

(f) Rest stops shall be made at regular intervals during the transporting of clients.

(g) Clients shall be dressed in appropriate seasonal attire.

(h) Nutritious meals shall be provided at appropriate times during the transporting of clients.

(i) Physical restraints, such as canvas cuffs, shall be used only when necessary to protect the clients from injury to themselves or others.

(j) All staff members who accompany clients shall have knowledge of techniques in handling volatile clients.

(k) Any driver of a vehicle used in transporting mental health clients shall have a valid Florida Class E (non-commercial) chauffeur's license when operating a vehicle designed to transport 15 or fewer individuals including the driver. The Class C commercial license will be needed when operating a vehicle with a Gross Vehicle Weight Rating of less than 26,001 pounds designed to transport more than 15 persons including the driver. When passengers are transported in a vehicle with a Gross Vehicle Weight Rating of 26,001 pounds or more a Class B commercial license with a Passenger endorsement will be needed. All drivers will be responsible for ensuring they have the appropriate licenses and endorsements.

(l) Any vehicle used in transporting clients shall be maintained and operated in accordance with Chapter 916, F.S., and in a manner that protects the clients' rights, dignity, and physical safety.

(m) The number of persons in any vehicle used in transporting clients shall not exceed the manufacturer's recommended seating capacity.

(n) Any unusual incidents occurring during the client transport process shall be reported immediately upon arrival at the treatment facility to the sheriff's department, an originating receiving or treatment facility, if applicable, and the governing board of the county.

(o) The transport company shall ensure the confidentiality of the transport record.

(p) Civil patients committed under Part I of Chapter 394, F.S., and forensic clients committed under Chapter 916, F.S., who are assigned to reside in secure facilities, shall be transported separately. Forensic clients who reside in civil facilities may be transported with civil patients.

Rulemaking Specific Authority 916.1093(2) FS. Law Implemented 916.107(10) FS. History--New 9-29-86, Amended 7-1-96, Formerly 10E-20.010, Amended 9-29-98,_____.

65E-20.011 Receipt of Commitment Orders and Required Documentation.

(1) Commitment orders pertaining to any person committed to the Department of Children and Family Services pursuant to the provisions of Chapter 916, F.S., shall be sent to the Department of Children and Family Services for review and determination of an appropriate facility placement for the client. The order shall be accompanied by documentation

specified in Florida Rules of Criminal Procedure 3.212 and 3.217. The complete commitment package shall be mailed to one of the following addresses:

For mentally ill forensic clients:

Forensic Admission Coordinator,
Mental Health Program Office
1317 Winewood Boulevard
Tallahassee, FL 32399-0700
(850)487-3471 (850)487-2920, SC 277-2920

For mentally retarded forensic clients:

Mentally Retarded Defendant Program
P. O. Box 1000
Chattahoochee, FL 32324
(850)663-7512 (805)663-7373

Upon receipt of each commitment package the department shall review the package for completeness.

(a) If complete, the date of receipt shall be recorded. The statutory 15 day period set forth in Section 916.107(1)(a), F.S. (1985), will commence on this day.

(b) If the package is incomplete the appropriate authority will be notified of the missing items, and advised that the official date of receipt of the commitment package will be delayed until all missing items are received.

(2) through (4) No change.

Rulemaking Specific Authority 916.1093(2) FS. Law Implemented 916.13, 916.15 FS. History--New 9-29-86, Amended 7-1-96, Formerly 10E-20.011, Amended_____.

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-1.09414	Course Requirements – Grades PK-12 Exceptional Student Education

PURPOSE AND EFFECT: The purpose of this rule amendment is to adopt the new and revised course descriptions for the 2012-13 school-year. Courses for Prekindergarten, General Academics, Academics Subject Areas, Special Skill Courses, Therapy, Supported Levels 9-12, Participatory Level 9-12, Gifted, Career and Technical Education for Students with Disabilities and Non-Credit are being revised to align with the Next Generation Sunshine State Standards and Common Core State Standards approved by the State Board of Education for these content areas.

SUMMARY: Course descriptions for Prekindergarten, General Academics, Academic Subject Areas, Special Skill Courses, Therapy, Supported Levels 9-12, Participatory Level 9-12, Gifted, Career and Technical Education for Students with

Disabilities and Non-Credit are updated to include the Next Generation Sunshine State Standards and Common Core State Standards.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Based on the SERC, the rule is not expected to require legislative ratification pursuant to Section 120.54(3), Florida Statutes. Instructional materials are adopted on a five year schedule and instructional materials publishers already incur a cost to update their content for each adoption. Publishers will incur no additional cost as a result of this rule. Likewise, virtual instruction providers are required to apply for approval every three years and to demonstrate that their content is aligned to state standards as part of the approval process regardless of the rule change.

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

RULEMAKING AUTHORITY: 1001.03(1), 1011.62(1)(s) FS.

LAW IMPLEMENTED: 1001.42(9), 1003.42, 1011.62(1)(s) FS.

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

DATE AND TIME: July 17, 2012, 8:00 a.m.

PLACE: Broward College, Fort Lauderdale, FL 33301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pam Stewart, Chancellor, Division of Public Schools, 325 W. Gaines Street, Room 1502, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09414 Course ~~Requirements – Descriptions~~ for Grades ~~PK 6-12~~; Exceptional Student Education.

A course description ~~is a broad guideline which~~ directs district personnel by providing the essential content and course requirements for each course in grades PK-12 contained in specific instructional plans for a given subject area or area of study and which is consistent with the “Course Code Directory and Instructional Personnel Assignments” adopted in Rule 6A-1.09441, F.A.C. Course requirements approved by the State Board of Education are contained in the publication “2012-2013 The document, Florida Course Descriptions for Grades PK6-12, Exceptional Student Education, 1999” which is hereby incorporated by reference and made a part of this the

~~rules of the State Board.~~ Copies of approved course descriptions these documents may be obtained from K-12 Public Schools the Educational Products Distribution Section, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399, or online at http://www.floridastandards.org at a cost to be established by ~~the Commissioner not to exceed actual cost.~~

~~(1) District school board variance authority. District school boards of education are authorized, through local rules, to approve a variance of up to ten (10) percent of the course requirements of each course description.~~

~~(2) Commissioner of Education waiver authority. The Commissioner of Education may approve a school’s waiver request submitted by a district school board, to allow the school to substitute locally approved course requirements provided that locally approved requirements specified for the state approved course adequately address the major concepts/content and Sunshine State Standards for special diploma contained in the course description, and the waiver request fulfills the provisions of and as submitted in accordance with procedures specified in Section 229.592, Florida Statutes.~~

Rulemaking Specific Authority 1001.03(1), 1011.62, 229.565(1), 230.23(7) FS. Law Implemented 1001.42(9), 1003.42, 1011.62(1)(s) 229.592, 230.23(7), 232.2454, 232.247, 233.09 FS. History–New 7-9-86, Amended 12-28-86, 12-13-88, 12-11-89, 11-12-91, 6-6-93, 10-18-94, 9-28-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pam Stewart, Chancellor, Division of Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 12, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0021
RULE TITLE: Florida Teacher Certification Examinations

PURPOSE AND EFFECT: The purpose of this rule amendment is to adopt new competencies and skills for the Florida Teacher Certification Examinations (FTCE) Prekindergarten/Primary PK-3 examination, effective July 1, 2013, and new passing score requirements for the Biology 6-12, Chemistry 6-12, Earth-Space Science 6-12, Middle Grades General Science 5-9, Physics 6-12, Health K-12, and Physical Education K-12 examinations, effective September 1, 2012. The effect of these changes will be updated

competencies and skills for the FTCE and modification of existing passing score requirements for the affected subject area examinations.

SUMMARY: The rule is proposed for amendment to adopt the Competencies and Skills Required for Teacher Certification in Florida, Eighteenth Edition, and new passing score requirements for seven subject area examinations will be adopted.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) based on past experiences with the FTCE rule and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1012.56(9) FS.

LAW IMPLEMENTED: 1012.56 FS.

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

DATE AND TIME: July 17, 2012, 8:00 a.m.

PLACE: Broward College, Fort Lauderdale, FL 33301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Phil Canto, Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0021 Florida Teacher Certification Examinations.

(1) through (c)2. No change.

3. Before January 1, 2012, the subject area competencies and skills contained in the publication, "Competencies and Skills Required for Teacher Certification in Florida, Fifteenth Edition," which is hereby incorporated by reference and made a part of this rule. Beginning January 1, 2012, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification

in Florida, Sixteenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00247>) which is hereby incorporated by reference and made a part of this rule. Beginning January 1, 2013, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Seventeenth Edition," which is incorporated by reference and made part of this rule. Beginning July 1, 2013, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Eighteenth Edition," which is incorporated by reference and made part of this rule. Copies of these publications may be obtained as described in subparagraph (2)(c)1. of this rule.

(3) No change.

(4) Registration, fees, and refunds.

(a) Registration for the examinations shall be for the initial examinations or for one (1) or more examinations not previously passed. To register to take the examinations, an applicant shall submit a completed application to the test administration agency.

A completed application shall consist of the following:

A completed application Form CG-20-04, Registration Application: Certification Examinations for Florida Educators, which includes the applicant's signature. Form CG-20-04 is hereby incorporated by reference and made a part of this rule to become effective September 1, 2009. This form may be obtained without cost from the Bureau of Educator Certification, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399 or may be submitted online via the Florida Teacher Certification Examinations/Florida Educational Leadership Examination Program Web site at <http://www.fldoe.org/asp/ftce>.

(b) through (8) No change.

(9) Scoring of the subject area specialty examinations.

(a) through (t) No change.

(u) Effective September 1, 2012, the passing score for the Biology 6-12 examination shall be a scaled score of at least two hundred (200). This scaled score shall be equivalent to a raw score of eighty-three (83) correct items on the test used for standard setting and administered between January 2011 and April 2012.

(v) Effective September 1, 2012, the passing score for the Chemistry 6-12 examination shall be a scaled score of at least two hundred (200). This scaled score shall be equivalent to a raw score of seventy-one (71) correct items on the test used for standard setting and administered between January 2011 and April 2012.

(w) Effective September 1, 2012, the passing score for the Middle Grades General Science 5-9 examination shall be a scaled score of at least two hundred (200). This scaled score

shall be equivalent to a raw score of eighty-four (84) correct items on the test used for standard setting and administered between January 2011 and April 2012.

(x) Effective September 1, 2012, the passing score for the Earth-Space Science 6-12 examination shall be a scaled score of at least two hundred (200). This scaled score shall be equivalent to a raw score of eighty-three (83) correct items on the test used for standard setting and administered between January 2011 and April 2012.

(y) Effective September 1, 2012, the passing score for the Physics 6-12 examination shall be a scaled score of at least two hundred (200). This scaled score shall be equivalent to a raw score of sixty (60) correct items on the test used for standard setting and administered between January 2011 and April 2012.

(z) Effective September 1, 2012, the passing score for the Physical Education K-12 examination shall be a scaled score of at least two hundred (200). This scaled score shall be equivalent to a raw score of eighty-five (85) correct items on the test used for standard setting and administered in January and February 2012.

(aa) Effective September 1, 2012, the passing score for the Health K-12 examination shall be a scaled score of at least two hundred (200). This scaled score shall be equivalent to a raw score of eighty-three (83) correct items on the test used for standard setting and administered between January and March 2012.

(bb)(~~tt~~) The Commissioner of Education shall review the passing score for each of the General Knowledge Subtests, each of the subject area specialty examinations, and the professional education test not less than once every five (5) years and determine whether to recommend to the State Board of Education to maintain or change the existing passing scores.

(10) through (11) No change.

Rulemaking Authority 1012.55(1), 1012.56, 1012.59 FS. Law Implemented 1012.55, 1012.56, 1012.59 FS. History—New 8-27-80, Amended 1-11-82, 1-6-83, 5-3-83, 10-5-83, 10-15-84, Formerly 6A-4.021, Amended 12-25-86, 4-26-89, 4-16-90, 7-10-90, 4-22-91, 10-3-91, 8-10-92, 11-28-93, 4-12-95, 7-1-96, 9-30-96, 10-1-99, 7-17-00, 7-16-01, 3-24-02, 7-16-02, 3-24-03, 7-21-03, 12-23-03, 7-13-04, 5-24-05, 5-23-06, 5-21-07, 5-19-08, 7-21-08, 7-9-09, 6-22-10, 6-21-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jane Fletcher, Interim Deputy Commissioner, Accountability, Research, and Measurement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 5, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0905
 RULE TITLE: Requirements for the District English Language Learners Plan

PURPOSE AND EFFECT: The purpose of this rule amendment is to update the District English Language Learner Plan to align with rule revisions relating to the evaluation, classification, assessment, extension of services, and exit of ELLs and require the plan to be submitted electronically. The effect will be a rule aligned with current practices.

SUMMARY: The proposed rule amendment updates the District English Language Learner Plan to reflect revisions made to Rules 6A-6.0902, 6A-6.09021, 6A-6.09022, 6A-6.0903, and 6A-6.09031, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) based upon prior experience with the submission of the District ELL Plans, the proposed revisions will add no additional costs and the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02, 1003.56 FS.

LAW IMPLEMENTED: 1003.56 FS.

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

DATE AND TIME: July 17, 2012, 8:00 a.m.

PLACE: Broward College, Fort Lauderdale, FL 33301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pam Stewart, Chancellor, Division of Public Schools, 325 West Gaines Street, Room 1502, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0905 Requirements for the District English Language Learners Plan.

(1) Each school district shall submit a school district English Language Learner (ELL) plan to the Department of Education describing the district's proposed procedures and methodologies for serving ~~ELLs limited English proficient students~~ and must receive the Commissioner of Education's approval prior to program implementation.

(2) Councils representing parents of ELLs shall be consulted prior to the submission of the school district ELL plans to the Department of Education. The Department of Education shall consider the councils' objections to plan approval in its review.

(3) The Department of Education shall review the school district ELL plan and approve, disapprove, or return for clarification or further elaboration within sixty (60) days of submission.

(4) A school district ELL plan shall be updated and resubmitted every three (3) years. Interim changes in the plans shall be submitted as amendments to the Department of Education and must be approved by the Commissioner prior to implementation.

(5) School district ELL plan format.

(a) A district's ELL plan shall include: standards for entry, exit and post-reclassification monitoring; a description of instructional, categorical and student services; provisions for and plans to employ qualified staff; and evidence of consultation with the district's Parent Leadership Council or other parent advisory body representative of parents of ELL students.

(b) The school district ELL plan shall be submitted to the Department utilizing the Department's online template ESOL 100 entitled, "~~District Plan for Services to English Language Learners Plan,~~" (08/2012) ~~(05/2009)~~ which is hereby incorporated by reference to become a part of this rule. Copies of this template may be obtained from the Bureau of Student Achievement through Language Acquisition, K-12 Public Schools, Department of Education, 325 West Gaines Street, Room 501, Tallahassee, Florida 32399-0400. The online template must be completed in its entirety.

Rulemaking Authority 1001.02, 1003.56 FS. Law Implemented 1003.56 FS. History--New 10-30-90, Amended 5-28-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Pam Stewart, Chancellor, Division of Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 12, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 22, 2011

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-10.0315
RULE TITLE: College Preparatory Testing, Placement, and Instruction

PURPOSE AND EFFECT: The purpose of this rule amendment is to clarify the courses for which a student has demonstrated readiness with an FCAT 2.0 Reading score of 262.

SUMMARY: The P.E.R.T. and FCAT 2.0 Reading were added as a college preparatory test and a college-readiness indicator, respectively, as a result of 2011 legislation. The revision outlines the specific course eligibility for students meeting or exceeding the FCAT 2.0 Reading score of 262.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and 2) based on past experiences with college preparatory testing and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1008.30 FS.

LAW IMPLEMENTED: 1008.30 FS.

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

DATE AND TIME: July 17, 2012, 8:00 a.m.

PLACE: Broward College, Fort Lauderdale, FL 33301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cassandra Brown, Coordinator of Postsecondary Readiness, Division of Florida Colleges, Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-7823

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.0315 College Preparatory Testing, Placement, and Instruction.

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

(b) A score of 262 on Grade 10 Florida Comprehensive Assessment Test 2.0 (FCAT 2.0)- Reading demonstrates readiness for college-level coursework in reading and writing the curriculum area. Students who achieve such a score and enroll in a Florida College System institution within 2 years of achieving such a score are exempted from taking the reading and writing subtests of the Florida Postsecondary Education Readiness Test pursuant to subsection (1) above.

(3) through (12) No change.

Rulemaking Authority 1001.02(6), 1008.30(3) FS. Law Implemented 1001.02, 1008.30 FS. History—New 7-15-84, Amended 6-6-85, Formerly 6A-10.315, Amended 5-17-88, 7-25-91, 10-18-94, 8-28-95, 6-25-96, 3-28-00, 2-12-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Randy Hanna, Chancellor, Division of Florida Colleges
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner, Department of Education
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 12, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.095
 RULE TITLE: Site Determined Baccalaureate Access

PURPOSE AND EFFECT: The purpose and effect of the rule change is to align the rule with changes made in the 2011 Legislative Session to Section 1007.33, Florida Statutes, which eliminates the opportunity for Florida College System institutions to apply for exemption status from the State Board of Education approval process for new baccalaureate programs. The proposed rule amendment will also clarify ambiguous language within the current rule and specify certain parameters and requirements in the baccalaureate program approval process, including the addition or modification of baccalaureate degree concentrations. Additionally, the rule amendment will limit the permissible time elapsed between a college’s submission of a letter of intent and the submission of the initial proposal to the Division of Florida Colleges for a new baccalaureate program.

SUMMARY: This amendment aligns the rule with Section 1007.33, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) based on past experiences with the Site Determined Baccalaureate Access rule and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02, 1007.25, 1007.33(7) FS.

LAW IMPLEMENTED: 1007.25, 1007.33, 1008.32(1) FS.

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

DATE AND TIME: July 17, 2012, 8:00 a.m.

PLACE: Broward College, Fort Lauderdale, FL 33301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Abbey Cunningham, Coordinator of Baccalaureates and Common Prerequisites, Division of Florida Colleges, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-9492

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.095 Site Determined Baccalaureate Access.

(1) Purpose. This rule implements a uniform approval process for new baccalaureate degree programs proposed by Florida College System institutions ~~colleges~~, in accordance with Section 1007.33, F.S.

(2) Definitions. For the purposes of this rule, the following definitions shall be used.

(a) “Florida Colleges” means an institutions within The Florida College System.

(b) “SACS” means the Southern Association of Colleges and Schools Commission on Colleges.

(c) “Division” means the Division of Florida Colleges.

(d) “Board of trustees” means a Florida College System institution board of trustees.

(3) Letter of intent. The following requirements shall apply to the ~~Letter of intent~~ that is required pursuant to Section 1007.33(5)(a), F.S.

(a) The required components of the letter of intent, as approved by the board of trustees, are description of the program shall include:

1. The name of the program;
2. The type of degree to be conferred under the program;

3. A brief description of the program;

4. Key skills expected of graduates; and

5. A description of the career path or potential employment opportunities for graduates of the program;:-

6. A The letter of intent shall include a summary of discussions with the state university in the Florida college's service district and other public and nonpublic postsecondary institutions in the region regarding evidence of need, demand, and economic impact;:-

7. The workforce demand and unmet need for graduates of the program to include evidence from entities independent of the institution;

8. The letter of intent shall include the Eexpected term and year of the first term of upper division enrollment in the proposed program; and:-

9. A The letter of intent shall include a description of funds available for program startup costs, including promised support from local businesses and industries.

(b) The letter of intent will remain valid for two (2) years from its receipt by the Division.

(c) If the complete proposal is not received within two (2) years of receipt of the letter of intent, the college must submit a new letter of intent to the Division, to be subject to the same procedures as outlined in Section 1007.33(5)(a)-(b), F.S., before an initial degree proposal may be submitted to the Division.

(4) Proposals for a baccalaureate degree by Florida colleges. Florida Ceolleges seeking consideration of approval by the State Board of Education for a new baccalaureate degree proposal must complete and submit the Baccalaureate Proposal Approval Application BAAC-01, which is hereby incorporated by reference in this rule to become effective July 2010. A copy of the form may be found at http://www.fldoe.org/cc/students/bach_degree.asp, or by writing to the Division at 325 West Gaines Street, Suite 1544, Tallahassee, Florida 32399.

(5) Alternative proposals and objections by a Florida state university or regionally accredited private college or university. Alternative proposals must be submitted electronically by email to the Chancellor of the Florida College System at Chancellor.FloridaCollegeSystem@fldoe.org and must address all criteria specified in Section 1007.33(5)(c), F.S., and additionally specifically include a calculation of the total tuition and fees for a student starting as a first-time, freshman student in the program and a calculation of the total tuition and fees for completing the last two (2) years of the program. Both calculations must be based on the total hours required for the baccalaureate degree. A state university or

regionally accredited private college or university may also submit an objection to a proposed new program to the Division, pursuant to Section 1007.33(5)(b), F.S.:-

(a) A description of a proposed partnership agreement with the Florida college submitting the proposed baccalaureate program that includes joint approval of the curriculum.

(b) A calculation of the total tuition and fees for a student starting as a first-time, freshman student in the program and a total for completing the program as an upper division transfer student.-

(6) Proposal Review/Approval Process.

(a) Upon receipt of a Florida college proposal, the Division shall review the proposal to determine compliance with criteria in Section 1007.33(5)(d), F.S. The proposal shall also include:

1. Evidence of collaboration via internal and external planning processes or meetings that include need, demand, regional capacity, and impact discussions with postsecondary institutions in regional proximity to the college.-

2. An analysis of data and a description of the employment gap between the number of job openings and the number of graduates in the discipline area in that service region, which demonstrate demand and unmet need for graduates of the program.

3. A description of both existing and planned facilities, equipment, library/media, and academic resources needed for the program demonstrating physical capacity to support the program.

4. An enrollment projection and funding requirements for the program, including start-up costs, required faculty salaries, library resources, facility renovations/remodeling, and other anticipated operational costs to develop and maintain the program over a four-year period. Supplemental funding from outside sources should be included in a budget plan within the proposal.

5. The program curriculum, including course numbers and titles, credit hours and established or proposed common course prerequisites demonstrating comprehensive academic content and adherence to requirements adopted pursuant to Section 1007.25, F.S.

(b) Absent deficiencies, upon notification of completed review, the Florida college may submit a revised proposal to replace the original or notify the Division that the original proposal is final.

(b)(e) The Division shall forward the final proposal to the Commissioner of Education with a written analysis, which the Commissioner shall consider in his recommendation to the State Board of Education.

(7) Adding or modifying concentration(s) to an existing baccalaureate degree program. A college seeking approval by the State Board of Education to add or modify a concentration to an existing baccalaureate degree program must submit the Application to Add or Modify Concentration(s) to an Existing

Baccalaureate Degree Program, Form BAAC-02, which is hereby incorporated by reference in this rule to become effective August 2012. A copy of the form may be found at http://www.fldoe.org/cc/students/bach_degree.asp or by writing to the Division at 325 West Gaines Street, Suite 1544, Tallahassee, Florida 32399.

(a) The application may be submitted to the Division at any time following approval of the program by the State Board of Education and shall include:

1. A description of the approved program and any existing concentrations, including the degree type and program title;
2. The internal and external planning process;
3. Workforce need and demand; and
4. Academic content of the proposed concentration(s) or the proposed modification(s).

(b) The Division shall forward the application to the Commissioner of Education with a written analysis, which the Commissioner shall consider in his recommendation to the State Board of Education.

(7) Exemption from State Board of Education Approval. A Florida college board of trustees may submit an exemption request to the Division on or before July 1 of the year in which the college desires to be considered for an exemption. In the event that July 1 falls on a weekend or state holiday, the deadline shall move to the following business day.

(a) The exemption request must be submitted in the Application for Exemption from Baccalaureate Proposal Approval BAAC-02, which is hereby incorporated by reference in this rule to become effective July 2010, and may be accessed at http://www.fldoe.org/cc/students/bach_degree.asp, or by writing to the Division at 325 West Gaines Street, Suite 1544, Tallahassee, Florida 32399. The application must, at a minimum, include the following documentation:

1. The Florida college shall provide the Division with a copy of the SACS letter reflecting the date on which it was approved as a baccalaureate degree granting institution.

2. The Florida college shall demonstrate maintenance of qualified faculty and institutional resources upon the submission of:

a. A certification statement by the Florida college board of trustees that all faculty members meet Southern Association of Colleges and Schools Commission on Colleges' Principles of Accreditation: Foundations for Quality Enhancement, 2010 Edition, section 3.7.1, for postsecondary instructors in the course and discipline, which is hereby incorporated by reference. The document may be accessed at <http://www.sacscoc.org/pdf/2010principlesofaccreditation.pdf>;

b. A certification statement by the Florida college board of trustees that financial resources are available to support faculty and other instructional resources such as libraries or support services;

3. The Division shall verify upper division enrollment based on an annual enrollment report that shall include:

a. An unduplicated upper division student headcount and enrolled semester hours;

b. An unduplicated upper division student enrollment headcount disaggregated by age, gender, and ethnicity.

4. The college shall provide evidence indicating the absence and/or correction of compliance or financial audit findings related to its baccalaureate programs for the 3 years immediately preceding the exemption request. The review process for audit findings shall be in accordance with the Division of Florida College's Procedures for Reviewing Audit Reports, 4/98, as authorized in Section 1008.32(1), F.S., which are hereby incorporated by reference. These procedures may be accessed at http://www.fldoe.org/CC/policy/cc_gpm2.asp#audit.

5. The Florida college shall provide a copy of the relevant sections of the board of trustees policies and procedures for review, demonstrating compliance with the requirements of Sections 1007.33(2)(a), (3), F.S.

6. The timely submission of an annual baccalaureate performance accountability report in the format prescribed by the Division. The template, Annual Baccalaureate Performance Accountability Report Template, BAAC 03 is hereby incorporated by reference and may be accessed at http://www.fldoe.org/cc/students/bach_degree.asp, or by writing to the Division at 325 West Gaines Street, Suite 1544, Tallahassee, Florida 32399. The report shall include, at a minimum, retention and success rates, degree completion rates, and rates showing employment and/or enrollment in a graduate program of study.

a. Reports shall be considered timely if the Division has received a report for the most recent prior year on or before August 15.

b. Additional evidence of baccalaureate degree success may be included in the exemption application.

(b) A college's exemption status may be revoked by the State Board of Education should a college fail to submit an annual baccalaureate performance accountability report or fail to continue to meet the statutory requirements for initial exemption.

(8) Exempt Florida College Compliance Review. For compliance review of a new baccalaureate program approved by a Florida college board of trustees the college must submit to the Division:

(a) The name of the program and degree type;

(b) The Classification of Instructional Program (CIP) code assigned;

(c) The full upper division curriculum, including common prerequisites and, if applicable, limited access request;

(d) A copy of the SACS letter reflecting the date on which it was approved as a baccalaureate degree granting institution; and

(e) The expected implementation date.

~~(9) Compliance Review Feedback. Within thirty (30) days of receipt of a Florida college's completed baccalaureate program Compliance Review, the Chancellor of the Florida College System shall advise the President of the college, and the Commissioner of Education, in writing, if the criteria for implementation in Sections 1007.33(5)(d), (6)(e), F.S., and subsection (8) of this rule have been met. If all criteria have not been met, a program may be resubmitted to the Division of Florida Colleges following correction of deficiencies for compliance review, or may be submitted to the State Board of Education for approval.~~

~~Rulemaking Authority 1001.02, 1007.25, 1007.33(7) FS. Law Implemented 1007.25, 1007.33, 1008.32(1) FS. History--New 8-8-10, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Randy Hanna, Chancellor, Division of Florida Colleges
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner, Department of Education
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 12, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-1.002	Appointment and Jurisdiction
6D-1.011	Travel and Per Diem for Board of Trustees
6D-1.012	Forms and Standard Instructions
6D-1.013	Naming Facilities
6D-1.014	School Advisory Council

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-1.002, 1.011, 1.012, 1.013, and 1.014, F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-1.002 Appointment and Jurisdiction.

~~Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 12-19-74, Amended 9-8-85, Transferred from 6D-1.02, Amended 2-22-05, Amended 4-2-02, Repealed _____.~~

6D-1.011 Travel and Per Diem for Board of Trustees.

~~Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.061(2)(a), 120.53(1)(b), 242.331(4) FS. History--New 9-8-85, Transferred from 6D-1.11, Repealed _____.~~

6D-1.012 Forms and Standard Instructions.

~~Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 9-8-85, Transferred from 6D-1.12, Amended 4-2-02, Repealed _____.~~

6D-1.013 Naming Facilities.

~~Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 7-26-90, Amended 4-2-02, Repealed _____.~~

6D-1.014 School Advisory Council.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 230.23(18), 229.592 FS. History—New 3-13-94, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cindy Day, Executive Director of Parent Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-2.004	Specific Objectives in the Department for the Deaf
6D-2.005	Specific Objectives in the Department for the Blind

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-2.004 and 2.005, F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-2.004 Specific Objectives in the Department for the Deaf.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History—New 12-19-74, Transferred from 6D-2.04, Amended 8-26-86, Repealed.

6D-2.005 Specific Objectives in the Department for the Blind.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History—New 12-19-74, Transferred from 6D-2.05, Amended 8-26-86, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cindy Day, Executive Director of Parent Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-3.003	Due Process Procedures
6D-3.004	Impartial Review and Appeal
6D-3.005	Assignment of Surrogate Parents
6D-3.006	Access to and Confidentiality of Student Records
6D-3.007	Provision of Non-Academic and Extracurricular Services and Activities

6D-3.008 Discrimination Complaint
Procedures for Student Access

6D-3.010 Confidentiality of Information

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-3.003, 3.004, 3.005, 3.006, 3.007, 3.008, 3.010, 3.0021, 3.0022 and 3.0023 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-3.003 Due Process Procedures.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(c), 242.331(4) FS. History–New 4-5-79, Amended 9-8-85, Transferred from 6D-3.03, Amended 5-5-87, Amended 4-12-90, Amended 4-4-93, Repealed.

6D-3.004 Impartial Review and Appeal.

Rulemaking Specific Authority 120.53(1)(b), 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History–New 4-5-79, Amended 9-8-85, Transferred from 6D-3.04, Repealed.

6D-3.005 Assignment of Surrogate Parents.

Rulemaking Specific Authority 120.53(1)(a), 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History–New 1-28-80, Amended 9-8-85, Transferred from 6D-3.05, Repealed.

6D-3.006 Access to and Confidentiality of Student Records.

Rulemaking Specific Authority 120.53 (1)(b), 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History–New 1-28-80, Amended 9-8-85, Transferred from 6D-3.06, Repealed.

6D-3.007 Provision of Non-Academic and Extracurricular Services and Activities.

Rulemaking Specific Authority 1002.36(4)(d) FS. Law Implemented 1002.36(4)(d) FS. History–New 1-28-80, Transferred from 6D-3.07, Amended 3-22-04, Repealed.

6D-3.008 Discrimination Complaint Procedures for Student Access.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(d) FS. History–New 6-2-81, Transferred from 6D-3.08, Amended 1-19-04, Repealed.

6D-3.010 Confidentiality of Information.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 228.093(3)(d) FS. History–New 4-29-91, Amended 10-28-93, Repealed.

6D-3.021 Individual Education Plan.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(d) FS. History–New 5-5-87, Amended 9-16-93, Amended 3-25-96, Amended 3-22-04, Repealed.

6D-3.022 Individual Education Evaluation.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History–New 5-5-87, Amended 9-16-93, Repealed.

6D-3.023 Protection in Evaluation Procedures.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(b), 229.053(2)(i), (j), 242.331(4) FS. History–New 5-5-87, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cindy Day, Executive Director of Parent Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-6.021	Implementation of Certification Standards
6D-6.022	On-Campus Rental Housing Policy for Staff and Administration
6D-6.024	Assessment of Personnel Performance
6D-6.025	Employees Infected with the HIV Virus

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-6.021, 6.022, 6.024 and 6.025, F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-6.021 Implementation of Certification Standards.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 10-29-84, Transferred from 6D-6.21, Amended 12-6-92, Repealed.

6D-6.022 On-Campus Rental Housing Policy for Staff and Administration.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 10-29-84, Transferred from 6D-6.22, Repealed.

6D-6.024 Assessment of Personnel Performance.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 6-10-85, Transferred from 6D-6.24, Repealed.

6D-6.025 Employees Infected with the HIV Virus.

Rulemaking Specific Authority 120.53(1)(b), 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History--New 4-25-89, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-7.002	Academic
6D-7.006	Student Progression Plan and Requirements for Graduation
6D-7.0072	Grounds for Disciplinary Action
6D-7.010	Educational Requirements for Application, Suspension, and Reinstatement of a Driver's License

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-7.002, 7.006, 7.0072 and 7.010, F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-7.002 Academic.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History–New 12-19-74, Amended 11-9-79, Transferred from 6D-7.02, Amended 8-26-86, Repealed.

6D-7.006 Student Progression Plan and Requirements for Graduation.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(c), 1003.49 FS. History–New 2-17-81, Amended 9-17-85, Transferred from 6D-7.06, Amended 8-26-86, Amended 4-12-90, Amended 12-6-92, Amended 3-16-98, Amended 1-15-07, Amended 10-19-09, Repealed.

6D-7.0072 Grounds for Disciplinary Action.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(d) FS. History–New 5-5-87, Amended 3-13-94, Amended 2-24-03, Repealed.

6D-7.010 Educational Requirements for Application, Suspension, and Reinstatement of a Driver’s License.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4), 322.061, 322.095 FS. History–New 4-16-90, Amended 4-26-94, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.: RULE TITLES:
6D-8.002 Food Service Staff
6D-8.003 Food Service Responsibilities

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-8.002 and 8.003, F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-8.002 Food Service Staff.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History--New 12-19-74, Transferred from 6D-8.02, Amended 8-26-86, Amended 10-19-09, Repealed.

6D-8.003 Food Service Responsibilities.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 12-19-74, Transferred from 6D-8.03, Amended 8-26-86, Amended 10-19-09, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-9.002	Health Care Center Staff
6D-9.003	Health Care Center Inpatient Services and Outpatient Hospitalization
6D-9.004	Health Examinations
6D-9.005	Health Screenings and Immunizations
6D-9.006	Students Infected with the HIV Virus
6D-9.007	Health Care Policies

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-9.002, 9.003, 9.004, 9.005, 9.006 and 9.007 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-9.002 Health Care Center Staff.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(a), 242.331(4) FS. History--New 12-19-74, Transferred from 6D-9.02, Amended 8-26-86, Amended 7-26-90, Repealed.

6D-9.003 Health Care Center Inpatient Services and Outpatient Hospitalization.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(a), 242.331(4) FS. History--New 12-19-74, Transferred from 6D-9.03, Amended 7-26-90, Repealed.

6D-9.004 Health Examinations.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 12-19-74, Transferred from 6D-9.04, Amended 8-26-86, Amended 7-26-90, Amended 4-4-93, Repealed.

6D-9.005 Health Screenings and Immunizations.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4) FS. History--New 12-19-74, Transferred from 6D-9.05, Amended 8-26-86, Amended 7-26-90, Repealed.

6D-9.006 Students Infected with the HIV Virus.

Rulemaking Specific Authority 120.53(1)(b), 242.331(3) FS. Law Implemented 120.53(1)(b), 242.331(4) FS. History--New 4-25-89, Repealed.

6D-9.007 Health Care Policies.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 120.53(1)(a), 1002.36(4)(d) FS. History--New 12-6-92, Amended 2-28-07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-10.002
 RULE TITLE: Student Residential Care Policies

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-10.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-10.002 Student Residential Care Policies.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(b) FS. History–New 1-17-91, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-11.002 RULE TITLE: Quality Assurance Plan

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-11.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-11.002 Quality Assurance Plan.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History–New 4-29-91, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-12.002 RULE TITLE: Campus Security/Police Department

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-12.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-12.002 Campus Security/Police Department.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(8)(f) FS. History—New 4-9-92, Amended 10-26-94, Amended 4-28-97, Amended 1-19-04, Amended 3-21-05, Amended 3-24-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-13.002
RULE TITLE: Mental Health Standards

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-13.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-13.002 Mental Health Standards.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(a), 242.331(4) FS. History–New 7-2-92, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.:	RULE TITLE:
6D-14.002	Transportation Policies and Procedures

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-14.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-14.002 Transportation Policies and Procedures.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(d) FS. History–New 12-20-92, Amended 5-19-03, Amended 2-28-07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NOS.:	RULE TITLES:
6D-15.002	Maintenance and Construction Department
6D-15.003	Housekeeping Department

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rules 6D-15.002 and 15.003, F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 RULES IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULES IS:

6D-15.002 Maintenance and Construction Department.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 242.331(4), 120.53(1)(a) FS. History–New 4-26-94, Repealed _____.

6D-15.003 Housekeeping Department.

Rulemaking Specific Authority 242.331(3) FS. Law Implemented 120.53(1)(a), 242.331(4) FS. History–New 4-26-94, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-16.002
 RULE TITLE: Human Resources, Management and Development

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-16.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-16.002 Human Resource, Management and Development.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(f) FS. History–New 10-26-94, Amended 11-30-98, Amended 9-29-99, Amended 7-30-01, Amended 1-19-04, Amended 3-21-05, Amended 2-28-07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: RULE TITLE:

6D-17.002 Purchasing Department

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during a comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: Elimination of Rule 6D-17.002 F.A.C., identified during the comprehensive rule review as duplicative, unnecessarily burdensome, or no longer necessary. The sections proposed for repeal are either advisory in nature, repeat statutory provisions, duplicate requirements found in other rules of the agency, or are based on statutory authority that no longer exists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed repeals remove unnecessary or outdated language. There are no costs associated with removing these sections, and in some cases costs may be reduced.

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

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, August 24, 2012, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cindy Day, (904)827-2221. 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 IS: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-17.002 Purchasing Department.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(d) FS. History–New 10-26-94, Amended 1-19-04, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day, Executive Director of Parent Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Trustees, Florida School for the Deaf and the Blind

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2012

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:

6M-4.700 Child Performance Standards

PURPOSE AND EFFECT: The purpose of the proposed rule development is to establish performance standards for school readiness programs.

SUMMARY: The proposed rule will address performance standards for school readiness programs. Section 411.01(3)(d)8., Florida Statutes, requires the Office to adopt performance standards that address the age-appropriate progress of children in the development of the school readiness skills specified in Section 411.01(4)(j), Florida Statutes. The performance standards are to be integrated with the

performance standards adopted by the Department of Education for children in the Voluntary Pre-Kindergarten Education Program under Section 1002.67, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Child Performance Standards adopted through this rule simply codify the expected benchmarks which experts in the field of early learning have deemed to be appropriate measures of child progress. This rule does not impose any requirements on individuals or small businesses.

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

RULEMAKING AUTHORITY: 411.01(4)(d)8., 411.01(4)(e) FS.

LAW IMPLEMENTED: 411.01(4)(d)3.d., 411.01(4)(d)8., 411.01(4)(j), 411.01(5)(c)1.a., 411.01(5)(d)4.e. FS.

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

DATE AND TIME: July 20, 2012, 1:00 p.m. – 3:00 p.m.

PLACE: Florida’s Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32301, or via WebEx which may be accessed at the following website: http://www.floridaearlylearning.com/EarlyLearning/OEL_Program_ProposedRulesNotices.html

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: Ed Hoover at (850)717-8550. 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 IS: Stephanie Savestanan, Policy Director, Florida’s Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8550

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-4.700 Child Performance Standards.

(1) Florida’s Office of Early Learning hereby adopts the Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, dated January 15, 2012, as the child performance standards for use in the School Readiness program.

(2) The Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, dated January 15, 2012, is hereby incorporated by reference.

Rulemaking Authority 411.01(4)(e) FS. Law Implemented 411.01(4)(d)3.d., 411.01(4)(d)8., 411.01(4)(j), 411.01(5)(c)1.a., 411.01(5)(d)4.e. FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephanie Savestanan, Policy Director, Florida’s Office of Early Learning

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dr. Mel Jurado, Director, Florida’s Office of Early Learning

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 21, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 3, 2012

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.:	RULE TITLE:
6M-8.201	Child Registration Procedures; Application

PURPOSE AND EFFECT: The purpose of the proposed rule is to implement the authority of Florida’s Office of Early Learning (OEL) to administer the Voluntary Prekindergarten Education (VPK) Program related to registering children in and determining the eligibility of children for the VPK Program.

SUMMARY: This rule establishes requirements related to making child eligibility determinations. The proposed rule permits early learning coalitions to allow certain VPK providers to facilitate making child eligibility determinations for children enrolling in the VPK provider’s classes. The rule incorporates several forms by reference, including a child registration form and addendum to the VPK Provider Agreement for providers determining preliminary eligibility of VPK students. The rule further requires distribution of an information handbook for parents which is incorporated by reference into another rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

Florida's Office of Early Learning has prepared a SERC based on data from previous years of implementation of the Voluntary Prekindergarten Education Program and projections regarding estimated participation levels in the future. The Office estimates that implementation of the proposed rule will result in an annual savings to providers throughout the state in the amount of approximately \$34,335 dollars. Over five years, the total savings is estimated to result in a decreased cost to providers of approximately \$171,675.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein:

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

RULEMAKING AUTHORITY: 1002.79(2) FS.

LAW IMPLEMENTED: 1002.53(4), (5), 1002.75(2)(a), (b) FS.

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

DATE AND TIME: July 20, 2012, 1:00 p.m. – 3:00 p.m.

PLACE: Florida's Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32301, or via WebEx which may be accessed at the following website:

http://www.floridaearlylearning.com/EarlyLearning/OEL_Program_ProposedRulesNotices.html

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: Ed Hoover at (850)717-8550. 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 IS: Stephanie Savestanan, Policy Director, Florida's Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8550

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-8.201 Child Registration Procedures; Application; ~~Parent Orientation Session.~~

(1) Application. A parent wishing to enroll his or her child for the VPK Program must; complete an application process with a local early learning coalition. Contact information for local early learning coalitions is available from Florida's Office of Early Learning at 1(866)357-3239, TTY/Florida Relay 711, and at the website: <https://spe.schoolreadiness.org/pe/>:-

(a) ~~A parent must complete Complete and sign Part A of Form OEL-VPK 01 (Student Child Application), dated August 2012, February 14, 2007, which is hereby incorporated by reference with instructions and may be obtained as described in Rule 6M-8.900, F.A.C. Applications may be completed in hard copy using blue or black ink or Alternatively, a parent may register online through the Internet website; <https://spe.schoolreadiness.org/pe/> <http://www.vpkflorida.org>, electronically submit the registration, and print confirmation of the online registration.~~

(b) ~~A parent must submit the completed Submit a complete and signed Part A of Form OEL-VPK 01, or submit the printed confirmation of an online application registration, to the coalition of the county where the VPK site selected by the parent is located for the VPK provider admitting the child in the VPK program, regardless of the county in which the child resides. A parent must also submit the supporting documents showing the child's age and residential address which are required under Rule 6M-8.200, F.A.C.~~

(2) Reenrollment Application. If a parent wishes to change a student's VPK provider after a student has already attended a portion of VPK instruction that parent shall follow the requirements of Rule 6M-8.210, F.A.C. Re-Registration:

(a) ~~A parent must re-register his or her child for the VPK program with the coalition of the county where the VPK provider's VPK site is located if the parent initially registered the child with the coalition of another county.~~

(b) ~~Re-registration is the responsibility of a child's parent. To assist a parent with re-registration, a coalition may enter into one or more agreements with another coalition to provide for the transfer of a child application and supporting documents between the coalitions.~~

(3) Parent Guide. A coalition shall ensure each parent has the opportunity to review a copy of Form OEL-VPK 06, Voluntary Prekindergarten Parent Guide, which is incorporated by reference into Rule 6M-8.2011, F.A.C.

(4) ~~(3) Application Submission Location. An early learning A coalition shall designate one or more locations throughout the coalition's service area geographic region where a parent may submit a Student Application child application and supporting documents to the coalition. A coalition may allow private or public school VPK providers to be application submission locations. If the coalition designates certain VPK providers as application submission locations, then the coalition, those designated VPK providers, and parents submitting applications to those designated VPK providers~~

must follow the requirements of subsection (5) below. A parent may obtain contact information for a coalition from the Office of Early Learning at (866)357-3239, TTY/Florida Relay 711, and at the Internet website: <http://www.floridaearlylearning.com>.

(5) Alternative Application. Notwithstanding the processes established above, an early learning coalition may also permit a VPK provider to determine the preliminary eligibility of children applying to enroll in the provider's VPK classes on behalf of the coalition in accordance with the requirements of this paragraph. Providers permitted to make preliminary eligibility determinations under this paragraph must do so in accordance with the criteria and processes established in Rule 6M-8.200, F.A.C.

(a) Provider Eligibility. A VPK provider must apply annually to participate under this paragraph by submitting to the early learning coalition the completed and executed Form OEL-VPK 21 (Addendum to the Statewide Provider Agreement) dated August 2012, which is hereby incorporated by reference. A VPK provider shall not participate under this paragraph except under an executed Form OEL-VPK 21. A VPK provider may not determine the preliminary eligibility of children for its VPK program until the VPK provider receives a fully executed Form OEL-VPK 21 from the coalition which has been signed by the VPK provider and its early learning coalition. Documentation demonstrating that the provider has met the eligibility requirements established under this rule may be required by the coalition; however, the coalition may not impose on the provider additional eligibility requirements not included in this rule.

1. The VPK provider must have delivered instruction in the VPK program during the most recent two program years.

2. The VPK provider must retain a prekindergarten director or designee who has attended a training session conducted by the coalition which instructs the provider on procedures for determining a child's preliminary eligibility for the VPK program, accepting an application and supporting documents on behalf of the coalition, and providing a parent with the form described in subsection (3) above.

3. The VPK provider's most recent kindergarten readiness rate for each program type (school-year and/or summer) must meet the minimum kindergarten readiness rate established pursuant to Section 1002.69, F.S.

4. A VPK provider is not eligible under this rule if, during the previous 24 months, the provider:

a. Submitted two or more consecutive, or a combined total of four or more, monthly attendance rosters containing inaccurate reporting of a student's attendance;

b. Failed to repay an overpayment by the required repayment date after the coalition discovered the overpayment and requested repayment;

c. Submitted a monthly attendance roster resulting in an overpayment that exceeded 20 percent of the payment for a calendar month due to the provider's inaccurate reporting of a student's attendance;

d. Submitted a monthly attendance roster containing fraudulent reporting of a student's attendance; or

e. Failed to comply with the terms of the Form OEL-VPK 21.

5. A VPK provider which is licensed by the Department of Children and Family Services or a local licensing agency is not eligible to participate under this rule if the provider's license status, as recorded in the department's Child Care Information System, is "Revocation Action Pending," "Suspension Action Pending/Suspended," or "Closed."

6. A VPK provider which is not licensed by the Department of Children and Family Services or a local licensing agency, but which is accredited as described in Section 1002.55(3)b., F.S., is not eligible to participate under this rule if the provider's accreditation status has expired or been rescinded.

(b) Child Registration Procedures.

1. A parent who wishes to apply to enroll a child for the VPK program through a VPK provider authorized to make preliminary eligibility determinations under this paragraph must complete, sign, and submit to the VPK provider Part A of Form OEL-VPK 01. A parent must submit this form to the VPK provider with supporting documents of the child's age and residential address required under Rule 6M-8.200, F.A.C.

2. A VPK provider determining children's preliminary eligibility under this paragraph shall provide each parent with a copy of the Voluntary Prekindergarten Parent Guide, which is incorporated by reference in Rule 6M-8.2011, F.A.C., upon parental submission of the completed and signed Part A of Form OEL-VPK 01. Within five (5) working days after a child's parent submits the completed and signed Part A of Form OEL-VPK 01, the provider shall complete Part B of the child's Form OEL-VPK 01, maintaining a copy of the completed form and any supporting documents for its records, and process Parts A and B of the completed Form OEL-VPK 01 and supporting documents, as follows:

a. If the child's Form OEL-VPK 01 is complete, signed, and submitted with the required supporting documents, the provider determines that the child appears preliminarily eligible for the VPK program, and the provider registers the child in one of the provider's VPK classes, then the VPK provider shall submit a child's Form OEL-VPK 01 and supporting documents to the coalition.

b. If the child's Form OEL-VPK 01 is not complete, not signed, or not submitted with the required supporting documents, then the VPK provider shall return the form and supporting documents to the child's parent.

c. If the child's Form OEL-VPK 01 is complete, signed, and submitted with the required supporting documents, but the provider determines that the child does not appear to be preliminarily eligible for the VPK program, the provider shall return the child's Form OEL-VPK 01 and supporting documents to the child's parent and, in the designated area of Part B of Form OEL-VPK 01, shall notify the parent of the reasons(s) that the child does not appear to be eligible based on the provider's determination and refer the parent to the coalition.

3. A coalition shall determine whether each child registered in a class by a VPK provider meets the eligibility criteria established in Rule 6M-8.200, F.A.C. Within 30 days of submission of a child's Form OEL-VPK 01 and supporting documentation by a VPK provider, the coalition shall inform the VPK provider and/or parent, as applicable, of the child's eligibility or ineligibility in writing.

a. If the coalition determines a child eligible and sends written notification prior to the start of the selected class, the notice shall inform the provider of the first date upon which the child is eligible to receive services.

b. If the coalition determines a child eligible, but the selected class begins before the coalition has provided written notification of the child's eligibility or ineligibility, the coalition's notification shall inform the provider and parent of the first date upon which the child is eligible to receive services and inform the parent that the child will not receive the full allotment of hours of VPK service.

c. If the coalition determines a child ineligible, the coalition's notification shall inform the provider and parent of the reason for the child's ineligibility.

4. Notwithstanding paragraph 6M-8.202(1)(c), F.A.C., a coalition is not required to issue a certificate of eligibility for a child applying for enrollment in the VPK program through a VPK provider under this paragraph.

5. A VPK provider may not deliver VPK instruction to a child registered in one of its VPK classes until the provider receives the eligibility verification from a coalition as described in 3. above. Any instruction given prior to receiving eligibility verification from the coalition shall be non-payable under Rules 6M-8.204 and 6M-8.205, F.A.C.

(c) Provider Prohibitions.

1. Preliminary Eligibility Determination After a VPK Class Has Started. A VPK provider participating under subsection (5) of this rule shall not determine the preliminary eligibility of a child whose parent is applying for enrollment in one of the VPK provider's classes that has already begun instruction, and instead shall direct the parent to the coalition for child registration.

2. Specialized Instructional Services Providers Program. A VPK provider participating under subsection (5) of this rule shall not determine the preliminary eligibility of a child whose

parent is applying to enroll the child in the Specialized Instructional Services Provider Program, and instead shall direct the parent to the coalition for child registration.

3. Reenrollment Under This Rule. A VPK provider participating under subsection (5) of this rule shall not accept Form OEL-VPK 05 from a parent applying to reenroll a child in the VPK provider's VPK program or determine the preliminary eligibility of such a child for reenrollment. VPK providers shall direct parents applying to reenroll their children with a VPK provider to the coalition for child registration.

4. Payment for Participation Under This Rule Prohibited. A VPK provider may not accept compensation for participating under subsection (5) of this rule, accepting a student application or supporting documents on behalf of the coalition, distributing a Voluntary Prekindergarten Parent Guide, or determining the preliminary eligibility of a child under this rule.

(6) Access to Provider Profiles. Whether a parent registers a child directly through the coalition or through the alternative application process described in subsection (5), each early learning coalition is responsible for ensuring that each parent has access to the profile of each VPK provider operating within the county where the child is being enrolled.

(4) Parent Orientation Session or Video Exhibition.

(a) ~~A coalition shall conduct a face-to-face parent orientation session or exhibit a parent orientation video for a parent or group of parents registering their children for the VPK program. During a parent orientation session or video exhibition, a coalition shall:~~

~~1. Give the parent an overview of the VPK program;~~

~~2. Describe the parental rights and responsibilities listed in Form OEL VPK 06 (Voluntary Prekindergarten Parent Handbook), dated August 15, 2006, which is hereby incorporated by reference and may be obtained as described in Rule 6M 8.900, F.A.C., and provide the parent with a copy of the handbook;~~

~~3. Describe a parent's choice between a school-year program and summer program and the differences between the programs, including the required number of instructional hours, minimum and maximum class sizes, and instructor credentials;~~

~~4. Describe a parent's choices among VPK providers;~~

~~5. Inform the parent about the coalition's child care resource and referral program, the availability of a customized referral list of VPK providers in the VPK program, and the contact information for the child care resource and referral program;~~

~~6. Inform the parent of the uniform resource locator for the coalition's Internet website, if the coalition posts profiles of VPK providers in the VPK program on the website. A coalition shall also inform a parent that the profiles may be obtained at the Internet website: <http://www.myflorida.com/childcare/provider>;~~

7. Inform the parent about the profiles of VPK providers on the VPK web portal of the Child Care Information System administered by the Department of Children and Family Services at the Internet website: www.def.state.fl.us/childcare. A coalition shall keep the profiles of VPK providers in the coalition's geographic region current on the system;

8. Provide the parent with Form AWI RR 63 (A Family Guide for Selecting Quality Early Learning Programs), dated June 30, 2006, which is hereby incorporated by reference and may be obtained as described in Rule 6M-8.900, F.A.C.; and

9. Provide the parent with Form AWI RR 64 (A Quality Checklist for Evaluating Early Learning Programs), dated June 30, 2006, which is hereby incorporated by reference and may be obtained as described in Rule 6M-8.900, F.A.C.

~~(b) A coalition is not required to conduct a parent orientation session or exhibit a parent orientation video for a child's parent if:~~

~~1. The coalition conducts a face to face parent orientation session or determines the child's eligibility face to face with the child's parent for another early learning program (e.g., school readiness program, program for prekindergarten children with disabilities, Head Start), the coalition maintains the child's records of the early learning program and verifies that the child's date of birth in the records of the other early learning program is the same as on the child application and supporting documents that the parent submits;~~

~~2. Another coalition transferring the child's registration already conducted the parent orientation session or exhibited the parent orientation video; or~~

~~3. The parent is a service member in the United States Armed Forces and is unable to attend a parent orientation session or video exhibition because of assigned duty outside of Florida, and the parent submits a military order showing that the parent is assigned to duty in Florida when the child attends the VPK program (e.g., permanent change of station) to the coalition.~~

~~(c) If a coalition does not conduct a parent orientation session or exhibit a parent orientation video for a child's parent, the coalition shall provide Form OEL VPK 06, Form AWI RR 63, and Form AWI RR64 to the parent by mail or other means.~~

Rulemaking Authority 1002.79(2) FS. Law Implemented 1002.53(4), (5), 1002.75(2)(a), (b) FS. History--New 1-19-06, Amended 5-24-07, Formerly 60BB-8.201, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephanie Savestanan, Florida's Office of Early Learning

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dr. Mel Jurado, Director, Florida's Office of Early Learning

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 22, 2011

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.:	RULE TITLE:
6M-8.2011	Voluntary Prekindergarten Parent Guide

PURPOSE AND EFFECT: The purpose of the proposed rule is to implement the Florida's Office of Early Learning's (OEL's) authority to administer the Voluntary Prekindergarten Education (VPK) Program by adopting forms by which parents enroll their children in the VPK Program.

SUMMARY: This rule incorporates the Voluntary Prekindergarten Parent Guide by reference. The Voluntary Prekindergarten Parent Guide describes the rights and responsibilities of parents of students enrolled in the VPK program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

It is estimated that, over the course of five years, this rule will have a total cost impact of approximately \$27,675. This estimate is based on a cost of \$9 an hour for employee time, an estimate that it will take each impacted provider an hour to comply with the requirements of the rule and an estimate of 615 impacted providers. Impacted providers will be those providers which elect to participate in an alternative registration process. Importantly, it is anticipated that the costs incurred by each of these providers will be offset by the added benefit of increased convenience for the providers' customers.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein:

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

RULEMAKING AUTHORITY: 1002.79(2) FS.

LAW IMPLEMENTED: 1002.53(4), 1002.75(2)(a) FS.

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

DATE AND TIME: July 20, 2012, 1:00 p.m. – 3:00 p.m.

PLACE: Florida’s Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32301, or via WebEx which may be accessed at the following website: http://www.floridaeearlylearning.com/EarlyLearning/OEL_Program_ProposedRulesNotices.html

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: Ed Hoover at (850)717-8550. 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 IS: Stephanie Savestanan at (850)717-8550

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-8.2011 Voluntary Prekindergarten Parent Guide.

(1) The Voluntary Prekindergarten Parent Guide, Form OEL-VPK 06, dated August 2012, is hereby incorporated by reference for use in the Voluntary Prekindergarten Education (VPK) Program.

(2) Prior to distribution of this document by an early learning coalition, the coalition must add its contact information to the fourth page of the document in the final bullet under the heading “For More Information, Contact Your ELC.” Contact information must include, but is not limited to, the coalition’s name, phone number, and web address.

(3) Prior to distribution of this document by a VPK Program provider to a parent, the provider must add the contact information of the local early learning coalition to the fourth page of the document in the final bullet under the heading “For More Information, Contact Your ELC.” Contact information must include, but is not limited to, the coalition’s name, phone number, and web address.

Rulemaking Authority 1002.79(2) FS. Law Implemented 1002.53(4), 1002.75(2)(a) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephanie Savestanan, Florida's Office of Early Learning

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dr. Mel Jurado, Director, Florida’s Office of Early Learning

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2012, Vol. 38/09

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-102.101
RULE TITLE: Public Information and Inspection of Records

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to amend a statutory reference and update Form DC1-201, Invoice for Production of Records, to reflect changes in law.

SUMMARY: The proposed rulemaking amends a statutory reference in Form DC1-201, Invoice for Production of Records.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to these rules and incorporated forms, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 119.07, 120.53 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Laura Gallagher, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-102.101 Public Information and Inspection of Records.

(1) through (4) No change.

(5) When copies requested pursuant to this rule are available to be picked up or for mailing, the requestor shall be notified of the costs of reproduction as specified in subsections (2) and (3) on Form DC1-201, Invoice for Production of Records. Form DC1-201. Form DC1-201 shall also indicate if any information is redacted from the copies provided as required by state law. Form DC1-201, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00951>, is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of Form DC1-201 is _____ February, 2012.

Rulemaking Authority 944.09 FS. Law Implemented 119.07, 120.53 FS. History--New 10-8-76, Amended 2-24-81, Formerly 33-1.04, Amended 6-9-86, 2-9-88, Formerly 33-1.004, Amended 10-29-01, 12-5-05, 4-16-08, 12-25-08, 8-18-09, 2-26-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jennifer Parker, General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth S. Tucker, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 14, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.210
RULE TITLE: Custody Classification
PURPOSE AND EFFECT: The purpose and effect is to update titles, clarify that custody assignments at private correctional facilities will require approval of the Department, and strike language pertaining to the use of post-sentence investigations at the time of first assessment and review.

SUMMARY: The rule updates titles, clarifies that custody assignments at private correctional facilities will require approval of the Department, and strikes language pertaining to the use of post-sentence investigations at the time of first assessment and review.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to these rules, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 944.09 FS.
LAW IMPLEMENTED: 944.09 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Laura Gallagher, 501 S. Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.210 Custody Classification.

(1) through (2) No change.

(a) through (d) No change.

(e) All custody assignments will require the approval of the Institutional Classification Team. At private correctional facilities, all custody assignments will require the approval of the Department of Corrections Representative.

(f) through (l) No change.

(3) through (4) No change.

(a) through (i) No change.

(j) At the time of the first assessment and review, should the inmate record not contain ~~either~~ a pre-sentence ~~or post sentence~~ investigation, the classification officer is responsible for requesting such document(s) from the Probation and Parole Services Office in the region from which the inmate was committed. ~~Care should be exercised to be sure that at least sixty (60) days have lapsed since the post sentence investigation was originally requested prior to making this follow up.~~

(k) through (l) No change.

(m) The department may in selected cases recommend to the Florida Parole Commission that an inmate be placed on parole at an earlier date than scheduled. Note should be made of an inmate's presumptive parole release date (PPRD) when considering such possibilities. If it is felt that such significant progress has taken place since the setting of the PPRD that it should be moved forward to an earlier date, then such recommendations should be made to the Parole Commission in an assessment and review setting forth the basis for recommending a change in the PPRD. All assessments and reviews containing parole recommendations will be reviewed and approved or disapproved by the Institutional Classification Team and forwarded to the State Classification Office for approval or disapproval. The assessment and review shall then be submitted to the Chief of the Bureau of Classification ~~Management and Central Records~~ who, on behalf of the Secretary, shall make a recommendation to the Parole Commission. A copy of the report shall be forwarded to the Parole Commission.

Rulemaking Authority 944.09, 958.11 FS. Law Implemented 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 FS. History--New 12-7-81, Formerly 33-6.09, Amended 6-8-82, 10-26-83, 6-8-86, 7-8-86, 10-27-88, 1-1-89, 7-4-89, 10-12-89, 1-2-91, Formerly 33-6.009, Amended 7-21-91, 8-30-92, 5-13-96, 6-12-96, 11-19-96, 10-15-97, Formerly 33-6.0045, Amended 9-19-00, 2-25-07, 11-4-08, 7-4-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
James Upchurch, Director, Office of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Kenneth S. Tucker, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: May 23, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: June 8, 2012

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: 40B-2.301
RULE TITLE: Conditions for Issuance of Permits
PURPOSE AND EFFECT: The purpose of the proposed rule is to implement rulemaking requirements as per Chapter 2010-205, sections 56 and 57, Laws of Florida, which amended Section 373.250(3)(c), Florida Statutes. The effect of the proposed amendments is to include provisions to require permit applicants to provide, as part of their reclaimed water feasibility evaluation for a nonpotable use, written documentation from a reuse facility addressing the availability of reclaimed water.

SUMMARY: This proposed rule will require written documentation regarding reclaimed water feasibility evaluation. The proposed amendments will be located within the SRWMD Water Use Permitting Guide.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

There will be an increase in time and effort to comply with this rule.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: There is neither a cost nor an exemption from cost associated with these rules. The promulgation of this language is a result of a legislative mandate.

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

RULEMAKING AUTHORITY: 373.113, 373.171 FS.
LAW IMPLEMENTED: 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robin Lamm, Business Resource Specialist II, SRWMD, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

40B-2.301 Conditions for Issuance of Permits.

(1) through (2)(k) No change.

(3) The standards and criteria set forth in the Water Use Permitting Guide, effective ~~DATE January 6, 2010~~, hereby incorporated by reference into this chapter, if met, will provide the reasonable assurances required in this section. This document is available at District headquarters and on the District's website at www.mysuwanneeriver.com.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS. History—New 10-1-82, Amended 5-1-83, 1-6-10.

WATER USE PERMITTING GUIDE LANGUAGE

3.1.1.1. Implementation of Reclaimed Water Availability Documentation Section 373.250(3)(c), (d), F.S.

Applicants for withdrawals to be located within an area depicted by the District on its website as an area that is or may be served with reclaimed water by a reuse utility within five years from the date of application shall provide written documentation from the applicable reuse utility addressing the availability of reclaimed water. The applicant shall request the reuse utility to provide a letter stating that reclaimed service is not available or, the following information:

1) Whether a reclaimed water distribution line is at the applicant's property boundary. If not, provide the following:

a) Estimate the distance in feet from applicant's property to the nearest potential connection point to a reuse line.

b) The date the reuse utility anticipates bringing the connection to the applicant's property boundary.

2) If reclaimed water is available at the property boundary:

a) The peak, minimum and annual average daily quantity in gallons per day (*or whatever measurement the WMD requires*) of reclaimed water supply available from the nearest potential connection point, as well as expected average monthly quantities (*or the applicable WMD measurement*).

b) The reliability of the potential reclaimed water supply (i.e., on-demand 24/7, or bulk-interruptible diurnal or seasonal, length of supply agreement, or other basis).

c) The typical operating pressures at which the reuse utility will provide reclaimed water at the nearest connection point to the applicant's property, including any typical seasonal or other fluctuations in the operating pressure.

3) All costs associated with the applicant’s use of reclaimed water:

a) The reclaimed water rate(s) the reuse utility would charge the applicant (e.g., the cost per/1000 gallons) and any other periodic fixed or minimum charges for use of reclaimed water by the applicant.

b) Other one-time charges for the connection to the reuse.

c) Whether the reuse utility helps fund potential reclaimed customers’ costs to connect to the reclaimed line or convert its operation to use reclaimed water. The reclaimed water availability charges the reuse utility would charge the applicant in lieu of connection to the reclaimed system.

4) The water quality parameters of the reclaimed water for the constituents that the applicant identifies as pertinent to the intended use.

5) Any additional information the reuse utility feels should be considered by the applicant in performing its technical or economic feasibility evaluation.

If the applicable reuse utility fails to respond or does not provide the information within 30 days after receipt of the applicant’s request, that applicant shall provide to the district a copy of the applicant’s written request and a statement that the utility failed to provide the requested information. If the reuse utility provides a partial response, the applicant shall also provide that to the district.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jon Dinges, Director, Water Supply and Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the Suwannee River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 26, 2011

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

RULE NO.: 60FF1-5.002
RULE TITLE: Rural County Grants

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify Form 1A, “E911 Rural County Grant Application (revised 1/1/2012)”.

SUMMARY: The rule amendment will modify Form 1A, “E911 Rural County Grant Application (revised 1/1/2012)”.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.172(9)(a), (b), (c), 365.173(2)(g) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Christopher Campbell, Director, Division of Telecommunications, Designee of Secretary for the Department of Management Services, E911 Board, 4030 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950

THE FULL TEXT OF THE PROPOSED RULE IS:

60FF1-5.002 Rural County Grants.

The E911 Rural County Grant program is a semi-annual grant program provided for the purpose of assisting rural counties, as defined by Section 365.172(3)(y), F.S., with the installation and maintenance of an Enhanced 911 (E911) system.

(1) through (2) No change.

(3) General conditions.

(a) Each rural county applying for rural county grant funds shall complete and submit W Form 1A, “Application for the E911 Rural County Grant Program,” effective 1/1/2012 ~~7/7/2011~~, which is incorporated herein by reference and which may be obtained from the E911 Board office at the following address: <http://www.flrules.org/Gateway/reference.asp?No=Ref-01255> or

State of Florida E911 Board
ATTN: Administrative Assistant
4050 Esplanade Way
Building 4030 – Suite 160
Tallahassee, Florida 32399-0950

The applicant must provide one original of the pages for Application Form items 1 through 14 and the associated quotes. The grant application package must be postmarked or delivered on or before April 1 or October 1 of each year, dependent on the spring or fall application period.

(b) through (4) No change.

Rulemaking Authority 365.172(6)(a)11. FS. Law implemented 365.173(2)(g), 365.172(9)(a), (b), (c) FS. History--New 12-7-08, Amended 10-19-09, 4-15-10, 10-27-10, Formerly 60FF-5.002, Amended 7-17-11, 2-7-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
E911 Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 15, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 1, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.:	RULE TITLE:
61C-5.006	Elevator Fees; Permits; Certificates of Operation; Delinquency Fee; Transfer of Ownership; Certificate Replacement

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to adopt the forms for permits and certificates of operation; update permit, licensure, registration and renewal requirements; and provide a plain language update.

SUMMARY: The proposed rule adopts the forms to apply for an elevator permit, a certificate of operation, a change of owner, and the temporary certificate of operation. The rule also requires a permit be posted onsite, specifies permit extension request requirements, adopts notification requirements for acceptance inspections, removes the requirement for a notarized statement verifying service maintenance contracts and a certificate of operation fee schedule that is no longer applicable, and updates change of owner notification requirements.

OTHER RULES INCORPORATING THIS RULE: None.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 399.02, 399.03, 399.07(1), 399.10 FS.

LAW IMPLEMENTED: 399.03, 399.061, 399.07 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, Michelle.Comingore@dbpr.state.fl.us, (850)488-1133

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-5.006 Elevator Fees; ~~Construction and Alteration Permits; Annual~~ Certificates of Operation; Delinquency Fee; Transfer of Ownership; Certificate Replacement.

(1)(a) A registered elevator company shall apply for a permit to install, alter or relocate an elevator by submitting DBPR HR-7015, APPLICATION FOR PERMIT TO INSTALL, ALTER OR RELOCATE AN ELEVATOR, (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01320>) incorporated herein by reference and effective 2012 May 9; and DBPR HR-7023, AFFIDAVIT OF ELEVATOR PLANS CODE COMPLIANCE, (<https://www.flrules.org/Gateway/reference.asp?No=Ref-01321>) incorporated herein by reference and effective 2012 May 9, completed and signed by a certificate of competency holder or certified elevator inspector authorized by the registered elevator company making application. Each aApplication for a permit to install or relocate an elevator ~~must shall~~ be accompanied by a permit fee of \$250 and an affidavit of elevator code compliancee completed and signed by a Certificate of Competency holder designated by the registered elevator company making application. The appropriate certificate of operation fee specified in paragraph 61C-5.006(4)(a), F.A.C., may be submitted with the application for permit to install or relocate an elevator. Each application for a permit to alter must be accompanied by a permit fee of \$200 and a list of the alterations to be performed under the permit. Information on completing DBPR HR-7015 are available in DBPR HR7015i, INSTRUCTIONS FOR COMPLETING DBPR HR-7015, APPLICATION FOR PERMIT TO INSTALL, ALTER OR

RELOCATE AN ELEVATOR, (https://www.flrules.org/gateway/reference.asp?No=Ref-01322) incorporated herein by reference and effective 2012 May 9.

(b) A copy of the permit must be posted at the construction site while work is in progress.

(c) Every permit issued becomes invalid unless the work authorized by such permit is commenced within 6 months after issuance, or if the work authorized by such permit is suspended or abandoned for a period of 60 days after the time the work is commenced. For good cause, one or more extensions of time; for periods not exceeding 90 days each may be allowed after the permit holder has commenced work, ordered parts, or started construction on the elevator. Requests for extensions of time must be in writing and must include the circumstances leading to the request and the requested length of the extension. An extension request is not approved until signed by the director of the Division of Hotels and Restaurants.

1.(a) An extension of time for good cause shall be granted due to delays in construction arising from the non-availability of parts necessary to complete construction; the occurrence of a natural disaster or civil disturbance; the injury, illness, or death of an involved material party to the construction; or other hardship as approved by the director.

2.(b) Extensions will not be granted when the director determines that the delay is the fault of the contractor or applicant; the delay results from failing to diligently pursue construction; or the necessity for the extension is due to the party's own negligence and would have been avoided by the party's exercise of due diligence.

(d) At least five days prior to the initial acceptance inspection, the permitholder must notify the division of the date and time of the scheduled inspection and the name and license number of the certified elevator inspector hired to conduct the inspection.

(e) The permit is satisfied and closed upon the completion of a satisfactory initial acceptance inspection performed in compliance with Chapter 399, F.S., and this rule chapter.

(2)(a) Upon completion of a satisfactory initial acceptance inspection for a permit to install or relocate, the certified elevator inspector must issue a temporary certificate of operation by completing the inspector copy of DBPR Form HR 5023-005, TEMPORARY OPERATING PERMIT / TEMPORARY CERTIFICATE OF OPERATION, (https://www.flrules.org/Gateway/reference.asp?No=Ref-01323) incorporated herein by reference and effective 2012 May 9, and place it in the elevator license frame. A temporary certificate of operation is valid for 60 days from the date of the satisfactory inspection or until receipt of the initial certificate of operation from the division, whichever occurs first.

(b) The building owner or an authorized representative must apply for the initial certificate of operation within 30 days of the satisfactory initial acceptance inspection by submitting

DBPR HR-7025, APPLICATION FOR CERTIFICATE OF OPERATION OR CHANGE OF OWNER, (https://www.flrules.org/Gateway/reference.asp?No=Ref-01324) incorporated herein by reference and effective 2012 May 9, and the certificate of operation fee described in subsection (4). The division must have proof of a satisfactory initial acceptance inspection before issuing the initial certificate of operation. Instructions for completing DBPR HR-7025 are available in DBPR HR-7025i, INSTRUCTIONS FOR COMPLETING APPLICATION FOR CERTIFICATE OF OPERATION OR CHANGE OF OWNER, (https://www.flrules.org/Gateway/reference.asp?No=Ref-01325) incorporated herein by reference and effective 2012 May 9.

(2) Application for permit to alter an elevator shall be accompanied by a fee of \$200; an affidavit of elevator code compliance completed and signed by a Certificate of Competency holder designated by the registered elevator company making application; and a list of the alterations to be performed under the permit.

(3) The license renewal period of certificates of operation commences on August 1 of each year. All certificates of operation expire on July 31 at 11:59 p.m. of each year. Applications and fee payments for renewal of certificates of operation not postmarked or received before August 1 of each year will be deemed delinquent. The following items are required for renewal and must be received by the Bureau of Elevator Safety prior to issuance of a renewal certificate of operation:

(a) The certificate of operation fee; and

(b)(a) Proof of a current satisfactory inspection; or

(c)(b) Those two-stop elevators or other conveyances not requiring an inspection pursuant to Section 399.061(1)(a), F.S., shall either have on file with the bureau verification of a valid service maintenance contract as described in Rule 61C-5.013, F.A.C., or submit proof of a current satisfactory inspection or a notarized statement to the presence of a current service maintenance contract as defined in Section 399.01(10), F.S., which is in compliance with Rule 61C-5.013, F.A.C. The statement shall include the parties to the contract; the beginning and ending dates of the contract; and the date of the most recent routine examination. The length of the service maintenance contract shall equal or exceed the license renewal period;

(e) The license renewal fee; and

(d) A delinquent certificate of operation renewal application must be accompanied by a late delinquency fee of \$50 in addition to the certificate of operation license renewal fee.

(4)(a) Until March 1, 2008, certificate of operation fees for elevators are based on whether or not a service maintenance contract to ensure safe elevator operation is consistently in force, and shall be based on the following schedules:

1. Fees based on type of installation and number of landings. Hand operated, electric, hydraulic passenger and freight elevators, escalators, side walk elevators, power operated dumbwaiters, material lifts and dumbwaiters with automatic transfer devices, inclined stairway chairlifts, inclined and vertical wheelchair lifts and inclined elevators.

NUMBER OF LANDINGS	FEE UNDER SERVICE MAINTENANCE CONTRACT	FEE NO SERVICE MAINTENANCE CONTRACT
a. Elevators serving 0-2 landings	\$32	\$72
b. Elevators serving 3-5 landings	\$36	\$77
c. Elevators serving 6-10 landings	\$41	\$81
d. Elevators serving 11-15 landings	\$45	\$86
e. Elevators serving over 15 landings	\$45	\$90

2. Fee based on type of installation, regardless of the number of landings:

TYPE OF INSTALLATION	FEE UNDER SERVICE MAINTENANCE CONTRACT	FEE NO SERVICE MAINTENANCE CONTRACT
Special purpose Elevators, Manlifts, Moving Walks	\$45	\$90

~~(4)(b) Beginning March 1, 2008, certificate of operation fees will no longer be based on the existence of a service maintenance contract or the number of landings.~~ The certificate of operation fee shall be \$75 for each type of installation and class as follows:

TYPE OF INSTALLATION	CLASS	TYPE OF INSTALLATION	CLASS
Traction Passenger	01	LU/LA (Limited Use/Limited Application)	09
Hydraulic Passenger	02	Dumbwaiter	10
Traction Freight	03	Escalator	12
Hydraulic Freight	04	Sidewalk Elevator	14
Hand Power Passenger	05	Material Lift/Dumbwaiter with Automatic Transfer Device	15
Hand Power Freight	06	Special Purpose Personnel Elevator	16
Moving Walk	07	Inclined Stairway Chairlift	17
Inclined Lift	08	Inclined & Vertical Wheelchair Lift	18

(5) Certificate of operation renewal is the responsibility of the current elevator owner or lessee, when owner responsibilities are specifically assigned by lease. The current owner or lessee is responsible for notifying ~~It is the responsibility of the current owner to notify~~ the division in writing of a change of owner or lessee within 30 days after transfer of ownership or lease assignment by submitting DBPR HR-7025, APPLICATION FOR CERTIFICATE OF OPERATION OR CHANGE OF OWNER. The division will issue a ~~A new~~ certificate of operation ~~will be issued~~ to the new owner or lessee upon receipt of notification. No fee will be charged for processing a change of owner transfer of ownership or lease assignment.

(6) Replacement of a mutilated or lost certificate of operation must ~~shall~~ be provided to the owner when a request is received by submitted to the division. Such requests must include the elevator license serial number, business name and address, and a contact name and phone number. Requests for a replacement certificate of operation may be submitted by phone, e-mail, fax, or in writing to the division.

(7) THESE FEES ARE NONREFUNDABLE.

(8) Obtaining forms. All forms incorporated in this section are available from the Division of Hotels and Restaurants website at www.MyFloridaLicense.com/dbpr/hr; by e-mail to dhr.elevators@dbpr.state.fl.us; or upon written request to the Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

~~Rulemaking Specific~~ Authority 399.02, 399.03, 399.07(1), 399.10 FS. Law Implemented 399.03, 399.061, 399.07 FS. History—New 8-21-79, Amended 11-20-79, 10-8-81, 4-21-82, 8-1-82, 11-27-83, 9-19-84, 10-8-85, Formerly 7C-5.06, Amended 10-31-88, 7-1-92, 10-11-92, Formerly 7C-5.006, Amended 2-2-94, 1-1-98, 5-24-01, 9-17-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bill Veach, Director, Division of Hotels and Restaurants, Department of Business and Professional Regulation
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 06, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 2010

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: 64B2-12.005
 RULE TITLE: Biennial Renewal Fee/Initial Licensure Fee

PURPOSE AND EFFECT: The Board proposes the rule amendment to reduce the biennial fee and initial licensure fee.

SUMMARY: The biennial fee and licensure fee will be reduced.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013(2), 456.025, 460.406, 460.407 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 460.407 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-12.005 Biennial Renewal Fee/Initial Licensure Fee.

(1) The fee for biennial renewal of a chiropractic license shall be three hundred and fifty dollars (\$350.00) ~~500.00~~.

(2) The initial licensure fee shall be three hundred ~~and fifty~~ dollars (\$300.00 ~~350.00~~).

~~Rulemaking Specific~~ Authority 456.013(2), 456.025, 460.406, 460.407 FS. Law Implemented 456.013(2), 456.025, 460.407 FS. History--New 1-10-80, Amended 10-25-83, Formerly 21D-12.05, Amended 1-28-87, 12-31-89, 10-15-92, Formerly 21D-12.005, 61F2-12.005, 59N-12.005, Amended 11-4-98, 5-24-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Chiropractic Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 11, 2012

DEPARTMENT OF HEALTH

Board of Athletic Training

RULE NO.:	RULE TITLE:
64B33-2.002	Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is unnecessary and not statutorily mandated.

SUMMARY: The Board proposes the rule repeal as it is unnecessary and not statutorily mandated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.034, 468.705, 468.711 FS.

LAW IMPLEMENTED: 456.013(7), 456.034, 468.707(2), 468.711(2), (3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Athletic Training/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B33-2.002 Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome.

Rulemaking Authority 456.034, 468.705, 468.711 FS. Law Implemented 456.013(7), 456.034, 468.707(2), 468.711(2), (3) FS. History—New 5-29-96, Formerly 61-25.003, 64B30-25.003, Amended 8-22-00, Amended 7-29-09, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Athletic Training

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Department of Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 8, 2012

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.:	RULE TITLE:
12D-8.0065	Transfer of Homestead Assessment Difference; “Portability”; Sworn Statement Required; Denials; Late Applications

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 14, April 6, 2012 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.:	RULE TITLE:
64B8-51.006	Rule Governing Licensure and Inspection of Electrology Facilities

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 42, October 22, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-28.001	Scope of Chapter Rules
64E-28.002	Definitions
64E-28.003	Licensure Requirements for a Tattoo Artist

64E-28.005	Licensure Requirements for a Tattoo Establishment
64E-28.007	Operational Requirements for a Tattoo Establishment
64E-28.008	Operational Requirements for a Temporary Tattoo Establishment
64E-28.009	Standards of Practice for a Tattoo Artist or Guest Tattoo Artist

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 4, January 27, 2012 issue of the Florida Administrative Weekly.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will have an impact on small business and will increase regulatory costs. The agency prepared a SERC showing that the rules will impact approximately 1,050 tattoo establishments/temporary establishments, 1,800 tattoo artists, and 250 guest artists. Although the estimated regulatory costs total over \$300,000, the industry currently operates with annual expenses over \$600,000. The rules will increase regulatory costs but should decrease the overall costs incurred by the industry. The majority of the businesses operating as tattoo establishments can be categorized as small businesses and will incur minimal costs associated with these rules and the statutory requirements. These costs should be offset by the elimination of the costs associated with supervision, which was previously required of tattoo establishments. At this time, no alternative proposals have been submitted. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1 million within five years as established in Sections 120.541(2)(a)1., 2., and 3., F.S.

Rule 64E-28.010, Forms, and Rule 64E-28.011, Fee Schedule, have been withdrawn.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-28.002	Definitions
64E-28.003	Licensure Requirements for a Tattoo Artist
64E-28.004	Registration Requirements for a Guest Tattoo Artist
64E-28.005	Licensure Requirements for a Tattoo Establishment
64E-28.007	Operational Requirements for a Tattoo Establishment