is intended to implement standards and requirements described in Section 985.48, F.S., establishing program standards and monitoring for juvenile sexual offender commitment programs.

SUBJECT AREA TO BE ADDRESSED: The rule details the elements of a sex offender treatment program, including administration, intake, orientation, safety and security, conditions of confinement, service delivery, program evaluation, and the procedures by which research may be conducted.

SPECIFIC AUTHORITY: 985.48, 985.64, 20.316 FS.

LAW IMPLEMENTED: 985.48 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., Ste. 312, General Counsel's Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Monroe, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100, e-mail: lydia.monroe@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NO.:	RULE TITLE:
63E-6.003	Admission Criteria

PURPOSE AND EFFECT: Amending the requirement that the preadmission comprehensive evaluation be conducted no more than six months prior to program commencement. The amendment runs the six-month period from the point at which the youth is referred to the program. This ensures that once

youth are deemed eligible for the program based upon a timely comprehensive evaluation, they will be referred, and later admitted, without the need for the program to perform a second review of the evaluation at the time of admission.

SUBJECT AREA TO BE ADDRESSED: The rule amendment addresses the timeliness of a comprehensive evaluation needed for admission to a Sheriff's Training and Respect Program.

SPECIFIC AUTHORITY: 985.4891, 985.64 FS.

LAW IMPLEMENTED: 985.4891(2), (7)(a) FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., Ste. 312, General Counsel's Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Monroe, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100, e-mail lydia.monroe@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-7.006	Quality of Life and youth Grievance Process
63E-7.007	Youth Hygiene and Dress Code
63E-7.008	Facility and Food Services
63E-7.009	Behavior Management

PURPOSE AND EFFECT: The rule establishes the requirement for the administration and operation of state operated and contracted residential commitment programs for juvenile offenders.

SUBJECT AREA TO BE ADDRESSED: The rule governs various conditions of confinement, including quality of life, youth grievances, visitation, mail and telephone access, hygiene, food and behavior management.

SPECIFIC AUTHORITY: 985.64, 985.601, 20.316 FS.

LAW IMPLEMENTED: 985.601, 985.03(44), 985.441 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., Ste. 312, General Counsel's Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Monroe, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100, e-mail: lydia.monroe@djj.state.fl.us

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-5.004
 RULE TITLE: Technician

PURPOSE AND EFFECT: The purpose of the rule amendments is to clarify and define the requirements for licensure as a technician.

SUBJECT AREA TO BE ADDRESSED: The academic qualifications of clinical laboratory personnel technicians.

SPECIFIC AUTHORITY: 483.805(4), 483.811(2), 483.823 FS.

LAW IMPLEMENTED: 381.0034, 483.800, 483.809, 483.811(2), 483.815, 483.823 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 Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-5.004 Technician.

(1) General Qualifications. Degrees or semester hours of academic credit required in this section shall be obtained at a regionally accredited college or university, or by foreign education equated pursuant to subsection 64B3-6.002(6), F.A.C. In order to be licensed as a laboratory technician, which includes the categories of microbiology, serology/immunology, chemistry, hematology, immunochemistry, histology, molecular pathology, andrology and embryology, an applicant shall have a Board approved 2-hour course relating to the prevention of medical errors, which shall include root-cause analysis, error reduction and prevention, and patient safety.

(2) No change.

(3) In addition, at least one of the following requirements must be met for specific areas of licensure. In some cases there are multiple options for meeting the requirement.

Specialty	Option	Education	Training/Experience	Examination
Specialty (a) through (b) No change.				
Specialty (c) Andrology/Embryology	Option 1	Education	Training/Experience Approved clinical/medical laboratory training program.	Examination MLT(AAB) <u>for specialty sought.</u>
	<u>2</u>	<u>Bachelors Degree</u>	<u>Six months of pertinent clinical laboratory experience. Five years pertinent clinical laboratory experience.</u>	<u>MLT(AAB) for specialty sought.</u>
	<u>3</u>	<u>Associate Degree Bachelor's Degree</u>	<u>Five years of pertinent clinical laboratory experience. Six months pertinent clinical laboratory experience.</u>	<u>MLT(AAB) for specialty sought.</u>
Specialty (d) Molecular Pathology	Option <u>1</u>	Education	Training/Experience	Examination MLT (AAB) <u>MOLECULAR DIAGNOSTICS EXAMINATION</u>

Specific Authority 483.805(4), 483.811(2), 483.823 FS. Law Implemented 381.0034, 483.800, 483.809, 483.811(2), 483.815, 483.823 FS. History—New 12-6-94, Amended 7-12-95, 12-4-95, Formerly 59O-5.004, Amended 5-26-98, 1-11-99, 8-31-99, 9-27-00, 12-26-00, 4-29-02, 10-29-02, 2-11-03, 4-20-04,_____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-25.340
 RULE TITLE: Meetings and Workshops

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the name of the national association of the Boards of Pharmacy.

SUBJECT AREA TO BE ADDRESSED: Meetings and Workshops.

SPECIFIC AUTHORITY: 456.011(4) FS.

LAW IMPLEMENTED: 456.011(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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-25.340 Meetings and Workshops.

The following are considered to be official meetings of the Board:

(1) through (8) No change.

(9) All participation in Board authorized meetings with professional associations of which the Board is a member or invitee. This would include all meetings of ~~the National Associations of Boards of Pharmacy~~ of which the Board is a member as well as Board authorized participation in meetings of national or professional associations or organizations involved in educating, regulating and reviewing the profession over which the Board has statutory authority.

(10) No change.

Specific Authority 456.011(4) FS. Law Implemented 456.011(4) FS. History–New 9-30-81, Amended 11-13-81, 12-31-81, Formerly 21S-10.05, 21S-10.005, Amended 7-30-91, Formerly 21S-25.340, 61F10-25.340, 59X-25.340, Amended _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.203
 RULE TITLE: Licensure by Examination; Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement for applicants by examination to have completed an HIV/AIDS course as part of the application.

SUBJECT AREA TO BE ADDRESSED: Removal of the requirement for HIV/AIDS course.

SPECIFIC AUTHORITY: 456.033, 465.005 FS.

LAW IMPLEMENTED: 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.203 Licensure by Examination; Application.

Applicants who are at least 18 years of age and a recipient of a degree from a school or college of pharmacy accredited by an accrediting agency recognized and approved by the United States Offices of Education may apply to take the licensure examination.

(1) No change.

(2) The applicant must submit proof of having met the following requirements:

(a) No change.

~~(b) Completion of an HIV/AIDS course of no less than 3 contact hours covering the subject listed in Rule 64B16-26.602, F.A.C. For those applicants who apply within one year following receipt of their pharmacy degree, completed academic course work on HIV/AIDS will be accepted by the Board as an education course under this section, provided such course work is no less than 3 contact hours and that it covers the subjects listed in Rule 64B16-26.601, F.A.C., as evidenced by a letter attesting to subject matter covered from the Dean of the University.~~

~~(b)(e)~~ No change.

(3) through (4) No change.

Specific Authority 456.033, 465.005 FS. Law Implemented 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 FS. History–New 10-17-79, Formerly 21S-12.04, 21S-12.004, Amended 7-31-91, 10-14-91, Formerly 21S-26.203, 61F10-26.203, Amended 7-1-97, Formerly 59X-26.203, Amended 8-17-99, 10-15-01, 1-2-02, 1-12-03, 1-11-05, _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.204
 RULE TITLE: Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement for applicants by endorsement to have completed an HIV/AIDS course as part of the application.

SUBJECT AREA TO BE ADDRESSED: Removal of the requirement concerning HIV/AIDS course.

SPECIFIC AUTHORITY: 456.033, 465.005 FS.
LAW IMPLEMENTED: 456.013(1), (7), 456.033, 465.007, 465.0075, 465.022 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.204 Licensure by Endorsement.

An applicant for licensure by endorsement must be at least 18 years of age and a recipient of a degree from a school or college of pharmacy accredited by an accrediting agency recognized and approved by the United States Office of Education.

- (1) through (2) No change.
- (3) The applicant must submit satisfactory proof of completion of the following:
 - ~~(a) A Board approved course of no less than three (3) contact hours on HIV/AIDS covering the subjects set forth in Rule 64B16-26.6011, F.A.C. The course shall be completed no earlier than 12 months prior to application.~~
 - (a)(b) No change.
- (4) through (8) No change.

Specific Authority 456.033, 465.005, 465.0075 FS. Law Implemented 456.013(1), 456.033, 465.007, 465.0075, 465.022 FS. History–New 11-8-01, Amended 1-11-05,_____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1001 RULE TITLE: Examination and Application Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove references to the application fee for continuing education course approval.

SUBJECT AREA TO BE ADDRESSED: Removal of language concerning the application fee for continuing education course approval.

SPECIFIC AUTHORITY: 465.005, 465.009 FS.

LAW IMPLEMENTED: 456.025(7), 465.007, 465.0075, 465.009 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.1001 Examination and Application Fees.

- (1) The non-refundable examination fee for licensure by examination shall be \$100, payable to the Board. Examination fees for the National Practice Examination and jurisprudence examination are payable to the examination vendor.
- (2) The non-refundable application fee licensure by endorsement shall be \$100, payable to the Board.
- (3) The non-refundable application fee for a continuing education provider seeking approved provider status shall be \$150, payable to the Board.
- ~~(4) The non-refundable application fee for a continuing education course approval shall be \$50 for each course submitted for approval, payable to the Board.~~

Specific Authority 465.005, 465.009 FS. Law Implemented 456.025(7), 465.007, 465.0075, 465.009 FS. History–New 1-11-05, Amended_____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1004 RULE TITLE: Inactive License Election; Renewal; Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove references to the renewal fee as referenced in Rule 64B16-26.1003, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Removal of language concerning references to Rule 64B16-26.1003, F.A.C.

SPECIFIC AUTHORITY: 456.036, 465.005, 465.012, 465.0125, 465.0126 FS.

LAW IMPLEMENTED: 456.036, 456.065(3), 465.012, 465.0125, 465.0126 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.1004 Inactive License Election; Renewal; Fees.

- (1) A licensee may elect:
 - (a) through (c) No change.

(d) At a time other than license renewal to change the inactive status license to active status, provided the licensee meets the continuing education requirements of Rule 64B16-26.103, F.A.C., for each biennium the license was on inactive status and submits the reactivation fee of \$70, a change of status fee of \$25 and ~~the current renewal fee set forth in Rule 64B16-26.1003, F.A.C., or~~ the difference between the inactive status renewal fee and the active status renewal fee, if any exists.

- (2) A consultant pharmacist licensee may elect:
 - (a) through (c) No change.

(d) At a time other than license renewal to change the inactive status license to active status, provided the licensee meets the continuing education requirements of Rule 64B16-26.103, F.A.C., for each biennium the license was on inactive status, and submits the reactivation fee of \$25, a change of status fee of \$25, and the difference between the inactive status renewal fee and the active status renewal fee, if any exists ~~the active consultant pharmacist renewal fee set forth in Rule 64B16-26.1003, F.A.C.~~

- (3) A nuclear pharmacist licensee may elect:
 - (a) through (c) No change.

(d) At a time other than license renewal to change the inactive status license to active status, provided the nuclear pharmacist licensee meets the continuing education requirements of Rule 64B16-26.304, F.A.C., for each biennium the license was on inactive status and by submitting a reactivation fee of \$50, a change of status fee of \$25, and ~~the active nuclear license renewal fee set forth in Rule 64B16-26.1003, F.A.C., or~~ the difference between the inactive status renewal fee and the active status renewal fee, if any exists.

Specific Authority 456.036, 465.005, 465.012, 465.0125, 465.0126 FS. Law Implemented 456.036, 456.065(3), 465.012, 465.0125, 465.0126 FS. History—New 1-11-05, Amended_____.

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.: 64B24-2.004 RULE TITLE: Licensure by Endorsement
PURPOSE AND EFFECT: To update the rule.

SUBJECT AREA TO BE ADDRESSED: Licensure by Endorsement.

SPECIFIC AUTHORITY: 467.005 FS.

LAW IMPLEMENTED: 467.0125 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: Department of Health, Council of Licensed Midwifery, 4042 Bald Cypress Way, Third Floor, Room 301, 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 five (5) days before the workshop/meeting by contacting: The Council of Licensed Midwifery, (850)245-4161. 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: Rhonda Bryan, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.: 64B24-4.010 RULE TITLE: Four-month Pre-licensure Course
PURPOSE AND EFFECT: To update the rule.

SUBJECT AREA TO BE ADDRESSED: Four-month Pre-licensure Course.

SPECIFIC AUTHORITY: 456.004(5) FS.

LAW IMPLEMENTED: 467.0125 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: Department of Health, Council of Licensed Midwifery, 4042 Bald Cypress Way, Third Floor, Room 301, 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 five (5) days before the workshop/meeting by contacting: Rhonda Bryan. 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: Rhonda Bryan, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II
 Proposed Rules**

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: 2A-8.005
 RULE TITLE: Adjustments to Reflect Consumer Price Index

PURPOSE AND EFFECT: The proposed rule amendments are intended to reflect changes to benefits with regard to the recent changes in the Consumer Price Index.

SUMMARY: The proposed rule amendments reflect revised benefit payments in response to adjustments to the Consumer Price Index.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 112.19 FS.

LAW IMPLEMENTED: 112.19 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: Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-8.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.19(2)(j), Florida Statutes, requires the Bureau to adjust the statutory amount on July 1 of each year based on the Consumer Price Index for all urban consumers

published by the United States Department of Labor, using the most recent figures available. The Bureau will utilize the previous March Consumer Price Index published by the United States Department of Labor and the benefits shall be adjusted from the benefit amount of the year before.

(2) The Consumer Price Index amount in March ~~2006~~ 2007 was ~~2.8~~ 3.4 percent. Therefore, the statutory amount for the period July 1, ~~2007~~ 2008 through June 30, ~~2007~~ 2008, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$57,398.52~~ \$55,835.12.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$57,398.52~~ \$55,835.12.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$172,195.47~~ \$167,505.33.

Specific Authority 112.19 FS. Law Implemented 112.19 FS. History—New 12-10-03, Amended 8-17-04, 7-26-05, 7-26-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rick Nuss, Chief, Bureau of Criminal Justice Programs

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rick Nuss, Chief, Bureau of Criminal Justice Programs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NO.: 5F-5.001
 RULE TITLE: Specifications, Tolerances, and Other Technical Requirements for Commercial Weighing and Measuring Devices

PURPOSE AND EFFECT: The purpose of this rule is to amend Rule 5F-5.001, F.A.C., to adopt the most recent national standards for weighing and measuring devices developed by the National Conference on Weights and Measures and published in the 2007 edition of National Institute of Standards and Technology Handbook 44. Adoption of the current national standards will make Florida's requirements uniform with the national requirements and facilitate interstate commerce and trade.

SUMMARY: Adopts the current national standards for specifications, tolerances and other technical requirements for commercial weighing and measuring devices as published in the latest edition of National Institute of Standards and Technology Handbook 44.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.