

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

**DEPARTMENT OF TRANSPORTATION**

RULE CHAPTER TITLE: Florida’s Highway Guide  
Sign Program

RULE CHAPTER NO.: 14-51

RULE TITLES: Definitions  
Standards  
Design  
Installation

RULE NOS.: 14-51.011  
14-51.051  
14-51.052  
14-51.053

**PURPOSE AND EFFECT:** This amendment creates a Part V Wayfinding Signs. New definitions are added to Rule 14-51.011, F.A.C., and three new rules are established in a new Part V.

**SUBJECT AREA TO BE ADDRESSED:** This amendment creates a Part V Wayfinding Signs.

**SPECIFIC AUTHORITY:** 316.0745 FS.

**LAW IMPLEMENTED:** 316.0745 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: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-51.011 Definitions.

As used in this rule chapter, the following words and phrases shall have the following meanings.

(1) “Applicant” means the person or entity seeking permission for a sign under this rule chapter.

(2) “Department” means the Florida Department of Transportation.

(3) “Enhancement Marker” means a sign or portion of a sign where shape, color, or pictograph is used as an aesthetic identifier for the Wayfinding Sign.

(4) “FHWA” means the Federal Highway Administration.

(5)(3) “Guide Sign” means a sign that shows route designations, destinations, directions, distances, services, points of interest, or other geographical, recreational, or cultural information.

(6)(4) “Limited Access Facility” means as defined in Section 334.03(13), Florida Statutes.

(7)(5) “Manual on Uniform Traffic Control Devices (MUTCD)” is a federal publication, which is incorporated by reference under Rule 14-15.010, F.A.C., and is used to establish the uniformity of traffic control devices, such as sign placement, color of sign backgrounds and letters, and sign messages. The Department has adopted the use of this manual in order to provide a uniform system of traffic control devices on the State Highway System.

(8)(6) “Non-Limited Access Facility” means an arterial or collector road as these terms are defined in Sections 334.03(1) and (4), Florida Statutes, respectively, and which is not a limited access facility.

(9) “Pictograph” means the distinctive use of color(s), symbol(s), or copy that is used as a brand identifier for Wayfinding Sign system areas and attractions. They are non-commercial graphics as opposed to commercial logos.

(10) “Official Traffic Control Devices” means as defined in Section 316.003(23), Florida Statutes.

(11)(7) “Place Name Sign” means a sign identifying the geographic boundary of a city or county, lying on or along a road on the State Highway System.

(12)(8) “Rural Interchange” means a grade separated intersection between streets or roadways outside the limits of any urban or urbanized area, as such areas are defined both in Sections 334.03(32) and (36), Florida Statutes. Where either the immediate right of way of a limited access facility or the right of way of an intersecting roadway is within the boundary of an urban or urbanized area, the interchange or intersection shall be considered urban.

(13)(9) “Sign” means any traffic control device that is intended to communicate specific information to road users through a word or symbol legend. Signs do not include traffic control signals, pavement markings, delineators, or channelization devices.

(14)(10) “Supplemental Guide Sign” means a sign placed or erected to provide information regarding destinations accessible from an interchange, other than places shown on the standard interchange signing. The standard guide signs are called “exit direction” signs. These signs usually contain information about the route number, nearest cities, and sometimes the local street name. The purpose of a supplemental guide sign is to provide direction to destinations for motorists unfamiliar with the local area.

(15)(11) “Tourist Attraction” means facilities that principally provide recreation, amusement, or leisure activities to the general public, with the majority of its visitors not residing in the immediate area of the attraction, and traveling over 100 miles to enjoy what the facility offers. Tourist attractions are publicly or privately owned, but derive the major portion of their income from these non-resident visitors.

~~(16)~~~~(12)~~ “Trailblazers” means signs erected at strategic locations, usually along major urban arterials in conjunction with the signing of a major destination, tourist attraction, or general service facility on a limited access facility.

~~(17)~~~~(13)~~ “Unincorporated Area” means as defined in Section 153.53(1), Florida Statutes.

~~(18)~~ “Wayfinding Signs” means a directional sign that guides the traveling public to key civic, cultural, visitor, and recreational destinations within a specific region.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History—New 3-27-05, Amended \_\_\_\_\_.

## PART V WAYFINDING SIGNS

### 14-51.051 Standards.

(1) This section will provide statewide criteria for Wayfinding Signs to be installed on the State Highway System.

(2) All regulatory, warning, and general service signs shall conform to the MUTCD.

(3) On the State Highway System, destinations shown on Wayfinding Signs shall meet the criteria established in Rule 14-51.030, F.A.C.

(4) Communities eligible for Wayfinding Signs shall be on the Official Florida Transportation Map. Wayfinding Signs for either an incorporated or unincorporated area not appearing on the Official Florida Transportation Map are eligible upon written request of the local government with jurisdiction. Such requests shall follow the process outlined in subsection 14-51.041(2), F.A.C.

(5) Existing Wayfinding Signs that have previously been installed on the State Highway System shall be allowed to remain until January 1, 2012. As of that date, all existing Wayfinding Signs that are on the State Highway System, and which are not in compliance with this rule chapter, must have been removed or be brought into compliance.

(6) Wayfinding Signs are not allowed within the right of way of limited access facilities, including ramps and frontage roads. Concerns regarding possible directional signing confusion from limited access facilities ramps and frontage roads shall be addressed by the appropriate District Traffic Operations Engineer.

(7) Wayfinding Signs shall be designed, installed, and maintained in accordance with the standards referenced in subsection 14-51.014(8), F.A.C.

(8) The planning, design, installation, and maintenance of all Wayfinding Signs and their assemblies is the responsibility of the local government with jurisdiction, even on the State Highway System.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History—New \_\_\_\_\_.

### 14-51.052 Design.

(1) Red, yellow, orange, or fluorescent yellow-green shall not be used as background colors for Wayfinding Signs in order to minimize confusion with regulatory, warning, or construction signs.

(2) Background colors, other than those stated in subsection 14-51.052(1), F.A.C., shall be allowed on Wayfinding Signs.

(3) A minimum contrast value of legend color to background color of 70 percent is required for Wayfinding Signs (ADA minimum contrast value).

(4) Enhancement markers shall be allowed as a means of aesthetically identifying the Wayfinding Signs. The size and shape of an enhancement marker shall be smaller than the Wayfinding Signs in order not to create confusion for motorists as a traffic control device.

(5) A pictograph shall be incorporated into the overall design of a Wayfinding Sign.

(6) There shall be a maximum of three destinations shown on each Wayfinding Sign.

(7) All lettering used on Wayfinding Signs on the State Highway System must be highway gothic fonts or other FHWA approved fonts. If the local government with jurisdiction proposes the use of other non-approved fonts, then the local government with jurisdiction shall provide published research that defines the legibility of the non-standard highway fonts relative to the Standard Highway Signs Alphabet. This shall be done when the local government with jurisdiction submits its Wayfinding Signing Master Plan to the Department for review.

(8) The minimum lettering size on Wayfinding Signs shall be 4-inch.

(9) Arrows shown on Wayfinding Signs shall be designed in accordance with Section 2D.08 of the MUTCD. The positioning of arrows relative to the destinations shown shall comply with Section 2D.34 of the MUTCD.

(10) Wayfinding Signs and their supporting structures shall be designed, constructed, and installed to meet the Department’s clear zone and safety criteria including breakaway features. The design shall be signed and sealed by a Professional Engineer registered in the State of Florida.

(11) Sign panels shall be reflective and in accordance with Section 994 (Retroreflective and Nonreflective Sign Sheeting) of the *Standard Specifications for Road and Bridge Construction 2004* referenced in subsection 14-51.014(8), F.A.C.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History—New \_\_\_\_\_.

### 14-51.053 Installation.

(1) The local government with jurisdiction shall submit a Wayfinding Signing Master Plan to the appropriate District Traffic Operations Office for review.

(2) After review by the appropriate District Traffic Operations Office, the Wayfinding Signing Master Plan shall be sent to the Central Traffic Engineering and Operations Office where they will assist the local government, or their representative, to prepare and submit a FHWA Request to Experiment.

(3) Once the FHWA has approved the Request to Experiment, Wayfinding Signs may be installed on the State Highway System through the Department's permit process.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New \_\_\_\_\_.

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Donations  
 RULE NO.: 33-501.402

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide a process for making donations to and acceptance of donations by the Department of Corrections.

SUBJECT AREA TO BE ADDRESSED: Donations.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 273.01, 273.02, 273.03, 273.04, 570.545, 944.09, 944.11, 944.37, 944.802 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: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-501.402 Donations.

(1) Definitions.

(a) Designee: refers to the employee appointed by the warden or circuit administrator who is responsible for accepting donations.

(b) Donation: refers to the gift or contribution of tangible personal property for the benefit and use of the department. It does not include donations of volunteer services or materials provided by other state agencies.

(c) Foundation: refers to the Corrections Foundation, Inc., which is the tax exempt non-profit direct support organization for the Florida Department of Corrections authorized by Section 944.802, F.S. The foundation is organized and operated to conduct programs and activities; initiate developmental projects; raise funds; request and receive grants, gifts, and bequests of funds; acquire, receive, hold, invest, and administer, in its own name, securities, funds, objects of value, or other property, real or personal; and make expenditures to or for the direct or indirect benefit of the department.

(d) Immediate family: refers to an inmate's spouse, children, stepchildren, parents, stepparents, foster parents, brothers, sisters, half-brothers, half-sisters, stepbrothers, stepsisters, grandparents, great grandparents, grandchildren, brothers-in-law, sisters-in-law, mothers-in-law, fathers-in-law, sons-in-law, and daughters-in-law.

(e) Public performance: refers to the performance or display of a work at a place open to the public or at any place where a substantial number of persons outside of a normal circle of a family and its social acquaintances is gathered, or the transmission or communication of a performance or display of a work to a place specified or to the public by means of any device or process, whether the members of the public capable of receiving the performance or display receive it in the same place or in separate places and at the same time or at different times.

(f) Public performance license: refers to a document that transfers the exclusive rights of a copyright from the owner of the copyright to another party.

(2) All donations become the property of the department when accepted. The department retains the right to determine the usefulness of the donated item(s) and to dispose of the item(s) in an environmentally safe and legal manner when the item is no longer functional, repairable, or deemed useful to the department.

(3) Receiving Donations.

(a) For all tangible personal property donations, the donor and the designee shall complete Form DC5-156, Property Donations. Form DC5-156, Property Donations, is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_.

(b) Retention and Distribution of Form DC5-156, Property Donations:

1. Except as otherwise provided in this rule, the original copy of the Form DC5-156, Property Donations, shall be retained by the office or program that accepted the donation. A copy of Form DC5-156, Property Donations also shall be given to the donor.

2. If the donated item is transferred to another institution, office or program, a copy of Form DC5-156, Property Donations, shall be provided to the institution, office, or program taking possession of the donation.

(c) If the designee determines that the donated item has a value of \$1000 or more and has an estimated useful life of greater than one (1) year, the designee shall forward a copy of the Form DC5-156, Property Donations, to the Property Section of the Bureau of Finance and Accounting to add the donated item to the department's property inventory.

(d) The warden or circuit administrator shall disapprove a designee's acceptance of a donation if he or she believes:

1. The item poses a potential threat to security or the safety of any person;

2. The item may be misused or is not needed;

3. It shall be too costly to operate or maintain; or

4. Acceptance of donations from a particular donor, or acceptance of particular types of items, poses ethical or legal concerns.

(4) Restrictions on Acceptance of Donations.

(a) Department of Corrections institutions, offices, programs, or staff shall not accept donations of currency. Persons or organizations interested in making currency donations in support of departmental programs or activities shall contact the foundation. The mailing address for the foundation is: Corrections Foundation, Inc., 2601 Blair Stone Road, Tallahassee, FL 32399-2500.

(b) Donations shall not be accepted from offenders, their immediate family, ex-offenders, or any person on the visitation list of an offender under the supervision of the department except:

1. Printed materials for use by inmates;

2. Wellness equipment for use by inmates, other than weight training equipment, including equipment and supplies used in team sports and fitness activities; and

3. Educational materials for use by inmates including instructional materials, equipment, and supplies.

(c) No donations shall be accepted which are designated or restricted for the use or benefit of a particular offender.

(d) Donations of animals will not be accepted without the prior written approval of the appropriate regional director.

(5) A donated item or items may be donated for use that is limited to a particular department or area of a correctional facility.

(6) There is no limit as to the number of item(s) that can be donated to an institution/office or other location.

(7) Donations of audiotapes, videotapes, or other forms of copyrighted non-print media.

(a) An audiotape or videotape shall not be accepted if the subject matter content is not consistent with the security, safety, and rehabilitative concerns of the department.

(b) No donation of films or videos shall be accepted unless the donor provides a public performance license or a legally sufficient written waiver to the department that permits use of the item in public performances.

(c) Audiotapes and videotapes that are accepted as donations shall be used with department-equipment only.

(8) Printed materials and expendable wellness equipment and supplies.

(a) Printed material shall only be accepted if it is admissible pursuant to Rule 33-501.401, F.A.C., and the warden or designee determines that the subject matter is appropriate for inclusion in the institutional library collection and circulation to inmates.

(b) Donations of religious materials shall be maintained and used by chaplaincy services or distributed to the offender population.

(c) Donations of wellness equipment, including equipment and supplies used in team sports and fitness activities, shall be made available to all inmates.

(9) Computer equipment and software.

(a) No donations of computer equipment shall be accepted by the department unless the Office of Information Technology has certified in writing that the equipment is serviceable and meets the minimum standards established by that office. The individual receiving the donated item or items shall contact the Office of Information Technology (OIT) staff to request a work order be completed, and request that an OIT staff member inventory and approve the equipment to be donated.

(b) The department shall not accept any donation of computer software unless the donor has a valid, transferable license and provides the original installation floppy or CD-ROM disk, and license.

(c) Donations of computer equipment and software to the Computers for Florida Kids program shall be made to the department. Persons or organizations interested in donating computer equipment and software to the Computer for Florida Kids program shall contact the foundation.

(10) Donations of vehicles and mobile equipment must be approved by the department's fleet management section and by the Department of Management Services. Wardens or designees who wish to accept vehicle and mobile equipment donations shall contact the fleet management section to secure their approval. If fleet management disapproves the request, the donation shall be refused. If the fleet management section approves acceptance, it shall submit a request for approval to the Department of Management Services. Institutions shall not take agree to accept, or take physical possession of such equipment, until Department of Management Services' approval has been secured.

Specific Authority 944.09 FS, Law Implemented 20.315, 273.01, 273.02, 273.03, 273.04, 570.545, 944.09, 944.11, 944.37, 944.802 FS, History—New

**LAND AND WATER ADJUDICATORY COMMISSION**

**Palm Coast Park Community Development District**

RULE CHAPTER TITLE:                      RULE CHAPTER NO.:

Palm Coast Park Community                      42AAA-1  
 Development District

RULE TITLES:                                      RULE NOS.:

Establishment                                      42AAA-1.001  
 Boundary    42AAA-1.002  
 Supervisors     42AAA-1.003

**PURPOSE AND EFFECT:** The purpose of this proposed rule is to establish a community development district (“CDD”), the Palm Coast Park Community Development District (“District”), pursuant to Chapter 190, F.S. The amended petition, as supplemented, filed by Florida Landmark Communities, Inc., Palm Coast Land, LLC, and Palm Coast Forest, LLC, requests the Commission establish a community development district located within the City of Palm Coast, Florida. The land area proposed to be served by the District comprises approximately 4,778 gross acres. The land area is generally bounded on the north by Old Kings Road and Ranch House Grade, bounded on the south by Palm Coast Industrial Park and Pine Lakes Industrial Park Phase 2, bounded on the west by the Florida East Coast Railway, and bounded on the east by Belle Terre Parkway and Interstate-95. The following real property is located within the external boundaries of the District and is to be excluded from the District:

a. Parcels owned by the City of Palm Coast:

- 1011300000010300040
- 1011300000010300020
- 0311300000010100010
- 2810300000010400000
- 04113000000101000A0

b. Parcels owned by Florida Water Services Corporation:

- 33103000000103000A1
- 2810300000010100010

The following real property is located outside the boundaries of the District which are excluded from the District:

a. Parcels owned by Donald L. Deal, Jr.:

- 2110301400001900080
- 2110301400001100000

b. Parcel owned by the City of Palm Coast:

- 1011300000010300030

c. Parcel owned by Palm Coast Community Service Corporation:

- 1011300000010100050

d. Parcel owned by Frank & Odelle Clegg:

- 2110301400000100000

e. Parcel owned by David J. & Hazel Cook:

- 2110300000020400000

f. Parcel owned by Wilda Hargette, et al.:

- 3310300000010100000

The Petitioner has written consent to establish the District from the landowners of one hundred percent (100%) of the real property located within the proposed District. There are currently three owners of property making up the boundaries of the District. It is estimated that there will be approximately 7,700 residents in the District upon completion of the proposed development. Petitioner notes that actual numbers are difficult to quantify at this point in time. The development plan for the proposed lands within the District also includes 900 acres of commercial, office and industrial development to be divided into 30 to 50 individual parcels. The District, if established, currently intends to participate in the provision of certain infrastructure improvements including water management and control, water supply, sewer, wastewater management, bridges or culverts, roads and street lights, transportation facilities, parking improvements, environmental remediation and cleanup, conservation areas, parks and recreational facilities, fire prevention and control, schools, security, mosquito control, waste collect and disposal, or any other project, within or without the boundaries of the District as required by a development order issued by a local government or subject of an agreement between the District and a governmental entity.

**SUBJECT AREA TO BE ADDRESSED:** Establishment of the Palm Coast Park Community Development District.

**SPECIFIC AUTHORITY:** 190.005 FS.

**LAW IMPLEMENTED:** 190.004, 190.005 FS.

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

**TIME AND DATE:** 10:00 a.m., Tuesday, May 10, 2005

**PLACE:** Room 1802M, The Capitol, Tallahassee, Florida 32399-0001

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least three (3) business days in advance to make appropriate arrangements.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Michael D. Chiumento III, Chiumento & Davenport, P.A., 4 Old Kings Road, North, Suite B, Palm Coast, Florida 32137, (386)445-8900; Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE:    RULE NO.:  
 Medicaid Provider Reimbursement    59G-4.002

PURPOSE AND EFFECT: Rule 59G-4.002, F.A.C., incorporates by reference update April 2005 to the Florida Medicaid Provider Reimbursement Schedule. The reimbursement schedule was updated to include a ten percent reduction in Independent Laboratory fees effective for dates of service beginning April 1, 2005. The reduction was mandated by the Florida Legislature because no contract will be in place by April 1, 2005. Conference Report HB 1835 – FY 2004-2005, line 210 reads, “If by April 1, 2005, because of litigation or for other reasons, the agency has been unable to enter into a risked-based contract with a single or multiple independent laboratories where Medicaid payment is made on a per eligible per month basis, the agency shall reduce all Medicaid fees for all independent laboratory procedures by 10 percent.”

SUBJECT AREA TO BE ADDRESSED: Medicaid Provider Reimbursement.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908 FS.

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

TIME AND DATE: 2:00 p.m., Monday, May 2, 2005

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Susan Rinaldi, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.002 Medicaid Provider Reimbursement.

Medicaid providers who provide the following services and their billing agents who submit claims on behalf of an enrolled Medicaid provider must be in compliance with the provisions of the Florida Medicaid Provider Reimbursement Schedule, January 2005, updated April 2005: advanced registered nurse practitioner, birth center, chiropractic, dental, hearing, independent laboratory, licensed midwife, optometric, outpatient hospital laboratory, physician, physician assistant, podiatry, portable x-ray, registered nurse first assistant, and visual.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908 FS. History–New \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Veterinary Medicine**

RULE TITLE: Continuing Education Standards  
RULE NO.: 61G18-16.003

PURPOSE AND EFFECT: The Board proposes to review new amendments to determine whether necessary.

SUBJECT AREA TO BE ADDRESSED: Requirements for registration of continuing education providers and for continuing education course approval.

SPECIFIC AUTHORITY: 474.206, 474.211 FS.

LAW IMPLEMENTED: 474.211 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: Juanita Chastain, Executive Director, Board of Veterinary Medicine, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G18-16.003 Continuing Education Standards.

(1) through (3) No change.

(4) Beginning on May 31, 2006, each provider, unless exempted by rule, shall be registered with the Board. The fee for such registration shall be \$200 and such registration must be renewed by May 31 of every other even numbered year.

(5) Course approval shall expire four (4) years from the date of approval. Continuing education providers shall reapply for approval of any course that has expired by complying with Rule 61G18-16.0035, F.A.C.

Specific Authority 474.206, 474.211 FS. Law Implemented 474.211 FS. History–New 12-10-81, Amended 8-15-84, 5-7-85, Formerly 21X-16.03, Amended 10-14-86, 3-26-90, Formerly 21X-16.003, Amended 8-18-94, 2-6-95, 7-4-95, 12-30-97, 7-13-04, \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE: Disciplinary Guidelines  
RULE NO.: 64B5-13.005

PURPOSE AND EFFECT: The Board proposes to review the rules to determine whether amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines for practice violations.

SPECIFIC AUTHORITY: 456.079(1) FS.

LAW IMPLEMENTED: 456.072(2)(d), 456.079(1), 466.028 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

## Section II Proposed Rules

### DEPARTMENT OF EDUCATION

#### State Board of Education

RULE TITLE: The Dale Hickam Excellent Teaching Program  
 RULE NO.: 6A-10.060

PURPOSE AND EFFECT: This amendment is to amend one of the qualifications for who may be certified as eligible for the fee subsidies, incentives and bonuses under Section 1012.72, Florida Statutes. The qualification relating to discipline of a teacher certificate will now only exclude those whose certificate has been disciplined within the five years prior to certification by the district pursuant to Section 1012.72(2)(c), Florida Statutes.

SUMMARY: This amendment is to amend one of the qualifications for who may be certified as eligible for the fee subsidies, incentives and bonuses under Section 1012.72, Florida Statutes. The qualification relating to discipline of a teacher certificate will now only exclude those whose certificate has been disciplined within the five years prior to certification by the district pursuant to Section 1012.72(2)(c), Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 1012.72(4), 1001.02(2)(n) FS.

LAW IMPLEMENTED: 1012.72 FS.

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

TIME AND DATE: 9:00 a.m., May 17, 2005

PLACE: 325 West Gaines Street, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Kooi, Assistant General Counsel, Department of Education, 325 West Gaines Street, Room 1242, Tallahassee, Florida, (850)245-0442

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.060 The Dale Hickam Excellent Teaching Program.

(1) Eligibility for payment(s) of the certification fee subsidy, teaching salary bonus, and mentoring salary bonus, pursuant to Section 1012.72, Florida Statutes, requires the following:

(a) through (e) No change.

(f) Holding a valid Florida educator’s certificate that has not never been subject to discipline as the result of a final order of the Education Practices Commission after a formal, informal, or show cause hearing or settlement agreement within the five (5) years immediately prior to the district’s certification pursuant to Section 1012.72(2)(c), Florida Statutes.

(2) through (8) No change.

Specific Authority 1012.72 FS. Law Implemented 1012.72 FS. History—New 7-12-99, Amended 5-29-00, 5-25-04, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Kooi, Assistant General Counsel, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Jim Warford, Chancellor K-12 Education, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 25, 2005

### BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

### STATE BOARD OF ADMINISTRATION

RULE TITLE: Reimbursement Premium Formula  
 RULE NO.: 19-8.028

PURPOSE AND EFFECT: This rule is promulgated to implement Section 215.555, Florida Statutes, regarding the Florida Hurricane Catastrophe Fund, for the 2005-2006 contract year.

SUMMARY: Proposed amended Rule 19-8.028, F.A.C., establishes the premium formula and adopts the rates for the 2005-2006 contract year.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The Board has prepared a statement and found the cost to be minimal.