

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to liberalize methods for taking certain nongame freshwater fish, change regulations for taking and possession of certain sizes of freshwater game fish in specific lakes and prohibit use of certain game fish as bait to ensure conservation of freshwater fish populations while providing for realization of their potential aesthetic, recreational, and economic values.

SUBJECT AREA TO BE ADDRESSED: Requirements for taking and possessing freshwater fish or their use as bait.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A WORKSHOP ON THE PROPOSED RULES WILL BE HELD IN CONJUNCTION WITH THE COMMISSION'S PUBLIC MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME, DATE AND PLACE: To be announced at a later date

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Darrell L. Scovell, Division of Freshwater Fisheries, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish And Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

Section II Proposed Rules

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
General and Procedural	40A-1
RULE TITLES:	RULE NOS.:
PART I – GENERAL	
Agreements	40A-1.004
PART II – PERMITTING	
Fees	40A-1.2025
Permit Application Procedure	40A-1.203
Administrative Enforcement Action	40A-1.208
PART V – DECISIONS DETERMINING SUBSTANTIAL INTERESTS	
District Investigations and Probable Cause Determination	40A-1.510
Point of Entry into Proceedings	40A-1.511
PART X – EXCEPTIONS TO THE ADMINISTRATION COMMISSION'S UNIFORM RULES OF PROCEDURES	
Variance and Emergency Variance or Authorization Procedures	40A-1.1003

Point of Entry into Proceedings 40A-1.1010

General Procedures for Permit Applications 40A-1.1020

PURPOSE AND EFFECT: The purpose of the District's proposed rule amendments is to incorporate interagency agreements into rule and to address comments raised by the Legislature's Joint Administrative Procedure Committee. The effect of the proposed changes will be to limit agency discretion in permit processing procedures.

SUMMARY: Ch. 40A-1.004, Agreements: This rule incorporates various interagency agreements that the District has entered into.

40A-1.2025, Fees: This rule clarifies that failure to submit the appropriate processing fee with a permit application shall result in the denial of the application.

40A-1.203(2)(b), Permit Application Procedure: This rule reiterates that a fee is required and that failure to submit the appropriate fee will result in the application being denied.

40A-1.208(2), Administrative Enforcement Action: This rule changes a 21-day point of entry for requesting an Administrative Hearing to 14 days after receiving an Order and Notice of Violation, pursuant to s. 373.119, F.S.

40A-1.510(1), District Investigations and Probable Cause Determination: This rule is being deleted because its provisions create ambiguity.

40A-1.511, Point of Entry into Proceedings: This rule is to be repealed because its provisions are contained in Rule 40A-1.1010, Point of Entry into Proceedings.

40A-1.1003, Variance and Emergency Variance Procedures: The rule is being amended to eliminate the potential for unbridled discretion in the District's issuance of variances or emergency waivers that require immediate action.

40A-1.1010, Point of Entry into Proceedings: This rule is amended to clarify that the District may use different methods for providing notice and either of which may be used to establish the date that the petitioner received notice. Section (2) is corrected to be gender neutral, and Section (5) is edited to delete a reference to a repealed section of the rule.

40A-1.1020, General Procedures for Permit Applications: This rule is amended to make more concrete ambiguous references to when comments may be considered, when staff reports will be prepared and when substantially affected persons may request an Administrative Hearing.

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

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

SPECIFIC AUTHORITY: 120.54(5), 373.044, 373.085(1), 373.113, 373.118, 373.171, 373.246, 373.308, 373.309, 373.4136 FS.

LAW IMPLEMENTED: 120.53, 120.54(5), 120.569, 120.57, 120.60, 218.075, 373.084, 373.085, 373.109, 373.118, 373.119, 373.171, 373.175, 373.216, 373.219, 373.229, 373.246, 373.308, 373.309, 373.313, 373.316, 373.323, 373.326, 373.342, 373.406, 373.413, 373.416, 373.418, 373.423, 373.426, 373.427, 373.439 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Lance Laird, P.E., Northwest Florida Water Management District (850)539-5999, (850)539-4380 (fax).

THE FULL TEXT OF THE PROPOSED RULES IS:

40A-1.004 Agreements.

The following agreements have been entered into by the District and are hereby incorporated by reference.

(1) With the Department concerning Mitigation Banking in the Northwest District, dated 1994;

(2) With the Department concerning permitting of potable wells in areas of contaminated ground water in Jackson County, dated 1990;

(3) With the Department and the Department of Health and Rehabilitative Services concerning permitting new potable wells in areas of contaminated groundwater, dated 1992;

(4) With the Office of Trade, Tourism and Economic Development, dated 1997;

(5) With the Department of Environmental Protection concerning procedures for handling permit applications, dated 1981.

Specific Authority 373.044 FS. Law Implemented 373.046, 373.083 FS. History–New _____.

PART II – PERMITTING

40A-1.2025 Fees.

(1) A fee is required and shall be paid to the District when certain applications or petitions are filed pursuant to District rules. This fee is for the purpose of helping defray the costs of evaluation, processing, noticing, advertising, and mailing required in connection with consideration of such applications, as well as costs of monitoring and inspecting for compliance with the permit. Fees are non-refundable in whole or part unless the activity for which an application is filed is determined by the District to be exempt or the fee submitted is determined by the District to be an incorrect amount. The appropriate fees are established in each separate rule. Failure of any person to pay the fees established in the appropriate rule shall result in is grounds for the denial of an application.

(2) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 218.075, 373.109 FS. History–New 5-7-95, Amended _____.

40A-1.203 Permit Application Procedure.

(1) No change.

(2) A permit application shall be:

(a) filed with the District on the appropriate form provided by the Board; and

(b) accompanied by the appropriate fee in accordance with the schedule of fees established by the Board. The failure of any person to pay the required fee shall result in the be grounds ~~for~~ denial or revocation of the permit.

(3) through (13) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.60 FS. History–New 10-1-84, Amended 1-5-86, 7-1-98, _____.

40A-1.208 Administrative Enforcement Action.

(1) No change.

(2) The respondent may request an administrative hearing under Section 120.569, Florida Statutes, by filing a petition for administrative hearing with the District within 14 ~~21~~ days of receipt of the Order and Notice of Violation. If no petition is timely filed, the Order shall become final. Petitions are deemed filed with the District on the date of receipt by the Agency Clerk. The petition must be in substantial compliance with the provisions of the Uniform Rules of Procedure.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.423 FS. History–New 10-1-84, Amended 7-1-98, _____.

PART V – DECISIONS DETERMINING SUBSTANTIAL INTERESTS

40A-1.510 District Investigations and Probable Cause Determination.

~~(1) This Part V does not apply to District investigations or to determinations of probable cause preliminary to District action.~~

(2) through (3) renumbered (1) through (2) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.62, 373.219(2), 373.319, 373.423 FS. History–New 10-1-84, Amended _____.

40A-1.511 Point of Entry into Proceedings.

Specific Authority 373.044, 373.113 FS. Law Implemented 120.53(1), 120.57 FS. History–New 10-1-84, Amended 7-1-98, Repealed _____.

PART X – EXCEPTIONS TO THE ADMINISTRATION COMMISSION’S UNIFORM RULES OF PROCEDURES

40A-1.1003 Variance and Emergency Variance or Authorization Procedures.

(1) Petitions for variances from District rules, including but not limited to Rules 40A-3.451, 40A-6.451, 40A-21.275, and 40A-44.451, F.A.C., that require immediate action and which comply with the variance petition application requirements of Ch. 28-104, F.A.C. shall ~~may~~ be temporarily

~~acted upon granted~~ by the Executive Director or his designee. ~~Orders temporarily granting a Ppetitions acted upon~~ by the Executive Director or his designee shall be presented to the Governing Board for concurrence, rejection or modification.

~~(2) In the case of an extreme hardship, or a serious set of unforeseen circumstances, including with respect to variance from water shortage plans, a threat to the livelihood of a water user, an emergency variance or authorization may be applied for. Mere carelessness, lack of planning on the part of the applicant or an agent for the applicant, or a desire to expedite the required work shall not be sufficient grounds to warrant the granting of an emergency variance or authorization. Upon receipt of a complete application for an emergency variance or authorization, the Executive Director or his designee may immediately authorize an emergency variance. The emergency variance, if authorized by the The decision of the Executive Director or his designee, will remain in effect until such time as the petition is fully evaluated and acted upon by the Governing Board. District fully evaluates and acts upon the request. The District shall take action on an application for an emergency variance within 30 days of its receipt by the District or at its next regularly scheduled meeting for which notice may properly be given.~~

~~(3) The District shall take action on an application for an emergency variance or authorization within 30 days of its receipt by the District or at its next regularly scheduled meeting for which notice may properly be given.~~

Specific Authority 120.54(5), 373.044, 373.085(1), 373.246, 373.308, 373.309, 373.113, 373.171 FS. Law Implemented, 120.54(5), 373.175, 373.246, 373.308, 373.309, 373.313, 373.316, 373.326, 373.342, 373.413, 373.416, 373.426, 373.439, 373.084, 373.085 FS. History—New 7-1-98, Amended _____.

40A-1.1010 Point of Entry Into Proceedings.

(1) The District's ~~publication of~~ ~~may publish~~ notice of its decisions or of its intent to render a decision in the Florida Administrative Weekly, ~~or in~~ newspapers of general circulation in the area affected by such decisions, ~~whichever is later, and may also, or,~~ where appropriate, mailing copies of its notice to applicants, competitors, and interested groups ~~shall. Such action by the District may be used in establishing the date petitioner received notice. "Receipt" of mailed notice shall be deemed to be the third day after the date on which the notice is deposited in the United States Mail.~~

(2) Any person who fails to request a hearing within the applicable time period after ~~receipt publication or mailing~~ of notice, ~~as defined by sections (1) of District decisions or notice of intent to render a decision, whichever is later,~~ shall have waived ~~the his~~ right subsequently to request a hearing on such matters.

(3) through (4) No change.

~~(5) "Receipt" is as defined in 40A-1.511 except as modified by this rule.~~

Specific Authority 120.54(5), 373.044, 373.113, 373.171 FS. Law Implemented 120.54(5), 120.569, 373.084, 373.085, 373.216, 373.308, 373.309, 373.116, 373.119, 373.219, 373.323, 373.406(6), 373.413, 373.416, 373.418, 373.426, 373.427 FS. History—New 7-1-98, Amended _____.

40A-1.1020 General Procedures for Permit Applications.

(1) A permit application where required by District rule shall be:

(a) filed with the District on the appropriate form provided by the Board; and

(b) accompanied by the appropriate fee in accordance with the schedule of fees established by the Board. The failure of any person to pay the required fee shall ~~result in the be grounds for denial or revocation of the permit.~~

(2) No later than 30 days after receipt of an application for a surface water management permit pursuant to Rule 40A-4.041(2), an agricultural or forestry surface water management permit pursuant to Rule 40A-44.041(2)(b) or (c), or an individual water use permit pursuant to Rule 40A-2.031, the District shall publish a notice thereof in a newspaper having general circulation as defined in Chapter 50, Florida Statutes. In addition, the District shall provide a copy of the notice to any person who has filed a written request for notification of any pending applications affecting the particular designated area. Interested persons may object to or comment upon the proposed permit in writing by the date specified in the notice. The District may request persons submitting objections or comments to furnish additional information. ~~The District may consider objections or comments received after the designated time period if proposed agency action has not been taken on the application.~~ The District will provide the applicant with a copy of all objections and comments received.

(3) through (5) No change.

(6) The District shall notify the applicant of the date on which the application is declared complete. ~~Within a reasonable time thereafter,~~ The District shall prepare a staff report, which shall contain its recommendations regarding the subject application. A Notice of Proposed Agency Action and the staff report shall be furnished to the applicant and to those persons who have filed written requests pursuant to subsection (3). The Notice shall state the District's intention to recommend that the Board approve, approve with conditions, or deny the permit application and shall specify a date for filing a petition for administrative hearing which shall be not less than 21 days after the date of mailing of the Notice of Proposed Agency Action. Substantially affected persons shall have the right to request an administrative hearing under Section 120.569, Florida Statutes, and Part V of these rules by filing a petition for administrative hearing with the Agency Clerk by the date specified in the Notice of Proposed Agency Action.

(7) No change.

(8) The Board shall consider the permit application on the date indicated in the Notice of Proposed Agency Action. The permit applicant and other interested parties may appear before the Board to present informal argument in favor of or against

geologic conditions make it necessary. This addresses the Legislature's Joint Administrative Procedures Committee's concerns that using the word "may" in this instance vested unbridled discretion to the District.

SUMMARY OF PROPOSED RULE: The proposed amendment requires the District to request additional information when necessary to properly evaluate applications filed under Chapter 40A-4, FAC.

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

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.406, 373.418 FS.

LAW IMPLEMENTED: 373.406, 373.413, 373.416, 373.426, 373.427 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lance Laird, P.E., Northwest Florida Water Management District, (850)539-5999, (850)539-4380 (Fax)

THE FULL TEXT OF THE PROPOSED RULE IS:

40A-4.101 Content of Application.

(1) through (2) No change.

(3) In situations where unusual topographic or geologic conditions or safety hazards exist, the District ~~shall~~ may require the applicant, under subsections (1) and (2) above, to submit other pertinent information deemed necessary for evaluating the application.

Specific Authority 373.044, 373.113, 373.131, 373.406, 373.418 FS. Law Implemented 373.406, 373.413, 373.416, 373.426, 373.427 FS. History--New 4-14-80, Amended 2-1-82, 7-1-98, Previously 16G-4.10, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Lance Laird, P.E.

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Fern Recio

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 30, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 8, 1999

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE TITLES:	RULE NOS.:
Policy and Purpose	40A-6.011
Re-applying for Permits	40A-6.371

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to remove unnecessary language. This reduction is in compliance with s. 120.74, F.S.

SUMMARY: The proposed amendment will remove language about Ch. 120, F.S., hearings and the procedures used when an application has been re-submitted. This language has been deemed unnecessary and is being deleted.

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

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.084, 373.085, 373.086, 373.087, 373.103, 373.139 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lance Laird, P.E., Northwest Florida Water Management District, (850)539-5999, (850)539-4380 (Fax).

THE FULL TEXT OF THE PROPOSED RULES IS:

40A-6.011 Policy and Purpose.

(1) through (3) No change.

~~(4) Hearings required under this Chapter shall be conducted as provided in Chapter 120, Florida Statutes.~~

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.084, 373.085, 373.086, 373.087, 373.103, 373.139 FS. History--New 4-14-80; Amended 10-29-80, Formerly 16G-6.01, Amended.

40A-6.371 Reapplying for Permits.

Specific Authority 373.044 FS. Law Implemented 373.085 FS. History--New 4-14-80, Formerly 16G-6.37, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Lance Laird, P.E.

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Fern Recio

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 30, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 8, 1999

LAND AND WATER ADJUDICATORY COMMISSION

Dunes Community Development District

RULE CHAPTER TITLE: RULE CHAPTER NO.:

The Dunes Community Development District 42E-1

RULE TITLE: RULE NO.:

Boundary 42E-1.002

PURPOSE, EFFECT AND SUMMARY: The purpose of this proposed rule amendment is to amend the boundaries of the Dunes Community Development District ("District"), a community development district (CDD) pursuant to Chapter 190, F.S. The District currently consists of approximately 2114.54 acres located entirely within Flagler County. It is generally located between the Intracoastal Waterway and the Atlantic Ocean, just south of Malacompra Road. The District's petition to amend the boundaries of the District requests that the Florida Land and Water Adjudicatory Commission amend Rule 42E-1 by adding approximately 31 (expansion parcel) acres to the boundaries of the District. (The petition contemplated the addition of 33 acres, however, certain lands intended to be conveyed to Flagler County for public road right-of-way purposes were excluded from the proposed amendment thereby reducing the amendatory acreage to approximately 31 acres.) After expansion, the District will encompass a total of approximately 2145 acres of land. The lands sought to be added to the District are included within the Hammock Dunes Development of Regional Impact, as amended. The proposed development within the expansion parcel contemplates possible hotel and residential uses. The District has written consent to amend the District from the owners of 100% of the real property to be added to the District. The petition evidences the District's intention to provide utility facilities to the land to be added to the boundaries of the District. The District has no present plans to issue general obligation debt or to impose ad valorem taxes.

SUMMARY OF THE STATEMENT OF ESTIMATED REGULATORY COSTS: The District has prepared a Statement of Estimated Regulatory Costs (SERC). The complete text of the SERC is contained as Exhibit 7 to the petition to amend the boundaries of the District. The amendment of the District's boundaries would result in no costs to the State or its citizens other than administrative costs associated with rule adoption and will benefit the State and its citizens through improved planning and growth management for the new areas to be served. Costs of rule adoption to Flagler County and its citizens are minimal. Costs incurred by Flagler County in the performance of a review of the District's boundary amendment application are offset by the \$1,500 filing fee paid to the County by the District. Those individuals or businesses who may ultimately reside or be located on the lands to be included within the expansion of the District will be required to pay District assessments and fees over and above their local taxes. However, these assessments and fees are

imposed to provide to those lands a higher level of services than would otherwise be available, and location or residence within the District is voluntary. Expansion of the District will have only incidental or a positive impact on small businesses and will not have any impact on small counties and cities. Flagler County is not a small county as defined. The Secretary of the Florida Land and Water Adjudicatory Commission (the "Commission") has summarized the estimate of agency costs for amendment of the District. Administrative costs would be incurred by the Commission, the District, the Department of -Community Affairs, and the Bureau of Local Government Finance of the Department of Banking and Finance. Other than administrative costs, no costs would be incurred by the State of Florida or the general citizenry.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice. Information should be filed with: Teresa Tinker, Florida Land and Water Adjudicatory Commission, The Capitol, Room 2105, Tallahassee, Florida 32399-0001.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 FS.

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

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Tuesday, January 11, 2000

PLACE: Room 2106, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Barbara Leighty, (850)488-7793, at least 3 business days in advance to make appropriate arrangements.

COPIES OF THE PROPOSED RULE AMENDMENT AND ESTIMATED REGULATORY COSTS STATEMENT MAY BE OBTAINED BY CONTACTING: Jonathan Johnson, Hopping Greens Sams & Smith, P.A., 123 South Calhoun Street, P. O. Box 6526, Tallahassee, Florida 32314, telephone (850)222-7500, or Barbara Leighty, Senior Governmental Analyst, Florida Land and Water Adjudicatory Commission, The Capitol, Room 2105, Tallahassee, Florida 32399-0001, telephone (850)488-7793

THE FULL TEXT OF THE PROPOSED RULE IS:

42E-1.002 Boundary.

The boundaries of the district are as follows:

A PARCEL OF LAND LYING WITHIN GOVERNMENT SECTION 20, 21, 28, 29, 33, AND 40, TOWNSHIP 10 SOUTH, RANGE 31 EAST AND GOVERNMENT SECTIONS 3, 4, 9, 10, 15, 22, 23, 37, 38, 44 AND 46, TOWNSHIP 11 SOUTH, RANGE 31 EAST, LYING EAST

AND WEST OF THE INTRACOASTAL WATERWAY (500' R/W), FLAGLER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

From a POINT OF BEGINNING being the intersection of the Westerly boundary line of Government Section 10, Township 11, South, Range 31, East, with the Northerly right-of-way of A-1-A (100' R/W); Thence South 89°35'06" West 354.27 feet along said right-of-way to a POINT OF CURVATURE; Thence Northwesterly 2266.81 feet along a curve to the right having a radius of 1860.08 feet and a central angle of 69°49'27" to a POINT OF TANGENCY; Thence North 20°35'27" West 3319.79 feet; Thence departing said right-of-way South 69°24'33" West 100.00 feet to a POINT on the Westerly right-of-way of A-1-A; Thence departing said Westerly right-of-way South 59°09'36" West 945.19 feet to a POINT on the Easterly right-of-way of the Intracoastal Waterway (500' R/W); Thence departing said Easterly right-of-way of the Intracoastal Waterway South 59°09'36" West 490.08 feet to a POINT OF CURVATURE; Thence Southwesterly 1158.94 feet along a curve to the left having a radius of 1045.92 feet, a central angle of 63°29'15", a chord of 1100.56 feet and a chord bearing South 27°24'59" West to a POINT OF TANGENCY; Thence departing said curve on a radial line South 85°40'21" West 25.00 feet; Thence South 04°19'39" East 550.00 feet; Thence South 85°40'21" West 150.00 feet; Thence North 07°04'46" West 490.75 feet to a POINT OF CURVATURE; Thence Northeasterly 1440.40 feet along a concentric curve to the right having a radius of 1245.92 feet, a central angle of 66°14'22", a chord of 1361.51 feet and a chord bearing North 26°02'25" East to a POINT OF TANGENCY; Thence North 59°09'36" East 525.35 feet to a POINT on said Easterly right-of-way of the Intracoastal Waterway; Thence North 20°50'24" West 2276.77 feet along said Easterly right-of-way; Thence North 20°35'42" West 1641.38 feet to a POINT on the Southerly boundary line of Township 10 South; Thence North 26°09'18" West 288.04 feet; Thence departing said right-of-way of the Intracoastal Waterway North 85°47'21" East 1202.32 feet to a POINT on the Westerly right-of-way of A-1-A; Thence South 16°45'12" East 638.65 feet; Thence departing said Westerly right-of-way North 73°14'48" East 100.00 feet to a POINT on the Easterly right-of-way of A-1-A; Thence departing said Easterly right-of-way North 89°19'02" East 148.56 feet; Thence North 16°34'25" West 210.00 feet to a POINT on the Southerly right-of-way of Jungle Hut Road (50' R/W); Thence North 89°19'02" East along said right-of-way 855.66 feet; Thence departing said Southerly right-of-way North 19°50'00" West along the Westerly boundary line of Section 40, Township 10 South, Range 31, East 3356.28 feet; Thence South 71°11'00" West 1290.19 feet to a POINT on the Easterly right-of-way of said A-1-A, being a POINT ON A CURVE; Thence Northwesterly along said right-of-way 244.67 feet along a curve to the right having a radius of 1860.08 feet, a central angle of 07°32'11", a chord of 244.49 feet and a chord bearing North 22°35'06" West to a

POINT OF TANGENCY; Thence North 18°49'00" West 1645.60 feet; Thence departing said right-of-way of A-1-A North 71°11'00" East 180.00 feet; Thence North 18°49'00" West 25.00 feet; Thence North 71°11'00" East 25.00 feet; Thence North 18°49'00" West 200.00 feet; Thence South 71°11'00" West 205.00 feet to a POINT on said Easterly right-of-way of A-1-A; Thence North 18°49'00" West along said right-of-way 350.65 feet; Thence departing said right-of-way North 71°11'00" East 1262.52 feet to a POINT on the Easterly boundary line of said Section 40; Thence North 19°50'00" West along said Easterly boundary line 200.03 feet; Thence departing said Easterly boundary line South 71°11'00" West 1258.97 feet to a POINT on said Easterly right-of-way of A-1-A; Thence North 18°49'00" West along said right-of-way 200.00 feet; Thence departing said right-of-way North 71°11'00" East 1255.42 feet to a POINT on the said Easterly boundary line of Section 40; Thence North 19°50'00" West along said Easterly boundary line 900.14 feet to a POINT on the Northerly right-of-way of 16th Road; Thence departing said boundary line of Section 40, South 71°10'52" West along said Northerly right-of-way 1239.45 feet to a POINT on the Easterly right-of-way of said A-1-A; Thence departing said right-of-way of 16th Road North 18°49'00" West along said right-of-way of A-1-A, 1832.56 feet; Thence departing said Easterly right-of-way of A-1-A North 71°11'00" East 808.33 feet; Thence North 18°49'00" West 808.33 feet; Thence South 71°11'00" West 808.33 feet to a POINT on said Easterly right-of-way of A-1-A; Thence North 18°49'00" West 2537.61 feet to a POINT on the Southerly right-of-way of Malacompra Road; Thence North 71°10'09" East along said Southerly right-of-way 1138.42 feet; Thence North 88°23'31" East 9.62 feet to a POINT on the said Easterly boundary line of Section 40; Thence departing said Easterly boundary line of Section 40, along the Southerly right-of-way of Malacompra Road North 88°23'31" East 2073.88 feet; Thence South 00°36'49" East 24.00 feet; Thence North 88°23'31" East 161.76 feet; Thence departing said Southerly right-of-way of Malacompra Road South 59°50'14" East 903.24 feet; Thence North 70°16'28" East 149.70 feet to a POINT on the Mean High Water Line of the Atlantic Ocean; Thence along the said Mean High Water Line South 19°43'32" East 488.98 feet; Thence South 19°28'39" East 506.20 feet; Thence South 19°58'00" East 510.90 feet; Thence South 19°51'56" East 498.83 feet; Thence South 19°59'52" East 505.34 feet; Thence South 18°07'53" East 498.03 feet; Thence South 18°03'02" East 191.19 feet; Thence departing said Mean High Water Line of the Atlantic Ocean South 71°10'52" West 710.00 feet; Thence South 47°55'12" West 591.12 feet; Thence South 18°49'08" East 730.00 feet; Thence South 76°24'51" East 430.15 feet; Thence North 81°10'52" East 400.00 feet; Thence North 71°10'52" East 500.00 feet to a POINT on the said Mean High Water Line of the Atlantic Ocean; Thence along said Mean High Water Line South 19°29'22" East 64.84 feet; Thence South 20°54'05" East 497.62 feet; Thence South 19°45'00"

East 507.57 feet; Thence South 20°49'52" East 497.95 feet; Thence South 20°18'41" East 507.65 feet; Thence South 19°30'43" East 510.25 feet; Thence South 18°30'55" East 494.37 feet; Thence South 19°52'39" East 502.28 feet; Thence South 22°20'56" East 497.23 feet; Thence South 20°41'30" East 508.67 feet; Thence South 20°26'31" East 500.09 feet; Thence South 19°53'06" East 499.88 feet; Thence South 21°45'36" East 503.26 feet; Thence South 24°02'33" East 516.08 feet; Thence South 18°20'30" East 356.06 feet; Departing said Mean High Water Line of the Atlantic Ocean South 71°39' 30" West 250.00 feet; Thence South 61°47'41" West 218.61 feet; Thence South 07°25'03" East 50.00 feet; Thence South 76°10'20" East 270.32 feet; Thence North 69°00'33" East 250.00 feet to a POINT on said Mean High Water Line of the Atlantic Ocean; Thence along said Mean High Water Line of the Atlantic Ocean South 20°59'25" East 194.96 feet to a POINT on the Northerly right-of-way of Jungle Hut Road; Thence departing said Northerly right-of-way South 20°59'25" East 53.31 feet to a POINT on the Southerly right-of-way of Jungle Hut road; Thence departing said Southerly right-of-way along said Mean High Water Line, South 20°59'25" East 181.06 feet; Thence South 20°20'30" East 505.02 feet; Thence South 20°08'17" East 500.64 feet; Thence South 19°52'12" East 501.56 feet; Thence South 19°13'54" East 497.29 feet; Thence South 21°19'23" East 502.64 feet; Thence South 19°57'05" East 507.06 feet; Thence South 17°56'45" East 507.34 feet; Thence South 18°49'25" East 504.65 feet; Thence South 21°02'20" East 497.73 feet; Thence South 21°04'43" East 482.98 feet; Thence South 21°04'34" East 11.02 feet; Thence South 19°11'42" East 496.68 feet; Thence South 22°23'45" East 506.75 feet; Thence South 20°55'06" East 500.63 feet; Thence South 20°42'16" East 499.00 feet; Thence South 22°07'09" East 499.32 feet; Thence South 21°45'31" East 500.88 feet; Thence South 21°59'38" East 227.33 feet; Thence South 21°59'39" East 264.23 feet; Thence South 22°30'14" East 498.51 feet; Thence South 22°43'23" East 499.93 feet; Thence South 21°20'52" East 499.51 feet; Thence South 22°12'03" East 499.95 feet; Thence South 21°18'01" East 498.09 feet; Thence South 23°31'50" East 493.34 feet; Thence South 23°12'12" East 498.28 feet; Thence South 22°31'35" East 377.81 feet; Thence departing said Mean High Water Line of the Atlantic Ocean South 63°01'05" West 666.44 feet to a POINT on the Westerly right-of-way of the Old Florida East Coast Canal (200' R/W); Thence South 26°58'55" East 805.88 feet along said Westerly right-of-way of the Old Florida East Coast Canal; Thence South 19°11'11" East along said Westerly right-of-way 2844.27 feet; Thence South 17°01'23" East 3542.51 feet to a POINT of intersection with the Easterly right-of-way of the Intracoastal Waterway (500' R/W); Thence departing said Westerly right-of-way of the Old Florida East Coast Canal North 46°36'23" West along said Easterly right-of-way of the Intracoastal Waterway 1326.21 feet; Thence North 22°42'28" West 8360.55 feet; Thence North 22°41'50" West 563.33 feet;

Thence North 44°45'20" West 1003.14 feet; Thence North 66°49'09" West 1914.50 feet to a POINT of intersection with the Southerly right-of-way of said Old Florida East Coast Canal; Thence departing said Easterly right-of-way of the Intracoastal Waterway South 89°41'27" East along said Southerly right-of-way of the Old Florida East Coast Canal 1203.59 feet; Thence departing said Southerly right-of-way North 00°18'33" West 200.00 feet to a POINT on the Northerly right-of-way of the Old Florida East Coast Canal; Thence departing said Northerly right-of-way North 00°37'47" West 247.39 feet to a POINT of the Southerly right-of-way of said A-1-A; Thence departing said Southerly right-of-way North 00°24'54" West 100.00 feet to a POINT on the Northerly right-of-way of A-1-A; Thence South 89°35'06" West along said Northerly right-of-way 309.45 feet to the POINT OF BEGINNING of this description.

Less and except the right-of-way of A-1-A,

All platted streets lying within the Johnson Beach Subdivision, Lots 1-9, 15-22, Block 1; 1-3, 18 & 19, Block 2; Lot 19, Block 3; Lots 1-4, 18-22, Block 4; Lots 1-11, 18-29, Block 5; Lots 13 & 14, 16-24, Block 7; Lots 2 & 5-11, Block 8 of said Johnson Beach Subdivision. Old Florida East Coast Canal, the Intracoastal Waterway and Jungle Hut Road.

AND INCLUDING THE FOLLOWING PARCEL:

DESCRIPTION:

A Parcel of land lying within Government Section 28, Township 10 South, Range 31 East, Flagler County, Florida, being more particularly described as follows:

A POINT OF REFERENCE being the Southeast Corner of Government Section 40, Township 10, South, Range 31, East, thence North 19°50'00" West along the East Line of Section 40 a distance of 7019.14 feet to a point on the southerly right-of-way of 16th Street, thence departing the East Line of Section 40 North 71°10'52" East a distance of 1559.67 feet to the POINT OF BEGINNING of this description, thence North 18°49'08" West a distance of 430.00 feet, thence North 47°55'12" East a distance of 591.12 feet, thence North 71°10'52" East a distance of 710.00 feet more or less to a point on the Mean High Water Line (MHWL) of the Atlantic Ocean, thence South 18°03'02" East a distance of 313.20 feet to a point on the MHWL, thence South 19°09'34" East a distance of 503.68 feet to a point on the MHWL, thence South 19°29'22" East a distance of 446.61 feet to a point on the MHWL of the Atlantic Ocean, thence departing said Atlantic Ocean South 71°10'52" West a distance of 500.00 feet, thence South 81°10'52" West a distance of 400.00 feet, thence North 76°24'51" West a distance of 430.15 feet, thence North 18°49'08" West a distance of 300.00 feet to the POINT OF BEGINNING.

Less and except 16th Road (80'R/W) and its extension easterly to the Atlantic Ocean according to the Subdivision Plat North Raffles Surf Club Section-85, recorded in Map Book 23, Pages 41 through 57, of the Public Records of Flagler County, Florida.

Parcel (less 16th Road) containing 30.7061 acres more or less. Bearings refer to the Mercator Grid System of the East zone of Florida and locally referenced to the East Line of Government Section 40, Township 10 South, Range 31 East, being North 19°50'00" West.

Net Acres containing ~~2114.54~~ 2145.2461 acres, more or less.

Specific Authority Sections 120.53(1), 190.005 FS. Law Implemented Sections 190.004, 190.005 FS. History--New 10-22-85, Formerly 42E-1.02, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 22, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 3, 1999

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE CHAPTER TITLE: Drug-Free Workplace Standards

RULE CHAPTER NO.: 59A-24

RULE TITLES: Collection Site and Specimen

RULE NOS.: 59A-24.005

Collection Procedures

59A-24.006

Drug Testing Laboratories

59A-24.006

PURPOSE AND EFFECT: Chapter 59A-24, Florida Administrative Code, is being amended to make the rule consistent with legislative changes made to section 112.0455, F.S. The initial screening and confirmation cut-off levels for opiates and alcohol are being changed to be consistent with the cut-off levels adopted by the Health and Human Services Guidelines for federal workplace drug testing programs and the U.S. Department of Transportation.

SUMMARY: This rule is being changed to make Chapter 59A-24, FAC., consistent with legislative changes made to section 112.0455, F.S., during the 1998 legislative session. The initial screening cut-off levels for opiates and alcohol have also been changed to be consistent with the cut-off levels that have been adopted by the federal Health and Human Services Guidelines and the Department of Transportation for federal workplace drug testing programs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 112.0455(13) FS.

LAW IMPLEMENTED: 112.0455 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m., January 5, 2000

PLACE: 2727 Mahan Drive, Fort Knox Building 3, Room C, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Patricia L. James, Health Services and Facilities Consultant Supervisor, Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308, (850)487-3109

THE FULL TEXT OF THE PROPOSED RULES IS:

59A-24.005 Collection Site and Specimen Collection Procedures.

(1) through (3)(c)8.b. No change.

c. ~~A The appropriate~~ quantity of hair shall be collected as described in section 112.0455(13)(b)3.f.(IV), F.S. ~~Scalp hair shall be the only acceptable specimen allowed for hair testing.~~

(c)9. through 22. No change.

Specific Authority 112.0455(13)(a) FS. Law Implemented 112.0455 FS. History--New 3-15-90, Amended 6-28-91, Formerly 10E-18.005, Amended 5-1-96, 3-11-98, _____.

59A-24.006 Drug Testing Laboratories.

Laboratories shall be licensed by the agency in accordance with this rule chapter in order to collect or analyze specimens for an employer's drug testing program and shall also comply with the provisions of Chapter 483, Part I, F.S.

(1) through (4)(d) No change.

(e) Initial test. The initial screen for all drugs shall be an immunoassay except the initial test for alcohol shall be an enzyme oxidation methodology.

1. Levels on initially screened urine specimens which are equal to or exceed the following shall be considered to be presumptively positive and submitted for confirmation testing:

Amphetamines	1,000 ng/mL
Cannabinoids (11-nor-Delta-9-tetrahydrocannabinol-9-carboxylic acid)	50 ng/mL
Cocaine (benzoylecgonine)	300 ng/mL
Phencyclidine	25 ng/mL
Methaqualone	300 ng/mL
Opiates [†]	<u>2,000</u> 300 ng/mL
Barbiturates	300 ng/mL
Benzodiazepines	300 ng/mL

Methadone 300 ng/mL
 Propoxyphene 300 ng/mL

~~+25 ng/mL if immunoassay is specific for free morphine.~~

The only specimen for alcohol testing shall be blood and the initially screened specimen shall be considered presumptively positive and submitted for confirmation testing if the level is equal to or exceeds ~~0.02~~ 0.04g/dL.

(e)2. through (e)3. No change.

(f) Confirmation Test. All specimens identified as presumptively positive on the initial test shall be confirmed using mass spectrometry/mass spectrometry (MS/MS) or gas chromatography/mass spectrometry (GC/MS), except that alcohol will be confirmed using gas chromatography. All confirmations shall be done by quantitative analysis.

1. Levels on confirmation testing for urine specimens which are equal to or exceed the following shall be reported as positive:

Amphetamines (amphetamine, methamphetamine) ^{1,2}	500 ng/mL
Cannabinoids (11-nor-Delta-tetrahydrocannabinol-9-carboxylic acid)	15 ng/mL
Cocaine (benzoylecgonine)	150 ng/mL
Phencyclidine	25 ng/mL
Methaqualone	150 ng/mL
Opiates (codeine, morphine)	300 ng/mL
<u>Codeine</u>	<u>2000 ng/mL</u>
<u>Morphine</u>	<u>2000 ng/mL</u>
<u>6-Acetylmorphine²</u>	<u>10 ng/mL</u>
Barbiturates	150 ng/mL
Benzodiazepines	150 ng/mL
Methadone	150 ng/mL
Propoxyphene	150 ng/mL

^{1,2}A laboratory shall not report a specimen positive for methamphetamine only. The specimen must contain amphetamine at a concentration equal to or greater than 200 ng/mL, by the confirmation test. If this criterion is not met, the specimen shall be reported as negative for methamphetamine.

²Tests for 6-Acetylmorphine when the morphine concentration exceeds 2000 ng/mL.

The alcohol level on confirmation testing for blood which is equal to or exceeds ~~0.02~~ 0.04g/dL shall be reported as positive.

2. No change.

(g) through (i) No change.

(5) through (15) No change.

Specific Authority 112.0455(12)(c),(13)(a) FS. Law Implemented 112.0455 FS. History—New 3-15-90, Amended 6-28-91, Formerly 10E-18.006, Amended 5-1-96, 12-5-96, 3-11-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Patricia L. James, Agency for Health Care Administration

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ruben J. King-Shaw, Director, Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 23, 1999

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE TITLE: _____ RULE NO.:

Initial Licensure for Certified Podiatric X-Ray Assistants 64B18-24.001

PURPOSE AND EFFECT: The Board proposes to create a new chapter with a new rule which will address the initial licensure for Certified Podiatric X-Ray Assistants.

SUMMARY: A new rule chapter, entitled 64B18-24, is being promulgated and a new rule, entitled 64B18-24.001 is being promulgated to address the initial licensure for Certified Podiatric X-Ray Assistants.

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

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

SPECIFIC AUTHORITY: 461.005, 461.0135 FS.

LAW IMPLEMENTED: 120.52(9), 455.564(2), 455.587(1), 461.003(2), 461.0135 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine/MQA, 2020 Capital Circle, S. E., Bin # 07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B18-24.001 Initial Licensure for Podiatric X-Ray Assistants.

Each applicant for initial licensure as a certified podiatric x-ray assistant shall submit a certification application, on form DH-MQA/ , entitled, "Application For Certified Podiatric X-Ray Assistants," which is hereby incorporated by reference and will be effective _____, copies of which may be obtained from the Board office, and applicants shall pay a licensure certification fee of \$75. The Board shall verify successful passage of the course and examination required by section 461.0135, F.S., prior to issuance of the certified podiatric x-ray assistant certification.

Specific Authority 461.005, 461.0135 FS. Law Implemented 120.52(9), 455.564(2), 455.587(1), 461.003(2), 461.0135 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Podiatric Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Podiatric Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 9, 1999

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
5C-4	Admission of Animals for Exhibition
RULE NOS.:	RULE TITLES:
5C-4.001	General Requirements and Limitations
5C-4.002	Cattle
5C-4.003	Swine
5C-4.005	Goats and Sheep

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 33, Aug 20, 1999, Florida Administrative Weekly has been withdrawn.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

DOCKET NO.: 99-46R

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

NOTICE OF CORRECTION

Notice is hereby given that text was inadvertently omitted when the Notice of Proposed Rulemaking was published in the December 3, 1999 issue of the Florida Administrative Weekly (Vol. 25, No. 48). The proposed rule text should read as follows:

18-21.004 Management Policies, Standards, and Criteria. The following management policies, standards, and criteria shall be used in determining whether to approve, approve with conditions or modifications, or deny all requests for activities on sovereign submerged lands.

- (1) General Proprietary
- (a) through (h) No change.

(i) The use of sovereign submerged lands for the anchoring or mooring of vessels used primarily for the purposes of gambling shall be prohibited when such vessels are engaged in "cruises to nowhere," where the vessels leave and return to the State of Florida without an intervening stop within another state or foreign country, or waters within the jurisdiction of another state or foreign country. This prohibition also applies to any vessel used to carry passengers to, or from, "cruises to nowhere."

- (i) through (j) Renumbered as (j) through (k) No change.
- (2) through (5) No change.

Specific Authority 253.03, 253.73 FS. Law Implemented Art. X, s.11, Fla. Const., 253.001, 253.03, 253.034, 253.04, 253.041, 253.141, 253.51, 253.61, 253.68, 253.72, 253.74, 253.75, 253.77 FS. History—New 3-27-82, Amended 8-1-83, Formerly 16Q-21.04, 16Q-21.004, Amended 12-25-86, 1-25-87, 3-15-90, 7-21-92, 10-15-98, _____.

The time for requesting a hearing on the proposed rule is extended to 21 days from the date of this notice.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Phil Coram, Mail Station 2500, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)488-0130

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-601.801	Close Management – General
33-601.803	Privileges in Close Management
33-601.805	Assignment to Close Management
33-601.806	Review of Assignment to Close Management
33-601.809	Close Management – Case Management Responsibilities
33-601.810	Close Management Facilities
33-601.811	Close Management – Other Conditions and Privileges
33-601.812	Close Management Records and Forms

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 25, No. 35, September 3, 1999, Florida Administrative Weekly have been withdrawn. Note: These rules were published in the notice of proposed rulemaking as 33-38.001, 33-38.003, 33-38.005, 33-38.006, 33-38.009, 33-38.010, 33-38.011 and 33-38.012, respectively, but have since been renumbered as indicated above.

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-602.2045	Inmate Substance Abuse Testing

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 43, October 29, 1999, issue of the Florida Administrative Weekly: