

Program provisions authorized by Florida Statutes, Section 420.5088(4) and identify the definitions for terms when used in conjunction with the Single Family Revenue Bond Program.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to the (1) development of General Program Requirements that prescribe the procedures used for allocating Home Ownership Assistance Program funds and (2) ratification of universal terms, as well as, terms defined by the Florida Housing Finance Corporation when used in conjunction with the Single Family Mortgage Revenue Bond Program.

SPECIFIC AUTHORITY: 420.507(12),(23) FS.

LAW IMPLEMENTED: 420.507(23), 420.5088 FS.

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

TIME AND DATE: 2:00 p.m., September 7, 1999

PLACE: Florida Housing Finance Corporation, Sixth Floor Conference Room, 227 North Bronough Street, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Wallisa Cobb, Single Family Bonds Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

Any person requiring special accommodations at the Workshop because of a disability or physical impairment should contact Linda Hawthorne, Florida Housing Finance Corporation, (850)488-4197, at least five days prior to the Workshop. If you are hearing or speech impaired, please contact the Florida Housing Finance Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-9770 (voice) or 1(800)988-8711 (TDD).

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

Section II Proposed Rules

DEPARTMENT OF INSURANCE

RULE TITLE: Procedures **RULE NO.:** 4-123.002

PURPOSE AND EFFECT: To adopt and incorporate Form DI4-363 into rule by reference.

SUMMARY: The form DI4-363 was never incorporated in the rule.

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

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

SPECIFIC AUTHORITY: 624.308(1) FS.

LAW IMPLEMENTED: 624.155 FS.

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

TIME AND DATE: 10:00 a.m., September 14, 1999

PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Raleigh Close, Division of Consumer Services, Department of Insurance

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Yvonne White, (850)922-3100, Ext. 4214.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-123.002 Procedure.

(1) No change.

(2) As a condition precedent to bringing such action, the department and the insurer shall be given 60 days' written notice of the violation. The notice shall be submitted on Form DI4-363, "Civil Remedy Notice of Insurer Violation," rev. ~~11-98~~ ~~10-87~~, which is hereby adopted and incorporated by reference. The form may be obtained from and shall be submitted to the Department of Insurance, Bureau of Consumer Assistance, 200 East Gaines Street, Tallahassee, FL 32399-0300. No fee is required.

(3) No change.

Specific Authority 624.308(1) FS. Law Implemented 624.155 FS. History--New 4-25-90, Formerly 4-103.002, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Raleigh Close, Department of Insurance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Susanne Murphy, Division Director, Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 23, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 9, 1999

DEPARTMENT OF INSURANCE

RULE TITLE: Mediation of Property Insurance Claims
 RULE NO.: 4-166.031

PURPOSE AND EFFECT: This rule is being amended to add language and adopt form DI4-1159 "Disposition of Property Insurance Mediation Conference and Company Remittance Form" and incorporate by reference.

SUMMARY: To add language and to adopt and incorporate by reference form DI4-1159 "Disposition of Property Insurance Mediation Conference and Company Remittance Form".

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

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

SPECIFIC AUTHORITY: 624.308(1), 627.7015(4) FS.

LAW IMPLEMENTED: 627.7015 FS.

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

TIME AND DATE: 10:00 a.m., September 21, 1999

PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Raleigh Close, Senior Management Analysis II, Division of Consumer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0300

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Yvonne White, (850)922-3110, Ext. 4214.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-166.031 Mediation of Property Insurance Claims.

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

(c) Disposition. Mediators and/or insurance companies shall report to the Department on the status of property insurance (other than commercial) mediation conferences by submitting Form DI4-1159, "Disposition of Property Insurance Mediation Conference and Company Remittance Form" (rev. 8/94), which is hereby adopted herein and incorporated by reference.

Specific Authority 624.308(1), 627.7015(4) FS. Law Implemented 627.7015 FS. History--New 8-18-94, Amended 5-1-96.

NAME OF PERSON ORIGINATING PROPOSED RULE: Raleigh Close, Division of Consumer Services, Department of Insurance

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Pam White, Insurance Administrator, Bureau of Consumer Assistance, Department of Insurance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 23, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 9, 1999

DEPARTMENT OF INSURANCE

RULE TITLE: Mediation of Bodily Injury and
 RULE NO.: 4-176.022
 Property Damage Claims

PURPOSE AND EFFECT: To adopt and incorporate by reference Form DI4-1121. "Invoice".

SUMMARY: Incorporation of form by reference.

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

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

SPECIFIC AUTHORITY: 624.308(7), 627.745 FS.

LAW IMPLEMENTED: 627.745 FS.

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

TIME AND DATE: 10:00 a.m., September 16, 1999

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Raleigh Close, Division of Consumer Services, Department of Insurance

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Yvonne White, (850)922-3100, Ext. 4214.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-176.022 Mediation of Bodily Injury and Property Damage Claims.

(5) Mediator

(a) through (g) No change.

(h) Invoice. Mediator shall bill the Department for their services associated with the automobile claim mediation conference by filing Form DI4-1121, "Invoice", which is hereby adopted herein and incorporated by reference. This form may be obtained from the Bureau of Consumer Services

Assistance, Division of Insurance, Consumer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0300.

Specific Authority 624.308(1),(7), 627.745(4) FS. Law Implemented 624.307(1), 626.171, 627.745 FS. History—New 3-14-93, Amended 8-6-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Raleigh Close, Department of Insurance
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Marta Arrington, Division Director, Department of Insurance
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 21, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 9, 1999

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

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

PURPOSE AND EFFECT: The purpose and effect of the rule changes are to modify Official Certificates of Veterinary Inspection (OCVI) exemptions of exhibition animals originating in and out of Florida.

SUMMARY: This rule modifies interstate and intrastate (OCVI) requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs has been prepared.

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

SPECIFIC AUTHORITY: 585.002(4), 585.08(2), 585.08(2)(a), 585.145(1),(2) FS.

LAW IMPLEMENTED: 585.08(2)(a), 585.145(1),(2) 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., September 3, 1999

PLACE: Department of Agriculture and Consumer Services, Conference Room, Room 316, 407 S. Calhoun Street, Tallahassee, Florida 32399-0800

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joe W. Kight, Assistant Division Director, Division of Animal Industry, 407 S. Calhoun Street, Room 321, Tallahassee, Florida 32399-0800, (850)488-0709, FAX: (850)487-3641

THE FULL TEXT OF THE PROPOSED RULES IS:

5C-4.001 General Requirements and Limitations.

(1) through (2) No change.

(3) Exemption to Required OCVI. An OCVI is not required for animals originating in the State of Florida as long as the following information is provided when the animal is presented for visual inspection at the exhibition to the attending veterinarian licensed in the state of Florida or to a representative of the department and entered in market classes provided that the animals are segregated from other animals and the pens are occupied only by the animals in a market class. Pens used for market classes must not be reused until after cleaning and disinfecting.

(a) The breed, name and registration number, and permanent identification such as tattoo, eartag number, microchip number, or brand.

(b) Results of a specific test requirement or herd certification or validation number for each animal with the date of the test or herd certification or validation.

(4) through (5)(b) No change.

Specific Authority 585.002(4), 585.08(2)(a), 585.145(1),(2) FS. Law Implemented 585.08(2)(a), 585.145(1),(2) FS. History—Amended 7-1-71, 8-7-77, 9-30-80, Formerly 5C-4.01, Amended 4-17-89, 1-19-95, 6-4-95, _____.

5C-4.002 Cattle.

(1) OCVI Required. Cattle except those exempted by 5C-4.001(3) for exhibition must be accompanied by an OCVI dated not more than 90 days prior to presentation and must be accompanied by evidence of completion of the test requirements or certifications listed in 5C-4.002(2).

(2) through (b)2. No change.

3. Exemption from Required Test.

a. Steers, ~~and~~ spayed heifers and cattle originating from a class free State or Area, are exempt from the brucellosis test requirement.

b. Cattle identified on the OCVI as originating from a Certified Brucellosis-Free Herd, as defined in rule 5C-6.002, Florida Administrative Code, ~~or a Class Free Area, as defined in rule 5C-6.0031(4)(c)3., Florida Administrative Code~~, are exempt from the brucellosis test requirement. When certified, the herd certification number must be recorded on the OCVI.

c. through c. iv. No change.

Specific Authority 585.002(4), 585.08(2)(a), 585.145(1),(2) FS. Law Implemented 585.08(2)(a), 585.145(1),(2) FS. History—Amended 7-25-66, 11-15-67, 1-1-70, 7-1-71, 9-1-72, 8-7-77, 8-8-79, 9-30-80, 6-26-83, Formerly 5C-4.02, Amended 4-17-89, 1-19-95, _____.

5C-4.003 Swine.

(1) OCVI Required. All breeding swine for exhibition except those animals exempted from the OCVI requirements by 5C-4.001(3) must be accompanied by an OCVI dated not more than 90 days prior to presentation and must be accompanied by evidence of completion of the test requirements or certifications listed in 5C-4.003(2).

(2) through (3) No change.

Specific Authority 585.002(4), 585.08(2)(a), 585.145(1),(2) FS. Law Implemented 585.08(2)(a), 585.145(1),(2) FS. History—Amended 3-21-64, 6-20-68, 1-1-71, 3-1-72, Formerly 5C-4.03, Amended 4-17-89, 1-19-95,_____.

5C-4.005 Goats or Sheep.

(1) OCVI Required. Unless exempted by 5C-4.001(3) all ~~g~~Goats or sheep presented for exhibition in Florida must be accompanied by an OCVI dated not more than 90 days prior to presentation. Goats must be accompanied by evidence of completion of the test requirements or certifications listed in 5C-4.005(2).

(2) through (b) No change.

Specific Authority 585.002(4), 585.08(2)(a), 585.145(1),(2) FS. Law Implemented 585.08(2)(a), 585.145(1),(2) FS. History—New 11-4-76, Formerly 5C-4.05, Amended 4-17-89, 1-19-95, 6-4-95,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Joe W. Kight, Assistant Director, Division of Animal Industry, 407 S. Calhoun St., Rm 321, Tallahassee, FL 32399-0800, (850)488-7079, Fax (850)487-3641

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:

Dr. Leroy M. Coffman, Dir., Div. of Animal Industry, 407 S. Calhoun St., Rm 330, Tallahassee, FL 32399-0800, (850)488-7747, Fax (850)922-8969

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 1, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 9, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE TITLE: Continuing Education RULE NO.: 61-20.508

PURPOSE AND EFFECT: The purpose of this rule amendment is to update the rule to include fees for the submission of a provider application and renewal of provider status for continuing education.

SUMMARY: The Board proposes to update the rule text to include an application fee of \$100.00 and \$100.00 renewal fee for continuing education providers seeking renewal of provider status.

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

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

SPECIFIC AUTHORITY: 468.4315 FS.

LAW IMPLEMENTED: 468.4315(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ed Broyles, Executive Director, Regulatory Council of Community Association Managers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61-20.508 Continuing Education.

(1) through (8) No change.

(9) Standards for Continuing Education Providers. Entities or individuals who wish to become approved providers of continuing professional education shall make application, on BPR form 33-011, COMMUNITY ASSOCIATION MANAGER'S CONTINUING EDUCATION PROVIDER APPROVAL APPLICATION, to the division.

(a) through (g) No change.

(h) Each provider application shall contain the following information, ~~and~~ shall be accompanied by the following documentation, a \$100.00 application fee, and other information required by BPR form 33-011, Community Association Manager's Continuing Education Provider Approval Application:

1. No change.

2. ~~a.~~ Type 1 providers shall submit their certification and qualification plan for adjunct and non-credit professors. In addition to this plan, the instructor shall have at least 4 years experience in the subject matter being taught.

3. ~~b.~~ Type 2 providers shall submit the qualifications of all instructors who will be presenting courses during the period of providership. These qualifications at a minimum shall include instructional experience and:

~~a.~~ A bachelor's degree and 2 years' experience in the subject matter being taught; or

~~b.~~ An associate's degree and 4 years' experience in the subject matter being taught; or

~~c.~~ Six years' experience in the subject matter being taught.

Should additional instructors be added during the period of providership, the providership application shall be supplemented with the instructor's qualifications at least 30 days prior to actually instructing the course.

4.3. Any additional information relating to the qualifications of the applicant or application and the appropriateness of approval upon request of the division.

(i) through (j) No change.

(k) Continuing education providers seeking renewal of provider status shall resubmit the materials and information requested in subsection (9)(h) along with a \$100.00 renewal fee.

Specific Authority ~~468.4315~~ ~~468.433~~ FS. Law Implemented ~~468.4315(2)~~ ~~468.433~~ FS. History--New 5-5-88, Amended 3-22-89, 2-5-91, 12-28-92, Formerly 7D-55.008, 61B-55.008, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Regulatory Council of Community Association Managers

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Regulatory Council of Community Association Managers

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 26, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Professions, Asbestos Abatement

RULE TITLE: RULE NO.:

Fees; License Renewal; Active, Inactive and Delinquent Licenses; Change of Status 61E1-3.001

PURPOSE AND EFFECT: The Department is amending the above referenced rule relating to the regulation of asbestos abatement. The purpose is to make changes to certain required fees and revise requirements for the renewal of business organization and qualifying agent licenses.

SUMMARY: Changes are being made to Rule 61E1-3.001 to provide a separate fee for the renewal of business organizations and change fee amounts for renewal and inactive status fees for asbestos consultants and contractors.

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 this notice.

SPECIFIC AUTHORITY: 469.008, 469.011 FS.

LAW IMPLEMENTED: 455.271, 469.006, 469.008 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tom Thomas, Chief Attorney, Office of General Counsel, 1940 N. Monroe St., Tallahassee, FL 32399-0792

THE FULL TEXT OF THE PROPOSED RULE IS:

61E1-3.001 Fees; License Renewal; Active, Inactive and Delinquent Licenses; Change of Status.

(1) The following fee schedule is adopted by the Department regarding the applications, initial licensure, examinations, delinquent licenses, reactivation, change of status, active and inactive licenses, renewals, late renewals, unlicensed activities, transfers, and changing a qualifying agent or financially responsible officer, for asbestos consultants and asbestos contractors, and for business organizations or qualified agents proposing to engage in consulting or contracting under a name other than the applicant's legal name, pursuant to Sections 455.203(1), 455.271, 455.2281, 469.006, 469.008, F.S.:

(a) Application fee	\$300.00
(b) Initial License fee	\$500.00
(c) Delinquent fee	\$250.00
(d) Reactivation fee	\$100.00
(e) Biennial License Renewal fee for Asbestos Consultants and Asbestos Contractors, Business Organizations, Qualifying Agents	\$300.00 \$250.00
(f) Biennial License Renewal fee for Business Organizations	\$500.00
(g)(f) Biennial Inactive License Renewal fee for Asbestos Consultants, Asbestos Contractors	\$200.00 \$250.00
(h)(g) Examination fee	\$400.00
(i)(h) Reexamination fee	\$400.00
(j)(i) Change of Status fee	\$100.00
(k)(j) Unlicensed Activity fee	\$5.00
(l)(k) To <u>add or</u> change a Financial Officer	\$100.00
(m)(l) To change a Qualifying Agent	\$100.00
(n)(m) Transfer fee	\$200.00

(2) All fees shall be made payable to: The Department of Business and Professional Regulation.

(3) An asbestos consultant, asbestos contractor, business organization or qualifying agent shall renew his or her license on or before November 30 of each biennial year. If an asbestos consultant, asbestos contractor, business organization or qualifying agent makes a written request to change a qualifier or financially responsible officer during the biennial period, the department shall charge the respective changing fee and a transfer fee.

(4) Any license, ~~other than a business organization or qualifying agent license~~, which is not renewed prior to the end of each biennium renewal period, shall automatically revert to a delinquent status.

(a) through (d) No change.

~~(e) The failure of a business organization or qualifying agent to renew his or her license prior to the expiration of the current licensure period shall render said license null without any further action by the department. Thereafter, any subsequent licensure of a business organization or qualifying agent shall be as a result of applying for and meeting all requirements imposed on an applicant for new licensure.~~

~~(e)(f)~~ A business organization shall not be required to take an examination or reexamination.

~~(f)(g)~~ The department shall conduct an investigation to determine whether an applicant, whose license has become null, has met the minimum qualifications for new licensure.

(5) through (6) No change.

Specific Authority ~~455.271, 469.004(6), 469.006, 469.008, 469.011~~ FS. Law Implemented ~~455.271, 469.006, 469.008~~ FS. History—New 9-22-94, Amended 10-17-95, 10-29-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
George Ayrish
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ila Jones, Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 11, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 6, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE TITLE: Continuing Education Approval of
Subjects and Providers

RULE NO.: 61G1-24.002

PURPOSE AND EFFECT: The proposed rule amendment will incorporate by reference the 1999 Architecture Continuing Education Handbook.

SUMMARY: The Board is amending this rule to incorporate the 1999 version of the publication, entitled "Architecture Continuing Education Handbook."

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

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

SPECIFIC AUTHORITY: 481.215 FS.

LAW IMPLEMENTED: 481.215 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dee O'Conner, Executive Director, Board of Architecture and Interior Design, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-24.002 Continuing Education Approval of Subjects and Providers.

The approval of continuing education courses and providerships is covered in-depth by the Board's publication "Architecture Continuing Education Handbook" (1999) (1996) which is hereby incorporated by reference, effective _____, copy of which may be obtained from the Board office.

Specific Authority 481.215 FS. Law Implemented 481.215 FS. History—New 1-17-96, Amended 10-8-96, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Architecture and Interior Design
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 5, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 16, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Fees

RULE NO.: 61J1-2.001

PURPOSE AND EFFECT: The purpose and effect of the rulemaking hearing is to discuss the amendment, which would allow the Appraisal Board to increase the current fee for processing fingerprint cards.

SUMMARY: Pursuant to Section 142, Chapter 99-251, Laws of Florida, the Florida Real Estate Appraisal Board now has statutory authority to have fingerprint cards processed by the Federal Bureau of Investigation as well as the Florida Department of Law Enforcement. The fee for processing the fingerprint cards with both agencies is \$39.00.

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

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

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 215.405, 455.2281, 455.217, 475.6147, 475.615, 475.618, 475.619, 475.630 FS.

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

TIME AND DATE: 9:00 a.m., October 12, 1999
PLACE: Office of Florida Real Estate Appraisal Board, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, Suite N308, North Tower, 400 West Robinson Street, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

- 61J1-2.001 Fees.
- (1) through (12) No change.
- (13) Fingerprint Card Processing Fee ~~\$39.00~~ ~~\$15.00~~.
- (14) No change.

Specific Authority 475.614 FS. Law Implemented 215.34, 215.405, 455.2281, 455.217, 475.6147, 475.615, 475.618, 475.619, 475.630 FS. History—New 10-15-91, Amended 6-7-92, 5-6-93, Formerly 21VV-2.001, Amended 9-22-93, 7-5-94, 5-22-95, 8-20-96, 11-11-97, 10-1-98, 10-29-98, 1-7-99.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Appraisal Board
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 16, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Application for Courses
PURPOSE AND EFFECT: Pursuant to 120.74, F.S., and its review of Chapter 61J1, FAC, the Appraisal Board is deleting this rule because it is unnecessary.

RULE NO.: 61J1-4.004

SUMMARY: The Board determined it is unnecessary to notify applicants to submit registration forms, fees for registration and other required administrative material related to any approved or prescribed course directly to the authorized institution, organization or school offering courses.

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

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

SPECIFIC AUTHORITY: 475.614 FS.
LAW IMPLEMENTED: 475.613, 475.615 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., October 12, 1999
PLACE: Office of the Florida Real Estate Appraisal Board, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, 400 West Robinson Street, Suite N308, North Tower, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

- 61J1-4.004 Application for Courses.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615 FS. History—New 10-15-91, Formerly 21VV-4.004, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Appraisal Board
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 16, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Continuing Education for School Instructors
PURPOSE AND EFFECT: Pursuant to 120.536(2), F.S., and 120.74, F.S., in its review of Chapter 61J1, the Appraisal Board is amending subsection (3) to give the Board the sole authority to establish instructor-course standards and deleting subsection (5) to remove the exemption provided to active members of The Florida Bar.

RULE NO.: 61J1-4.008

SUMMARY: The Board determined it is necessary to amend subsection (3) to give sole authority to the Appraisal Board to establish the standards for the minimum 14-classroom hours of courses that the instructors are required to satisfactorily complete in real estate appraisal subjects and the Uniform Standards of Professional Appraisal Practice (USPAP). Currently, the subsection allows the standards to be established by the Appraisal Board and individual institutions and schools offering the courses.

Secondly, the Board determined that it had no authority for subsection (5) under s. 120.536(1), F.S., to allow active members in good standing with The Florida Bar holding a current school instructor permit an exemption from the continuing education requirements of this rule.

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

Any person who wishes to provide information regarding the Statement of Estimated Regulatory Costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this Notice.

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.618 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., October 12, 1999

PLACE: Office of the Florida Real Estate Appraisal Board, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, 400 West Robinson Street, Suite N308, North Tower, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-4.008 Continuing Education for School Instructors.

(1) through (2) No change.

(3) Satisfactorily completion of the board conducted 7-classroom hour seminar is demonstrated by attending all 7-classroom hours of instruction. Satisfactory completion of the remaining classroom hours of instruction is demonstrated by attending the board approved course(s) in accordance with the standards established by the board in Rule 61J1-4.003(3), Florida Administrative Code ~~individual institution, school or board approved entity offering said course.~~

(4) No change.

~~(5) Active members in good standing with The Florida Bar holding a current school instructor permit are exempt from the continuing education requirement of this rule.~~

Specific Authority 475.614 FS. Law Implemented 475.618 FS. History—New 10-1-95, Amended 9-6-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Appraisal Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 16, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLE: Experience Requirement
 RULE NO.: 61J1-6.001

PURPOSE AND EFFECT: The Board is amending the rule to add Florida local government employees and federal government employees as those who may have their experience requirement verified by affidavit when they apply for licensure or certification. Currently, only specific Florida state employees may submit the affidavit.

SUMMARY: The Board determined it is necessary to expand those government employees who may request a licensed or certified real estate appraiser in an appraisal supervisory capacity to verify by affidavit the experience of the applicant. The affidavit applies when statutory restrictions on the release of appraisal-related work product prevent the applicant from using forms 501.3 and 501.4.

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

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

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.617 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., October 12, 1999

PLACE: Office of the Florida Real Estate Appraisal Board, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, 400 West Robinson Street, Suite N308, North Tower, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-6.001 Experience Requirement.

(1) through (6) No change.

(7) An applicant for licensure or certification who is employed by ~~the state~~ or local government in Florida or by the federal government may have the experience verified by affidavit when the applicant, due to statutory restrictions on the release of appraisal related work product, is unable to verify experience on forms 501.3 and 501.4. The experience for such an applicant must be verified by an affidavit from a licensed or certified real estate appraiser who is in an appraisal supervisory capacity to the applicant.

Specific Authority 475.614 FS. Law Implemented 475.617 FS. History—New 10-15-91, Formerly 21VV-6.001, Amended 9-22-93, 9-6-94, 2-19-98, 9-6-98, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Florida Real Estate Appraisal Board
 NAME OF SUPERVISOR OR PERSON WHO APPROVED
 THE PROPOSED RULE: Florida Real Estate Appraisal Board
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: August 3, 1999
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: July 16, 1999

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLES: Examination Fee
 Application, Certification, Registration,
 and Licensure Fees
 Renewal Fees

RULE NOS.: 64B8-3.001
 64B8-3.002
 64B8-3.003

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify examination fees and the fees for changing an active license to a limited license.

SUMMARY: The proposed amendment to Rule 64B8-3.001 clarifies the fee for the examination pursuant to section 358.3115, F.S. The amendments to rules 64B8-3.002 and 3.003 specify that fees will be waived for those licensees seeking to convert an active license to a limited license provided no compensation is involved.

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

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

SPECIFIC AUTHORITY: 455.564, 455.587, 455.711, 458.309, 458.311, 458.313, 458.3124, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS.

LAW IMPLEMENTED: 455.564, 455.587, 455.711, 458.311, 458.3115, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.345, 458.347 FS.

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

TIME AND DATE: 10:00 a.m., September 21, 1999
 PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULES IS:

64B8-3.001 Examination Fee.

~~(1) USMLE or FLEX:~~ The examination fee for a person desiring to be licensed as a physician who is required to sit for an examination, as provided by Section ~~458.3115 458.311 or 458.3124~~, F.S., ~~the Department shall charge examinees a fee not to exceed 25 percent of the actual cost of the first examination administered pursuant to section 458.3115, F.S., and a fee not to exceed 75 percent of the actual costs for any subsequent examination administered pursuant to Section 458.3115, F.S. shall be \$300.00 plus the actual cost of purchasing the examination from the Federation of State Medical Boards of the U.S., Inc., and the National Board of Medical Examiners or a similar national organization. The examination fee must be submitted with the application form and application fee, but the examination fee is refundable if the applicant is found to be ineligible to take the examination. An applicant who fails to take the USMLE after being approved to do so may apply for a refund equal to the actual per applicant cost to the Department for purchase of the examination, and provided that the Department does not have to pay for the examination, a refund will be provided.~~

~~(2) USMLE STEP III, only:~~ A nonrefundable administration fee for a person who is participating in an allocated slot in an allopathic training program in this state on a full-time basis at the time of examination is \$50, the examination fee is \$300, plus the actual cost per person to the department for the purchase of the examination from the Federation of State Medical Boards of the United States, and the National Board of Medical Examiners or a similar national organization. The examination fee is refundable if the person is found to be ineligible to take the examination.

Specific Authority 458.311(1)(a), 458.309 FS. Law Implemented 458.311(1)(a), 458.3124 FS. History—New 12-5-79, Amended 11-10-82, 11-29-84, 12-4-85, Formerly 21M-19.01, Amended 12-4-86, 11-11-90, Formerly 21M-19.001, 61F6-19.001, Amended 9-8-94, 12-11-95, 9-1-96, Formerly 59R-3.001, Amended 8-18-98, _____.

64B8-3.002 Application, Certification, Registration, and Licensure Fees.

The following fees are prescribed by the Board:

(1) An application fee in the amount of \$210.00 for a person desiring to obtain the following:

- (a) through (d) No change.
- (e) As provided in Section 458.317, F.S., if the person converting a full, unrestricted license to a limited license, submits a notarized statement from the employing agency or institution that the applicant will not receive monetary compensation for any service involving the practice of medicine, the application fee, licensure fee, and neurological birth-related compensation fee shall be waived.

(2) through (8) No change.

Specific Authority 455.564, 455.587, 458.309, 458.311, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. Law Implemented 455.564, 455.587, 458.311, 458.3115, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.345, 458.347 FS. History—New 12-5-79, Amended 11-10-82, 8-11-85, 10-24-85, Formerly 21M-19.02, Amended 12-4-86, 11-3-87, 7-4-88, 10-23-89, 11-12-89, 11-11-90, 1-16-91, 1-9-92, 2-10-92, 9-7-92, Formerly 21M-19.002, Amended 9-21-93, Formerly 61F6-19.002, Amended 2-13-95, 2-20-96, 6-24-96, Formerly 59R-3.002, Amended 6-7-98, 8-11-98, 11-22-98,_____.

64B8-3.003 Renewal Fees.

(1) No change.

(2) The following renewal fees are prescribed by the Board:

(a) Biennial renewal fee for physicians licensed pursuant to Sections 458.311, 458.3115, 458.3124, and 458.313, F.S., for physicians holding a limited license; and for physicians holding a medical faculty certificate as a distinguished medical scholar, a temporary certificate for practice in areas of critical need, a public psychiatry certificate, or a public health certificate shall be \$350.00. However the following exceptions shall apply:

1. No change.

2. Any person holding an active license to practice medicine in the state may convert that license to a limited license for the purpose of providing volunteer, uncompensated care for low-income Floridians. The applicant must submit a statement from the employing agency or institution stating that he or she will not receive compensation for any service involving the practice of medicine. The application and all licensure fees, including neurological injury compensation assessments, shall be waived.

2. through 3. renumbered 3. through 4. No change.

(b) No change.

Specific Authority 455.587, 458.309(1), 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.319, 458.345 FS. Law Implemented 455.587(1), 455.711(3), 458.319(1), 458.345(4) FS. History—New 12-5-79, Amended 10-24-85, Formerly 21M-19.03, Amended 12-4-86, 11-3-87, 5-24-88, 11-15-88, 11-12-89, 1-9-92, Formerly 21M-19.003, Amended 9-21-93, 4-14-94, Formerly 61F6-19.003, Amended 10-10-95, 6-24-96, 1-26-97, Formerly 59R-3.003, Amended 6-7-98, 8-11-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 1999

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLES:	RULE NOS.:
Examinations	64B8-5.001
Licensure Examination Pursuant to Section 458.3115, Florida Statutes	64B8-5.002

Examination Review Procedures	64B8-5.003
Examination Application Deadlines	64B8-5.004

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify rules with regard to examinations and recent statutory changes.

SUMMARY: The proposed rule amendments clarify examination scores and make changes to conform the rules to the statutes.

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

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

SPECIFIC AUTHORITY: 458.309, 458.311, 458.313, 455.574(1), 458.3115(4) FS.

LAW IMPLEMENTED: 458.311, 458.313, 458.3115 FS.

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

TIME AND DATE: 10:00 a.m., September 21, 1999

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULES IS:

64B8-5.001 Examinations.

(1) No change.

(2) Any applicant who attempts to qualify for licensure by successfully completing the USMLE first used in 1994 shall meet the following requirements:

(a) No change.

(b) An applicant must achieve a weighted score of no less than 75 on each step in order to be eligible for licensure in Florida.

(3) through (4) No change.

(5) Pursuant to Subsection 458.311(1)(h) and 458.313(2)(b), F.S., ~~and for the purpose of examining any applicant for licensure pursuant to Subsection 458.311, F.S., who is currently licensed in at least one other jurisdiction of the United States or Canada, and who has practiced pursuant to such license for a period of at least ten (10) years, and who does not meet the ten (10) year requirement regarding examination scores as set forth in Subsection 458.313(1)(b), F.S.,~~ the Board approves and designates the use of the Special Purpose Examination of the Federation of State Medical Boards of the United States (SPEX). An applicant must

achieve a score of no less than 75 on the SPEX to be eligible for licensure in Florida. For purposes of this provision, a score of 75 or more on the SPEX which is received within four (4) years of filing an application for licensure will be accepted as completion of the examination requirement. If such score is obtained outside of Florida the applicant will not be required to re-take the SPEX or pay the fee required for purchase of the SPEX.

Specific Authority 458.309, 458.311, 458.313, 455.574(1) FS. Law Implemented 458.311, 458.313 FS. History--New 12-5-79, Amended 11-10-82, 11-28-84, 3-13-85, 8-11-85, 12-4-85, Formerly 21M-21.01, Amended 2-16-86, 12-16-86, 5-10-89, Formerly 21M-21.001, Amended 5-9-94, Formerly 61F6-21.001, Amended 10-18-94, 1-2-95, Formerly 59R-5.001, Amended 8-18-98.

64B8-5.002 Licensure Examination Pursuant to Section 458.3115, Florida Statutes.

For the purpose of seeking licensure pursuant to section 458.3115, Florida Statutes, the Board of Medicine interprets the phrase "successful completion of the licensure examination" as requiring a passing score of no less than 75 on each part of the FLEX or USMLE or a scaled score of 350 on the equivalent parts of the Department-developed examination (FMLE) within the time frame set forth in section 458.3115, F.S.

- (1) through (7) No change.
(8) Applicants may use a combination of FLEX and FMLE scores to establish successful completion of both parts of the licensure examination (e.g., FLEX, Part I with a score of 75 and FMLE, Part II, with a scaled score of 350).

Specific Authority 455.574(1)(b), 458.3115(4) FS. Law Implemented 458.3115 FS. History--New 4-27-99, Amended.

64B8-5.003 Examination Review Procedures.

An applicant is entitled to review his examination questions, answers, papers, grades and grading key used in the examination under such terms and conditions as may be prescribed by the Department of Health, unless prohibited or limited by rules implementing security or access guidelines of the Federation of State Medical Boards of the United States, Inc.

Specific Authority 455.574(2), 458.309 FS. Law Implemented 455.574(2), 455.44, 458.315 FS. History--New 12-5-79, Formerly 21M-21.03, 21M-21.003, 61F6-21.003, 59R-5.003, Amended.

64B8-5.004 Examination Application Deadlines.

- (1) The application deadline for the FMLE May administration of the licensure examination shall be 105 working days prior to the examination November 1.
(2) The application deadline for the December administration of the licensure examination shall be June 1.
(2)(3) The application may not be used for more than one year from the date of original submission of the application. After one year from the date of the original submission of an

application, a new application and new application fee shall be required from any applicant who desires to sit for the FMLE licensure examination.

Specific Authority 458.309 FS. Law Implemented 458.311 FS. History--New 12-4-85, Formerly 21M-21.04, Amended 7-27-89, 1-1-92, Formerly 21M-21.004, Amended 11-4-93, 5-9-94, Formerly 61F6-21.004, 59R-5.004, Amended 6-7-98.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Medicine

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rules Committee, Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 1999

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: PREVIOUSLY INACTIVE APPLICANTS; LIMITED LICENSE

RULE NO.: 64B8-7.002

PURPOSE AND EFFECT: The proposed rule amendment is intended to address the conversion of an active license to a limited license.

SUMMARY: The proposed rule amendment clarifies criteria for the change from an active license to a limited license and provides for a waiver of fees.

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

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

SPECIFIC AUTHORITY: 458.309, 458.317 FS.

LAW IMPLEMENTED: 458.317 FS.

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

TIME AND DATE: 10:00 a.m., September 21, 1999
PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-7.002 Previously Inactive Applicants; Limited License.

- (1) through (2) No change.

(3) An active licensee converting to a limited license shall submit a request to convert the license which shall include a statement from the employing institution or agency that he or she will not receive any compensation for any service involving the practice of medicine. In this event a waiver of fees is provided as set forth in 64B8-3, F.A.C.

Specific Authority 458.309, 458.317 FS. Law Implemented 458.317 FS. History—New 3-31-80, Formerly 21M-25.02, Amended 1-1-92, Formerly 21M-25.002, 61F6-25.002, 59R-7.002, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Rules Committee, Board of Medicine
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 1999
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 1999

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: HIV/AIDS Education or End-of-Life Care and Palliative Health Care Education

RULE NO.: 64B8-13.006

PURPOSE AND EFFECT: The proposed rule amendment is intended to implement a statutory change permitting end-of-life care and palliative health care continuing education to substitute for HIV/AIDS continuing education.

SUMMARY: The proposed rule amendment permits licensees to substitute continuing education in end-of-life care and palliative health care for HIV/AIDS continuing education.

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

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

SPECIFIC AUTHORITY: 458.309, 458.319(4) FS.

LAW IMPLEMENTED: 455.604, 458.319(4) FS.

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

TIME AND DATE: 10:00 a.m., September 21, 1999

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-13.006 HIV/AIDS Education or End-of-Life Care and Palliative Health Care Education.

(1) through (2) No change.

(3) Notwithstanding the provisions of subsections (1) and (2), above, a physician may complete continuing education on end-of-life care and palliative health care in lieu of continuing education in HIV/AIDS, if that physician has completed the HIV/AIDS continuing education in the immediately preceding biennium. This allows for end-of-life care and palliative health care continuing education to substitute for HIV/AIDS continuing education in alternate bienniums.

(4)(3) No change.

Specific Authority 458.309, 458.319(4) FS. Law Implemented 455.604, 458.319(4) FS. History—New 11-15-88, Amended 1-1-92, 9-15-92, Formerly 21M-28.005, 61F6-28.005, Amended 5-7-96, 1-26-97, Formerly 59R-13.006, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Rules Committee, Board of Medicine
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 1999
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 1999

**Section III
 Notices of Changes, Corrections and
 Withdrawals**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Forestry

RULE NOS.:	RULE TITLES:
5I-2.003	Definitions
5I-2.004	Open Burning Not Allowed
5I-2.006	Open Burning Allowed

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 22, June 4, 1999 issue of the Florida Administrative Weekly:

1. The word stagnation was added to 5I-2.004(1)(d).

(d)(4) Open burning when the Department of Environmental Protection (DEP) determines that ambient air concentrations of total regulated particulate matter or ozone exceeds or potentially may exceed the primary or secondary standards for these pollutants or DEP issues an air quality/stagnation advisory that pertains to the National Ambient Air Quality Standards (NAAQS).