

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NO.: IT-1.001
 RULE TITLE: Division of Cultural Affairs

PURPOSE AND EFFECT: The proposed amendment to Rule IT-1.001 provides for a description of the reporting responsibilities of state agencies as regards the Art in State Buildings program (Section 255.043, F.S.).

SUBJECT AREA TO BE ADDRESSED: Art in State Buildings Program.

SPECIFIC AUTHORITY: 255.043(4), 265.284(5)(d), 265.285(1)(c), 265.286(1), (6), 265.2861(2)(b), (f), 265.2865(6), 265.605(1), 265.608(1), 265.609(1), (4), 265.701(5), 265.702(8) FS.

LAW IMPLEMENTED: 215.97, 255.043, 265.284, 265.285, 265.286, 265.2861, 265.2865, 265.601-.603, 265.605-.607, 265.608, 265.609, 265.701, 265.702, 286.011, 286.012, 286.25, 288.0656, 288.06561 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: March 27, 2008, 9:00 a.m.
 PLACE: Room 307, R. A. Gray Building, 500 S Bronough St., Tallahassee, FL

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 2 days before the workshop/meeting by contacting: Morgan Lewis, Division of Cultural Affairs, (850)245-6356. 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: Lee Modica, Division of Cultural Affairs, (850)245-6476

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

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NO.: IT-1.001
 RULE TITLE: Division of Cultural Affairs

PURPOSE AND EFFECT: The purpose of this amendment is to establish in rule the recommendations of the Department of State's Inspector General and Office of the General Counsel following a review of the program in July 2006.

SUBJECT AREA TO BE ADDRESSED: Cultural Endowment Program grant award agreement, definitions, audit language, reporting requirements, and grant administration.

SPECIFIC AUTHORITY: 265.284(5)(d), 265.285(1)(c), 265.286(1), 265.701(4) FS.

LAW IMPLEMENTED: 215.97, 265.284, 265.285, 265.286, 265.701, 286.011, 286.012, 286.25 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, March 17, 2008, 9:30 a.m.
 PLACE: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Donald R. Blancett, Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: 5E-9.028
 RULE TITLE: License Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to increase license renewal fees to the maximum allowed by statutes.

SUBJECT AREA TO BE ADDRESSED: License renewal fees.

SPECIFIC AUTHORITY: 487.045, 487.048(1), 570.07(23) FS.

LAW IMPLEMENTED: 487.045, 487.048(1) 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: Mr. Bruce Nicely, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399, (850)488-8731

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5E-9.028 License Fees.

(1) Private and public pesticide applicator license. The fee for either initial licensure or license renewal is \$100 ~~\$60~~, with no additional fee for added categories.

(2) Commercial pesticide applicator license. The fee for either initial licensure or license renewal is \$250 ~~\$160~~, with no additional fee for added categories.

(3) Pesticide dealer license. The fee for either initial licensure or license renewal is \$250 ~~\$175~~.

(4) Fee submission. All fees shall be submitted to the Pesticide Certification Office, P. O. Box 6710, Tallahassee, Florida 32314-6710. Checks or money orders shall be payable to the Florida Department of Agriculture and Consumer Services.

Specific Authority 487.045, 487.048(1), 570.07(23) FS. Law Implemented 487.045, 487.048(1) FS. History—New 6-9-94, Amended 7-2-95, 9-24-98,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.012 Purchasing Policies

PURPOSE AND EFFECT: To amend Rule 6A-1.012, Florida Administrative Code, to update the purchasing policies used by school districts to purchase products or services.

SUBJECT AREA TO BE ADDRESSED: District school board purchasing rules.

SPECIFIC AUTHORITY: 1001.01, 1010.04 FS.

LAW IMPLEMENTED: 1001.42(4)(j), 1010.04 FS.

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

DATE AND TIME: Tuesday, March 25, 2008, 9:30 a.m. – 10:30 a.m.

PLACE: Florida Department of Education, 325 West Gaines Street, Room 503, Turlington Building, Tallahassee, FL 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ed Clayton, Assistant Bureau Chief, Bureau of Contracts, Grants and Procurement Management Services, Florida Department of Education, (850)245-0483 or Ed.Clayton@fldoe.org

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.0021 Florida Teacher Certification

Examinations

PURPOSE AND EFFECT: The purpose of this proposed rule development is to adopt the Thirteenth Edition of the FTCE Competencies and Skills for the Florida Teacher Certification Examinations to implement changes to the subject area competencies and skills. The rule also will amend the score verification process to limit the review of items by examinees to those items they answered incorrectly and to allow these score verification sessions to be held in various locations statewide. Effective dates for these changes will be specified in the rule amendment. With these changes, selected examinations will be updated to reflect new competencies and skills and examinees will have greater access to score verification sessions statewide.

SUBJECT AREA TO BE ADDRESSED: Florida Teacher Certification Examinations.

SPECIFIC AUTHORITY: 1012.56(8) FS.

LAW IMPLEMENTED: 1012.56(8) 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: March 24, 2008, 10:00 a.m. – 12:00 Noon

PLACE: Florida Department of Education, 1703/07 Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Mike Jones, Program Director, Postsecondary Assessment, Office of Assessment and School Performance, Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL. 32399, (850)245-5013

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.00821 Florida Educational Leadership Examination

PURPOSE AND EFFECT: The purpose of this proposed rule development is to adopt the Fifth Edition of the FELE Competencies and Skills for the Florida Educational Leadership Examination (FELE). Additional rule amendments will include: renaming and updating selected FELE subtests, removing obsolete rater and rating requirements, establishing passing scores, amending the score verification process, and specifying a minimum of 31 days between testing and retesting. Effective dates for these changes will be specified in the rule amendment. With these changes, the FELE program will be updated to include new competencies and skills, new passing scores and scoring processes, as well as greater access

to score verification sessions. In addition, examinees will be required to wait at least 31 days before retaking a failed examination.

SUBJECT AREA TO BE ADDRESSED: Florida Educational Leadership Examination.

SPECIFIC AUTHORITY: 1012.55(1) FS.

LAW IMPLEMENTED: 1012.55(1) 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: March 24, 2008, 10:00 a.m. – 12:00 Noon

PLACE: Florida Department of Education, 1703/07 Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Mike Jones, Program Director, Postsecondary Assessment, Office of Assessment and School Performance, Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-5013

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

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-17.003	Registration
12A-17.005	Public Use Forms

PURPOSE AND EFFECT: The purpose of the amendments to Rule 12A-17.003, F.A.C. (Registration), is to: (1) provide that, to obtain a certificate of registration as a secondhand dealer or as a secondary metals recycler, the Department requires a completed application package; (2) provide the documents that are required to be included in application package submitted for registration as a secondhand dealer or as a secondary metals recycler; (3) provide how and when to submit a completed application package to the Department for processing; (4) provide that a Federal Bureau of Investigation fingerprint card must be received as part of a registration application, so that the Florida Department of Law Enforcement can complete the background check required for all applicants; (5) provide information for the fees imposed by the Department of Law Enforcement and the Federal Bureau of Investigation to perform a background check; (6) provide the requirements for registration when there is a change in legal entity of a registered business or when there is a change in ownership of a registered business; (7) clarify the process for renewing an annual certificate of registration; and (8) clarify what confidential information the Department has been authorized to release to law enforcement officials or by an order of a judge or by a subpoena.

The purpose of the proposed amendments to Rule 12A-17.005, F.A.C. (Public Use Forms), is to: (1) adopt, by reference, forms to be used by the Department to register secondhand dealers and secondary metals recyclers beginning July 2008; (2) update information on how to obtain forms from the Department; and (3) clarify that renewal applications are issued annually by the Department to current registrants.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the requirements imposed on persons to obtain a certificate of registration as a secondhand dealer or a secondary metals recycler.

SPECIFIC AUTHORITY: 213.06(1), 538.11 FS.

LAW IMPLEMENTED: 213.053(9), (11), 538.09, 538.11, 538.25, 538.26, 539.002 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: March 24, 2008, 10:00 a.m.

PLACE: Room 435, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Ron Gay, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4732

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12A-17.003 Registration.

(1)(a) Any person, corporation, or other business entity must shall file a completed application package for registration as an Application for Secondhand Dealer or Secondary Metals Recycler Registration (form DR-1S, incorporated by reference in Rule 12A-17.005, F.A.C.) and be issued a secondhand dealer or secondary metals recycler and obtain a certificate of registration before engaging in business as a secondhand dealer or secondary metals recycler. One application package Application for Secondhand Dealer or Secondary Metals Recycler Registration is required for each dealer. If a dealer is engaged in business as a secondhand dealer and a secondary metals recycler, a separate application package Application for Secondhand Dealer or Secondary Metals Recycler Registration must be filed for each type of business. If a secondhand dealer

or secondary metals recycler is the owner of more than one business location, the application package must list each location owned by the same legal entity. The Department will issue a certificate of registration to the business duplicate Certificate of Registration for each location.

(b) To apply for registration as a secondhand dealer or secondary metals recycler, a business entity is required to provide a completed registration package to:

Account Management-Secondhand Dealer Unit

Florida Department of Revenue

P. O. Box 6480

Tallahassee, Florida 32314-6480

(c) A completed registration package contains the following:

1. A completed Application for Secondhand Dealer or Secondary Metals Recycler Registration (Form DR-1S, incorporated by reference in Rule 12A-17.005, F.A.C.) for each business location.

2. A Federal Bureau of Investigation (United States Department of Justice) fingerprint card completed by a local law enforcement official for each corporate officer, owner, general partner, stockholder and/or director with a controlling interest. The completed fingerprint card is necessary for a state and federal criminal history record check (background check) to be performed by the Florida Department of Law Enforcement. Form GT-200403 (incorporated by reference in Rule 12A-17.005, F.A.C.) provides instructions for completing the fingerprint card.

3. A full-face photograph for each corporate officer, owner, general partner, stockholder and/or director with a controlling interest.

4. A check, payable to the Florida Department of Revenue, which includes payment for:

a. The \$6 application fee required for each business location; and

b. The fee imposed by the Florida Department of Law Enforcement for processing each completed fingerprint card for a state and federal criminal history record check (background check). The amount of this fee is provided at <http://www.fdle.state.fl.us/criminalhistory/index.html>.

(d) A registration package containing the forms required by the Federal Bureau of Investigation, the Florida Department of Law Enforcement, and the Florida Department of Revenue may be obtained, without cost, by: 1) ordering the registration package at www.myflorida.com/dor/forms to be mailed to you; or, 2) calling the Florida Department of Revenue at (800)352-3671, Monday through Friday, 8 a.m. to 7 p.m., Eastern Time; or, 3) writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304. Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331 or (850)922-1115.

~~(2)(a)(b) The certificate of registration issued by the Department is Certificate of Registration shall not be assignable; and is only shall be valid only for the person, firm, co-partnership, or corporation listed on the certificate to which issued.~~

~~(b)(e) Engaging in business as a secondhand dealer or secondary metals recycler without first obtaining a certificate of registration Certificate of Registration or after a certificate is such Certificate of Registration has been revoked or suspended by the Department is prohibited.~~

~~(3)(2) The effective date of the certificate of registration issued by the Department is Certificate of Registration shall be the postmark date of the completed application package for registration Application for Secondhand Dealer or Secondary Metals Recycler Registration, if mailed, or the date the completed application package is received by the Department, if it is delivered by means other than mail.~~

~~(4)(a) For businesses that hold a valid certificate of registration, a new completed application package must be submitted and a new certificate of registration must be obtained when there is a change in the form of ownership in the business. For example, a sole proprietor that incorporates or a corporation that converts to a limited liability company is required to submit a new completed registration package to the Department and obtain a new certificate of registration.~~

~~(b) When there is a change in a general partner of a partnership, in the members of an association, joint venture, limited liability company, or other noncorporate entity, or in the corporate officers/directors who hold a controlling interest in a corporation, the new partner, new member, or new corporate officer/director must submit:~~

~~1. A Federal Bureau of Investigation fingerprint card completed by a local law enforcement official;~~

~~2. A full-face photograph; and~~

~~3. A check, payable to the Florida Department of Revenue, for the fee imposed by the Florida Department of Law Enforcement for processing the state and federal criminal history record check (background check).~~

~~(5)(3) Each person who holds a certificate of registration is required to Certificate of Registration shall annually file an Application for Renewal of Secondhand Dealer or Secondary Metals Recycler Registration (Form ~~form~~ DR-1SR, incorporated by reference in Rule 12A-17.005, F.A.C.) and pay an annual renewal fee of \$6 per location. Renewal applications are provided annually to each business that holds a certificate of registration as a secondhand dealer or as a secondary metals recycler. Completed ~~Each~~ renewal applications and annual renewal fees are due by ~~fee is payable on~~ October 1 of each year.~~

~~(6)(a) The Department will release the following information to a law enforcement official who requests verification of a secondhand dealer's certificate of registration:~~

1. Whether a specified person holds a valid certificate of registration;

2. Whether a specified certificate number is valid, has been canceled, or is inactive or otherwise invalid and the name of the holder of that certificate number; and

3. The name and address of any secondhand dealer registered to do business within the official's jurisdiction.

(b) The Department will release the following information to a law enforcement official who requests verification of a secondary metals recycler's certificate of registration:

1. Whether a specified person holds a valid certificate of registration as a secondary metals recycler; and

2. Whether a specified certificate number is valid, has been canceled, or is inactive or otherwise invalid and the name of the holder of that certificate number.

(c) Pursuant to Section 213.053(9), F.S., the Department will provide information required by an order of a judge or a subpoena.

Specific Authority ~~212.17(6), 212.18(2), 213.06(1), 538.11 FS. Law Implemented 213.053(9), (11), 212.17(4), 538.09, 538.11, 538.25, 538.26 FS. History—New 3-15-90, Amended 11-14-91, 4-18-93, 10-18-93, 10-17-94, 3-20-96, 8-1-02, _____.~~

12A-17.005 Public Use Forms.

(1) The following public-use forms and instructions are employed by the Department in its dealings with the public in administering Chapter 538, F.S., and are incorporated by reference in this rule.

(a) Copies of these forms, ~~except those denoted by an asterisk (*), are available, without cost, by one (1) or more of the following methods: 1) downloading the form from the Department's Internet site at www.myflorida.com/dor/forms; or, 2) calling the Department at (800)352-3671, Monday through Friday, 8 a.m. to 7 p.m., Eastern Time; or, 3) visiting any local Department of Revenue Service Center; or, 4) writing the Florida Department of Revenue, Forms Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304; or, 2) faxing the Forms Distribution Center at (850)922-2208; or, 3) visiting any local Department of Revenue Service Center to personally obtain a copy; or, 4) calling the Forms Request Line during regular office hours at (800)352-3671 or (850)488-6800; or, 5) downloading selected forms from the Department's Internet site at the address shown inside the parentheses (www.myflorida.com/dor).~~ Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331 or (850)922-1115.

(b) Renewal applications specifically denoted by an asterisk (*) are issued by the Department to holders of current certificates of registration as a secondhand dealer or a secondary metals recycler. A copy of a renewal application may be obtained by written request directed to:

Florida Department of Revenue
Taxpayer Services
1379 Blountstown Highway
Tallahassee, Florida 32304-2716.

Form Number	Title	Effective Date
(2)(+) DR-1S	Application for Secondhand Dealer or Secondary Metals Recycler Registration (R. 07/08 08/04)	09/04
(3)(2) *DR-1SR	Renewal Application for Secondhand Dealer or Secondary Metals Recycler (R. 07/08 07/04)	06/05
(4) GT-200403	Secondhand Dealer/ Secondary Metals Recycler Fingerprint Card Instructions (R. 07/08)	

Specific Authority ~~212.17(6), 212.18(2), 213.06(1), 538.11 FS. Law Implemented 212.17(6), 212.18(2), 213.06(1), 538.09, 538.11, 538.25, 539.002 FS. History—New 3-15-90, Amended 11-14-91, 4-18-93, 10-17-94, 8-1-02, 9-28-04, 6-28-05, _____.~~

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 CORRECTIONS

RULE NOS.: RULE TITLES:
 33-602.220 Administrative Confinement
 33-602.222 Disciplinary Confinement
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend Rules 33-602.220 and 33-602.222, F.A.C. in the following ways: to allow inmates in administrative and disciplinary confinement to possess four security pens; amend the method for counting non-food canteen items (allowing stamps, envelopes, security pens, and notebook paper to each count as one item) for administrative confinement; and general re-wording for clarity; Form DC6-295, Special Housing Unit Rotation Review, is amended by replacing the required staff social security number with Staff Look-up Id.
 SUBJECT AREA TO BE ADDRESSED: Administrative and disciplinary confinement.
 SPECIFIC AUTHORITY: 944.09 FS.
 LAW IMPLEMENTED: 20.315, 944.09, 945.04 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: Jamie Leigh Jordan, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.220 Administrative Confinement.

- (1) through (4) No change.
- (5) Conditions and Privileges.

(a) Clothing – inmates in administrative confinement shall be provided the same clothing and clothing exchange as the general inmate population unless there are facts to suggest that on an individual basis exceptions are necessary for the welfare of the inmate or the security of the institution. In such cases, the exceptions shall be documented on Form DC6-229 and approved by the chief of security. Shower slides may be substituted for regulation shoes. Any item may be removed from the cell in order to prevent the inmate from inflicting injury to himself or herself or others or to prevent the destruction of property or equipment. If an inmate’s clothing is removed, a modesty garment shall be immediately obtained and given to the inmate. If the inmate chooses not to wear the garment, the garment shall be left in the cell and this action shall be documented on Form DC6-229. Under no circumstances shall an inmate be left without a means to cover himself or herself.

- (b) through (f) No change.

(g) Canteen Items – inmates in administrative confinement shall be allowed to make canteen purchases once every other week. Items sold to administrative confinement inmates shall be restricted when reasonably necessary for institutional safety and security.

- 1. No change.

2. Inmates in administrative confinement shall be allowed to purchase a maximum of five non-food canteen items. ~~In making this determination, with the exception of Stamps, envelopes, security pens, and notebook paper, each count as one it is the number of non-food items that is counted, not the type of item.~~ For example, three security pens counts as ~~three items, not~~ one item. Twenty-five stamps or fewer shall count as one item and two packages or less of notebook paper shall count as one item.

- (h) through (l) No change.

(m) Writing utensils – inmates in administrative confinement ~~may shall~~ possess a maximum of four (4) only a security pens. Other types of pens and pencils shall be confiscated and stored until the inmate is released from

administrative confinement status. Inmates who are in possession of working pens or pencils when placed in administrative confinement will be issued a security pen. Inmates who are not indigent must purchase additional pens when needed from the canteen. If security pens are unavailable, the inmate shall be allowed to sign out a regular pen from the confinement housing officer. All care shall be taken to ensure that an indigent inmate who requests access to a pen in order to prepare legal documents or legal mail or to file a grievance with the department has access to a pen for a time period sufficient to prepare the legal mail, documents, or grievances. An inmate who has been provided a “writer/reader” shall be allowed access to such for the purpose of reading or preparing correspondence.

- (n) through (q) No change.
- (6) through (11) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History–New 4-7-81, Amended 6-23-83, 3-12-84, Formerly 33-3.081, Amended 4-22-87, 8-27-87, 7-10-90, 12-4-90, 3-24-97, 4-26-98, 10-5-98, Formerly 33-3.0081, Amended 2-12-01, 2-5-02, 1-19-03, 4-1-04, 3-5-06, 10-31-06, _____.

33-602.222 Disciplinary Confinement.

- (1) through (3) No change.
- (4) Conditions and Privileges.
- (a) through (f) No change.

(g) Canteen Items. Inmates in disciplinary confinement shall be allowed to make prohibited from purchasing canteen purchases once ever other week. Items sold to inmates in disciplinary confinement shall be restricted for institutional safety and security items while in disciplinary confinement. ~~However, Non-indigent inmates shall be allowed to purchase deodorant, shower shoes, stamps, envelopes, security pens and paper for preparation of legal documents, including inmate grievances, and for mail to notify visitors of his or her confinement status.~~

- (h) through (m) No change.

(n) Writing utensils. Inmates in disciplinary confinement ~~may shall~~ possess a maximum of four (4) only one security pens. Inmates who are in possession of working pens or pencils when placed in disciplinary confinement shall be issued a security pen. Inmates who are not indigent must purchase additional security pens when needed from the canteen. If no security pens are available, the inmate shall be allowed to sign out a regular pen from the confinement housing officer. All care shall be taken to ensure that an indigent inmate who requests a pen has access to a pen for a time period sufficient to prepare legal documents or legal mail, to file a grievance, or to notify family of confinement status. An inmate who has been provided a “writer/reader” shall be allowed access to such for the purpose of reading or preparing correspondence.

- (o) through (r) No change.
- (5) through (13) No change.

(14) Forms. Form DC6-295, Special Housing Unit Rotation Review, is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of Research, Planning and Support Services, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of Form DC6-295 is _____ January 16, 2006.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 3-12-84, Formerly 33-3.084, Amended 7-10-90, 4-28-96, 12-7-97, 3-23-99, Formerly 33-3.0084, Amended 2-12-01, 2-15-02, 4-1-04, 1-16-06, 10-31-06, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.701
 RULE TITLE: Use of Blue Lights and Sirens

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to implement amendments to Sections 316.003, 316.072, and 316.2397, F.S. which designate Department of Corrections vehicles as law enforcement vehicles and allow the Department of Corrections to operate blue lights and sirens.

SUBJECT AREA TO BE ADDRESSED: Operation of department vehicles.

SPECIFIC AUTHORITY: 316.2397 FS.

LAW IMPLEMENTED: 316.003, 316.072, 316.2397 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: Jamie Leigh Jordan, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.701 Use of Blue Lights and Sirens.

(1) Authorized Emergency Vehicles: The following vehicles shall be authorized to have and operate blue lights and a siren under the circumstances set out in subsections (1), (2), and (3) of this rule:

(a) Designated emergency response vehicles assigned to the Office of the Inspector General;

(b) Primary and secondary canine unit vehicles, not to exceed three vehicles per facility; or

(c) Vehicles specifically designated for use to “trail” external EMS transports, not to exceed two per facility.

(2) Use of Blue Lights Only:

(a) Incidents of this nature do not require and staff will not use audible emergency warnings. These incidents include:

1. Responding to the report of non-life threatening injuries or minor disturbances at external work areas, etc.;

2. Participating in escape simulation drills, or other similar drills where a visual warning may be necessary to alert the general public; or

3. Working in accord with local law enforcement agencies.

(b) Under no circumstances will a vehicle displaying only blue lights, not operating a siren, exceed posted speed limits or disregard traffic laws.

(3) Use of Blue Lights and Siren:

(a) Blue lights and a siren shall be utilized in unison when responding to the following types of emergency situations.

1. Escapes from secure custody;

2. When providing armed escort to emergency vehicles such as ambulances transporting inmates when those emergency vehicles are operating lights and sirens; or

3. When working with other law enforcement agencies in emergency situations, when such assistance has been requested by the law enforcement agency.

(b) The driver of any authorized emergency vehicle displaying blue lights and using the siren may exercise privileges granted under Section 316.072, F.S., but only under the following conditions and except when otherwise directed by a law enforcement officer. The driver may:

1. Park or stand, irrespective of the provisions of Chapter 316, F.S.;

2. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

3. Exceed the maximum speed limits, so long as the driver does not endanger life or property; and

4. Disregard regulations governing direction or movement or turning in specified directions, so long as the driver does not endanger life or property.

(c) The foregoing provisions will not relieve the driver from the duty to drive with due regard for the safety of all persons, nor will such provisions protect the driver from the consequences of his or her reckless disregard for the safety of others. Additionally, all staff engaged in any emergency response situation shall comply with the following procedures:

1. Stop for all stop signs and red traffic lights and proceed only after all other vehicles have yielded the right-of-way.

2. Speed will not exceed 15 MPH over the posted speed limit unless circumstances exist that would provide for the safe operation of the vehicle at higher speeds and the gravity of the situation so warrants. Speed entering and exiting a tollbooth shall never be greater than the posted speed limit or if not posted 15 MPH.

3. In the event of an equipment failure that could result in the unsafe operation of the vehicle during an emergency response mode, such emergency response mode shall be terminated and the appropriate institutions control room will be notified.

(d) Under no circumstances will the siren or any other audible device be operated alone, independent of displaying blue lights.

(4) Use of Vehicles in Recapture Efforts: The department has a “no motor vehicle pursuit” policy.

(a) Motor vehicle pursuits will be handled by the law enforcement agencies involved in the recapture efforts.

(b) If an escapee is detected and flees in a motor vehicle, the detecting correctional officer will immediately communicate this information to the assisting agencies and allow them to take over any pursuit of a motor vehicle.

(c) The correctional officer will obtain as much descriptive information as possible of the suspect vehicle (location, direction of travel, color, make of vehicle, model of vehicle, tag, and occupant description).

(5) Responsibilities:

(a) It will be the responsibility of the warden or inspector general to:

1. Ensure that all officers assigned as drivers for emergency vehicles utilizing blue lights and sirens are properly trained in the safe operation of emergency vehicles and have completed an emergency vehicle operations course or the reasonable equivalent as approved by the department;

2. Ensure that all emergency vehicles are maintained in good condition;

3. Ensure those officers utilized as drivers for emergency vehicles have not, within the past three years, been convicted of reckless driving or driving under the influence of alcohol or controlled substances, and have not had their driver’s license suspended under the point system provided for in Chapter 322, F.S.;

4. Ensure those officers utilized as drivers for emergency vehicles possess a valid State of Florida driver’s license;

5. Ensure officers utilized as drivers for emergency vehicles possess both a valid American Red Cross or National Safety Council standard first aid course card or its equivalent and a valid American Red Cross or American Heart Association cardiopulmonary resuscitation card; and

6. Cause a periodic inspection of drivers to ensure continued compliance with the foregoing.

(b) It will be the responsibility of the driver of a designated department emergency vehicle to:

1. Advise his or her supervisor of any change to his or her driving status; i.e., suspended license, etc.;

2. Advise his or her supervisor of any physical or mental defect, disease or condition that would adversely affect or impair his or her ability to drive an emergency vehicle; (This includes the taking of an prescription or over the counter medication which may impair a person’s reaction time, cause drowsiness, or any other mental or physical impairment.)

3. Comply with all provisions of this rule and state Uniform Traffic Control laws of Chapter 316, F.S.

(6) Training:

(a) The Bureau of Staff Development will design and implement emergency vehicle operation course of no less than sixteen hours. This training will mirror that which is currently afforded law enforcement students in certified law enforcement academies. This course may be condensed in order to better suit the department’s needs, but will provide students with advanced driving techniques and a clear understanding of current law and legal expectations.

(b) Correctional officers who have attended and successfully completed a certified law enforcement crossover course and have their certificates of certification as law enforcement officers on file with the department will be considered as meeting this training requirement. In the event there is no cross over emergency vehicle operation course, the additional department training will be required.

(c) The Bureau of Staff Development will ensure this course is updated annually or as needed based on current state Uniform Traffic Control laws, Chapter 316, F.S.

(d) The course of study will be mandatory for all persons prior to operating any vehicle equipped with blue lights and siren, and will be documented in each person’s personnel file and training record.

Specific Authority 316.2397 FS. Law Implemented 316.003, 316.072, 316.2397 FS. History–New _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS:	RULE TITLES:
59A-35.020	Applicability
59A-35.030	Definitions
59A-35.040	License Required; Display
59A-35.050	Fees Required; Adjustments
59A-35.060	Licensure Application Process
59A-35.070	Change of Ownership
59A-35.080	License Categories
59A-35.090	Background Screening; Prohibited Offenses
59A-35.100	Minimum License Requirements
59A-35.110	Reporting Requirements; Electronic Submission
59A-35.120	Right of Inspection; Copies; Inspection Reports
59A-35.130	Unlicensed Activity
59A-35.140	Administrative Fines
59A-35.150	Moratorium; Emergency Suspension
59A-35.160	License or Application Denial; Revocation
59A-35.170	Injunctions
59A-35.180	Administrative Proceedings

- 59A-35.190 Health Care Trust Fund
- 59A-35.200 Rules
- 59A-35.210 Exemptions
- 59A-35.230 Denial, Suspension or Revocation of a License, Registration, Certificate or Application
- 59A-35.235 Emergency Preparedness and Response
- 59A-35.240 Conflicts

PURPOSE AND EFFECT: Chapter 59A-35, Florida Administrative Code, is being developed to establish uniform procedures for licensure of health care facilities as authorized in Chapter 408, Part II, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Licensure requirements, application procedures and administrative proceedings for all health care providers regulated by the Agency for Health Care Administration.

SPECIFIC AUTHORITY: 408.819 FS.

LAW IMPLEMENTED: Chapter 408, Part II FS.

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

DATE AND TIME: April 3, 2008, 1:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building # 3, Conference Room A, 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 5 days before the workshop/meeting by contacting: Erin Smith, Bureau of Long Term Care Services, (850)414-9707, 2727 Mahan Drive, Tallahassee, Florida. 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: Erin Smith, Bureau of Long Term Care Services, 2727 Mahan Drive, Tallahassee, Florida, (850)414-9707

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.055
 RULE TITLE: County Health Department Clinic Services

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference update April 2008 to the Florida Medicaid County Health Department Clinic Services Coverage and Limitations Handbook. The handbook

was updated to add the range of codes for billing administration of vaccines to Medicaid recipients from birth to 18 years of age and to add immunization codes for rabies vaccine; tetanus and diphtheria vaccine, preservative free; and an "unlisted vaccine." The update also corrects the code for tetanus, diphtheria, acellular pertussis vaccine. The effect will be to incorporate by reference in the rule update April 2008 to the Florida Medicaid County Health Department Clinic Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: County Health Department Clinic Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908 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, March 24, 2008, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room B, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Catherine McGrath, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5403, (850)922-7326

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.055 County Health Department Clinic Services.

(1) No change.

(2) All county health department clinic services providers enrolled in the Medicaid program must comply with the Florida Medicaid County Health Department Clinic Services Coverage and Limitations Handbook, January 2007, updated April 2008, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, incorporated by reference in Rule 59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling Provider Inquiry at (800)377-8216.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908 FS. History--New 6-27-93, Formerly 10P-4.350, Amended 4-16-95, 6-4-96, 6-24-98, 7-18-01, 11-17-03, 2-19-07,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.100
 RULE TITLE: Federally Qualified Health Center Services

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference update April 2008 to the Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook. The handbook was updated to add the range of codes for billing administration of vaccines to Medicaid recipients from birth to 18 years of age and to add an immunization code for an “unlisted vaccine.” The update corrects the codes for tetanus and diphtheria vaccine, preservative free, and tetanus, diphtheria, acellular pertussis vaccine. The update also replaces “Norplant Kit” with “Implanon.” The effect will be to incorporate by reference in the rule update April 2008 to the Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Federally Qualified Health Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908, 409.9081 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, March 24, 2008, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room B, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Catherine McGrath, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5403, (850)922-7326

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.100 Federally Qualified Health Center Services.

(1) No change.

(2) All federally qualified health center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Federally Qualified Health Center Services Coverage and Limitations Handbook, January 2007, updated April 2008, which is 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. Both handbooks are available from the Medicaid fiscal agent’s website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling Provider Inquiry, (800)377-8216.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908, 409.9081 FS. History—New 6-27-93, Formerly 10P-4.100, Amended 4-16-95, 5-28-96, 6-24-98, 12-31-01, 11-17-03, 2-19-07,

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.032
RULE TITLE: Certification of Swimming Pool Specialty Contractors

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add language to clarify certification procedures and qualifications for swimming pool specialty contractors.

SUBJECT AREA TO BE ADDRESSED: Certification of swimming pool specialty contractors.

SPECIFIC AUTHORITY: 455.217, 489.108, 489.113(6), 489.115(4) FS.

LAW IMPLEMENTED: 455.217, 489.108, 489.113(6), 489.115(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, IF AVAILABLE, IS: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: 61G15-19.001, 61G15-19.004
RULE TITLES: Grounds for Disciplinary Proceedings; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: Purpose and effect is to update the existing language in this rule.

SUBJECT AREA TO BE ADDRESSED: Grounds for Disciplinary Proceedings; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

SPECIFIC AUTHORITY: 455.227, 471.008, 471.031, 471.033 FS.

LAW IMPLEMENTED: 455.227, 471.025(1), 471.031, 471.033 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: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-5.002
RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The proposed rule amendment updates and clarifies the recommended range of penalties relating to disciplinary guidelines.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 455.227, 455.2273, 468.606 FS.

LAW IMPLEMENTED: 455.227, 455.2273, 468.607 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-7.001
RULE TITLE: Board Approved Training Programs as Alternative Eligibility Requirement for Examination

PURPOSE AND EFFECT: The proposed rule amendment clarifies that cross training programs are an alternative eligibility requirement for examination.

SUBJECT AREA TO BE ADDRESSED: Alternative Eligibility Requirement for Examination.

SPECIFIC AUTHORITY: 468.606 FS.

LAW IMPLEMENTED: 468.609(2)(c)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, IF AVAILABLE, IS: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-7.0015
RULE TITLE: Board Approved Comprehensive Initial Training Programs as Alternative Eligibility Requirements for Examination for Building Inspector or Plans Examiner Certification

PURPOSE AND EFFECT: The proposed rule amendment establishes the number of hours required to satisfactory complete a comprehensive initial training program which will be an alternative eligibility requirement for examination for building inspector or plans examiner certification.

SUBJECT AREA TO BE ADDRESSED: Board Approved Comprehensive Initial Training Programs as Alternative Eligibility Requirements for Examination for Building Inspector or Plans Examiner Certification.

SPECIFIC AUTHORITY: 468.606, 468.609 FS.

LAW IMPLEMENTED: 468.609, 468.627 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-7.002
 RULE TITLE: Training Program Providers
 PURPOSE AND EFFECT: The proposed rule amendment provides the approval process for establishing an initial training program and a cross training program.
 SUBJECT AREA TO BE ADDRESSED: Training Programs Providers.
 SPECIFIC AUTHORITY: 468.606, 468.609 FS.
 LAW IMPLEMENTED: 455.2179, 468.609, 468.609 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-7.004
 RULE TITLE: Approval of Training Programs
 PURPOSE AND EFFECT: The proposed rule amendment provides the approval process for establishing a cross training program.
 SUBJECT AREA TO BE ADDRESSED: Approval of Training Programs.
 SPECIFIC AUTHORITY: 468.606, 468.609 FS.
 LAW IMPLEMENTED: 468.609, 468.627(7) 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-7.005
 RULE TITLE: Approval of Comprehensive Initial Training Programs
 PURPOSE AND EFFECT: The proposed rule amendment provides the approval process for establishing a comprehensive initial training program.
 SUBJECT AREA TO BE ADDRESSED: Approval of Comprehensive Initial Training Programs.
 SPECIFIC AUTHORITY: 468.606, 468.609 FS.
 LAW IMPLEMENTED: 468.609, 468.627(7) 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

RULE NOS.: 61M-1.001 through 61M-1.008
 RULE TITLES: Procedures for Operation, Claims Procedures, Approved Forms, Late Fees, Determination of Mobile Home Park Status, Rental Agreement Status, Timeframe to Apply for Assistance, Grievance Procedure
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendments will be to make language changes to clarify and organize existing rules and forms and to address operational concerns arising out of the current versions of existing rules and forms. Changes to existing rules will also be considered to address possible concerns arising out of the incorporation of forms into a separate rule. The board will also discuss, and will consider, possible new rules relating to late fees to implement changes to Section 723.06116(1)(a)-(d), F.S., and possible new rules relating to the determination of mobile home park status, rental agreement status, timeframes to apply for assistance to implement changes to Section 723.0612(12), F.S., and a grievance procedure.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in these rule amendments are: the operation of the Florida Mobile Home Relocation Corporation and the use of applicable forms by the public, requests for assistance for relocation and abandonment expenses by members of the public who reside in a mobile home park where there has been a change in land use and determinations made with regard to such applications, procedures for the collection of funds from mobile home park owners whose residents have sought relocation or abandonment expenses and procedures for aggrieved individuals to challenge decisions of the Florida Mobile Home Relocation Corporation.

SPECIFIC AUTHORITY: 723.0611(3) FS.

LAW IMPLEMENTED: 723.003, 723.061, 723.0611, 723.06115, 723.06116, 723.0612 FS.

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

DATE AND TIME: March 25, 2008, 9:30 a.m. – 12:00 Noon

PLACE: Sniffen Law Firm, P.A., General Counsel to Florida Mobile Home Relocation Corporation, 211 East Call Street, Tallahassee, FL 32301

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: Janet Garrett, Executive Director, FMHRC, P. O. Box 14125, Tallahassee, FL 32317-4125, (888)862-7010. 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: Janet Garrett, Executive Director, FMHRC, P. O. Box 14125, Tallahassee, FL 32317-4125, (888)862-7010

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

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

Division of Water Resource Management

RULE CHAPTER NO.: 62B-34
RULE CHAPTER TITLE: General Permits for Activities Seaward of the Coastal Construction Control Line

RULE NOS.:	RULE TITLES:
Part I	General Provisions
62B-34.010	Definitions
62B-34.020	Purpose
62B-34.030	Application Procedures
62B-34.040	Application Fees and Information Requirements
62B-34.050	General Conditions
Part II	General Permits
62B-34.060	Non-Habitable Major Structures and Associated Minor Structures or Activities
62B-34.070	Single Family Dwelling and Associated Minor Structures or Activities
62B-34.900	Forms

PURPOSE AND EFFECT: To amend Chapter 62B-34, F.A.C., that provides a streamlined permitting process in additional coastal counties for activities seaward of the Coastal Construction Control Line that do not cause measureable interference with the beach and dune system or with marine turtles and their nesting habitats, in accordance with current statutes.

SUBJECT AREAS TO BE ADDRESSED: Revisions to general definitions, prohibitions and limitations, turtle protections requirements, and native vegetations protection requirements.

SPECIFIC AUTHORITY: 161.053 FS.

LAW IMPLEMENTED: 161.053(19), 161.0535, 161.054 FS.

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

DATE AND TIME: Tuesday, March 25, 2008, 9:00 a.m. – 1:00 p.m.

PLACE: Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 5050 West Tennessee Street, Building B, Tallahassee, Florida 32304

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 5 days before the workshop by contacting the Bureau of Personnel Services at (850)245-2511. If you are hearing or speech impaired, please contact the Florida Relay Service by calling (800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Stephanie Gudeman, Department of Environmental Protection, Bureau of Beaches and Coastal Systems, Mail Station #300, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)488-7816, or Stephanie.Gudeman@dep.state.fl.us.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE AT THIS TIME.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-30.005
 RULE TITLE: Physician Assistant Licensure
 Renewal and Reactivation

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address requirements and credit for continuing medical education (CME) with regard to physician assistants.

SUBJECT AREA TO BE ADDRESSED: Requirements for continuing medical education.

SPECIFIC AUTHORITY: 456.013, 456.031(1)(a), 456.033(1), 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.013, 456.031(1), 456.033, 456.036, 458.347 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-30.005 Physician Assistant Licensure Renewal and Reactivation.

- (1) No change.
- (2) Requirements for Renewal.
- (a) through (b) No change.

(c) Submission of a written statement attesting to completion of 100 hours of Continuing Medical Education in the previous two (2) years or documentation that the licensee is certified at the time of renewal by the National Commission on Certification of Physician Assistants. A minimum of 50 hours must be Category I Continuing Medical Education approved by the American Academy of Physician Assistants, the Accreditation Council for Continuing Medical Education, the American Medical Association, the American Osteopathic Association Council on Continuing Medical Education, or the American Academy of Family Physicians. The remaining 50 hours may be Category II Continuing Medical Education. ~~If not NCCPA certified, requested by the Council, the Physician Assistant must submit a copy of a current certificate issued by the National Commission on Certification of Physician Assistants or~~ must be able to produce evidence of the 100 hours of reported CME for the relevant biennium.

- (d) through (f) No change.

(3)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing or eliminating identifiable risks.

(b) Five hours of continuing medical education in the subject area of risk management may be obtained by attending one full day or eight (8) hours, whichever is more, of disciplinary hearings at a regular meeting of the Board of Medicine in compliance with the following:

1. The licensee must sign in with the Executive Director of the Board before the meeting day begins.
2. The licensee must remain in continuous attendance.
3. The licensee must sign out with the Executive Director of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CME credit in risk management for attending the disciplinary portion of a Board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose. A member of the Board of Medicine may obtain 10 hours of continuing medical education per biennium in the subject area of risk management for attendance at the disciplinary portion of Board meetings.

(4) Up to 5 hours, per biennium, of continuing education credit may be fulfilled by performing pro bono medical services, for an entity serving the indigent, underserved populations or in areas of critical need within the state where the licensee practices. The standard for determining indigency shall be low-income (no greater than 150% of the federal poverty level) or uninsured persons. Credit shall be given on an hour per hour basis.

(a) The Board approves for credit under this rule, the following entities:

1. The Department of Health;
2. Community and Migrant Health Centers funded under section 330 of the United States Public Health Service Act; and
3. Volunteer Health Care provider programs contracted to provide uncompensated care under the provisions of Section 766.1115, F.S., with the Department of Health.

(b) For services provided to an entity not specified under this rule, a licensee must apply for prior approval in order to receive credit. In the application for approval, licensees shall disclose the type, nature and extent of services to be rendered, the facility where the services will be rendered, the number of patients expected to be served, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the application shall provide a brief explanation as to those facts.

(c) Unless otherwise provided through Board order, no licensee who is subject to a disciplinary action that requires additional continuing education as a penalty, shall be permitted to use pro-bono medical services as a method of meeting the additional continuing education requirements.

(5) Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth above.

(3) through (10) renumbered (6) through (13) No change.

Specific Authority 456.013, 456.031(1)(a), 456.033(1), 458.309, 458.347 FS. Law Implemented 456.013, 456.031(1), 456.033, 456.036, 458.347 FS. History—New 5-13-87, Amended 1-9-92, Formerly 21M-17.0035, Amended 9-21-93, Formerly 61F6-17.0035, Amended 11-30-94, Formerly 59R-30.005, Amended 6-7-98, 3-3-02, 10-12-03, 7-27-04, 10-19-04, 2-25-07, 11-11-07, _____.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-6.0035
 RULE TITLE: Physician Assistant Licensure
 Renewal and Reactivation

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address requirements and credit for continuing medical education (CME) with regard to physician assistants.

SUBJECT AREA TO BE ADDRESSED: Requirements for continuing medical education.

SPECIFIC AUTHORITY: 456.013, 456.033(1), 459.005, 459.022 FS.

LAW IMPLEMENTED: 456.013, 456.031, 459.022(7)(b), (c) 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: Pamela King, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B15-6.0035 Physician Assistant Licensure Renewal and Reactivation.

- (1) No change.
- (2) Requirements for Renewal.
- (a) through (b) No change.

(c) Submission of a written statement attesting to completion of 100 hours of Continuing Medical Education in the previous two (2) years or documentation that the licensee is certified at the time of renewal by the National Commission on Certification of Physician Assistants. A minimum of 50 hours must be Category I Continuing Medical Education approved by the American Academy of Physician Assistants, the Accreditation Council for Continuing Medical Education, the American Medical Association, the American Osteopathic

Association Council on Continuing Medical Education, or the American Academy of Family Physicians. The remaining 50 hours may be Category II Continuing Medical Education. If not NCCPA certified, If requested by the Council, the Physician Assistant must submit a copy of a current certificate issued by the National Commission on Certification of Physician Assistants or must be able to produce evidence of the 100 hours of reported CME for the relevant biennium.

(d) through (f) No change.

(3)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing or eliminating identifiable risks.

(b) Five hours of continuing medical education in the subject area of risk management may be obtained by attending one full day or eight (8) hours, whichever is more, of disciplinary hearings at a regular meeting of the Board of Osteopathic Medicine in compliance with the following:

- 1. The licensee must sign in with the Executive Director of the Board before the meeting day begins.
- 2. The licensee must remain in continuous attendance.
- 3. The licensee must sign out with the Executive Director of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CME credit in risk management for attending the disciplinary portion of a Board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose. A member of the Board of Osteopathic Medicine may obtain 10 hours of continuing medical education per biennium in the subject area of risk management for attendance at the disciplinary portion of Board meetings.

(4) Up to 5 hours, per biennium, of continuing education credit may be fulfilled by performing pro bono medical services, for an entity serving the indigent, underserved populations or in areas of critical need within the state where the licensee practices. The standard for determining indigency shall be low-income (no greater than 150% of the federal poverty level) or uninsured persons. Credit shall be given on an hour per hour basis.

(a) The Board approves for credit under this rule, the following entities:

- 1. The Department of Health;
- 2. Community and Migrant Health Centers funded under section 330 of the United States Public Health Service Act; and
- 3. Volunteer Health Care provider programs contracted to provide uncompensated care under the provisions of Section 766.1115, F.S., with the Department of Health.

(b) For services provided to an entity not specified under this rule, a licensee must apply for prior approval in order to receive credit. In the application for approval, licensees shall disclose the type, nature and extent of services to be rendered.

the facility where the services will be rendered, the number of patients expected to be served, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the application shall provide a brief explanation as to those facts.

(c) Unless otherwise provided through Board order, no licensee who is subject to a disciplinary action that requires additional continuing education as a penalty, shall be permitted to use pro-bono medical services as a method of meeting the additional continuing education requirements.

(5) Upon request by the Board or Department, the licensee must submit satisfactory documentation of compliance with the requirements set forth above.

(3) through (10) renumbered (6) through (13) No change.

Specific Authority 456.013, 456.033(1), 459.005, 459.022 FS. Law Implemented 456.013, 456.031, 459.022(7)(b), (c) FS. History—New 10-28-87, Amended 4-21-88, 1-3-93, Formerly 21R-6.0035, Amended 11-4-93, 3-29-94, Formerly 61F9-6.0035, 59W-6.0035, Amended 6-7-98, 10-16-01, 3-10-02, 7-13-04, 7-27-04, 2-25-07, 11-11-07,_____.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-12.0075 RULE TITLE: Biennial Limited License Renewal Fee

PURPOSE AND EFFECT: The Board proposes to promulgate the rule in order to establish the limited license renewal fee.

SUBJECT AREA TO BE ADDRESSED: Biennial Limited License Renewal Fee.

SPECIFIC AUTHORITY: 456.036(3) FS.

LAW IMPLEMENTED: 456.036(3) 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: Allen Hall, Acting Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-12.0085 RULE TITLE: Delinquency Fee

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Delinquency Fee.

SPECIFIC AUTHORITY: 456.036(7) FS.

LAW IMPLEMENTED: 456.036(7) 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: Allen Hall, Acting Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-13.003 RULE TITLE: Continuing Psychological Education Credit

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to include an additional way to earn continuing psychological education credit.

SUBJECT AREA TO BE ADDRESSED: Continuing Psychological Education Credit.

SPECIFIC AUTHORITY: 456.013(7), 490.004(4), 490.0085(4) FS.

LAW IMPLEMENTED: 456.013(7), 490.007(2), 490.0085(1), (3) 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: Allen Hall, Acting Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B19-13.003 Continuing Psychological Education Credit.

(1) Continuing psychological education credit will be granted for:

(a) through (b) No change.

(c) Completion of a colloquium, a presentation, a workshop or a symposium offered for continuing education credit by a doctoral psychology program or an internship or residency which is part of a psychology program that is accredited by the American Psychological Association;

- (d) through (j) No change.
- (2) through (5) No change.

Specific Authority 456.013(7), 490.004(4), 490.0085(4) FS. Law Implemented 456.013(7), 490.007(2), 490.0085(1), (3) FS. History—New 1-28-93, Amended 7-14-93, Formerly 21U-13.0042, Amended 6-14-94, Formerly 61F13-13.0042, Amended 2-8-96, 11-18-96, Formerly 59AA-13.003, Amended 1-10-01, 8-5-01, 5-21-02, 6-3-04, 1-2-06, 12-31-06, 2-24-08,_____.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.003
 RULE TITLE: Provisional License; Requirements
 PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the time limit for the validity of a provisional license.

SUBJECT AREA TO BE ADDRESSED: Provisional License; Requirements.

SPECIFIC AUTHORITY: 468.1135(4) FS.

LAW IMPLEMENTED: 468.1145(2), 468.1155(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: Pamela E. King, Executive Director, Board of Speech Language Pathology, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64B20-2.003 Provisional License; Requirements.
- (1) through (4) No change.
- (5) A provisional license shall be valid for a period of ~~21~~ 18 months from the date of issuance or until a license to practice Speech-Language Pathology or Audiology pursuant to Section 468.1185, F.S. is issued.

Specific Authority 468.1135(4) FS. Law Implemented 468.1145(2), 468.1155(4) FS. History—New 3-14-91, Amended 12-4-91, Formerly 21LL-2.003, Amended 11-30-93, Formerly 61F14-2.003, Amended 9-26-95, Formerly 59BB-2.003, Amended 11-20-07,_____.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: 64F-2.005
 RULE TITLE: Operation of Coalitions
 PURPOSE AND EFFECT: The Department proposes to amend the existing rule language to include a rule regarding Healthy Start standard.

SUBJECT AREA TO BE ADDRESSED: The rule amendment will address Healthy Start standards.

SPECIFIC AUTHORITY: 383.216(10) FS.
 LAW IMPLEMENTED: 383.216 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: Marie Melton, Infant Maternal and Reproductive Health, 4052 Bald Cypress Way, Bin A-13, Tallahassee, Florida 32399
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-57.001	Purpose and Intent
67-57.005	Definitions
67-57.010	Fees
67-57.020	Notice of Funding Availability (NOFA)
67-57.030	Membership Application Procedures
67-57.040	Property Standards
67-57.050	HOP Program Restrictions
67-57.060	Eligible Homebuyer Requirements
67-57.070	Homebuyer Loan Process
67-57.080	HOME Regulations

PURPOSE AND EFFECT: The purpose of this rule chapter is to establish procedures for the Homeownership Pool (“HOP”) Program by which the Corporation shall administer the application process, determine loan amounts, service loans, and provide purchase assistance to eligible homebuyers under the HOME Investment Partnerships Program (HOME) and/or the Homeownership Assistance Program (HAP) as authorized by Sections 420.5088 and 420.5089, F.S. and HUD regulations, 24 CFR § 92.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons.

SPECIFIC AUTHORITY: 420.507(12), (14) FS.

LAW IMPLEMENTED: 420.507(23), 420.5088, 420.5089(2) FS.

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

DATE AND TIME: Friday, March 14, 2008, immediately following the FHFC Board Meeting

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

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: Cristal Bael (850)488-4197. 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: Cristal Baer, Homeownership Programs Senior Analyst, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301, (850)488-4197

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-149.003
 RULE TITLE: Rate Filing Procedures

PURPOSE AND EFFECT: This rule change is being made to accommodate the rate filing collection system which is currently being developed for Medicare Supplement products. The rule revision is needed to require issuers to submit their rate information using the rate collection system rather than the format of their choice. This is in response to the Legislature in 2007 allocating funds to establish a system to collect Medicare Supplement rates and publish a premium search and comparison tool on the consumer website.

SUBJECT AREA TO BE ADDRESSED: Medicare Supplement Rate Collection.

SPECIFIC AUTHORITY: 624.308(1), 624,424(1)(c), 627.410(6)(b), (e) FS.

LAW IMPLEMENTED: 119.07(1)(b), 624.307(1), 626.9541(1), 627.410 FS.

DATE AND TIME: March 26, 2008, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines 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: Gerry Smith, Office of Insurance Regulation, E-mail Gerry.smith@fldfs.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: Gerry Smith, Office of Insurance Regulation, E-mail Gerry.smith@fldfs.com

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-149.041
 RULE TITLE: Marketing Communication Material and Marketing Guidelines

PURPOSE AND EFFECT: These amendments change the current practice of small group carriers using two different underwriting application approaches, based on group size. This rule requires one type of application for all small employer groups, indifferent of group size.

SUBJECT AREA TO BE ADDRESSED: The underwriting application approaches used by small group carriers.

SPECIFIC AUTHORITY: 627.6699(13)(i), (17) FS.

LAW IMPLEMENTED: 627.6699(3)(g), (v), (5)(a), (7), (12), (12)(c), (13), (13)(b) FS.

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

DATE AND TIME: March 18, 2008, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines 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: Gerry Smith, Life and Health Product Review, Office of Insurance Regulation, E-mail gerry.smith@fldfs.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: Gerry Smith, Life and Health Product Review, Office of Insurance Regulation, E-mail gerry.smith@fldfs.com

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 AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: 5E-1.016
 RULE TITLE: Commercial Values for Penalty Assessments

PURPOSE AND EFFECT: The purpose of this rule is to provide the most recent market prices of fertilizer components to be used for penalty assessments of deficient fertilizer.