

69K-9.004 Consumer Brochure.

Each cemetery and preneed licensee offering to provide burial rights, merchandise, or services to the public shall display in its offices for free distribution to all potential customers, and provide to all customers before the contract is signed by the purchaser, a brochure entitled “Pre-Need Funeral & Cemetery Arrangements.” Form DFS-N1-1698, effective 10/06. The brochures shall be purchased from the Department and cannot be printed by a licensee or a private vendor for a licensee. Brochures shall be purchased, at Department cost, by submitting the “Brochure Purchase Order,” Form DFS-N1-1729, effective 10/06, or by submitting a written request to the Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, FL 32399-0361. Brochures shall be sold in increments of 100 with a minimum order of 100 brochures. Both forms are incorporated by reference in Rule 69K-1.001, F.A.C.

Specific Authority 497.103(5)(b), 497.167(5), 497.282(9) FS. Law Implemented 497.167(5), 497.282(9) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Diana Marr, Director, Division of Funeral, Cemetery, and Consumer Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Karen Chandler, Deputy Chief Financial Officer

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 7, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 20, 2007

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NOS.:	RULE TITLES:
5C-24.001	Definitions
5C-24.002	General Requirements
5C-24.003	Official Certificate of Veterinary Inspection (OCVI)

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 27, July 6, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NO.:	RULE TITLE:
5C-28.001	Dog and Cats – Intrastate Transfer of Ownership

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 27, July 6, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.:	RULE TITLE:
5J-14.003	Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 2, January 11, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.:	RULE TITLE:
5J-14.004	Separate Promotions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 2, January 11, 2008 issue of the Florida Administrative Weekly has been withdrawn.

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.”

LAND AND WATER ADJUDICATORY COMMISSION

Capital Region Community Development District

RULE NO.:	RULE TITLE:
42CC-1.002	Boundary

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 41, October 12, 2007 issue of the Florida Administrative Weekly has been withdrawn.

LAND AND WATER ADJUDICATORY COMMISSION

Southeastern Community Development District

RULE NOS.:	RULE TITLES:
42III-1.001	Establishment
42III-1.002	Boundary
42III-1.003	Supervisors

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 41, October 12, 2007 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-6.020	Payment Methodology for Inpatient Hospital Services

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. 33, No. 39, September 28, 2007 issue of the Florida Administrative Weekly.

In the Title XIX Inpatient Hospital Reimbursement Plan, as incorporated into this rule by reference:

1. The language “For any public hospital that does not qualify for the elimination of the inpatient ceilings under this section of the 2007-08 General Appropriations Act or any other proviso listed, the public hospital shall be exempt from the inpatient reimbursement ceilings contingent on the public hospital or local governmental entity providing the required state match” has been deleted from the proposed rule language.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-6.030	Payment Methodology for Outpatient Hospital Services

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. 33, No. 39, September 28, 2007 issue of the Florida Administrative Weekly.

Section III.F. Allowable Costs

1. The term “public hospital” has been replaced with non-state-government owned or operated facility in accordance with 42 CFR §417.272.

Section V.15 Standards

2. The term “public hospital” has been replaced with non-state government owned or operated facility in accordance with 42 CFR §417.272.

3. The phrase “contingent on the public hospital or local governmental entity providing the required state match” has been deleted from the plan language.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.:	RULE TITLE:
61J2-5.014	Registration of Corporation

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. 14, April 7, 2006 issue of the Florida Administrative Weekly.

AMENDED NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed Rule published in Vol. 31, No. 14, April 7, 2006, issue of the Florida Administrative Weekly. The Board held a public hearing on this Rule on December 12, 2006, in Orlando, Florida, and determined the following changes should be made:

~~Unless the Commission or BPR shall have information that the corporation has been in violation of Chapters 475 and 455, Florida Statutes, or the rules promulgated under said chapters, it will be assumed to be qualified for registration if its officers and directors are qualified and if the answers to questions in the application, or in supplemental inquiries, are satisfactory. Otherwise, investigation and other proceedings, as in cases of individual applicants, shall commence.~~ No registration shall be granted or renewed for any corporation if it shall appear that the person individual(s) having control of the corporation has been denied, revoked, or suspended and not reinstated, or if a person having control of the corporation has been convicted of a felony in any court and has not had civil rights restored for at least 5 years, or if an injunction has been entered against the person individual for operating as a real estate licensee without a license. A person shall be deemed to be in control of a corporation where such person ~~or spouse, children, or member of the household~~ shall own or control, ~~directly or indirectly,~~ more than 50 ~~40~~ percent of the voting stock of such corporation.

An applicant for registration shall submit forms DBPR 0040-1, revised 3/5/03 (Officers and Directors), DBPR RE-2000, revised 11/07 (Application Requirements), and DBPR RE-2050, revised 11/07 (Request for Change of Status), which are incorporated herein by reference. The forms can be obtained from the Department of Business and Professional Regulation at, 1940 North Monroe Street, Tallahassee, Florida 32399-0783, and the Call Center by calling (850) 487-1395. No corporation shall operate as a real estate broker until they have received written notification from the Department that the corporation has been properly registered.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suit N802, Orlando, Florida 32801

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Division of Environmental Health and Statewide Programs

RULE NOS.:	RULE TITLES:
64E-2.023	Trauma Center Requirements
64E-2.024	Process for the Approval of Trauma Centers
64E-2.025	Extension of Application Period
64E-2.026	Certificate of Approval
64E-2.027	Process for Renewal of Trauma Centers
64E-2.028	Site Visits and Approval
64E-2.029	Application by Hospital Denied Approval

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. 33, No. 39, September 28, 2007 issue of the Florida Administrative Weekly.

The following changes have been made to the Florida Trauma Center Standards, Department of Health Pamphlet 150-9, which is incorporated by reference in the above referenced rules, based on comments received prior to or during the October 29, 2007 and the January 3, 2008 hearings. A complete copy of the January 2008 Pamphlet 150-9 can be found on the following website: <http://www.doh.state.fl.us/demo/Trauma/notices.htm> under "Notices and Upcoming Events."

Chapter One – Definitions

Trauma Nursing Core Course (TNCC): A course developed and presented by the Emergency Nurses Association that in part will meet the minimum educational standard for a nurse requiring trauma specific education

Chapter Two

Standard II – Trauma Service

B. Administrative Requirements

7. The hospital submits trauma data to the state Division of Emergency Medical Operations, Office of Trauma, trauma registry program in accordance with "The Florida Trauma Registry Manual," ~~December 2005~~, adopted by reference in Rule 64E-2.018, Florida Administrative Code.

Chapter Three

Standard II – Trauma Service

B. Administrative Requirements

7. The hospital submits trauma data to the state Division of Emergency Medical Operations, Office of Trauma Bureau of EMS trauma registry program in accordance with "The Florida Trauma Registry Manual," ~~December 2005~~, adopted by reference in Rule 64E-2.018, Florida Administrative Code.

Chapter Four

Standard II – Trauma Service

B. Administrative Requirements

7. The hospital submits trauma data to the state Division of Emergency Medical Operations, Office of Trauma Bureau of EMS trauma registry program in accordance with "The Florida Trauma Registry Manual," ~~December 2005~~, adopted by reference in Rule 64E-2.018, Florida Administrative Code.

Chapters Two, Three and Four

Standard XVI – Psychosocial Support Systems

C. Drug and alcohol counseling and referral services shall be available for patients who are admitted into the trauma service and their families for patients and their families.

Chapter Two

Standard XIX – Trauma Research

A. The trauma service shall conduct ongoing clinical and research programs in trauma patient care and a Level I trauma center program must have:

1. Three articles published in a 3-year period. These articles must result from work related to the trauma center. Of the three articles, at least 1 must be authored or coauthored by members of the general surgery trauma team. Trauma-related articles co-authored by members of other disciplines or work done in collaboration with other trauma centers; sub-specialists involved in trauma care for examples: neurosurgery, emergency medicine, orthopaedics, radiology, anesthesia, and rehabilitation; and participation in multicenter investigations may be included in the remainder, and

The following technical changes have been made to the text of the proposed rules to reference the definition of "department", which can be found in subsection 64E-2.001(8), F.A.C. The definition for "department" provides the address where documents incorporated by reference in the proposed rules can be obtained. Also, the date of the Trauma Center Standards – DH Pamphlet 150-9 has been changed to January 2008 due to the above changes requested prior to or during the January 3, 2008 hearing.

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-2.023 Trauma Center Requirements.

(1) The standards for Level I, Level II and Pediatric trauma centers are published in DH Pamphlet (DHP) 150-9, January 2008 ~~December 2004~~, which is incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C. Trauma centers must be in full compliance with these standards by January 1, 2009 ~~July 1, 2000~~.

(2) To be a Level I trauma center, a hospital shall be a state licensed general hospital and shall:

(a) Meet and maintain after receiving provisional status and during the 7 year approval period the standards for a Level I trauma center as provided in DHP 150-9, January 2008 December 2004;

(b) through (d) No change.

(3) To be a Level II trauma center, a hospital shall:

(a) Meet and maintain after receiving provisional status and during the 7 year approval period the standards for a Level II trauma center, as provided in DHP 150-9, January 2008 December 2004;

(b) through (d) No change.

(4) To be a pediatric trauma center, a hospital shall:

(a) Meet and maintain after receiving provisional status and during the 7 year approval period the standards for a pediatric trauma center, as provided in DHP 150-9, January 2008 December 2004;

(b) through (d) No change.

(5) The standards published in DHP 150-9, January 2008 December 2004, are subject to revision at any time through rule promulgation. Any hospital that has been granted Provisional trauma center status or has been granted a 7 year Certificate of Approval as a trauma center shall comply with all revisions to the standards published in DHP 150-9, beginning on the date the amended rule becomes effective.

Specific Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.108, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, _____.

64E-2.024 Process for the Approval of Trauma Centers.

(1) through Table VII – Process for Approval of Trauma Centers.

(a) The department shall accept a letter of intent, DH Form 1840, January 2008 December 2004, “Trauma Center Letter of Intent”, which is incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C., postmarked no earlier than September 1 and no later than midnight, October 1, from any acute care general or pediatric hospital. The letter of intent is non-binding, but preserves the hospital’s right to submit an application by the required due date if an available position, as provided in Rule 64E-2.022, F.A.C., exists in the hospital’s TSA. If the hospital does not submit an application by April 1 of the following year, the hospital’s letter of intent is void;

(b) By October 15, the department shall send to those hospitals submitting a letter of intent an application package which will include, as a minimum, instructions for submitting information to the department for selection as a trauma center, DHP 150-9, January 2008 December 2004, Trauma Center Standards, which is incorporated by reference in Rule

64E-2.023, F.A.C. and available from the department, as defined by subsection 64E-2.001(8), F.A.C., and the requested application(s);

(c) No change.

1. To apply for approval as a Level I Trauma Center, applicants must submit all forms contained in the Level I Trauma Center Application Manual, January 2008 December 2004. The manual and the forms contained therein are incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C. The manual contains the following forms: DH Form 2032, January 2008 December 2004, General Information for Level I Trauma Center Application; DH Form 2032-A, January 2008 December 2004, Level I Trauma Center Approval Standards Summary Chart; DH Form 2032-B, January 2008 December 2004, Application for Level I Trauma Center Approval Letter of Certification; DH Form 2032-C, January 2008 December 2004, Level I Trauma Center Surgical Specialties Certifications; DH Form 2032-D, January 2008 December 2004, Level I Trauma Center Non-Surgical Specialties Certifications; DH Form 2032-E, January 2008 December 2004, Level I Trauma Center General Surgeons Commitment Statement; DH Form 2032-F, January 2008 December 2004, Level I Trauma Center General Surgeons Available for Trauma Surgical Call; DH Form 2032-G, January 2008 December 2004, Level I Trauma Center Neurosurgeons Available for Trauma Surgical Call; DH Form 2032-H, January 2008 December 2004, Level I Trauma Center Neurological, Pediatric Trauma and Neurological, and Neuroradiology Statements; DH Form 2032-I, January 2008 December 2004, Level I Trauma Center Surgical Specialists On Call and Promptly Available; DH Form 2032-J, January 2008 December 2004, Level I Trauma Center Emergency Department Physicians; DH Form 2032-K, January 2008 December 2004, Level I Trauma Center Anesthesiologists Available for Trauma Call; DH Form 2032-L, January 2008 December 2004, Level I Trauma Center C.R.N.A.s Available for Trauma Call; and DH Form 2032-M, January 2008 December 2004, Level I Trauma Center Non-Surgical Specialists On Call and Promptly Available.

2. To apply for approval as a Level II Trauma Center, applicants must submit all forms contained in the Level II Trauma Center Application Manual, January 2008 December 2004. The manual and the forms contained therein are incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C. The manual contains the following forms: DH Form 2043, January 2008 December 2004, General Information for Level II Trauma Center Application; DH Form 2043-A, January 2008 December 2004, Level II Trauma Center Approval Standards Summary Chart; DH Form 2043-B, January 2008 December 2004, Application for Level II Trauma Center Approval Letter of Certification; DH Form 2043-C, January 2008 December

2004, Level II Trauma Center Surgical Specialties Certifications; DH Form 2043-D, January 2008 ~~December 2004~~, Level II Trauma Center Non-Surgical Specialties Certifications; DH Form 2043-E, January 2008 ~~December 2004~~, Level II Trauma Center General Surgeons Commitment Statement; DH Form 2043-F, January 2008 ~~December 2004~~, Level II Trauma Center General Surgeons Available for Trauma Surgical Call; DH Form 2043-G, January 2008 ~~December 2004~~, Level II Trauma Center Neurosurgeons Available for Trauma Surgical Call; DH Form 2043-H, January 2008 ~~December 2004~~, Level II Trauma Center Neurological, Pediatric Trauma and Neurological, and Neuroradiology Statements; DH Form 2043-I, January 2008 ~~December 2004~~, Level II Trauma Center Surgical Specialists On Call and Promptly Available; DH Form 2043-J, January 2008 ~~December 2004~~, Level II Trauma Center Emergency Department Physicians; DH Form 2043-K, January 2008 ~~December 2004~~, Level II Trauma Center Anesthesiologists Available for Trauma Call; DH Form 2043-L, January 2008 ~~December 2004~~, Level II Trauma Center C.R.N.A.s Available for Trauma Call; and DH Form 2043-M, January 2008 ~~December 2004~~, Level II Trauma Center Non-Surgical Specialists On Call and Promptly Available.

3. To apply for approval as a Pediatric Trauma Center, applicants must submit all forms contained in the Pediatric Trauma Center Application Manual, January 2008 ~~December 2004~~. The manual and the forms contained therein are incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C. The manual contains the following forms: DH Form 1721, January 2008 ~~December 2004~~, General Information for Pediatric Trauma Center Application; DH Form 1721-A, January 2008 ~~December 2004~~, Pediatric Trauma Center Approval Standards Summary Chart; DH Form 1721-B, January 2008 ~~December 2004~~, Application for Pediatric Trauma Center Letter of Certification; DH Form 1721-C, January 2008 ~~December 2004~~, Pediatric Trauma Center Surgical Specialties Certifications; DH Form 1721-D, January 2008 ~~December 2004~~, Pediatric Trauma Center Non-Surgical Specialties Certifications; DH Form 1721-E, January 2008 ~~December 2004~~, Pediatric Center General Surgeons Commitment Statement; DH Form 1721-F, January 2008 ~~December 2004~~, Pediatric Trauma Center General Surgeons Available for Trauma Surgical Call; DH Form 1721-G, January 2008 ~~December 2004~~, Pediatric Trauma Center Neurosurgeons Available for Trauma Surgical Call; DH Form 1721-H, January 2008 ~~December 2004~~, Pediatric Trauma Center Neurological, Pediatric Trauma and Neurological, and Neuroradiology Statements; DH Form 1721-I, January 2008 ~~December 2004~~, Pediatric Trauma Center Surgical Specialists On Call and Promptly Available; DH Form 1721-J, January 2008 ~~December 2004~~, Pediatric Trauma Center Emergency Department Physicians; DH Form 1721-K, January 2008 ~~December 2004~~, Pediatric Trauma Center Anesthesiologists Available for

Trauma Call; DH Form 1721-L, January 2008 ~~December 2004~~, Pediatric Trauma Center C.R.N.A.s Available for Trauma Call; and DH Form 1721-M, January 2008 ~~December 2004~~, Pediatric Trauma Center Non-Surgical Specialists On Call and Promptly Available.

(d) After considering the results of the local or regional trauma agency's recommendations, the department shall, by April 15, conduct a provisional review to determine completeness of the application and the hospital's compliance with the standards of critical elements for provisional status. The standards of critical elements for provisional review for Level I and Level II trauma center applications are specified in DHP 150-9, January 2008 ~~December 2004~~, as follows:

Level I

STANDARD

I. through XVIII.; No change

XIX. Trauma Research: B₂:-

XX. Disaster Planning and Management.

Level II

STANDARD

I. through XVII. Outreach Programs: B, C, and E; No change.

XVIII. Quality Management: A through H₂:-

XIX. Disaster Planning and Management.

Pediatric

STANDARD

I. Administrative: A, E, and F; through XVIII. Quality Management: A through H; No change.

XIX. Trauma Research: B₂:-

XX. Disaster Planning and Management.

(e) through (m) No change.

Specific Authority 395.405 FS. Law Implemented 395.1031, 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History--New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.109, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05,_____.

64E-2.025 Extension of Application Period.

(1) No change.

(2) To be considered for an extension, a hospital must submit an application in accordance with the requirements in Rule 64E-2.024, F.A.C., together with a request for extension. The request for extension must contain the following:

(a) The specific date the hospital desires to have the department begin the provisional review of the hospital's application;

(b) A reference to each standard, or specific part of a standard, in DHP 150-9, January 2008 ~~December 2004~~, Trauma Center Standards, which is incorporated by reference in Rule 64E-2.023, F.A.C. and available from the department, as defined by subsection 64E-2.001(8), F.A.C., that the hospital is unable to meet;

(c) through (14) No change.

Specific Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 12-10-92, Amended 12-10-95, Formerly 10D-66.1095, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, _____.

64E-2.026 Certificate of Approval.

Each hospital approved as a trauma center shall be issued a DH Form 2032-Z, January 2008 ~~December 2004~~, Level I Trauma Center Certificate of Approval, DH Form 2043-Z, January 2008 ~~December 2004~~, Level II Trauma Center Certificate of Approval, or DH Form 1721-Z, January 2008 ~~December 2004~~, Pediatric Trauma Center Certificate of Approval, which are incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C. The certificates shall include:

- (1) The date effective and the date of termination;
- (2) The hospital's name; and
- (3) The approved trauma center level.

Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, Formerly 10D-66.110, Amended 2-20-00, 4-15-01, 6-9-05, _____.

64E-2.027 Process for Renewal of Trauma Centers.

(1) At least 14 months prior to the expiration of the trauma center's certification, the department shall send, to each trauma center that is eligible to renew, a blank DH Form 2032R, January 2008 ~~December 2004~~, Trauma Center Application to Renew, which is incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C., in accordance with the provisions of this section. Within 15 calendar days after receipt, the trauma center choosing to renew its certification shall submit to the department the completed DH Form 2032R, January 2008 ~~December 2004~~.

(2) All renewing trauma centers shall receive an on-site survey after the department's receipt of the completed DH Form 2032R, January 2008 ~~December 2004~~. The department shall notify each trauma center of the results of the site survey within 30 working days from completion of the site survey. If the trauma center desires to provide additional information regarding the results of the site survey to the department to be considered, the information must be provided in writing and be received by the department within 30 calendar days of the hospital's receipt of the department's notice. If the trauma center elects not to respond to the department's notice within 30 calendar days, the department shall make the final determination of approval or denial based solely on information collected during the applicant's site survey.

- (3) through (4) No change.

Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 1-23-96, Formerly 10D-66.111, Amended 3-15-98, 2-20-00, 6-9-05, _____.

64E-2.028 Site Visits and Approval.

(1) Each Provisional trauma center shall receive an on-site evaluation to determine whether the hospital is in substantial compliance with standards published in DHP 150-9, January 2008 ~~December 2004~~, Trauma Center Standards, which is incorporated by reference in Rule 64E-2.023, F.A.C. and available from the department, as defined by subsection 64E-2.001(8), F.A.C., and to determine the quality of trauma care provided by the hospital.

- (2) through (3) No change.

(4) The reviewers shall assess each applicant hospital's compliance with the standards published in DHP 150-9, January 2008 ~~December 2004~~, by means of direct observation, review of call schedules, and review of patient charts. Reviewers also shall assess the quality of trauma patient care and trauma patient management by reviewing facility trauma mortality data, by reviewing patient charts and by reviewing trauma case summaries and minutes of trauma quality management committee meetings pursuant to Standard XVIII of DHP 150-9, January 2008 ~~December 2004~~.

- (5)(a) through (b) No change.

(c) Patient charts to be reviewed shall be selected by the department from cases meeting the criteria listed in Standard XVIII B.2., published in DHP 150-9, January 2008 ~~December 2004~~. A minimum of 75 cases shall be selected for review in each facility. If the cases total less than 75, then all cases are subject to review.

(6) The reviewers shall rate a Provisional trauma center which they have reviewed as either acceptable, acceptable with corrections, or unacceptable. The rating shall be based on each facility's substantial compliance with the standards published in DHP 150-9, January 2008 ~~December 2004~~, and upon the performance of each Provisional trauma center in providing acceptable trauma patient care and trauma patient management which resulted in acceptable patient outcomes. (d) through (e) No change.

- (7) through (12) No change.

Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 10-2-94, 12-10-95, Formerly 10D-66.112, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, _____.

64E-2.029 Application by Hospital Denied Approval.

Any hospital that was not approved as a trauma center based on the application of criteria in Rule 64E-2.028, F.A.C., may submit a completed Letter of Intent DH Form 1840 January 2008 ~~December 2004~~, which is available from the department, as defined by subsection 64E-2.001(8), F.A.C., postmarked no earlier than September 1 and no later than midnight October 1 of the following year.

Specific Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.113, Amended 2-20-00, 6-9-05,_____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-27.003	Designation of Endangered Species; Prohibitions; Permits
68A-27.004	Designation of Threatened Species; Prohibitions; Permits

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 44, November 2, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-58.004	Firesafety Inspections
69A-58.0081	Means of Egress
69A-58.0082	Relocatable Buildings

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 51, December 21, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NO.:	RULE TITLE:
69J-7.004	Participating Contractors

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule development in Vol. 34, No. 2, January 11, 2008 issue of the Florida Administrative Weekly.

Notice is hereby given that the workshop on the above reference rule will be held on Wednesday, January 30, 2008, 10:00 a.m. in the Larson Building, Room 142, 200 East Gaines Street, Tallahassee, Florida

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
69O-170.0155	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. 33, No. 47, November 21, 2007 issue of the Florida Administrative Weekly.

Notice is hereby given that the following changes have been made to the proposed, in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 47, on November 21, 2007, of the *Florida Administrative Weekly*. These changes are being made to address concerns expressed Form OIR-B1-1809 “Health Care Provider Certification of Eligibility” has been revised based on comments received at the hearing. A copy of the revised form is available by contacting Michael Milnes at michael.milnes@fldfs.com. The remainder of the reads as previously published.

**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**

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.”

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on December 27, 2007, the St. Johns River Water Management District, received a petition for variance from Roche Land Development Group, Inc., in relation to Environmental Resource Permit Application 4-009-104378-2 for a proposed modification to a permit for single-family residential subdivision in Brevard County, three lots of which are waterfront. The subdivision is located 1500 feet south of SR 528 on Merritt Island. Pursuant to Section 373.414(17), F.S., the petitioner is seeking a variance from paragraph 40C-4.302(1)(c), F.A.C., and Sections 10.1.1(c), 12.1.1(d) and 12.2.5(c) of the Applicant’s Handbook: