

**Section I**  
**Notices of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF BANKING AND FINANCE**

**Division of Banking**

RULE TITLE: Minimum Audit Procedures – International Bank Agencies  
 RULE NO.: 3C-140.018

PURPOSE AND EFFECT: The rule will be revised to update the audit requirements for Florida-licensed international bank agencies and to make those audit requirements similar to those imposed on Florida-chartered commercial banks, savings associations and trust companies. In so doing, any inequities between segments of the financial services industry will be eliminated, and the costs of audits for differing segments of the industry should equalize.

SUBJECT AREA TO BE ADDRESSED: Minimum Audit Procedures for International Bank Agencies.

SPECIFIC AUTHORITY: 655.012(3), 655.045(3), 663.09, 663.13 FS.

LAW IMPLEMENTED: 655.045(3), 663.09 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., January 8, 2001

PLACE: Division of Banking Conference Room, 6th Floor, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Linda R. Townsend, Chief, Bureau of Financial Institutions, District II, Division of Banking, Room 636, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350, (850)410-9111

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 3C-140.018 follows. See Florida Administrative Code for present text.)

3C-140.018 Minimum Audit Procedures – International Bank Agencies.

(1) Scope. Records in English. Each state licensed international bank agency shall keep a set of accounts and records in English, reflecting all transactions on a daily basis. The international banking corporation of each state licensed bank agency shall perform, or shall cause to be performed, an audit of the agency within each calendar year and within 15 months of the previous audit, in compliance with the following

minimum audit requirements. If the audit is performed on a departmental or continuous basis, it should be initiated during the calendar year and within 15 months of the previous audit.

(2) Persons Qualified to Perform Audits. Persons who perform audits for the international bank agencies must be independent of any manager or employee in charge of operating the international agency and must qualify pursuant to one of the following classes:

(a) The audit department of the international bank agency or the audit department of an affiliated group or related bank holding company, or the audit department of a correspondent bank, provided that the audit department and the audit department supervisor are under management of the international banking corporation.

(b) Certified Public Accountants licensed to practice in the State of Florida and independent of the international bank agency and of its affiliates.

(3) A party is considered independent if:

(a) The party reports directly to the international bank agency's board of directors or other entity charged with supervision of the international bank agency;

(b) The party's duties at the international bank agency are confined entirely to auditing the international bank agency;

(c) The party has no proprietary interest, directly or indirectly, in any partnership, firm, or other person that controls or directs the international bank agency;

(d) The party has no outstanding loans or other obligations that have been criticized by any other auditor or any regulatory agency;

(e) All relationships the party has with any member of the board of directors or other entity charged with supervision of the agency have been disclosed to the board of directors or other entity charged with supervision of the agency and all questions concerning the party's independence have been resolved before the internal audit begins; and

(f) For certified public accountants, independence shall be governed by the rules of the State Board of Accountancy.

(4) To satisfy the requirements of this section, each internal audit shall:

(a) Assess the effectiveness of the international bank agency's internal control policies and procedures, including the electronic data processing function; and

(b) Be conducted in accordance with generally accepted auditing principles as set forth in the 1996 GAAS Guide and shall include an assessment of each of the following areas:

1. Asset accounts;
2. Liability accounts;
3. Capital accounts;
4. Income and expense accounts; and
5. Contingent liabilities and off-balance sheet activities.

(5) In lieu of a comprehensive internal audit, an international bank agency may satisfy this audit requirement by having a continuous audit performed by a party qualified pursuant to subsection (2) above.

(6) Within 90 days after the completion of the internal audit, and within 45 days of acceptance by the board of directors or other entity charged with supervision of the international bank agency, the board of directors other entity charged with supervision of the international bank agency shall submit the following to the Department:

(a) A copy of the completed internal audit report, including the date or dates on which the audit was conducted;

(b) A statement indicating that all of the areas outlined in this rule were reviewed, or specific reasons why certain areas were not reviewed;

(c) A statement of condition and a statement of income and expense for the financial institution (and the holding company if appropriate) as of the audit date;

(d) A statement describing the findings and recommendations of the audit;

(e) A copy of the international bank agency's response to the auditors' findings and recommendations; and

(f) A letter from the international banking corporation's board of directors or other entity charged with supervision of the international bank agency stating that the audit report, the auditors' recommendations and the international bank agency's response to the auditors' recommendations have been reviewed and accepted, or in the alternative why they have been rejected.

(g) All audit documentation specified herein shall be forwarded to: Division of Banking, Suite 636, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350

(7) The Department shall review each audit and, if it finds that the internal audit does not comprehensively address all relevant areas of concern or accurately reflect the condition of the financial institution, the Department shall require an audit pursuant to paragraph 655.045(3)(a), Florida Statutes.

Specific Authority 655.012(3), 655.045(3), 663.09, 663.13 FS. Law Implemented 120.53(1)(b), 655.045(3), 663.09 FS. History--New 3-29-83, Formerly 3C-15.12, Amended 8-19-86, 5-22-90, 10-29-91, 2-17-92, Formerly 3C-15.012, Amended \_\_\_\_\_. Cf. Rule 3C-1.022, F.A.C., which governs Reports Required for Certain Currency Transactions.

**DEPARTMENT OF BANKING AND FINANCE**

**Division of Finance**

RULE TITLE: Proof of Entitlement to Unclaimed Property  
RULE NO.: 3D-20.0022  
PURPOSE AND EFFECT: The purpose of the proposed amendments is to revise the Estate Affidavit form that is incorporated by reference in this rule.  
SUBJECT AREA TO BE ADDRESSED: Estate Affidavit form.

SPECIFIC AUTHORITY: 717.138 FS.

LAW IMPLEMENTED: 92.525, 717.124, 717.126 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., January 8, 2001

PLACE: Room 330, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Donna Clay, Bureau of Unclaimed Property, Room 330, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350, (850)410-9544

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3D-20.0022 Proof of Entitlement to Unclaimed Property.

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

(c) If an owner died testate but the will was not probated, provide a certified copy of the will and an affidavit stating that the assets of the estate of the owner, excluding the unclaimed property, are sufficient to pay all just claims and that no probate proceedings have been instituted upon the estate. The affidavit shall be submitted on Form DBF-AP-1243, Estate Affidavit (revised 10/00 effective 1-18-99), which is hereby incorporated by reference and available from the Department of Banking and Finance, Unclaimed Property Program Division of Finance, Room 330, Fletcher Building, 101 East Gaines Street, Room 330, Tallahassee, Florida 32399-0350.

(d) through (e) No change.

(4) through (5) No change.

Specific Authority 717.138 FS. Law Implemented 92.525, 717.124, 717.126 FS. History--New 3-20-91, Amended 3-13-96, 8-18-96, 1-28-97, 1-18-99, \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: Definition of Qualified Instructional Personnel  
RULE NO.: 6A-1.0503  
PURPOSE AND EFFECT: The purpose of the proposed rule development is to amend the rule to reflect statutory changes enacted in Chapter 2000-301, Laws of Florida, expanding the options by which a teacher is designated as "infield," meaning qualified for teaching the course. The effect will be a rule that accurately reflects all provisions of law.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed will be the requirements and guidelines for school districts in the selection and assignment of instructional personnel, the identification of "out-of-field" teachers, and the inservice or college credit requirements for continued school board appointment of teachers to out-of-field positions.

SPECIFIC AUTHORITY: 229.053(1), 236.02(4) FS.

LAW IMPLEMENTED: 236.02(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ADVERTISED IN A FUTURE EDITION OF THE FLORIDA ADMINISTRATIVE WEEKLY.

Requests for the rule development workshop should be addressed to Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: David Ashburn, Director, Division of Professional Educators, Department of Education, 325 West Gaines Street, Room 203, Tallahassee, Florida 32399-0400, (850)487-3663

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-1.0503 Definition of Qualified Instructional Personnel.

A qualified instructional person is defined as an instructional staff member who meets one (1) of the following conditions:

(1) Holds a valid Florida educator's certificate with the appropriate coverage as provided for in the Course Code Directory as adopted by reference in Rule 6A-1.09441, FAC., or

(2) Holds a valid educator's certificate and has a minor field of study in the subject matter in which instruction is provided, with the exception of a minor in the area of English to Speakers of Other Languages, or

(3) Holds a valid educator's certificate and has demonstrated sufficient subject areas expertise in the subject area in which instruction is provided, with the exception of instruction in the primary English or language arts to students with limited English proficiency, or

~~(4)(2) Is a selected noncertificated person employed under the provisions of Rule 6A-1.0502, FAC., or~~

~~(5)(3) Holds a valid educator's certificate and does not qualify under the provisions of Subsection (1), (2), or (3) of this rule and has been approved for an out-of-field assignment by the school board after determination that a teacher who meets the requirements of Subsection (1), (2), or (3) of this rule is not available, and is approved for an out-of-field assignment by the school board only under one (1) of the following conditions: Holds a valid Florida educator's certificate with coverage other than that deemed appropriate by subsection (1) and has been approved by the school board to teach out-of-field after determination that a teacher with appropriate certification coverage is not available. All evidence of such qualifications and approval must be reflected in the individual's~~

~~official personnel record; provided, however, that such approval may be granted by the school board only under one (1) of the following conditions:~~

~~(a) The individual is in the first year of employment in the out-of-field assignment and has not been granted, during any preceding year in the district, approval by either the school board or the Department to be employed out-of-field in an area for which specific certification is otherwise required, or~~

~~(b) The individual has earned the following college credit or inservice training in an approved district add-on program:~~

~~1. Out-of-field assignment other than ESOL (English to Speakers of Other Languages). A teacher out of field in a subject other than ESOL shall complete at least six (6) semester hours of college credit or the equivalent toward the appropriate certification required in subsection (1) of this rule within one (1) calendar year from date of initial appointment to the out-of-field assignment and each calendar year thereafter until all course requirements are completed for the appropriate certification;~~

~~2. Out-of-field assignment in only ESOL. A teacher out of field in only ESOL shall complete at least three (3) semester hours of college credit or the equivalent toward the ESOL requirements within the first two (2) calendar years from date of initial assignment to a class with limited English proficient (LEP) students and three (3) semester hours or the equivalent during each calendar year thereafter until all course requirements for certification in ESOL are completed; or~~

~~3. Out-of-field assignment in ESOL and another subject. A teacher out of field in ESOL and another subject shall complete at least six (6) semester hours of college credit or the equivalent toward the appropriate certification required by subsection (1) within one (1) calendar year from date of initial appointment to the out-of-field assignment and each calendar year thereafter until all course requirements are completed for the appropriate certification. The training shall be completed in the following manner: During the first two years, at least three (3) of the required twelve (12) semester hours or the equivalent shall be completed in ESOL strategies. Beginning with the third year and each year thereafter, at least three (3) semester hours or the equivalent shall be completed in ESOL strategies and at least three (3) semester hours in the other out-of-field subject requirements. When either all ESOL or all other out-of-field subject requirements are completed, a teacher shall comply with the schedule specified in subparagraph (5)(b)1. or 2. (3)(b)1. or 2. of this rule as appropriate until all requirements are completed for both ESOL and the other out-of-field subject.~~

~~4. Waivers of college credit or inservice training in an approved district add-on program may be obtained by one of the following provisions:~~

a. In lieu of college credit or the equivalent specified in subparagraph ~~(5)(b)1., 2., or 3.~~ ~~(3)(b)1., 2., or 3.~~ of this rule, an individual shall provide a doctor's statement certifying to medical inability to earn such credit during the prescribed time;

b. In lieu of college credit or the equivalent specified in subparagraph ~~(5)(b)1.~~ ~~(3)(b)1.~~ of this rule, the district superintendent shall provide a statement certifying to extenuating circumstances beyond the control of the teacher to earn such credit during the prescribed time; or

c. In lieu of college credit or the equivalent specified in subparagraph ~~(5)(b)1.~~ ~~(3)(b)1.~~ or the criteria in paragraph ~~(5)(3)(a)~~ of this rule, the Commissioner of Education may grant to the district or individual school sites a waiver of the requirements for a period of one (1) year on a one-time basis. The district superintendent shall, pursuant to school board approval for such waiver, show extenuating circumstances that create a hardship for the district or teachers in meeting the specified requirements, or

~~(6)(4)~~ Is a nondegreed teacher of vocational education employed under the provisions of Section 231.1725, Florida Statutes. The requirements in Section 231.1725(1)(c)2.a. and b., Florida Statutes, must be satisfied prior to initial appointment to the position.

(7) All evidence of such qualifications and approval for subsections (1) through (6) of this rule shall be reflected in the individual's official personnel record.

Specific Authority 229.053(1), ~~231.095~~, 231.15(1), 231.17~~(4)~~ FS. Law Implemented 229.053, ~~231.095~~, 231.145, 231.15, 231.17 FS. History—New 4-19-74, Repromulgated 12-5-74, Amended 9-8-76, Formerly 6A-1.503, Amended 10-30-90, 10-3-91, 2-18-93, \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: RULE NO.:

Critical Teacher Shortage Tuition 6A-20.012  
 Reimbursement Program

PURPOSE AND EFFECT: The purpose of this rule development is to revise the rule to align with changes enacted during the 2000 legislative session relating to the designation of out-of-field teachers and to align the application process and program timelines with the fiscal year. The effect will be a rule that is in alignment with legislative changes, that reflects the timelines and procedures of the current implementation process, and that includes a change of name and address for the program office.

SUBJECT AREA TO BE ADDRESSED: Procedures for the critical teacher shortage areas and tuition reimbursement programs will be the subject areas to be addressed.

SPECIFIC AUTHORITY: 240.4064(2) FS.

LAW IMPLEMENTED: 240.4064 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A

TIME AND DATE TO BE ADVERTISED IN A FUTURE EDITION OF THE FLORIDA ADMINISTRATIVE WEEKLY.

Requests for the rule development workshop should be addressed to Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Theresa Antworth, Bureau of Financial Assistance, Department of Education, 325 West Gaines Street, Room 124, Collins Building, Tallahassee, Florida 32399-0400, (850)410-5200

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-20.012 Critical Teacher Shortage Tuition Reimbursement Program.

(1) To receive aid, teachers shall meet the provisions of Section 240.4064, Florida Statutes, and Rule 6A-20.001, FAC., and:

(a) Submit, ~~each term~~ by the date established by the Department, Form TR-1, Tuition Reimbursement Application Critical Teacher Shortage Tuition Reimbursement Program and Exceptional Student Education Training Grant Program for ~~Out-of-Field~~ Teachers, which is hereby incorporated by reference and made a part of this rule to become effective March, ~~2001~~ ~~1994~~. A copy of Form TR-1 may be obtained from the ~~Bureau Office~~ of Student Financial Assistance, Department of Education, The Florida Education Center, Tallahassee, Florida 32399-~~0400~~.

(b) Have as a minimum a valid temporary Florida teacher's certificate.

(c) Intend to gain or renew certification, or to earn a graduate degree, in a designated critical teacher shortage area.

(d) Not receive reimbursement for tuition and registration fees for a course(s) from other sources.

(e) Not owe a repayment of a grant received under the Pell Grant, Supplemental Educational Opportunity Grant, or any state scholarship or grant program.

(f) Not be in default on a National Defense Loan, National Direct Loan, Guaranteed Student Loan, Federally Insured Student Loan, Parent Loans for Undergraduate Students, Auxiliary Loans to Assist Students, or any state loan program, unless satisfactory arrangements to repay the loan have been made.

(2) By ~~November~~ ~~August~~ 15 of each year, the Department shall distribute to Florida public school district superintendents applications and a description of the application process and the program.

(3) Publicly funded schools shall be responsible for providing teachers with information regarding the Tuition Reimbursement Program and the necessary forms.

(4) ~~An~~ The Department shall make awards each academic term; however, an applicant may receive aid for a maximum of nine (9) credit hours during a period beginning with the fall ~~summer~~ term and ending with the close of the summer term ~~second semester, or equivalent.~~

(5) The Department shall make awards after the application deadline ~~on a first come, first served basis.~~

(6) The Department shall notify applicants of their award eligibility and shall provide for the delivery of funds to eligible applicants on a funds available basis.

Specific Authority 240.4064(2) FS. Law Implemented 240.4064 FS. History—New 5-24-84, Formerly 6A-7.163, Formerly 6A-7.0163, Amended 12-25-86, 3-22-89, 3-6-94,\_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: RULE NO.:

Critical Teacher Shortages 6A-20.0131

PURPOSE AND EFFECT: the purpose of this rule development is to amend the rule to reflect statutory changes enacted in Chapter 2000-301, Laws of Florida, expanding the definition of “out-of-field” teacher; thereby, necessitating a change in this rule governing the procedures for recommending critical teacher shortage areas. The effect will be a rule that reflects the new provisions in law.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed is the use of data of the number and percentage of teachers not certified in an appropriate field as one measure of shortage and need.

SPECIFIC AUTHORITY: 229.053(1), 231.62(1) FS.

LAW IMPLEMENTED: 231.62, 231.621, 240.4064 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE, AND PLACE TO BE ADVERTISED IN A FUTURE EDITION OF THE FLORIDA ADMINISTRATIVE WEEKLY.

Requests for the rule development workshop should be addressed to Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Martha J. Miller, Office of Strategy and Planning, Department of Education, 400 South Monroe Street, Room 1702, The Capitol, Tallahassee, Florida 32399-0400, (805)487-1630

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-20.0131 Critical Teacher Shortages.

(1) On or before December 1 ~~September 1~~ of each year, the Commissioner shall recommend to the State Board for approval the specific teaching areas and high priority locations

in which critical teacher shortages are projected for the public schools during the year following the academic year in which approval is made.

(2) In accordance with procedures approved by the Commissioner, a list of critical teacher shortage areas shall be prepared based on consideration of current supply and demand information related to Florida public school instructional personnel including but not limited to:

(a) The number and percentage of vacant positions in each teaching discipline;

(b) The number and percentage of positions in each discipline filled by ~~out-of-field~~ teachers not certified in the appropriate field in each discipline;

(c) The projected annual supply of graduates of state approved Florida teacher education programs for each discipline; and

~~(d) The projected annual supply of teachers from out-of-state in each discipline; and~~

~~(d)(e)~~ Critical teacher shortage areas which may be identified pursuant to rules adopted by district school boards. Such areas shall be identified based on consideration of at least the information specified in Paragraphs (2)(a) and (b) of this rule and shall be submitted to the Department no later than June 1 of each year.

(3) Based on data submitted annually by each school district, the Commissioner shall rank all public schools in accordance with the criteria provided in Section 231.62, Florida Statutes, and shall select from this ranked list those schools to be identified as high priority locations.

(4) Based on the recommendations of the Commissioner, the State Board shall adopt a list of approved critical teacher shortage areas and high priority locations to be used in conjunction with the programs described in Rules 6A-20.012, and 6A-20.013, FAC.

Specific Authority 229.053(1), 231.62(1) FS. Law Implemented 231.62, 231.621, 240.4064 FS. History—New 5-24-84, Formerly 6A-7.16, Formerly 6A-7.016, Amended 10-18-94,\_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: RULE NO.:

Grants for Teachers for Special Training in 6A-20.025  
Exceptional Student Education

PURPOSE AND EFFECT: The purpose of this rule development is to align the rule with changes enacted during the 2000 legislative session relating to the designation of out-of-field teachers, to delete a requirement for selective service registration that is no longer required, and to align the application process and program timelines with the fiscal year. The effect will be a rule that is in alignment with legislative changes, that reflects the timelines and procedures of the current implementation process, and that includes name and address changes for the program office.

SUBJECT AREA TO BE ADDRESSED: The reimbursement program for teachers of exceptional students timelines and a review to eliminate obsolete requirements will be the subject areas to be addressed.

SPECIFIC AUTHORITY: 120.55(1)(a)4., 229.053(1), 240.405(5) FS.

LAW IMPLEMENTED: 240.405 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE, AND PLACE TO BE ADVERTISED IN A FUTURE EDITION OF THE FLORIDA ADMINISTRATIVE WEEKLY.

Requests for the rule development workshop should be addressed to Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Theresa Antworth, Bureau of Financial Assistance, Department of Education, 325 West Gaines Street, Room 124, Collins Building, Tallahassee, Florida 32399-0400, (850)410-5200

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-20.025 Grants for Teachers for Special Training in Exceptional Student Education.

(1) Eligibility criteria. To be eligible to receive a tuition reimbursement grant for special training in exceptional student education, the applicant shall:

(a) Hold a full-time contract to teach in a district school system, a state operated or a state supported program, or an agency or organization under contract with the Department.

(b) Hold a valid Florida educator's certificate that does not reflect an exceptional student education coverage or endorsement which is appropriate for the assignment.

(c) Complete specialization course(s) needed for certification in the area in which he or she is assigned to teach with a minimum grade of 3.0 on a 4.0 scale.

~~(d) Comply with the Selective Service System registration requirements.~~

~~(d)(e)~~ Submit for each institution, and by the established deadline ~~for each term~~, a completed Form TR-1, Tuition Reimbursement Application Critical Teacher Shortage Tuition Reimbursement Program and Exceptional Student Education Training Grant Program for ~~Out-of-Field~~ Teachers, which is hereby incorporated by reference and made a part of this rule to become effective March, ~~2001~~ 1994. This form may be obtained from the Bureau of Student Financial Assistance, Teacher Training Grant Program, Bureau of Education for Exceptional Students, Department of Education, The Florida Education Center, Tallahassee, Florida 32399-0400.

(2) Review agency. Pending review of the application by the Department of Education, the applicant shall receive notification of award eligibility.

(3) Reimbursement. Eligible applicants may receive tuition reimbursement not to exceed nine (9) semester hours, or the equivalent quarter hours, per term. Reimbursement shall be at a rate consistent with that established for programs authorized by Section 240.4064, Florida Statutes. No special fees charged by the universities or colleges shall be included in the payment to a recipient nor shall payments be made if tuition has been waived or assumed, in full or in part, through other public sources. ~~For each fiscal year, grants are awarded on a first-come, first-served basis to the extent of funds appropriated for this program.~~

~~(4) The Department shall make awards after the application deadline. Certification agency. The Bureau of Education for Exceptional Students shall certify to the Office of Student Financial Assistance, Department of Education, eligible applicants with specified amounts to be disbursed to each.~~

(5) Fiscal agency. The Bureau Office of Student Financial Assistance, Department of Education, upon receipt of eligible applicants, shall provide for payment of eligible applicants to the extent of funds appropriated for the program.

Specific Authority 120.55(1)(a)4., 229.053(1), 240.405(5) FS. Law Implemented 240.405 FS. History-New 4-13-87, Amended 3-6-94.

**DEPARTMENT OF EDUCATION**

**Board of Regents**

RULE TITLE: Student Discipline  
RULE NO.: 6C-6.0105

PURPOSE AND EFFECT: The Board proposes amendments to this rule following the review of the Student Discipline process under the requirements of Section 120.81(1)(g), F.S.

SUBJECT AREA TO BE ADDRESSED: The student disciplinary process for all 10 university campuses.

SPECIFIC AUTHORITY: 120.81(1)(g), 240.209(1),(3)(m) FS.

LAW IMPLEMENTED: 120.81(1)(g), 240.209(1),(3)(m) FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 1454 Florida Education Center, Tallahassee, Florida 32399-1950

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



PLACE: Room 116, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0100

Copies of the agenda for the rule development workshop may be obtained from Karen Kugell, Senior Attorney, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4834.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Jamie Phillips, (850)488-0717. If you are hearing or speech impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Kugell, Senior Attorney, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4834

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 12A-1.085 follows. See Florida Administrative Code for present text.)

12A-1.085 Exemption for Qualified Production Companies Recording, Motion Picture, or Television Studies.

(1) For purposes of this rule, a "qualified production company" means any company engaged in this state in the production of motion pictures, made-for-TV motion pictures, television series, commercial advertising, music videos, or sound recordings that has been approved by the Office of the Film Commissioner and has obtained a Certificate of Sales Tax Exemption for a Qualified Production Company (form DR-231, incorporated by reference in Rule 12A-1.097, F.A.C.) from the Department of Revenue.

(2)(a) Any production company conducting motion picture, television or sound recording business in this state desiring to obtain a Certificate of Exemption from Department must submit to the Department of Revenue:

1. an Entertainment Industry Qualified Production Company Application for Certificate of Exemption (form DR-230, incorporated by reference in Rule 12A-1.097, F.A.C.); and

2. documentation sufficient to substantiate the applicant's claim for qualification as a production company pursuant to s. 288.1258, F.S.

(b)1. The Department will issue a single Certificate of Sales Tax Exemption for a Qualified Production Company for a period of 90 consecutive days to a qualified production

company, as provided in s. 288.1258(3)(b), F.S. The certificate will expire 90 days after the effective date indicated on the certificate.

2. The Department will issue a Certificate of Sales Tax Exemption for a Qualified Production Company for a period of 12 consecutive months to a qualified production company that has operated a business in Florida at a permanent address for a period of 12 consecutive months, as provided in s. 288.1258(3)(a), F.S.

(c) Qualified production companies that hold a Certificate of Sales Tax Exemption for a Qualified Production Company issued for a period of 90 consecutive days may request an extension of their certificate. Qualified production companies that hold a Certificate of Exemption issued for 12 consecutive months may renew their certificates annually for up to five years. To request an extension or a renewal of a certificate, qualified production companies must submit an Entertainment Industry Production Company Request for Renewal/Extension of Exemption (form DR-232, incorporated by reference in Rule 12A-1.097, F.A.C.) to the Office of the Film Commissioner. Upon approval by the Office of the Film Commissioner, an extension to the 90-day certificate or a renewal of the 12-month certificate will be issued by the Department.

(3)(a) A qualified production company that holds a valid Certificate of Sales Tax Exemption for a Qualified Production Company may issue a copy of its certificate to the selling dealer or lessor to:

1. Lease, rent, or hold a license in real property used as an integral part of the performance of qualified production services, as provided in s. 212.031(1)(a)9., F.S., tax exempt;

2. Purchase or lease motion picture or video equipment and sound recording equipment, as provided in s. 212.08(5)(f), F.S., tax exempt; or

3. Purchase or lease master tapes, master records, master films, or master video tapes, as provided in s. 212.08(12), F.S., tax exempt.

(b) The selling dealer or lessor is only required to obtain one copy of the qualified production company's Certificate of Sales Tax Exemption for a Qualified Production Company to make tax exempt sales, as indicated on the certificate, to the company during the effective period indicated on the certificate. A selling dealer or lessor who accepts in good faith the required certificate will not be held liable for any tax due on sales made to a qualified production company during the effective period indicated on the certificate. The selling dealer or lessor must maintain the required exemption certificates in its books and records until tax imposed by Chapter 212, F.S., may no longer be determined and assessed under s. 95.091(3), F.S.



(4) A qualified production company that holds a valid Certificate of Sales Tax Exemption for a Qualified Production Company is not required to pay use tax on fabrication labor associated with the production of a qualified motion picture, as provided in s. 212.06(1)(b), F.S.

(5) Upon expiration of a Certificate of Sales Tax Exemption for a Qualified Production Company, all certificate holders are required to return their expired certificates to the Department. All certificate holders that cease to do business are required to return their certificates to the Department. Certificates are to be returned to:

Florida Department of Revenue  
Central Registration  
P. O. Box 6480  
Tallahassee, Florida 32314-6480

(6) Copies of form DR-230 (Entertainment Industry Qualified Production Company Application for Certificate of Exemption), form DR-230N (Information and Instructions for Completing Entertainment Industry Qualified Production Company Application for Certificate of Exemption), and form DR-232 (Entertainment Industry Production Company Request for Renewal/Extension of Exemption) are available, without cost, by: 1) calling the Offices of the Film Commissioner at (877)352-3456; or 2) downloading selected forms from the Office of the Film Commissioner’s Internet site at [www.filminflorida.com](http://www.filminflorida.com); or 3) from any local Film Commission offices throughout Florida. These forms are also available, without cost, by : 1) writing the Florida Department of Revenue, Forms Distribution Center, 1678 Blountstown Highway, Tallahassee, Florida 32304; or 2) faxing the Forms Distribution Center at (850)922-2208; or 3) using a fax machine telephone handset to call the Department’s FAX on Demand System at (850)922-3676; or, 4) visiting any local Department of Revenue Service Center to personally obtain a copy; or, 5) calling the Forms Request Line during regular office hours at 1(800)352-3671 (in Florida only) or (850)488-6800; or, 6) downloading selected forms from the Department’s Internet site at the address shown inside the parentheses (<http://sun6.dms.state.fl.us/dor/>). Persons with hearing or speech impairments may call the Department’s TDD at 1(800)367-8331.

Specific Authority ~~212.17(6), 212.18(2), 213.06(1), 288.1258(4)(c)~~ FS. Law Implemented ~~212.02(4),(14), (15),(19),(20),(21), 212.031(1)(a)9,(9), 212.05(4)-(6), 212.06(1)(b)(2)(a), 212.08(5)(f),(12), 288.1258 215.26(2)~~ FS. History–New 2-21-77, Amended 5-28-85, Formerly 12A-1.85, Amended 3-12-86, 12-13-88,\_\_\_\_\_.

12A-1.097 Public Use Forms.

(1) No change.

Form Number	Title	Effective Date
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(2) through (25) No change.

(26) DR-230	<u>Entertainment Industry Qualified Production Company Application for Certificate of Exemption (N. 11/00)</u>	_____
(27) DR-230N	<u>Information and Instructions for Completing Entertainment Industry Qualified Production Company Application for Certificate of Exemption (N. 11/00)</u>	_____
(28) DR-232	<u>Entertainment Industry Production Company Request for Renewal/Extension of Exemption (N. 12/00)</u>	_____

(26) through (27) renumbered (29) through (30) No change.

Specific Authority 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.17(6), 212.18(2),(3) FS. History–New 4-12-84, Formerly 12A-1.97, Amended 8-10-92, 11-30-97, 7-1-99, 4-2-00, 6-28-00,\_\_\_\_\_.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE TITLES:	RULE NOS.:
Public Use Forms	12A-1.097
Enterprise Zone and Florida Neighborhood Revitalization Programs	12A-1.107

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.097, F.A.C., is to incorporate amendments to form DR-15JZ, Florida Enterprise Zone Jobs Credit Certificate of Eligibility, and form DR-15JEZ, Application for the Exemption of Electric Energy Used in an Enterprise Zone, and incorporate the creation of form DR-26RP, Florida Neighborhood Revitalization Program, and certify those forms.

The purpose of the proposed substantial rewording of Rule 12A-1.107, F.A.C., is to: (1) change the title to “Enterprise Zone and Florida Neighborhood Revitalization Programs” to reflect the changes made to the rule; (2) provide guidelines on how to obtain an enterprise zone jobs credit and when the required form must be filed with the Department; (3) provide guidelines for when an Application for Refund must be filed with the Department to obtain a refund of tax paid on building materials used in the rehabilitation of real property located in an enterprise zone, business property used in an enterprise zone, building materials for construction of single-family homes in an enterprise zone, empowerment zone, or Front Porch Florida Community, or building materials used in redevelopment projects; (4) provide guidelines on how to claim an exemption for electrical energy used in an enterprise zone; (5) provide guidelines for the Florida neighborhood revitalization programs provided in s. 212.08(5)(n) and (o),

F.S.; and (6) provide current guidelines on how to obtain forms, who is required to certify or sign the required forms, and when such forms must be submitted to the Department to be eligible for an exemption from tax or a refund of tax paid.

**SUBJECT AREA TO BE ADDRESSED:** The purpose of this rule development workshop is to provide an opportunity for public comment regarding the proposed amendments to Rule 12A-1.107, F.A.C., Enterprise Zone and Florida Neighborhood Revitalization Programs, and the proposed form changes related to the administration of these programs incorporated by reference in Rule 12A-1.097, F.A.C.

**SPECIFIC AUTHORITY:** 212.08(5)(g)6.,(h)6.,(n)4., (o)4.,(15)(e), 212.17(6), 212.18(2), 213.06(1) FS.

**LAW IMPLEMENTED:** 212.08(5)(g),(h),(n),(o),(15), 212.096, 212.15(2), 212.17(6), 212.18(2),(3), 212.19(2) FS.

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

**TIME AND DATE:** 10:00 a.m., January 9, 2001

**PLACE:** Room 116, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0100

Copies of the agenda for the rule development workshop may be obtained from Suzanne Paul, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4733

**NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT:** Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Jamie Phillips, (850)488-0717. If you are hearing or speech impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Suzanne Paul, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4733

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

12A-1.097 Public Use Forms.

(1) No change.

Form Number Title

Effective Date

(2) through (9)(c) No Change.

(d) DR-15JZ Florida Enterprise Zone Jobs Credit Certificate of Eligibility Application for the Credit Against Sales Tax Effective July 1, 1996 For Job Creation (r. 01/00 10/88) \_\_\_\_\_ 08/92

(e) DR-15JEZ Application for the Exemption of Electric Energy Used in an Enterprise Zone Effective July 1, 1995 (r. 10/97 6/87) \_\_\_\_\_ 08/92

(f) through (10) No change.

(11) DR-26RP Florida Neighborhood Revitalization Program (r. 06/00) \_\_\_\_\_

(11) though (27) renumbered (12) through (28) No change.

Specific Authority 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.17(6), 212.18(2),(3) FS. History—New 4-12-84, Formerly 12A-1.97, Amended 8-10-92, 11-30-97, 7-1-99, 4-2-00, 6-28-00, \_\_\_\_\_.

(Substantial Rewording of Rule 12A-1.107 follows. See Florida Administrative Code for present text.)

12A-1.107 Enterprise Zone and Florida Neighborhood Revitalization Programs Program.

(1) ENTERPRISE ZONE JOBS CREDIT.

(a) How to Claim the Credit. An application that includes the information required by s. 212.096(3)(a)-(f), F.S., must be filed with the Enterprise Zone Development Agency for the enterprise zone where the business is located to the claim the enterprise zone jobs credit. The Department of Revenue prescribes form DR-15JZ, Florida Enterprise Zone Jobs Credit Certificate of Eligibility for Sales Tax-Effective July 1, 1996 (incorporated by reference in Rule 12A-1.097, F.A.C.) for this purpose.

(b) Forms Required. Taxpayers claiming the enterprise zone jobs credit against sales and use tax, must use form DR-15JZ to apply for, calculate, and claim the credit with the Department of Revenue. Form DR-15JZ must be certified by the Enterprise Zone Development Agency, attached to a sales and use tax return, and delivered directly to the Department, or post-marked, within four months after the new employee is hired.

(2) BUILDING MATERIALS USED IN THE REHABILITATION OF REAL PROPERTY LOCATED IN AN ENTERPRISE ZONE.

(a) How to Claim the Refund. An application that includes the information required by s. 212.08(5)(g)1., F.S., must be filed with the Enterprise Zone Development Agency for the enterprise zone where the building materials are used, to claim a refund of tax paid on building materials used in the rehabilitation of real property located in an enterprise zone. The Office of Tourism, Trade, and Economic Development prescribes form EZ-M, Florida Enterprise Zone Program-Building Materials Sales Tax Refund Application for Eligibility (hereby incorporated by reference), for this purpose. For the applicant to be eligible to receive a refund, the Enterprise Zone Coordinator for the enterprise zone where the building materials are used must certify, using form EZ-M, that the applicant meets the criteria provided in s. 212.08(5)(g),

F.S. The Enterprise Zone Coordinator will certify form EZ-M, including the required attachments, and return the form and attachments to the applicant. The applicant is responsible for attaching the certified form EZ-M and the required attachments to form DR-26 and forwarding the package to the Department of Revenue.

(b) Forms Required. Taxpayers claiming the refund must file an Application for Refund (form DR-26, incorporated by reference in Rule 12-26.008, F.A.C.) and form EZ-M with the Department of Revenue. Form DR-26 must be attached to form EZ-M and its attachments, and the package must be delivered directly to the Department, or postmarked, within 6 months after the rehabilitation of the property is deemed substantially completed by the local building inspector. The completed form DR-26, the certified form EZ-M, and the required attachment, should be mailed to:

Florida Department of Revenue

Refund Subprocess

P. O. Box 6490

Tallahassee, Florida 32314-6490

(3) BUSINESS EQUIPMENT USED IN AN ENTERPRISE ZONE.

(a) How to Claim the Refund. An application that includes the information required by s. 212.08(5)(h)2., F.S., must be filed with the Enterprise Zone Development Agency for the enterprise zone where the business is located to obtain a refund of tax paid on business property used in an enterprise zone. The Office of Tourism, Trade, and Economic Development prescribes form EZ-E, Florida Enterprise Zone Program-Business Equipment Sales Tax Refund Application for Eligibility (hereby incorporated by reference), for this purpose. For an applicant to be eligible to receive a refund, the Enterprise Zone Coordinator for the enterprise zone where the business property is used, must certify, using form EZ-E, that the applicant meets the criteria set forth in s. 212.08(5)(h), F.S. The Enterprise Zone Coordinator will certify form EZ-E, including the required attachments, and return the form and attachments to the applicant. The applicant is responsible for attaching the certified form EZ-E, and the required attachments, to form DR-26 and forwarding the package to the Department of Revenue.

(b) Forms Required. Taxpayers claiming the refund must file an Application for Refund (form DR-26) and form EZ-E with the Department of Revenue. The applicant is responsible for submitting an Application for Refund (form DR-26), the completed and certified form EZ-E, and the required attachments to the Department of Revenue. Form DR-26 must be attached to form EZ-E and attachments and delivered directly to the Department, or postmarked, within 6 months after the business property is purchased. The completed form DR-26, the certified form EZ-E, and the required supporting documentation should be mailed to:

Florida Department of Revenue

Refund Subprocess

P. O. Box 6490

Tallahassee, Florida 32314-6490

(4) ELECTRICAL ENERGY USED IN AN ENTERPRISE ZONE.

(a) How to Claim the Exemption. An application that includes the information stated in s. 212.08(15)(b), F.S., must be filed with the Enterprise Zone Development Agency for the enterprise zone where the business is located to claim an exemption from sales tax imposed on electrical energy. The Department of Revenue prescribes form DR-15JEZ, Application for the Exemption of Electrical Energy Used in an Enterprise Zone Effective July 1, 1995 (incorporated by reference in Rule 12A-1.097, F.A.C.), for this purpose. For an applicant to be eligible to receive an exemption from tax on electrical energy purchased in an enterprise zone, the Enterprise Zone Coordinator for the enterprise zone where the business is located must certify that the applicant meets the criteria set forth in s. 212.08(15)(b), F.S. The Enterprise Zone Coordinator for the enterprise zone where the property is located will sign form DR-15JEZ and return it to the applicant. The applicant is responsible for forwarding the certified form DR-15JEZ to the Department of Revenue.

(b) Forms Required. Taxpayers claiming the exemption must file form DR-15JEZ with the Department of Revenue. Form DR-15JEZ, must be certified by the Enterprise Zone Coordinator of the enterprise zone where the business is located. Form DR-15JEZ must be delivered directly to the Department, or postmarked, within 6 months after qualifying for the exemption. Form DR-15JEZ should be mailed to:

Florida Department of Revenue

Sales Tax Registration

5050 W. Tennessee Street

Tallahassee, Florida 32399-0100

(5) BUILDING MATERIALS AND LABOR FOR CONSTRUCTION OF SINGLE-FAMILY HOMES IN AN ENTERPRISE ZONE, EMPOWERMENT ZONE, OR FRONT PORCH FLORIDA COMMUNITY.

(a) How to Claim the Refund. An application that includes the information required by s. 212.08(5)(n)2., F.S., must be filed with the Department of Revenue to obtain a refund of tax paid on building materials and labor used in construction of single-family homes. The Department of Revenue prescribes form DR-26RP, Florida Neighborhood Revitalization Program (incorporated by reference in Rule 12A-1.097, F.A.C.), for this purpose. When the building materials and labor are used for construction of single-family homes located within an enterprise zone or empowerment zone, or Front Porch Florida Community, the Enterprise Zone Coordinator or the Chair of the Front Porch Community where the single-family home is located must sign form DR-26RP. The Enterprise Zone Coordinator or the Chair of the Front Porch Community will

sign the application and return it to the applicant. The applicant is responsible for forwarding the completed form DR-26RP, and the required documentation, to the Department of Revenue.

(b) Forms Required. Taxpayers claiming the refund must file an Application for Refund (form DR-26) with the Department of Revenue. Form DR-26RP, signed by the Enterprise Zone Coordinator or the Chair of the Front Porch Community, and all the documentation listed on form DR-26RP, must be attached and forwarded to the Department. Form DR-26, form DR-26RP, and the required documentation must be delivered directly to the Department, or postmarked, within 6 months after the date the single-family home is deemed to be substantially completed by the local building inspector. Form DR-26, form DR-26RP, and the required documentation should be mailed to:

Florida Department of Revenue  
Refund Subprocess  
P. O. Box 6490  
Tallahassee, Florida 32314-6490

(6) BUILDING MATERIALS USED IN REDEVELOPMENT PROJECTS.

(a) How to Claim the Refund. An application that includes the information required by s. 212.08(5)(o)2., F.S., must be filed with the Department of Revenue to obtain a refund of tax paid on building materials used in redevelopment projects. The Department prescribes form DR-26RP, Florida Neighborhood Revitalization Program, for this purpose. The contact person of the enterprise zone, empowerment zone, Front Porch Florida Community, Urban High Crime Area, Brownfield Area, or Urban Infill and Redevelopment Area where the building materials are used must sign form DR-26RP. The contact person will sign the completed form DR-26RP and return it to the applicant. The applicant is responsible for forwarding the completed form DR-26RP and the required documentation to the Department of Revenue.

(b) Forms Required. Taxpayers claiming the refund must file an Application for Refund (form DR-26) with the Department of Revenue. Form DR-26RP, signed by the contact person, and all the documentation listed on form DR-26RP, must be submitted to the Department. Form DR-26, form DR-26RP, and required documentation must be delivered directly to the Department, or postmarked, within 6 months after the date the housing project or mixed-use project is deemed to be substantially completed by the local building inspector. Form DR-26, form DR-26RP, and the required documentation should be mailed to:

Florida Department of Revenue  
Refund Subprocess  
P. O. Box 6490  
Tallahassee, Florida 32314-6490

(7) OBTAINING FORMS.

(a) The forms referenced in this rule are available, by: 1) writing the Florida Department of Revenue, Forms Distribution Center, 168 Blountstown Highway, Tallahassee, Florida 32304; or, 2) faxing the Forms Distribution Center at 850-922-2208; or, 3) using a fax machine telephone handset to call the Department's automated Fax on Demand system at 850-922-3676; or, 4) visiting any local Department of Revenue Service Center to personally obtain a copy; or, 5) calling the Forms Request Line during regular office hours at 800-352-3671 (in Florida only) or 850-488-6800; or, 6) downloading selected forms from the Department's Internet site at the address show inside the parentheses (<http://sun6.dms.state.fl.us/dor/>). Persons with hearing or speech impairments may call the Department's TDD at 1-800-367-8331.

(b) These forms may also be obtained from the Enterprise Zone Development Agency for the enterprise zone in which the business is located.

(8) Questions relating to enterprise zones created on July 1, 1995, should be directed to:

Executive Office of the Governor  
Tourism, Trade, and Economic Development  
The Capitol  
Tallahassee, Florida 32399-0001

Specific Authority 212.08(5)(g)6.,(h)6.,(n)4.,(o)4.,(15)(e), 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented ~~166.231,~~ 212.08(5)(g),(h),(n),(o),(15), 212.096, 212.15(2), 212.17(6), 212.18(2); ~~290.0055, 290.0065~~ FS. History—New 1-3-96, Amended \_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Reimbursement Contract	19-8.010
Reimbursement Premium	19-8.028
Insurer Reporting Requirements	19-8.029

**PURPOSE AND EFFECT:** To discuss proposed amendments to the contract rule, the premium formula rule and the insurer reporting requirements rule for the 2001-2002 contract year for the Florida Hurricane Catastrophe Fund.

**SUBJECT AREA TO BE ADDRESSED:** Contract requirements, premium formula requirements, and insurer reporting requirements for the 2001-2002 contract year for the Florida Hurricane Catastrophe Fund.

**SPECIFIC AUTHORITY:** 215.555(3) FS.

**LAW IMPLEMENTED:** 215.555 FS.

**REGARDLESS OF WHETHER OR NOT REQUESTED, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:**

**TIME AND DATE:** 9:00 a.m. – 12:00 noon, Tuesday, January 16, 2001

**PLACE:** Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, FL 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jack E. Nicholson, Chief Operating Officer of the Florida Hurricane Catastrophe Fund, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300, telephone (850)413-1340

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE FOR DISTRIBUTION JANUARY 2, 2001.

Copies of the proposed amended rules and the agenda for the workshop may be obtained from: Patti Elsbernd, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300, Telepone (850)413-1346. Any person requiring special accommodations to participate in this proceeding is asked to advise Patti Elsbernd at least five (5) calendar days before such proceeding.

**PUBLIC SERVICE COMMISSION**

**UNDOCKETED**

RULE TITLE: Codes and Standards Adopted

RULE NO.: 25-12.005

PURPOSE AND EFFECT: The purpose of this rule is to update the Commission's reference to existing federal gas pipeline safety regulations previously adopted. The rule will revise the adoption dates to reflect the most current changes as amended by the United States Department of Transportation in Parts 191, 192 and 199 of Title 49, Code of Federal Regulations.

SUBJECT AREA TO BE ADDRESSED: Federal gas pipeline safety regulations updates.

SPECIFIC AUTHORITY: 368.05(2), 350.127(2) FS.

LAW IMPLEMENTED: 368.03 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED AT A LATER DATE.

THE WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO EDWARD MILLS, DIVISION OF SAFETY & ELECTRIC RELIABILITY, 2540 SHUMARD OAK BOULEVARD, TALLAHASSEE, FL 32399-0850.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Edward Mills, Division of Safety and Electric Reliability, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6650

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-12.005 Codes and Standards Adopted.

The Minimum Federal Safety Standards and reporting requirements for pipeline facilities and transportation of gas prescribed by the United States Department of Transportation in Parts 191 and 192 of Title 49, Code of Federal Regulations (CFR) as amended through January 1, 2001 ~~October 20, 1998~~, are adopted as part of these rules. Part 199, "Drug and Alcohol Testing" as amended through January 1, 2001 ~~October 20, 1998~~ is adopted to control drug use, by setting standards and requirements to apply to the testing and use of all emergency response personnel under the direct authority or control of a gas utility or pipeline operator, as well as all employees directly or indirectly employed by gas pipeline operators for the purpose of operation and maintenance and all employees directly or indirectly employed by intrastate gas distribution utilities for on-site construction of natural gas transporting pipeline facilities. Part 199 also is adopted to prescribe standards for use of employees who do not meet the requirements of the regulations.

Specific Authority 368.05(2), 350.127(2) FS. Law Implemented 368.03 FS. History--New 11-14-70, Amended 9-24-71, Revised 9-21-74, Amended 10-7-75, 11-30-82, 10-2-84, 8-8-89, Formerly 25-12.05, Amended 1-7-92, 5-13-99,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Employee Grooming, Uniform and Clothing Requirements

RULE NO.: 33-208.101

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify procedures relating to employee uniforms. The effect of the proposed rule is authorize the wearing of western style riding hats by correctional officers assigned to field labor squads and the purchase and retention of assigned correctional officer badges by officers removed from the correctional officer class under specified circumstances.

SUBJECT AREA TO BE ADDRESSED: Employee Grooming, Uniform and Clothing Requirements.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

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

5. Western style riding hats- authorized for wear by correctional officers assigned to field labor squads when outside the secured perimeter of the correctional facility. Western style riding hats will be furnished by the department.

~~6.5.~~ Correctional officer badges. Badges shall be issued to all certified correctional officers regardless of their work location. Correctional officer badges will be issued by the department to be worn as part of the class A, class B, and class C uniform. The badge will be worn approximately one-half inch above the left shirt pocket centered on the fashion seam and affixed through the pre-sewn holes, or for uniforms without pre-sewn holes, affixed through the fabric. Wearing the department issued badge carries a significant responsibility. The wearer is not only representing the Department of Corrections, but the law enforcement community and the State of Florida. The badge shall be routinely cleaned and presented in a manner so as to reflect the pride and professionalism of the Department of Corrections. Use of the issued badges as credentials for personal purposes is prohibited. Only badges issued by the department shall be used to conduct officially designated duties. The badge shall be 2-1/4" x 1-15/16" in size, silver colored metal for correctional officers and sergeants and gold color for lieutenants and above with black lettering, and pre-numbered with a pin clasp for securing to the shirt. The badges shall be issued to certified officers upon employment and will be not be provided to uncertified officers until after certification is received. Correctional officers shall be responsible for reimbursing the department for any issued badge which is lost. Issued badges are considered state property and, except for retirement under specific conditions, shall be returned to the department upon the officer's termination of employment with the department or removal from a position within the correctional officer class series. Correctional officers who retire from the department under honorable conditions and are eligible to retire under the State of Florida retirement system, including retirement under medical disability, shall be authorized to retain their issued badges. Correctional officers of any rank who are promoted, transferred, or otherwise relocated into non-security positions or who are otherwise removed from the correctional officer class, who are in good standing with the department, will be authorized to purchase and retain their assigned correctional officer badge. Retention of the correctional officer badge will result in the indefinite retirement of the badge number. Those officers in good standing who are promoted, transferred, or otherwise relocated into non-security positions or who are otherwise removed from the correctional officer class, who elect not to purchase and retain their authorized correctional

officer badges shall return their badges to the warden of the institution the staff member is departing. The institution receiving the staff member will issue a new badge to the officer from that institution's inventory. Badges will not be issued to canines.

6. through 27. renumbered 7. through 28. No change.

(i) through (11) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History-- New 2-27-85, Amended 6-19-85, Formerly 33-4.07, Amended 3-6-88, 8-15-89, 2-12-91, 10-13-91, 4-19-98, 12-7-98, Formerly 33-4.007, Amended 10-5-99, 3-21-00, 12-18-00.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE:

Transfer of Inmates

RULE NO.:

33-603.201

PURPOSE AND EFFECT: The purpose of the proposed rule is to clarify procedures relating to the transfer of inmates. The effect of the proposed rule is to clarify relevant titles and procedures relating to: the transfer of medical records of inmates and security measures and the use of restraints for inmates who fall within specific classification levels.

SUBJECT AREA TO BE ADDRESSED: Transfer of Inmates.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-603.201 Transfer of Inmates.

(1) For the purposes of this rule "transfer" shall mean the reassignment and movement of inmates from one institutional facility to another. "Transfer" does not include such movement as may be required for the normal operations of the Department such as outside trips sponsored by religious, Jaycee and Alcoholics Anonymous groups and trips by work and maintenance crews. The institutional inmate record and all sub-files must accompany any inmate being routinely transferred between department facilities, except in emergency situations. In emergency situations medical records will be transferred with the inmate except that in emergencies such as the evacuation of a facility, the medical records will be packaged and forwarded to the receiving institution(s) as soon as possible no inmate shall be transferred without the medical record. The institutional inmate record shall also accompany the inmate unless the inmate's health and welfare would be

jeopardized if the transfer were delayed for the amount of time required to obtain the record. Local procedures shall be established to ensure that appropriate facility staff have access to the institutional inmate record during weekends, holidays, and after normal business hours. Such procedures shall ensure that the security of the record is not compromised and that accountability for the record is maintained in the event that access is required other than during normal working hours. Following an emergency transfer, all other sub-files, such as the visiting record, educational record, property record, etc., shall be forwarded by the sending facility within 72 hours following the transfer.

(2) through (3) No change.

(4) The transfer officer shall be responsible for maintaining schedules approved by the Bureau of Sentence Structure and Transportation Transfer Authority, supervising and instructing additional personnel assigned, guarding inmates, maintaining order and discipline and ensuring the secure and safe custody of inmates being transferred.

(5) No change.

(6) The vehicle shall be thoroughly searched and all security features inspected prior to boarding any inmates. Continuing checks shall be made periodically by the transfer officer while in route. Vehicle inspection shall be performed given during the time the transfer vehicle is stopped prior to departing on or continuing a trip.

(7) through (9) No change.

(10) In transferring any death row, maximum, close management, or disciplinary confinement inmate, or any inmate determined by the Chief of Security Correctional Officer Chief to be a high security risk inmate, the following will be required:

(a) through (c) No change.

(d) Communication between the two vehicles is essential and is required recommended between both vehicles and the home station.

(e) The Chief of Security or shift supervisor is authorized to make individual exceptions to the assignment of a trailing escort vehicle for close management III and disciplinary confinement inmates.

(11) through (12) No change.

(13) Manpower requirements shall vary depending upon the mode of transfer, the distance to be traveled and the type and number of inmates. Each situation must be thoroughly evaluated by the Chief of Security Correctional Officer Chief or shift supervisor prior to departure and appropriate personnel assigned. A minimum of one armed correctional officer shall be assigned when there are close custody inmates to transfer except when special approval is received from the Director of Institutions Assistant Secretary for Security and Institutional Management. At all times, there must be at least one officer of the same sex as that of the inmate present during the transferring of medium, ~~or~~ close, or maximum custody

inmates. There shall be no gender restrictions regarding the transfer of minimum custody inmates. Minimum custody inmates do not require restraints unless they are being transferred with close custody inmates or pose a security risk; however, there shall be an adequate number of officer escorts to provide appropriate supervision.

(14) Standard restraint equipment for the normal situation will be handcuffs and a restraint chain. Except as specifically outlined below, additional restraints, such as waist chains with a C and S handcuff cover (black box) and leg irons, shall be necessary when transferring maximum and close custody inmates, inmates who are extreme escape risks, inmates with serious assaultive tendencies, or any inmate determined by the Chief of Security Correctional Officer Chief to be a high security risk. Being legally responsible for the custody of inmates, the transfer officer in charge is unrestricted in the necessary application of restraints.

(a) Use of restraint equipment, except for death row, close custody, or any high security inmates, will not be necessary when inmates are transferred within the state from one secure perimeter to another secure perimeter provided a specially designed secure transfer bus is used. When a secure bus is used, close custody inmates may shall be restrained with leg irons only and any other approved restraints deemed necessary by the transfer officer in charge. Death row and high security inmates will require restraints as noted in (10) above during any transport.

(b) through (d) No change.

(e) During prenatal and postpartum periods, female inmates will not be restrained with their hands behind the back nor will leg irons be utilized due to the possibility of a fall. Waist chains with the C&S handcuff cover (black box) will not be worn when there is any danger of causing harm to the inmate or fetus.

(e) through (h) renumbered (f) through (i) No change.

(15) through (16) No change.

(17) Transfer by Commercial Airlines. The majority of transfers via airlines shall be coordinated by the Bureau of Sentence Structure and Transportation Central Transfer Authority. The Bureau of Sentence Structure and Transportation Central Transfer Authority shall maintain liaison with the airlines and formulate standard operating procedures in accordance with Federal Aviation Agency and airline regulations.

(18) through (b)8. No change.

9. Correctional administrators will refuse to release external supervision level 4 and 5, or other identified high risk inmates to a private transport company or other law enforcement agencies that do not have an armed officer assigned or who do not provide a secure vehicle for transport. In these situations, the Bureau of Sentence Structure and Transportation will be notified during normal working hours.

On weekends, holidays, or after normal working hours, the Emergency Action Center will be contacted and will notify appropriate central office staff.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 7-12-86, Amended 5-21-92, 1-6-94, 2-12-97, 11-8-98, Formerly 33-7.009, Amended

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances  
RULE NO.: 61G15-19.004

PURPOSE AND EFFECT: The Board proposes to discuss this rule for possible amendments.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines; range of penalties; aggravating and mitigating circumstances.

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

LAW IMPLEMENTED: 455.227, 471.031, 471.033 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. or shortly thereafter, February 20-21, 2001

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natlie Lowe, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE: Re-examination  
RULE NO.: 61G15-21.007

PURPOSE AND EFFECT: The Board proposes to discuss this rule for possible amendments.

SUBJECT AREA TO BE ADDRESSED: Re-examination.

SPECIFIC AUTHORITY: 455.217(2) FS.

LAW IMPLEMENTED: 455.217(2), 471.011 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. or shortly thereafter, February 20-21, 2001

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natlie Lowe, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLES: Examination Administration  
RULE NOS.: 61G15-21.010  
Conduct at Test Site, and Notice of Protection Privileges by and to the Board  
61G15-21.011

Licensure Examinations Format and Examination Procedures for Handicapped Candidates  
61G15-21.012

Security and Monitoring Procedures for Licensure Examination  
61G15-21.013

PURPOSE AND EFFECT: The Board proposes to promulgate four new rules to be included in Chapter 61G15-21.

SUBJECT AREA TO BE ADDRESSED: Examination administration; conduct at test site, and notice of protection privileges by and to the Board; licensure examinations format and examination procedures for handicapped candidates; security and monitoring procedures for licensure examination.

SPECIFIC AUTHORITY: 455.203(5), 471.008 FS.

LAW IMPLEMENTED: 455.217(1), 471.015 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. or shortly thereafter, February 20-21, 2001

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natlie Lowe, Administrator, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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



**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE CHAPTER TITLE: Continuing Education Requirements  
 RULE CHAPTER NO.: 61G15-22

for Reactivation of Inactive License 61G15-22

PURPOSE AND EFFECT: The Board proposes to discuss this rule chapter to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Continuing education requirements for reactivation of inactive license.

SPECIFIC AUTHORITY: 471.019(2) FS.

LAW IMPLEMENTED: 471.019(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. or shortly thereafter, February 20-21, 2001

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natlie Lowe, Administrator, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE: Change of Status Fee  
 RULE NO.: 61G15-24.003

PURPOSE AND EFFECT: The Board proposes to discuss this rule for possible amendments.

SUBJECT AREA TO BE ADDRESSED: Change of status fee.

SPECIFIC AUTHORITY: 455.271 FS.

LAW IMPLEMENTED: 455.271 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. or shortly thereafter, February 20-21, 2001

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natlie Lowe, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLES: Definitions  
 RULE NOS.: 61G15-32.002

Common Requirements to All Fire Protection Engineering Documents 61G15-32.003

Design of Water Based Fire Protection Systems 61G15-32.004

PURPOSE AND EFFECT: The Board proposes to amend Rule 61G15-32.002 to update the rule text to further clarify the definitions and to add new definitions. Rule 61G15-32.003 is being amended to update the requirements. The Board proposes to update the rule text to Rule 61G15-32.004 to further clarify the design of water based fire protection systems and to delete rule text that is no longer desired by the Board.

SUBJECT AREA TO BE ADDRESSED: Definitions; Common Requirements to All Fire Protection Engineering Documents; and Design of Water Based Fire Protection Systems.

SPECIFIC AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.005(6), 471.033 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Natlie Lowe, Administrator, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G15-32.002 Definitions.

(1) through (4) No change.

(5) Fire Protection Engineering Documents: The fire protection engineering drawings, specifications, design calculations, prescriptive and performance criteria, water supply analysis and other materials or representations that set forth the overall design requirements for the construction, alteration, demolition, renovation, repair, modification, permitting and such, for any public or private fire protection system(s), which are prepared, signed, dated and sealed by the Engineer of Record for the Fire Protection System(s).

(6) Fire Protection Submittals: Layout drawings, Submittals, catalog information on standard products, and other construction data or drawings prepared solely to serve as

a guide for fabrication and installation and requiring no engineering input. These submittals do not require the seal of a Florida registered engineer.

(7) No change.

(8) Material Deviation: Any deviation from the design parameters established and documented by the engineer or record.

(9) Layout: The location of risers, cross mains, branch lines, sprinkler heads, sizing of pipe, hanger locations, and hydraulic calculations based on engineering documents.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.005(6), 471.033(2) FS. History--New 5-19-93, Formerly 21H-32.002, Amended 4-2-00,\_\_\_\_\_.

61G15-32.003 Common Requirements to All Fire Protection Engineering Documents.

(1) No change.

(2) The Fire Protection Engineering ~~Design~~ Documents shall specify the applicable requirements for the acceptance testing of the fire protection system and components, which shall be based upon applicable codes and standards, where available.

(3) No change.

(4) The applicable code and standard used in the preparation of the Fire Protection System shall be shown on the Fire Protection Engineering ~~Design~~ Documents. When applicable codes and standards are not available or applicable, and said documents are based on engineering judgment, which constitutes a deviation from applicable codes and standards, any reasons and assumptions made to develop the fire protection concept shall be identified on the documents.

(5) Structural support and openings required by the Fire Protection System shall be shown on the Fire Protection Engineering Documents and shall be referenced on structural engineering documents. The documents shall provide construction details of the structure, when applicable, that supports the Fire Protection System and Fire Protection Components. Such structural support details are not required to be shown on the Fire Protection Engineering Design Documents provided that the construction documents are submitted to the permitting agency for review as a common submittal. The construction documents shall acknowledge the structural loading capacity of the structure.

~~(6) When submittals contain material deviation require additional engineering work consisting of design or recalculation from the Engineer of Record's Fire Protection Engineering Design Document, such submittals documents shall be accompanied by revised Engineering Documents made and sealed by the Engineer of Record for the Fire Protection System.~~

(7) through (8) No change.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.005(6), 471.033(2) FS. History--New 5-19-93, Formerly 21H-32.003, Amended 4-2-00,\_\_\_\_\_.

61G15-32.004 Design of Water Based Fire Protection Systems.

(1) No change.

(2) To ensure minimum design quality in Fire Protection Engineering Documents, said documents shall include as a minimum the following information when applicable:

(a) The Point of Service for the fire protection water supply as defined by 633.021(17), F.S.

(b) Applicable NFPA standard to be applied, or in the case where no such standard exists, the engineering study, judgments, and/or performance based analysis and conclusions.

(c) Classification of hazard occupancy for each room or area.

(d) Design densities, device temperature rating, and spacing for each separate hazard occupancy.

(e) Characteristics of water supply to be used, such as main size and location, whether it is dead-end or circulating; and if dead-end, the distance to the nearest circulating main, as well as its minimum duration and reliability for the most hydraulically demanding design area.

(f) When private or public water supplies are used, the flow test data, including date and time of test, who conducted test or supplied information, test elevation, static gauge pressure at no flow, flow rate with residual gauge pressure, hydrant butt coefficient, and location of test in relation to the hydraulic point of service.

(g) Valving and alarm requirements to minimize potential for impairments and unrecognized flow of water.

(h) Microbiologically Influenced Corrosion (MIC). The Engineer of Record shall establish, as part of the design process, that the quality of water is adequate to prevent the occurrence of MIC. Should the water quality prove to be unsuitable, the engineer is responsible for designing corrective measures.

(i) Backflow prevention and metering specifications and details to meet local water purveyor requirements including maximum allowable pressure drop.

(j) Quality and performance specifications of all yard and interior fire protection components.

(3) Contractor submittals which deviate from the above minimum design parameters shall be considered material deviations and require supplemental engineering approval and documentation.

(4) In the event the Engineer or Record provides more information and direction than is established above, he or she shall be held responsible for the technical accuracy of the work in accordance with applicable codes, standards, and sound engineering principles. The design criteria and documents shall be based on applicable NFPA standards when such applicable standards are published, or on alternate sources as provided in the definition of codes and standards.

~~(b) The Point of Service for the fire protection water supply as defined by 633.021(17), F.S.~~

~~(c) In storage occupancies the Engineer of Record shall determine the commodity classification as determined by applicable standards or on alternate sources as provided in the definition of codes and standards. The NFPA commodity classification shall be provided on the Fire Protection Engineering Documents for all storage occupancies. In cases where applicable hazard classification is not identified in NFPA codes or standards, or a higher hazard classification is required for insurance purposes, the engineer of record shall provide the basis for the design decisions.~~

~~(d) All required hydraulic calculations conducted for the system(s) shall be completed in accordance with the minimum standards for detail and information as required by NFPA 13. The source and location of water supply test results shall be indicated on the documents.~~

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.005(6), 471.033(2) FS. History--New 5-19-93, Formerly 21H-32.004, Amended 4-2-00\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLES:	RULE NOS.:
Common Requirements to All Fire Protection Engineering Documents	61G15-32.003
Design of Fine Water Spray (Mist) Fire Suppression and Control Systems	61G15-32.009

PURPOSE AND EFFECT: The Board proposes to discuss these rules for possible amendments.

SUBJECT AREA TO BE ADDRESSED: Common requirements to all fire protection engineering documents; design of fine water spray (mist) fire suppression and control systems.

SPECIFIC AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.005(6), 471.033(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. or shortly thereafter, February 20-21, 2001

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natlie Lowe, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLES:	RULE NOS.:
General Responsibility	61G15-35.001
Definitions	61G15-35.002
Qualification Program for Special Inspectors of Threshold Buildings	61G15-35.003
Common Requirements to all Engineers Providing Threshold Building Inspection Services	61G15-35.004

PURPOSE AND EFFECT: The Board proposes to create a new Chapter entitled "Responsibility Rule of Professional Engineers Providing Threshold Building Inspection", numbered 61G15-35. Within this chapter, four proposed rules will be created which will provide language for general responsibilities, definitions, the qualification program for special inspectors of threshold buildings, and common requirements for all engineers providing threshold building inspection services.

SUBJECT AREA TO BE ADDRESSED: General responsibility; definitions; qualificaion program for special inspectors of threshold buildings, and common requirements for all engineers providing threshold building inspection services.

SPECIFIC AUTHORITY: 471.008, 471.033(2), 553.79(5)(a)-(d) FS.

LAW IMPLEMENTED: 471.033, 471.045 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Natlie Lowe, Administrator, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G15-35.001 General Responsibility. Professional Engineers offering Threshold Building Inspection services pursuant to Section 553.79, F.S. shall provide inspections in accordance with the structural inspection plan provided by the engineer or architect of record to insure compliance with permitted documents. In addition to inspections in accordance with the structural inspection plan, the engineer will inspect the shoring and reshoring for conformance with shoring and reshoring plans submitted to the enforcing agency.

Specific Authority 471.008, 471.033(2), 553.79(5)(a)-(d) FS. Law Implemented 471.033, 471.045 FS. History--New \_\_\_\_\_.

61G15-35.002 Definitions.

(1) Threshold Building Inspector: A registered professional engineer who meets the qualifications and standards set by this Rule Chapter.

(2) Authorized Representative: A representative of the Threshold Building Inspector who undertakes inspections and site visits under the responsible charge of the Threshold Building Inspector.

(3) Structural Inspection Plan: The plan filed for public record by the engineer of record to the enforcing agency to provide specific inspection procedures and schedules.

(4) Shoring and Reshoring Plan: The plan submitted to the enforcing agency regarding the shoring and reshoring of the building.

Specific Authority 471.008, 471.033(2), 553.79(5)(a)-(d) FS. Law Implemented 471.033 FS. History—New

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings.

(1) The minimum qualifying criteria for Special Inspectors of Threshold Buildings, also referred to as Threshold Inspectors, established by the Board shall be as follows:

(a) Proof of current licensure in good standing as a licensed professional engineer whose principal practice is structural engineering in the State of Florida.

(b) Three years of experience in performing structural field inspections on threshold type buildings.

(c) Two years of experience in the structural design of threshold type buildings. For the purpose of these criteria, structural design shall mean the design of all structural components of the building and shall not be limited to specific structural components only, such as foundations, prestressed or post-tensioned concrete, etc.

(d) Experience in the structural inspection and/or design of at least three threshold type buildings. This experience must be within the ten calendar years preceding submission of the application.

(e) Self-certification as to the competency of the applicant to perform structural inspections on threshold buildings.

(2) All registered professional engineers who are certified Special Inspectors and on the Roster of Special Inspectors maintained by the Department of Community Affairs, pursuant to rule 9B-3.043, F.A.C., as of June 30, 2000 shall be qualified pursuant to this rule and shall continue to be certified Special Inspectors of threshold buildings.

(3) Applications.

(a) The instructions and application form for Special Inspector, Form FBPE/TBI/08/00 is hereby incorporated by reference, effective \_\_\_\_\_, entitled "Special Inspector Application and Instructions". Copies of Form FBPE/TBI/08/00 may be obtained from the Board by writing to the Florida Board of Professional Engineers, c/o Florida

Engineers Management Corporation, 1208 Hays Street, Tallahassee, Florida 32301, or by downloading it from the internet web site [www.fbpe.org](http://www.fbpe.org).

(b) All applications for certification as a Special Inspector shall be submitted to the Board on Form FBPE/TBI/08/00 by mailing to the address listed above.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. Name:

2. Florida license number:

3. Educational and experience dates and sufficient description of each to clearly demonstrate that the minimum qualification criteria has been met:

4. Letters of recommendation from three registered professional engineers whose principal practice is structural engineering in the State of Florida, one of whom must be certified as a Special Inspector:

5. The signature, date and seal by the applicant attesting to the competency of the applicant to perform structural inspections on threshold buildings; and

6. Completed form FBPE/TBI/08/00.

(d) Upon a determination that the application contains all of the information requested by these rules, review of the application shall be scheduled for consideration by the Board. Such applications may be approved, rejected or deferred for further information by the Board. If the Board defers an application for additional information, it shall notify the applicant of the information needed. Applicants shall be notified in writing of the Board's actions as soon as practicable and, in the case of rejected applications, the Board shall set forth the reasons for such rejection.

(4) Temporary Certification. Professional engineers who have been granted temporary licensure in Florida pursuant to the provisions of Section 471.021, F.S., may also be granted temporary certification as a Special Inspector provided the criteria set forth in these rules have been met. Such temporary certification shall be limited to work on one specific project in this state for a period not to exceed one year.

(5) Roster of Special Inspectors. The Board shall maintain a roster of all persons certified as Special Inspectors pursuant to the criteria established in these rules and the law. The roster shall be made available to interested parties upon request. The roster shall be updated on a continuing basis and additions or deletions to the latest published roster may be verified by contacting the Florida Board of Professional Engineers, c/o Florida Engineers Management Corporation, 1208 Hays Street, Tallahassee, Florida 32301.

Specific Authority 471.008, 471.033(2), 553.79(5)(a)-(d) FS. Law Implemented 471.033 FS. History—New

61G15-35.004 Common Requirements to All Engineers Providing Threshold Building Inspection Services.

(1) For each Threshold Building, a notice shall be filed for public record, bearing the name, address, signature, date and seal of the Special Inspector, certifying that the Special Inspector is competent to provide the engineering services for the specific type of structure.

(2) Threshold Building Inspectors utilizing Authorized Representatives shall insure the Authorized Representative is qualified by education or licensure to perform the duties assigned by the Threshold Building Inspector. The qualifications shall include licensure as a professional engineer or architect; graduation from an engineering education program in civil or structural engineering; graduation from an architectural education program; successful completion of the NCEES Fundamentals Examination; or registration as building inspector or general contractor.

(3) Threshold Building Inspectors shall be in responsible charge of the work of the Authorized Representative, including reviewing reports and spot checks.

(4) Threshold Building Inspectors shall institute quality assurance procedures to include but not be limited to requiring unscheduled visits, utilization or relevant check lists, use of a Daily Inspection Report and insuring that the Inspector or the Authorized Representative is at the project whenever so required by the inspection plan.

Specific Authority 471.008, 471.033(2), 553.79(5)(a)-(d) FS. Law Implemented 471.033 FS. History-New

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Surveyors and Mappers**

RULE TITLE: RULE NO.:  
Seals Acceptable to the Board 61G17-7.001

PURPOSE AND EFFECT: The Board proposes to introduce a new, updated seal.

SUBJECT AREA TO BE ADDRESSED: Seals acceptable to the Board.

SPECIFIC AUTHORITY: 472.008, 472.025 FS.

LAW IMPLEMENTED: 472.025 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m., January 10, 2001

PLACE: 1940 N. Monroe Street, Northwood Centre, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sherry Landon, Executive Director, Board of Professional Surveyors and Mappers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

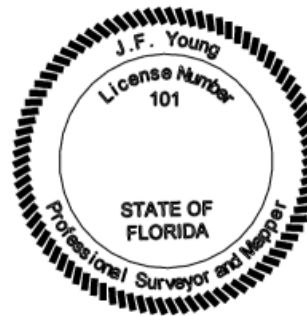
61G17-7.001 Seals Acceptable to the Board.

(1) through (3) No change.

(4) Registrants who ~~were~~ ~~are~~ initially licensed ~~on or after~~ between July 1, 1995 and July 1, 1999, shall use ~~only~~ the type of seal on the right or that provided for in subsection (6) below.

(5) No change.

(6) Seals for registrants licensed after July 1, 1999 shall state that the registrant is a professional surveyor and mapper of the state of Florida and set forth the registrant's license number as set forth below:



Specific Authority 472.008, 472.025 FS. Law Implemented 472.025 FS. History-New 1-3-80, Amended 6-9-80, Formerly 21HH-7.01, 21HH-7.001, Amended 5-30-95, 10-25-95, 12-13-99.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE TITLE: RULE NO.:  
Continuing Professional Education 61H1-33.003

PURPOSE AND EFFECT: The Board proposed to amend this rule to add the reference to 61H1-27.001(1) which defines accredited institution.

SUBJECT AREA TO BE ADDRESSED: Continuing Professional Education.

SPECIFIC AUTHORITY: 120.55(1)(a),(4), 473.304, 473.312 FS.

LAW IMPLEMENTED: 473.312 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Martha Willis, Executive Director, Board of Accountancy, 240 N. W. 76 Drive, Suite #1, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-33.003 Continuing Professional Education.

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

(5) In order for a licensee to receive credit for programs of learning, as defined above, the following formalities and further requirements must be met:

(a) Courses taken at institutions of higher education:

1. Higher education credit courses taken from an accredited institution as defined in 61H1-27.001(1) shall be credited for continuing professional education purposes at the rate of 15 hours for each semester hour of higher education credit and 10 hours for each quarter hour of higher education credit, provided the number of contact hours (hours in the classroom) totals at least 90% of the continuing professional education credit so determined. Otherwise, continuing professional education credit shall be limited to the actual number of contact hours.

2. through (7) No change.

Specific Authority 120.55(1)(a)4., 473.304, 473.312 FS. Law Implemented 473.312 FS. History--New 12-4-79, Amended 2-3-81, 4-5-83, 10-19-83, 7-7-85, 8-20-85, 9-18-88 Formerly 21A-33.03, Amended 9-18-88, 7-7-92, 12-2-92, Formerly 21A-33.003, Amended 12-14-93, 1-26-98, 12-17-00,

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 00-59R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Ground Water Permitting and Monitoring Requirements 62-522

RULE TITLE: RULE NO.:

General Provisions for Ground Water Permitting and Monitoring 62-522.300

PURPOSE AND EFFECT: Concurrent rulemaking with Chapter 62-528 to allow a zone of discharge for Class V underground injection control wells associated with Department approved remediation projects and aquifer storage and recovery wells.

SUBJECT AREA TO BE ADDRESSED: To provide for zone of discharges for primary and secondary drinking water standards for Class V, Group 4, underground injection control wells associated with Department approved aquifer remediation projects and for secondary drinking water standards and sodium for Class V, Group 7, underground injection control wells for aquifer storage and recovery.

SPECIFIC AUTHORITY: 403.061 FS.

LAW IMPLEMENTED: 403.021, 403.061, 403.087, 403.088 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY AT NO CHARGE OF THE PRELIMINARY DRAFT IS: Donnie McClaugherty, Department of Environmental Protection, Bureau of Watershed Management, MS 3575, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)921-9438

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 00-60R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Underground Injection Control 62-528

RULE TITLE: RULE NO.:

Well Construction Standards for Class V Wells 62-528.605

PURPOSE AND EFFECT: Concurrent rulemaking with Chapter 62-522 to allow a zone of discharge for Class V underground injection wells associated with Department approved remediation projects and aquifer storage and recovery wells.

SUBJECT AREA TO BE ADDRESSED: To provide for zone of discharges for primary and secondary drinking water standards for Class V, Group 4, underground injection control wells associated with Department approved aquifer remediation projects and for secondary drinking water standards and sodium for Class V, Group 7, underground injection control wells for aquifer storage and recovery.

SPECIFIC AUTHORITY: 373.309, 403.061, 403.087 FS.

LAW IMPLEMENTED: 373.308, 373.313, 373.323, 403.061, 403.062, 403.087 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT AT NO CHARGE IS: Richard Deuerling, Department of Environmental Protection, Bureau of Water Facilities Regulation, MS 3530, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)921-9417

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 00-54R

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Permitting, Construction, Operation, and Maintenance of Public Water Systems 62-555

RULE TITLES: RULE NOS.:

Siting Requirements for Public Water Systems 62-555.310

Location of Public Water System Supply Wells 62-555.312

Location of Public Drinking Water Piping 62-555.314

Public Water System Supply Wells – Number and Capacity; Under the Direct Influence of Surface Water; and Disinfection and Bacteriological Sampling	62-555.315	Scope of Additional Requirements for Surface Water Systems	62-555.600
Design and Construction of Public Water Systems	62-555.320	Surface Water Treatment Requirements	62-555.610
Prohibition on Use of Lead Pipes, Solder, and Flux	62-555.322	Surface Water Filtration	62-555.620
Fluoridation	62-555.325	Surface Water Disinfection	62-555.630
Engineering References for Public Water Systems	62-555.330	Forms and Instructions	62-555.900
Guidance Documents for Public Water Systems	62-555.335	PURPOSE AND EFFECT: The Department is developing rule amendments to clarify and update permitting, construction, operation, and maintenance requirements for public water systems.	
Disinfection and Bacteriological Sampling of Public Drinking Water Facilities	62-555.340	SUBJECT AREA TO BE ADDRESSED: Rule 62-555.310 may be amended to make this rule consistent with 40 CFR 141.5. Rule 62-555.312 may be amended to include a list of “other sanitary hazards” and to require that suppliers of water isolate new wells from “other sanitary hazards” by maintaining control of land within 50 feet of new non-community water system wells or 100 feet of new community water system wells. Rule 62-555.314 may be amended to clarify and reduce required separation distances between buried public drinking water piping and other utilities, including sanitary or storm sewers, wastewater force mains, and reclaimed water piping. Rule 62-555.315 may be amended to delete all well construction requirements, which are or will be addressed in Chapter 62-532, F.A.C.; to specify the minimum required capacity of public water system supply wells; and to clarify requirements regarding disinfection and bacteriological sampling of public water system supply wells. Rule 62-555.320 may be amended to clarify and revise requirements regarding chemicals or components that come into contact with drinking water, well pump housing and discharge piping, disinfection of drinking water, chlorination or hypochlorination facilities, auxiliary power, high-service or booster pumps, finished drinking water meters, and drinking water piping. Rule 62-555.320 also may be amended to address innovative or alternative processes or equipment; flood protection; security; odor, noise, and lighting control; capacity of water treatment plants; finished drinking water sampling taps; and finished drinking water storage capacity. Rule 62-555.322 may be amended to require that plumbing fittings and fixtures used in the installation, alteration, or repair of public water systems be lead free. Rule 62-555.325 may be amended to clarify and revise requirements for public water systems that fluoridate. Rules 62-555.330 and 62-555.335 may be amended to update, and add to, the list of engineering references and the list of guidance documents. Rule 62-555.340 may be amended to clarify requirements for disinfection and bacteriological sampling of public drinking water facilities. Rule 62-555.345 may be amended to clarify requirements regarding clearance of new or altered public water system facilities. Rule 62-555.348 may be added to require appropriate planning for expansion of community water systems and to require submittal of treatment/storage capacity analysis reports for such water systems. Rule 62-555.350 may be amended to clarify and revise requirements	
Certification of Construction Completion and Clearance for Public Water Systems	62-555.345		
Planning for Expansion of Public Drinking Water Collection, Treatment, or Storage Facilities	62-555.348		
Operation and Maintenance of Public Water Systems	62-555.350		
Capacity Development Operations Plan	62-555.357		
General Permit for the Construction of Lead or Copper Corrosion Control Treatment Facilities (or Iron or Manganese Sequestration Treatment Facilities) for Small or Medium Public Water Systems	62-555.401		
General Permit for the Construction of a Piping Extension to a Public Drinking Water Distribution System	62-555.405		
General	62-555.500		
Application for a Permit to Construct or Repair a Public Water System Supply Well	62-555.510		
Application for a Public Drinking Water Facility Construction Permit	62-555.520		
Capacity Development Provisions of Public Water System Permitting	62-555.525		
Capacity Development for Transferred Drinking Water Systems	62-555.527		
Application for a Rerating of the Permitted Operating Capacity of a Public Drinking Water Treatment Plant	62-555.528		
Processing an Application for, and Issuance or Denial of, a Public Drinking Water Facility Construction Permit	62-555.530		
Modification, Transfer, or Revocation of a Public Drinking Water Facility Construction Permit	62-555.533		
Conditions for Specific Public Drinking Water Facility Construction Permits	62-555.536		
General Permit for the Construction of an Extension to a Public Drinking Water Distribution System	62-555.540		

regarding the minimum residual disinfectant concentration in distribution systems, water system operation personnel, necessary notifications to the Department, and operation and maintenance logs. Rule 62-555.350 also may be amended to address cleaning and inspection of finished drinking water storage tanks, monitoring and recordkeeping associated with disinfection of drinking water, monthly operation reports, operation and maintenance manuals, and emergency operation plans. Rule 62-555.357 may be amended to revise a rule reference. Rule 62-555.401 may be amended to clarify and revise the general permit for construction of lead or copper corrosion control treatment facilities (or iron or manganese sequestration treatment facilities) for small or medium public water systems. Rule 62-555.405 may be added to clarify and revise the general permit for construction of a piping extension to a public drinking water distribution system. Rule 62-555.500 may be amended to clarify existing rule language. Rule 62-555.510 may be amended to clarify permitting requirements for the construction or repair of public water system supply wells. Rule 62-555.520 may be amended to clarify and revise requirements regarding inspection of projects during construction by a professional engineer, documents to be submitted in support of permit applications, and permit processing fees. Rule 62-555.520 also may be amended to address circumstances under which construction permits are not required and circumstances under which facilities need not be designed by a professional engineer. Rule 62-555.525 may be amended to clarify existing rule language and correct rule references. Rule 62-555.527 may be amended to require submittal of a capacity development financial and managerial operation plan by transient non-community water systems that become non-transient non-community or community water systems through infrastructure expansion. Rule 62-555.528 may be added to address procedures for obtaining a rerating of the permitted operating capacity of a water treatment plant when no construction is necessary for the rerating. Rule 62-555.530 may be amended to clarify procedures for processing applications for, and issuing or denying, construction permits for public water systems. Rule 62-555.533 may be added to address procedures for modification, transfer, or revocation of construction permits for public water systems. Rule 62-555.536 may be added to address conditions applicable to specific construction permits for public water systems. Rule 62-555.540 may be transferred to Rule 62-555.405. Rules 62-555.600, 62-555.610, 62-555.620, and 62-555.630 may be repealed because the USEPA's surface water filtration and disinfection requirements (and the USEPA's enhanced surface water filtration and disinfection requirements) will be adopted and incorporated by reference into Chapter 62-550, F.A.C. Rule 62-555.900 may be amended to update the list of forms used by the Department in the Public Water System Supervision Program.

SPECIFIC AUTHORITY: 373.309, 373.309(1),(2), 373.337, 403.087(2), 403.814(1), 403.853(3), 403.861, 403.861(2),(6),(9),(10), 403.862(1), 403.8615 FS.

LAW IMPLEMENTED: 367.031, 372.309, 373.308, 373.309, 373.309(1), 373.313, 403.087(4),(6)(a), 403.814(1),(4), 403.815, 403.852(12),(13), 403.853(1),(3),(5), 403.861, 403.861(2),(6),(7),(9),(10),(12),(17), 403.0877, 403.8615 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE YET TO BE DETERMINED. THE WORKSHOP WILL BE NOTICED IN THE FLORIDA ADMINISTRATIVE WEEKLY AT LEAST TWO WEEKS BEFORE THE WORKSHOP DATE.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Steffi T. Dragovitsch, Department of Environmental Protection, Drinking Water Section (MS 3520), 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)487-1762

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

## DEPARTMENT OF HEALTH

### Board of Medicine

RULE TITLE: PROBABLE CAUSE DETERMINATIONS

RULE NO.: 64B8-1.001

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the composition of the probable cause panels.

SUBJECT AREA TO BE ADDRESSED: The Board's probable cause panels.

SPECIFIC AUTHORITY: 120.53, 456.073(4) FS.

LAW IMPLEMENTED: 456.073(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-1.001 Probable Cause Determinations.

(1) The determination as to whether probable cause exists that a violation of the provisions of Chapters 456 ~~455~~ and 458, Florida Statutes, and/or the rules promulgated pursuant thereto, has occurred shall be made by a majority vote of a probable cause panel of the Board.



(2) There shall be two probable cause panels of the Board. Each probable cause panel shall be composed of three members, one of whom may be a physician who was a past Board member who is not currently appointed to the Board and one of whom may be a past lay member who is not currently appointed to the Board shall be a lay member of the Board. One member of the probable cause panel must be a current Board member.

(3) The probable cause panel members shall be selected by the Chair of the Board, one (1) of whom shall be designated by the Chair of the Board as the presiding officer of the panel.

(4) Each probable cause panel shall meet at such times as called by the presiding officer of the panel or by two members of the panel.

Specific Authority 120.53, 456.073(4) ~~455.621, 458.307(2)(b), 458.309~~ FS. Law Implemented 456.073(4) ~~455.621, 458.307(2)(b)~~ FS. History—New 12-5-79, Amended 11-26-80, 5-27-81, Formerly 21M-18.06, Amended 12-4-86, 7-4-88, 1-1-92, Formerly 21M-18.006, 61F6-18.006, 59R-1.006, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: Standard of Care for Office Surgery

RULE NO.: 64B8-9.009

PURPOSE AND EFFECT: The Board proposes the developments of rule amendments to address recommendations of the Outpatient Surgery Commission and the Board with regard to surgery performed in physicians offices.

SUBJECT AREA TO BE ADDRESSED: Office surgery.

SPECIFIC AUTHORITY: 458.309(1),(3), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(g),(t),(v),(w) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-9.009 Standard of Care for Office Surgery.

- (1) No change.
- (2) General Requirements for Office Surgery.
  - (a) through (b) No change.

(c) The requirement set forth in subsection (2)(b) above for written informed consent is not necessary for minor Level I procedures limited to the skin and mucosa.

~~(d)(e)~~ The surgeon must maintain a log of all Level II and Level III surgical procedures performed, which must include a confidential patient identifier, the type of procedure, the type of anesthesia used, the names of the anesthesiologist, nurse anesthetist, or other anesthesia provider, assistants and nurses; the duration of the procedure, the type of post-operative care, and any adverse incidents, as identified in Section 458.351, F.S. 197, Chapter 99-397, Laws of Florida. The log and all surgical records shall be provided to investigators of the Department of Health upon request.

(e) For a period of one year from the effective date of this rule, all office surgical logs for Level II and Level III procedures shall be submitted to the Department of Health at the end of each calendar month for data collection purposes. The logs must include a confidential patient identifier. The logs shall be submitted to the Department of Health no later than the 10th day following each calendar month.

~~(f)(d)~~ No change.

(g) Liposuction may be performed in combination with another separate surgical procedure during a single Level II or Level III operation, only in the following circumstances:

- 1. When combined with abdominoplasty, liposuction may not exceed 1000 cc of aspirant;
- 2. When liposuction is associated and directly related to another procedure, the liposuction may not exceed 1000 cc of aspirant;
- 3. Major liposuction in excess of 1000 cc aspirant may not be performed in a remote location from any other procedure.

~~(h)(e)~~ No change.

(i) The Board of Medicine adopts the “Standards of the American Society of Anesthesiologists for Basic Anesthetic Monitoring,” approved by House Delegates on October 21, 1986 and last amended on October 21, 1998, as the standards for anesthetic monitoring by any qualified anesthesia provider.

1. These standards apply to all anesthesia care although, in emergency circumstances, appropriate life support measures take precedence. These standards may be exceeded at any time based on the judgment of the responsible anesthesiologist. They are intended to encourage quality patient care, but observing them cannot guarantee any specific patient outcome. They are subject to revision from time to time, as warranted by the evolution of technology and practice. They apply to all general anesthetics, regional anesthetics and monitored anesthesia care. This set of standards address only the issue of basic anesthesia monitoring, which is one component of anesthesia care.

2. In certain rare or unusual circumstances some of these methods of monitoring may be clinically impractical, and appropriate use of the described monitoring methods may fail to detect untoward clinical developments. Brief interruptions of continual monitoring may be unavoidable. For purpose of

this rule, "continual" is defined as "repeated regularly and frequently in steady rapid succession" whereas "continuous" means "prolonged without any interruption at any time."

3. Under extenuating circumstances, the responsible anesthesiologist may waive the requirements marked with an asterisk (\*); it is recommended that when this is done, it should be so stated (including the reasons) in a note in the patient's medical record. These standards are not intended for the application to the care of the obstetrical patient in labor or in the conduct of pain management.

a. Standard I

I. Qualified anesthesia personnel shall be present in the room throughout the conduct of all general anesthetics, regional anesthetics and monitored anesthesia care.

II. OBJECTIVE. Because of the rapid changes in patient status during anesthesia, qualified anesthesia personnel shall be continuously present to monitor the patient and provide anesthesia care. In the event there is a direct known hazard, e.g., radiation, to the anesthesia personnel which might require intermittent remote observation of the patient, some provision for monitoring the patient must be made. In the event that an emergency requires the temporary absence of the person primarily responsible for the anesthetic, the best judgment of the anesthesiologist will be exercised in comparing the emergency with the anesthetized patient's condition and in the selection of the person left responsible for the anesthetic during the temporary absence.

b. Standard II

I. During all anesthetics, the patient's oxygenation, ventilation, circulation and temperature shall be continually evaluated.

II. OXYGENATION

(A) OBJECTIVE – To ensure adequate oxygen concentration in the inspired gas and the blood during all anesthetics.

(B) METHODS:

(I) Inspired gas: During every administration of general anesthesia using an anesthesia machine, the concentration of oxygen in the patient breathing system shall be measured by and oxygen analyzer with a low oxygen concentration limit alarm in use.\*

(II) Blood oxygenation: During all anesthetics, a quantitative method of assessing oxygenation such as a pulse oximetry shall be employed.\* Adequate illumination and exposure of the patient are necessary to assess color.\*

III. VENTILATION

(A) OBJECTIVE – To ensure adequate ventilation of the patient during all anesthetics.

(B) METHODS:

(I) Every patient receiving general anesthesia shall have the adequacy of ventilation continually evaluated. Qualitative clinical signs such as chest excursion, observation of the

reservoir breathing bag and auscultation of breath sounds are useful. Continual monitoring for the presence of expired carbon dioxide shall be performed unless invalidated by the nature of the patient, procedure or equipment. Quantitative monitoring of the volume of expired gas is strongly encouraged.\*

(II) When an endotracheal tube or laryngeal mask is inserted, its correct positioning must be verified by clinical assessment and by identification of carbon dioxide analysis, in use from the time of endotracheal tube/laryngeal mask placement, until extubation/removal or initiating transfer to a postoperative care location, shall be performed using a quantitative method such as capnography, capnometry or mass spectroscopy.\*

(III) When ventilation is controlled by a mechanical ventilator, there shall be in continuous use a device that is capable of detecting disconnection of components of the breathing system. The device must give an audible signal when its alarm threshold is exceeded.

(IV) During regional anesthesia and monitored anesthesia care, the adequacy of ventilation shall be evaluated, at least, by continual observation of qualitative clinical signs.

IV. CIRCULATION

(A) OBJECTIVE – To ensure the adequacy of the patient's circulatory function during all anesthetics.

(B) METHODS:

(I) Every patient receiving anesthesia shall have the electrocardiogram continuously displayed from the beginning of anesthesia until preparing to leave the anesthetizing location.\*

(II) Every patient receiving anesthesia shall have arterial blood pressure and heart rate determined and evaluated at least every five minutes.\*

(III) Every patient receiving general anesthesia shall have, in addition to the above, circulatory function continually evaluated by at least one of the following: palpation of a pulse, auscultation of heart sounds, monitoring of a tracing of intra-arterial pressure, ultrasound peripheral pulse monitoring, or pulse plethysmography or oximetry.

V. BODY TEMPERATURE

(A) OBJECTIVE – To aid in the maintenance of appropriate body temperature during all anesthetics.

(B) METHODS: Every patient receiving anesthesia shall have temperature monitored when clinically significant changes in body temperature are intended, anticipated or suspected.

(f) through (i) renumbered (j) through (m) No change.

(3) through (5) No change.

(6) Level III Office Surgery.

(a) Scope.

1. No change.

2. Only patients classified under the American Society of Anesthesiologist's (ASA) risk classification criteria as Class I ~~or~~; II, ~~or~~ III are appropriate candidates for Level III office surgery.

a. All Level III surgeries on patients classified as ASA III and higher are to be performed only in a hospital or ambulatory surgery center. For ASA Class III patients, the surgeon must document in the patient's record the justification and precautions that make the office an appropriate forum for the particular procedure to be performed.

b. For all ASA II patients above the age of 40, the surgeon must obtain, at a minimum, an EKG and a complete workup performed prior to the performance of Level III surgery in a physician office setting. If the patient is deemed to be a complicated medical patient, the patient must be referred to an appropriate consultant for an independent medical clearance. This requirement may be waived after evaluation by the patient's anesthesiologist.

(b) No change.

Specific Authority 458.309(1), 458.331(1)(v) FS., ~~ss. 92 and 197, Chapter 99-397, Laws of Florida~~ Law Implemented 458.331(1)(g),(t),(v),(w), 458.351 FS., ~~ss. 92 and 197, Chapter 99-397, Laws of Florida~~ History—New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00.

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE TITLE: Application Fees for Initial Licensure and  
 PROVIDERSHIP OF CONTINUING EDUCATION

RULE NO.: 64B18-12.0011

PURPOSE AND EFFECT: The Board proposes to amend this rule to update the rule text.

SUBJECT AREA TO BE ADDRESSED: Application fees for initial licensure and providership of continuing education.

SPECIFIC AUTHORITY: 456.025, 456.025(3), 461.005, 461.006(1) FS.

LAW IMPLEMENTED: 456.025, 456.025(3), 461.006(1)(a) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:00 a.m. or shortly thereafter, February 23, 2001

PLACE: The Clarion, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Division of Law Enforcement**

RULE CHAPTER TITLE: Boating Safety Forms  
 RULE CHAPTER NO.: 68D-1

PURPOSE AND EFFECT: The purpose of this rulemaking action is to adopt by reference boating related forms the Fish and wildlife Conservation Commission is required by statute to produce and distribute.

SUBJECT AREA TO BE ADDRESSED: Boating related forms.

SPECIFIC AUTHORITY: 327.301, 327.302, 327.35215, 327.74 FS.

LAW IMPLEMENTED: 327.301, 327.302, 327.35215, 327.74 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Captain Alan S. Richard, Boating Law and Waterway Management Coordinator, Office of Enforcement Planning and Policy, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Division of Law Enforcement**

RULE CHAPTER TITLE: Uniform Waterway Markers in  
 Florida Waters  
 RULE CHAPTER NO.: 68D-23

PURPOSE AND EFFECT: The purpose of this rulemaking action is to update the rule pertaining to the placement of aids to navigation, regulatory markers, mooring buoys, and other markers on waters of this state which need marking for safety or navigation purposes. The effect will be to clarify permitting procedures and to require that these markers conform to the United States Aids to Navigation System, 33 C.F.R. part 62.

SUBJECT AREA TO BE ADDRESSED: Permitting procedures and design, construction, and maintenance requirements for uniform waterway markers.

SPECIFIC AUTHORITY: 327.40, 327.41 FS.

LAW IMPLEMENTED: 327.40, 327.41 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Captain Alan S. Richard, Boating Law and Waterway Management Coordinator, Office of Enforcement Planning and Policy, 620 South Meridian Street, Tallahassee, Florida 32399-1600  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Division of Law Enforcement**

RULE CHAPTER TITLE: Minimum Standards for Mandatory Boating Safety Courses  
RULE CHAPTER NO.: 68D-36

PURPOSE AND EFFECT: This rulemaking action will update the boating safety training requirements to include a component on diving safety, incorporate changes in the curriculum approved by the National Association of State Boating Law Administrators, establish guidelines under which liveries, marinas, and other persons the Commission has appointed as its agents administer the course, course equivalency examination, or temporary certificate examination and issue identification cards, and provide specifications for training and information that must be provided by vessel liveries.

SUBJECT AREA TO BE ADDRESSED: Boating safety information, training, curricula, and examinations.

SPECIFIC AUTHORITY: 327.39, 327.395, 327.54 FS.

LAW IMPLEMENTED: 327.39, 327.395, 327.54 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Captain Alan S. Richard, Boating Law and Waterway Management Coordinator, Office of Enforcement Planning and Policy, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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

**Section II  
Proposed Rules**

**DEPARTMENT OF STATE**

**Division of Library and Information Services**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Public Records Scheduling and Dispositioning	1B-24
RULE TITLES:	RULE NOS.:
Definitions	1B-24.002
Developing Requests for Records Retention Schedules	1B-24.004
Submitting Proposed Records Retention Schedules	1B-24.005
Division Criteria for Processing Proposed Records Retention Schedules	1B-24.006
Division Action	1B-24.007
Revising Records Retention Schedules	1B-24.008
General Records Schedules	1B-24.009
Records Disposition	1B-24.010
Division Criteria for Approval of Records Disposition Requests	1B-24.011
Disposition Certificate	1B-24.012

PURPOSE AND EFFECT: This repeal eliminates certain rules relating to the records management program of the Department of State which have been revised, to become effective January 2000. The above rules are redundant following the revision of Chapter 1B-24. The purpose is to comply with the revision of section 257.36, Florida Statutes.

SUMMARY: Repeals 1B-24.002, 1B-24.004, 1B-24.005, 1B-24.006, 1B-24.007, 1B-24.008, 1B-24.009, 1B-24.010, 1B-24.011 and 1B-24.012.

SPECIFIC AUTHORITY: 120.53(1)(b) FS.

LAW IMPLEMENTED: 120.53(1)(b) 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: 9:00 a.m., January 16, 2001

PLACE: Florida Records Storage Center, 4319 Shelfer Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Lynn Rawls, Bureau of Archives and Records Management, Department of State, Mail Station 9A, The Capitol, Tallahassee, Florida 32399-0250