

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

Division of Unemployment Compensation

RULE TITLE: Definitions
 RULE NO.: 38B-2.022

PURPOSE AND EFFECT: Deletion of rule sections containing definitions which lack specific statutory authority; renumbering of sections.

SUBJECT AREA TO BE ADDRESSED: Unemployment Compensation.

SUBJECT AUTHORITY: Chapter 98-149, Laws of Florida.

LAW IMPLEMENTED: 443.036(19)(d)6.,(g),(n)4.,(34), 443.131, 443.171(1) 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 IS: Eric R. Hurst, Esquire, Department of Labor and Employment Security, 2012 Capital Circle, Southeast, Room 307, Hartman Building, Tallahassee, Florida 32399-2189, (850)488-6556

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

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

Division of Workers' Compensation

RULE TITLE: Florida Workers' Compensation Reimbursement Manual for Hospitals
 RULE NO.: 38F-7.501

PURPOSE AND EFFECT: The purpose of this rule amendment is to adopt by reference the 1999 Florida Workers' Compensation Hospital Reimbursement Manual and LES Form DWC-90. The 1999 Florida Workers' Compensation Hospital Reimbursement Manual contains reimbursement policies and per diem rates approved by the three-member panel pursuant to Section 440.13(12), F.S., for use in the workers' compensation system. Deletes references to maximum reimbursement allowances (MRAs) and "medically necessary" medical services.

SUBJECT AREA TO BE ADDRESSED: Reimbursement policies and per diem rates in the Florida Workers' Compensation Hospital Reimbursement Manual.

SPECIFIC AUTHORITY: 440.13(4)(b),(6),(11),(12),(14) FS.
 LAW IMPLEMENTED: 440.13(4)(b),(6),(7),(11),(12),(14) 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 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, WHEN AVAILABLE, IS: Donna Reynolds, Registered Nursing Consultant, Division of Workers' Compensation, Bureau of Rehabilitation and Medical Services, Room 100, Forrest Building, 2728 Centerview Drive, Tallahassee, FL 32399-0664, (850)488-3431, ext. 333

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE TITLE: Intern Development Program
 RULE NO.: 61G1-13.0021

PURPOSE AND EFFECT: The Board proposes to amend Rule 61G1-13.0021 to provide the criteria for satisfying the requirements of Section 481.213(3), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Intern Development Program.

SPECIFIC AUTHORITY: 481.211 FS.

LAW IMPLEMENTED: 481.211, 481.213(3) 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 TO BE ANNOUNCED IN THE FUTURE.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James C. Rimes, Executive Director, Board of Architecture and Interior Design, Northwood Mall, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G1-13.0021 Intern Development Program.

(1) All applicants who apply subsequent to the effective date of this rule shall be required to follow the Intern Development Program (IDP) through the National Council of Architectural Registration Boards (NCARB) or an equivalent

program approved by the Florida Board of Architecture and Interior Design in order to satisfy the requirements of Section 481.211, F.S.

(2) through (3) No change.

(4) Five years experience as a licensed architect in another NCARB jurisdiction is considered equivalent to completion of the NCARB IDP program in order to satisfy requirements of Section 481.213(3), F.S.

Specific Authority 481.211 FS. Law Implemented 481.211, 481.213(3) FS. History—New 2-1-82, Amended 7-30-85, Formerly 21B-13.021, 21B-13.0021, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE TITLE: RULE NO.:

Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing 61G7-5.001

PURPOSE AND EFFECT: Under the authority of the Board, the proposed rule is being amended in order to no longer require information be received 10 working days prior to the Board meeting.

SUBJECT AREA TO BE ADDRESSED: Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing.

SPECIFIC AUTHORITY: 120.53(1), 455.2281, 468.522, 468.5245, 468.5275 FS.

LAW IMPLEMENTED: 468.524(2), 468.5245, 468.525, 468.526, 468.527, 468.5275, 468.529 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: Ila Jones, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-5.001 Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing.

(1) through (3) No change.

(4) The Board shall review every applicant's completed application and shall decide by majority vote in open meeting whether to certify to the Department that the applicant is qualified for licensure. New applications for employee leasing

company or employee leasing company group and controlling person(s) will not be considered separately, but will be presented to the Board only after all information for the company and controlling person(s) is complete. Applications for additional controlling person(s) or changes in existing controlling person(s) do not require employee leasing company or employee leasing company group applications to be completed in order to be considered by the Board. ~~All information, including licensure fees, must be received in the Board office 10 working days prior to the Board meeting, in order for the Board to consider the information submitted.~~ Financial information, including client lists, obtained by the Board or the Department in connection with the application process shall, pursuant to s. 455.229, F.S. Florida Statutes, be kept confidential and exempt from the public disclosure requirements of Chapter 119, F.S.

(5) through (12) No change.

Specific Authority 120.53(1), ~~455.2281~~, 468.522, 468.5245, 468.5275, ~~455.2281~~ FS. Law Implemented 468.524(2), 468.5245, 468.525, 468.526, 468.527 468.5275, 468.529 FS. History—New 5-5-92, Amended 7-15-92, 10-20-92, Formerly 21EE-5.001, Amended 10-24-93, 3-14-94, 7-4-94, 9-8-94, 11-13-94, 2-13-95, 6-4-95, 11-9-95, 5-26-96, 5-19-97, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE TITLE: RULE NO.:

Tangible Accounting Net Worth; Intangible Assets 61G7-6.006

PURPOSE AND EFFECT: Under the authority of the Board, the proposed rule is being amended in order to allow the terms of the rule to apply to “initial applicants” and not to “applicants and licensees” as it is so worded in the current rule’s language.

SUBJECT AREA TO BE ADDRESSED: Tangible Accounting Net Worth; Intangible Assets.

SPECIFIC AUTHORITY: 468.522 FS.

LAW IMPLEMENTED: 468.525 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: Ila Jones, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-6.006 Tangible Accounting Net Worth; Intangible Assets.

To enable initial applicants ~~and licensees~~ to properly report their financial assets to meet the requirements for licensure, the Board hereby defines the following terms:

- (1) through (2) No change.

Specific Authority 468.522 FS. Law Implemented 468.525 FS. History--New 11-22-93, Amended 5-29-94,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE TITLE: Annual Financial Statements

RULE NO.: 61G7-10.0011

PURPOSE AND EFFECT: Under the authority of the Board, the proposed rule is being amended in order to delete the word "tangible" from the current rule's language allowing the rule to be in compliance with the underlying statute.

SUBJECT AREA TO BE ADDRESSED: Annual Financial Statements.

SPECIFIC AUTHORITY: 468.522 FS.

LAW IMPLEMENTED: 468.525 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: Ila Jones, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-10.0011 Annual Financial Statements.

Each employee leasing company shall submit, not later than 120 days after their fiscal year end, a copy of their current fiscal year end financial statements, prepared in accordance with generally accepted accounting principles, which shall include statement of income and retained earnings, balance sheet, statement of changes in financial position (cash flows), and applicable footnotes. This information shall be submitted on the standard financial statement form, DPR/EL-006, herein incorporated by reference and which can be obtained from the Board office. The financial statements are to reflect positive working capital and positive ~~tangible~~ accounting net worth, as required in s. 468.525(3). Financial statements which are not audited must be accompanied by a completed form DPR/EL-003, as required in rule 61G7-5.003, F.A.C.

Specific Authority 468.522 FS. Law Implemented 468.525 FS. History--New 5-8-94, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE TITLE: On-site Investigations

RULE NO.: 61G7-10.003

PURPOSE AND EFFECT: Under the authority of the Board, this new proposed rule is being promulgated in order to investigate, audit, or review all licenses to determine if such licenses are in compliance with or are in violation of the provisions of the underlying statute and in lieu of an on-site investigation, audit, or review, accept submission of Quarterly Reports as defined in Rule 61G7-10.001, F.A.C.

SUBJECT AREA TO BE ADDRESSED: On-site Investigations.

SPECIFIC AUTHORITY: 468.522 FS.

LAW IMPLEMENTED: 468.525(3)(d), 468.535 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: Ila Jones, Executive Director, Board of Employee Leasing Companies, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G7-10.003 On-site Investigations.

(1) In aid of its obligation under Section 468.535, F.S., to investigate, audit, or review all licenses to determine if such licenses are in compliance with or are in violation of the provisions of Section 468.525(3)(d), F.S., the Department shall initiate on-site quarterly inspections of all licensees and perform audits of the same.

(2) The Department will, however, in lieu of an on-site investigation, audit, or review, accept submission of Quarterly Reports as defined in Rule 61G7-10.001, F.A.C., so long as the reports are submitted within the time frames and manner set out therein and so long as the reports submitted show the licensee is in compliance with the provisions of Part XI of Chapter 468, F.S. Reports which fail to evidence compliance or which are untimely filed will form the basis for disciplinary action or a full investigation. In order to take advantage of this option each licensee must enter into an agreement with the Department to abide by the provisions of this Rule and Rule 61G7-10.001, F.A.C.

(3) Nothing contained herein will be construed as precluding the Department from initiating a full field investigation if it has reasonable cause to believe that the reports submitted do not accurately reflect the true financial state of the licensee.

Specific Authority 468.522 FS. Law Implemented 468.525(3)(d), 468.535 FS. History—New

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE TITLES:
Education Requirements
Renewal of Inactive Registrations, Licenses
and Certifications

RULE NOS.:
61J1-4.001
61J1-4.007

PURPOSE AND EFFECT: The purpose and effect is for the Florida Real Estate Appraisal Board to review the current education requirements as they pertain to registered assistant appraisers. The Board will also determine if other aspects of the rules need to be updated.

SUBJECT AREA TO BE ADDRESSED: The Florida Real Estate Appraisal Board will be reviewing the education requirements for registered assistant appraisers to determine if the courses may only be used for a limited period of time for one to become registered.

SPECIFIC AUTHORITY: 475.614, 475.619 FS.
LAW IMPLEMENTED: 475.613, 475.615, 475.617, 475.618, 475.619 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 SHOWN BELOW:

TIME AND DATE: 9:00 a.m., April 6, 1999
PLACE: Board Conference Room, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James D. Kimbler, Acting Director, Division of Real Estate, Suite 308, North Tower, 400 West Robinson Street, Orlando, Florida 32801

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE TITLE:
Standardized Credentialing for Health
Care Practitioners

RULE NO.:
64B-5.001

PURPOSE AND EFFECT: This meeting has been rescheduled. Please find listed below the new meeting date, time and location. To develop rules for establishing the fee(s) for the standardized credentialing for health care practitioners program.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed at the public workshop will be the fee(s) for the standardized credentialing for health care practitioners program.

SPECIFIC AUTHORITY: 455.557 FS.
LAW IMPLEMENTED: 455.557 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., March 30, 1999
PLACE: 1940 North Monroe Street, Northwood Centre, Board Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Regina Davis, OMC Manager, Bureau of Operations, 2020 Capital Circle, Southeast, BIN #C-10, Tallahassee, Florida 32399-3260

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE:
Security and Monitoring Procedures for
Licensure Examination

RULE NO.:
64B10-10.014

PURPOSE AND EFFECT: The Board proposes to amend this rule to properly reference the correct rule when referring to examination security and monitoring procedures.

SUBJECT AREA TO BE ADDRESSED: Security and monitoring procedures for licensure examination.

SPECIFIC AUTHORITY: 455.574 FS.
LAW IMPLEMENTED: 455.574 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: John Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B10-10.014 Security and Monitoring Procedures for Licensure Examination.

The Board adopts by reference Rule 64B-1.010, F.A.C. of the Department of Health 61-11.014, F.A.C. of the Department of Business and Professional Regulation (effective December 20, 1981) as its rule governing examination security and monitoring.

Specific Authority 455.574(1)(d) FS. Law Implemented 455.574(1)(d) FS. History—New 1-5-82, Formerly 21Z-10.14, 21Z-10.014, 61G12-10.014, 59T-10.014, Amended_____.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLES: Application for Examination Examination Review Procedures

RULE NOS.: 64B10-11.001 64B10-11.004

PURPOSE AND EFFECT: The Board proposes to amend Rule 64B10-11.001 by adding a new Subsection (4) to include language regarding applications that have been received by the Board office incomplete. The Board proposes to amend Rule 64B10-11.004 to update the rule text with regard to examination review procedures.

SUBJECT AREA TO BE ADDRESSED: Application for examination; examination review procedures.

SPECIFIC AUTHORITY: 455.574(2), 455.604(7), 468.1685, 468.1695(1) FS.

LAW IMPLEMENTED: 455.574(2), 455.604(6), 468.1685(2), 468.1695(1) 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: John Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B10-11.001 Application for Examination.

(1) through (3) No change.

(4) Any applicant who fails to provide the Board with a complete application, as contemplated by § 120.60(1), F.S., within (12) months of the date of receipt of the application in the Board office shall be required to apply again as an initial applicant.

Specific Authority 455.604(7), 468.1685(1),(2), 468.1695(1) FS. Law Implemented 468.1685(2), 468.1695(1), 455.604(6) FS. History—New 12-26-79, Formerly 21Z-11.01, Amended 1-18-87, 10-2-88, 3-5-89, 3-15-90, 12-3-90, 11-3-92, Formerly 21Z-11.001, 61G12-11.001, Amended 12-4-95, 9-4-96, 7-21-97, Formerly 59T-11.001, Amended_____.

64B10-11.004 Examination Review Procedures.

(1) An applicant is entitled to review his or her examination questions, answers, papers, grade, and the grading key; used in accordance with Rule 64B-1.013, F.A.C., under such terms and conditions as may be prescribed by the Department of Health. ~~Applicants may not copy any materials provided for the review. An examination review fee of \$75 shall be paid by the applicant prior to the applicant being entitled to review the exam.~~

(2) An examination review fee of \$75 shall be paid by the applicant prior to the exam review. Requests for review must be in writing and be received by the Department within fifteen (15) days from the mailing date on the applicant's notice of failure of his or her examination.

~~(3) Post-examination review shall be conducted in accordance with Rule 61-11.017, F.A.C.~~

Specific Authority 455.574(2), 468.1685 FS. Law Implemented 455.574(2) FS. History—New 12-26-79, Amended 6-14-82, Formerly 21Z-11.04, Amended 3-15-90, Formerly 21Z-11.004, 61G12-11.004, Amended 9-13-95, Formerly 59T-11.004, Amended_____.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE: Approved Providers

RULE NO.: 64B10-15.0021

PURPOSE AND EFFECT: The Board proposes to amend this rule to update the rule text to simplify continuing education provider approval procedure.

SUBJECT AREA TO BE ADDRESSED: Approved providers.

SPECIFIC AUTHORITY: 468.1685, 468.1725 FS.

LAW IMPLEMENTED: 468.1715, 468.1725 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: John Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B10-15.0021 Approved Providers.

(1) through (2) No change.

~~(3) The Board approves those programs which meet the continuing education criteria found in Rule 64B10-15.002 and which are presented by:~~

- ~~(a) The American College of Health Care Administrators.~~
- ~~(b) The Florida Association of Homes for the Aging.~~
- ~~(c) The Florida Health Care Association.~~
- ~~(d) The Florida Department of Health and Rehabilitative Services.~~
- ~~(e) Any duly accredited college, university, or community college.~~

~~(3)(4) All providers shall: The approved providers listed above, as well as any other provider seeking approved provider status shall:~~

~~(a) furnish~~ ~~Furnish~~ to each license-holder attending a course a certificate of attendance showing each portion of the program attended;:-

~~(b) Furnish to the Board office within thirty days of presentation a verified list of license holders attending, including license numbers if possible, and showing which portions of the program were attended.~~

~~(b)(e) furnish~~ ~~Furnish~~ to the Board Office, at least forty-five (45) days prior to the initial offering of the course, verification that the course relates to one or more of the six (6) Domains of Practice outlined in Rule 64B10-15.0021(1)(a)-(f), F.A.C.; within thirty days of presentation three copies, on a form provided by the Board Office, of the following information: title and subject matter of the course Program Objectives, names and qualifications of the speakers or instructors, fee, date of presentation, time of presentation of program parts, method of presentation, the applicable Domain(s) of Practice covered by the course, and a description of how the program relates to the duties and responsibilities of a Nursing Home Administrator.

~~(c)(d) Continuing education providers applying for approved provider status shall~~ pay an initial approval fee of \$100.00. A provider seeking to renew approved providership, shall pay a renewal fee of \$50.00 annually.

~~(4)(5) The Board may monitor and review all programs; it may disapprove any or all credit if there is a failure to meet the criteria of Rule 64B10-15.002(1), above.~~

Specific Authority 468.1685, 468.1725 FS. Law Implemented 468.1715, 468.1725 FS. History—New 2-20-83, Amended 7-31-84, Formerly 21Z-15.021, Amended 3-5-89, 3-15-90, Formerly 21Z-15.0021, 61G12-15.0021, 59T-15.0021, Amended _____.

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE TITLE: Fee; Certification of Public Record

RULE NO.: 64B11-5.007

PURPOSE AND EFFECT: Pursuant to 455.587(7), Florida Statutes, a new rule is being promulgated by the Board which will charge a fee for certification of public record.

SUBJECT AREA TO BE ADDRESSED: Fee; certification of public record.

SPECIFIC AUTHORITY: 468.204 FS.

LAW IMPLEMENTED: 455.587(7) 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: Kaye Howerton, Executive Director, Board of /MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B11-5.007 Fee; Certification of Public Record.

The fee for certification of a public record shall be \$25.00.

Specific Authority 468.204 FS. Law Implemented 455.587(7) FS. History—New _____.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

RULE CHAPTER TITLE: Penalties on Service Providers

RULE CHAPTER NO.: 65-1

for Failure to Comply with Requirements for Corrective Actions

PURPOSE AND EFFECT: The purpose of this rule is to adopt provisions for the department to include incremental penalties in its contracts to be imposed on a service provider due to a provider's failure to comply with a requirement for corrective action.

SUBJECT AREA TO BE ADDRESSED: Penalties for failure to comply.

SPECIFIC AUTHORITY: 20.19(16)(g) FS.

LAW IMPLEMENTED: 20.19(16)(g) 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 WITH REGARD TO THE PROPOSED RULE DEVELOPMENT IS: Walter Sachs, (850)921-8983; SunCom 291-8983

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

Section II
Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Membership in Exceptional Student Programs
RULE NO.: 6A-1.04512

PURPOSE AND EFFECT: Sections 232.01 and 236.013, Florida Statutes, effectively address FTE computation and the legal definition of prekindergarten exceptional students and does not need to be reiterated in rule. Subsection (2) is obsolete as current law does not provide for part-time exceptional education programs. The purpose of this amendment is to remove this rule from the Florida Administrative Code to eliminate duplication and obsolete provisions. The effect is to reduce duplication of statute and rule and to eliminate provisions for which there is no longer statutory authority.

SUMMARY: This rule is to be repealed.
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: 229.053(1) FS.
LAW IMPLEMENTED: 232.01(1)(f), 236.013(2)(a)1., 236.081(1)(c) FS.

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

TIME AND DATE: 9:00 a.m., March 23, 1999
PLACE: Room LL03, The Capitol, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jeanine Blomberg, Division Director, Division of Support Services, Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399-0400

THE FULL TEXT OF THE PROPOSED RULE IS:
6A-1.04512 Membership in Exceptional Student Programs.

Specific Authority 229.053(1) FS. Law Implemented 232.01(1)(f), 236.013(2)(a)1., 236.081(1)(c) FS. History--New 7-1-78, Formerly 6A-1.4512, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Wayne V. Pierson, Deputy Commissioner for Planning, Budgeting and Management, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Gallagher, Commissioner of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 1999

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Course Requirements – Grades 6-12 Basic and Adult Secondary Programs
RULE NO.: 6A-1.09412

PURPOSE AND EFFECT: The purpose of this amendment is present to the State Board of Education for approval the course requirements to be used in grades 6-12. The course requirements are presented in the publication “Florida Course Descriptions for Grades 6-12 Basic Programs, 1999-2000” and are adopted by reference in the rule. The effect of this amendment is instructional consistency in courses taught in grades 6-12.

SUMMARY: This amendment incorporates the publication “Florida Course Descriptions for Grades 6-12 Basic Programs, 1999-2000” by reference.

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: 229.565 FS.
LAW IMPLEMENTED: 229.565, 229.592, 230.23(7), 233.165 FS.

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

TIME AND DATE: 9:00 a.m., March 23, 1999
PLACE: Room LL03, The Capitol, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: David Mosrie, Division of Public Schools and Community Education, 325 West Gaines Street, Room 514, Tallahassee, Florida 32399-0400, (850)488-2601