

Section III
Notices of Changes, Corrections and
Withdrawals

MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed amendment of Rule 46-4.002, F.A.C., relating to gear definitions, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below.

TIME AND DATE: 9:00 a.m., or as soon thereafter as the item can be heard, on April 27, 1999

PLACE: The Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

SECTION 286.0105, FLORIDA STATUTES, PROVIDES THAT, IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE AGENCY WITH RESPECT TO ANY MATTER CONSIDERED AT THIS HEARING, HE WILL NEED A RECORD OF PROCEEDINGS, AND FOR SUCH PURPOSES, HE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED.

Information concerning Board of Trustees consideration of this item can be obtained by contacting the Marine Fisheries Commission, 2540 Executive Center Circle, West, Suite 106, Tallahassee, Florida 32301, (850)487-0554.

A copy of the Board of Trustees, Marine Fisheries Commission for the April 27, 1999 Cabinet meeting may be obtained by writing: Judy Brooks, Department of Environmental Protection, Room 1014, 3900 Commonwealth Blvd., Tallahassee, Florida 32399.

MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed amendment of Rule 46-13.002, F.A.C., relating to wire stone crab trap specifications, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below.

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MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed amendment of Rule 46-14.005, F.A.C., relating to black sea bass trap specifications, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below.

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MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed new Rule 46-23.0035 and amendment of Rule 46-23.006, F.A.C., relating to Spanish mackerel, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below.

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MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed amendment of Rule 46-24.006, F.A.C., relating to spiny lobster, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below.

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MARINE FISHERIES COMMISSION

RULE CHAPTER TITLE: Oysters

RULE NOS.:	RULE TITLES:
46-27.014	Statewide Bag Limits on Oyster Harvesting
46-27.017	Apalachicola Bay Oyster Harvesting Restrictions

NOTICE OF CHANGES TO PROPOSED RULES

The Marine Fisheries Commission announces changes to proposed amendment of Rules 46-27.014 and 46-27.017, F.A.C., published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3. The changes are in response to public comment, testimony, and Commission discussion contained in the record of the public hearing held by the Commission on February 23, 1999, in Tampa, Florida.

Proposed amendments to Rule 46-27.014, F.A.C., was not changed. The proposed amendment to Rule 46-27.017, F.A.C., was changed to read as follows:

46-27.017 Apalachicola Bay Oyster Harvesting Restrictions.

In addition to all other provisions of this chapter, the following provisions shall apply to Apalachicola Bay:

- (1) No person shall harvest or take oysters for commercial purposes from the waters of Apalachicola Bay:
 - (a) On any Friday ~~or~~ Saturday, ~~or~~ Sunday from July 1 through September 30 of each year.
 - (b) On any Saturday or Sunday from October 1 through November 15 of each year.

(2)(a) Except as provided in paragraph (b) and when Apalachicola Bay is not closed for public health purposes, oysters may be harvested in the bay for commercial purposes any day of the week during the period beginning on November 16 each year and continuing through June 30 of the following year.

(b) If during the period specified in paragraph (a), the Department's Shellfish Assessment and Enhancement Section, through its regular monitoring of the abundance of oyster resources on Cat Point Bar and East Hole Bar in the bay, through the Standard Resource Management Protocol (a scale based on scientific sampling that provides a predictive index of the number of oysters available for harvest), establishes that such resources cannot sustain a harvest of 300 bags of oysters per acre, the harvest of oysters for commercial purposes from the bay on Saturday and Sunday of each week for the remainder of the period is prohibited. The Secretary of the Department, shall give notice of such weekend closure in the manner provided in Section 120.81(5), Florida Statutes. The weekend closure shall begin no sooner than one week following such notice.

(3) Harvesting oysters for recreational purposes as provided in Rule 46-27.014 shall be permitted on any day provided the Bay is not closed for public health reasons.

Specific Authority 370.027(2) FS. Law Implemented 370.025, 370.027 FS. History—New 3-10-91, Amended 11-29-93,_____.

PRESENTATION TO THE GOVERNOR AND CABINET FOR APPROVAL: The proposed rule amendments, with the changes resulting from the Commission's public hearing, will be presented to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below:

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MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed amendment of Rules 46-31.006 and Rule 46-31.010, F.A.C., relating to the harvest of shrimp with skimmer trawls in Apalachicola Bay, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date, and place shown below.

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MARINE FISHERIES COMMISSION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
46-38	Shrimping and Stonecrabbing: Closed Areas and Seasons
RULE NO.:	RULE TITLE:
46-38.002	Southwest Florida Seasonal Shrimp Closures

NOTICE OF CHANGES TO PROPOSED RULES

The Marine Fisheries Commission announces changes to proposed amendment of Rule 46-38.002, F.A.C., published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3. The changes are in response to public comment, testimony, and Commission discussion contained in the record of the public hearing held by the Commission on February 23, 1999, in Tampa, Florida.

Rule 46-38.002 was changed to read as follows:

46-38.002 Southwest Florida Seasonal Shrimp Closures.

(1) From October 1 of each year and continuing through May 31 of the following year, no person shall operate any trawl, except a trawl used for live bait shrimping pursuant to license issued by the Division of Marine Resources as required by Section 370.15(8), Florida Statutes, within the following described area of state waters off the southwest coast of Florida:

Beginning with Bell Buoy No. 8 (Point H) in the Boca Grande ship channel; thence easterly to the northernmost extent of the Colregs Demarcation Line at the northern end of Cayo Costa; thence following the Colregs Demarcation Line southerly and easterly along the shorelines of and across the passes between Cayo Costa, North Captiva Island, Captiva Island, Sanibel Island, Estero Island, the unnamed island southwest of Black Island, Big Hickory Island, Little Hickory Island, and Wiggins Island to the point south of Wiggins Pass where along the Colregs Demarcation Line meets 26° 16.0' North Latitude at the northernmost point of land on the south side of Wiggins Pass; thence due west to Point Z A, and following a continuous line from Point Z A through points A, B, C, D, E, F and G; thence northwesterly to the point of beginning at Bell Buoy No. 8 (Point H). Points Z, A, B, C, D, E, F and G are expressed as follows by latitude and longitude (~~Loran notations are unofficial and are included only for the convenience of fishermen~~):

North	West	Loran Chain 7980
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Point	Latitude	Longitude	W	X	Y	Z
Z	26°16.00'	81°58.50'				
A	26°17.23'	81°55.55'	14110	30700	43826	62657.5
B	26°22.31'	81°59.00'	14114.1	30715	43868	62672.8
C	26°20.25'	82°04.39'	14099.5	30691	43904	62700.5
D	26°22.00'	82°10.79'	14090.4	30681	43961	62733
E	26°26.05'	82°15.55'	14089.4	30688	44012	62756
F	26°34.40'	82°18.90'	14101	30720	44070	62771.4
G	26°38.28'	82°16.92'	14113.8	30745	44070	62760.8

(2) The ~~areas~~ area described in ~~subsections~~ subsection (1) and (3) ~~are~~ is depicted on the following map:

INSERT FULL PAGE MAP

(3) Beginning October 1 each year ~~January 1~~ and continuing through May 31 of the following ~~20~~ each year, no person shall operate any trawl within state waters of the Gulf of Mexico east of a line drawn between the following described points:

Point	North Latitude	West Longitude
Z B	26°16.0' N.	81°58.5' W.
Y C	26°00.0' N.	82°04.0' W.
X D	25°09.0' N.	81°47.6' W.
W E	24°54.5' N.	81°50.5' W.
V M	24°49.3' N.	81°46.4' W.

~~U X~~ is the point where the line beginning at Point ~~W E~~ extended through Point ~~V M~~ intersects U.S. Highway 1 just east of Boca Chica Key.

(4) "Trawl" means a net in the form of an elongated bag with the mouth kept open by various means and fished by being towed or dragged on the bottom.

Specific Authority 370.027(2) FS. Law Implemented 370.025, 370.027 FS. History—New 10-1-89, Amended 11-16-98, _____.

PRESENTATION TO THE GOVERNOR AND CABINET FOR APPROVAL: The proposed rule amendment, with the changes resulting from the Commission's public hearing, will be presented to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date and place shown below:

TIME AND DATE: 9:00 a.m., or as soon thereafter as the item can be heard, April 27, 1999

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MARINE FISHERIES COMMISSION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
46-42	Marine Life
RULE NOS.:	RULE TITLES:
46-42.001	Purpose and Intent; Designation of Restricted Species; Definition of "Marine Life Species"
46-42.004	Size Limits
46-42.006	Commercial Season, Harvest Limits
46-42.008	Live Rock: Harvest in State Waters Prohibited; Aquacultured Live Rock Harvest and Landing Allowed

NOTICE OF CHANGES TO PROPOSED RULES

The Marine Fisheries Commission announces changes to proposed amendments for Rule Chapter 46-42, F.A.C., published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3. The changes are in response to public comment, testimony, and Commission discussion contained in the record of the public hearing held by the Commission on February 24, 1999, in Tampa, Florida. Proposed amendments to Rules 46-42.001, 46-42.004, and 46-42.006, F.A.C., were not changed. The proposed amendment to Rule 46-42.008, F.A.C., was changed to read as follows:

46-42.008 Live Rock: Harvest in State Waters Prohibited; Aquacultured Live Rock Harvest and Landing Allowed.

(1) No person shall harvest or possess for sale any live rock in or from state waters or land any live rock harvested in or from state waters, except as may be provided in subsection (3).

(2) No person shall sell, within the State of Florida, any live rock harvested in or from federal Exclusive Economic Zone (EEZ) waters adjacent to state waters unless such person possesses an Aquaculture Certificate issued by the Florida Department of Agriculture and Consumer Services pursuant to Chapter 597, Florida Statutes, and a federal Live Rock Aquaculture Permit issued by the National Marine Fisheries Service under 50 C.F.R. Part 638 ~~a saltwater products license with both a marine life fishery endorsement and a restricted species endorsement.~~

(3) Subsection (1) shall not apply to:

(a) Any person possessing an Aquaculture Certificate issued by the Florida Department of Agriculture and Consumer Services pursuant to Chapter 597, Florida Statutes, ~~a saltwater products license with a marine life endorsement~~ harvesting and landing live rock cultured on state submerged lands leased from the State of Florida. Rock used for such culture shall be of a readily distinguishable geologic character from rock native to the area or be securely marked or tagged so as to differentiate the cultured rock from naturally occurring live

rock. The rock shall be placed on leased submerged lands by the lease-holder or a person possessing written authorization from the lease-holder.

(b) Any person lawfully harvesting substrate as part of the harvest of octocorals pursuant to Rule 46-42.005(4) or Rule 46-42.006(2)(c).

Specific Authority 370.027(2) FS. Law Implemented 370.025, 370.027 FS. History—New 7-1-92, Amended 10-18-93, 1-1-95,_____.

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MARINE FISHERIES COMMISSION

NOTICE OF CABINET MEETING

Proposed amendment of Rules 46-45.001 and Rule 46-45.004, F.A.C., relating to blue crab trap specifications, as published in the January 22, 1999 issue of the Florida Administrative Weekly, Vol. 25, No. 3, with no changes, will be submitted to the Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, pursuant to Section 370.027(3)(a), Florida Statutes, for approval or disapproval, at a public hearing to be held during a regular meeting of the Governor and Cabinet at the time, date and place shown below.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-12.006
RULE TITLE: List of Approved Forms; Incorporation

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 24, No. 53, December 31, 1998, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 95-08R

RULE CHAPTER NO. 62-610	RULE CHAPTER TITLE: Reuse of Reclaimed Water and Land Application
RULE NOS. 62-610.100	RULE TITLES: Scope, Intent, Purpose, and Applicability
62-610.200	Definitions
62-610.463	Monitoring and Operating Protocol
62-610.468	Access Control and Advisory Signs
62-610.469	Application/Distribution Systems and Cross-Connection Control
62-610.568	Monitoring and Operating Protocol
62-610.652	Waste Treatment, Disinfection, and Monitoring
62-610.662	Setback Distances
62-610.668	Cooling Water Applications
62-610.865	Blending of Demineralization Concentrate With Reclaimed Water

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 the Vol. 24, No. 52, December 24, 1998, issue of the Florida Administrative Weekly:

- 62-610.100 Scope, Intent, Purpose, and Applicability.
 - (1) through (8) No change.
 - (9) Applicability.
 - (a) through (k) No change.

(l) Existing facilities (those that had construction permit applications or initial permit applications which authorized construction approved by the Department on or before April 5, 1989) shall comply with the requirements of Part III of Chapter 62-610, F.A.C., on January 1, 2010. This applies only to facilities that make reclaimed water available for one or more activities regulated by Part III of this chapter (such as irrigation of public access areas, residential properties, or edible crops; toilet flushing; fire protection; construction dust control; aesthetic purposes; or other activities listed in Rule 62-610.480, F.A.C.). These existing projects previously have been granted grandfathering protection under Rules 62-610.100(9)(b) and (c), F.A.C. All permit applications submitted for these existing facilities between [effective date] and December 31, 2009 shall describe construction and other actions needed to bring these facilities into compliance with the Part III requirements by January 1, 2010. The following portions of Part III will not apply to existing facilities on January 1, 2010:

- 1. No change.

2. The color coding requirements in Rule 62-610.469(7)(f), F.A.C. This exclusion will apply to all existing reclaimed water pipes. ~~Pipes constructed on or after January 1, 2010 shall comply with the color coding requirements.~~

- 3. No change.
- (10) No change.

62-610.200 Definitions.

Terms used in this rule shall have the meaning specified below. The meaning of any term not defined below shall be taken from definitions in other rules of the Department.

- (1) through (47) No change.

(48) "Reclaimed water pipe" means a pipe used to carry reclaimed water.

(48) through (77) renumbered (49) through (78) No change.

62-610.463 Monitoring and Operating Protocol.

- (1) No change.

(2) The treatment facility shall include continuous on-line monitoring for turbidity before application of the disinfectant. Continuous on-line monitoring of total chlorine residual or for residual concentrations of other disinfectants, if used, shall be provided at the compliance monitoring point. Instruments for continuous on-line monitoring of turbidity and disinfectant residuals shall be equipped with an automated data logging or recording device and shall be routinely calibrated and maintained according to the manufacturer's operation and maintenance instructions. In accordance with Rule 62-610.320, F.A.C., the permittee shall develop, and the Department shall approve, an operating protocol designed to ensure that the high-level disinfection criteria will be met before the reclaimed water is released to the system storage or to the reclaimed water reuse system. The operating protocol shall be reviewed and updated as required in Rule 62-610.320, F.A.C. Reclaimed water produced at the treatment facility that fails to meet the criteria established in the operating protocol shall not be discharged into system storage or to the reuse system. Such substandard reclaimed water (reject water) shall be either stored for subsequent additional treatment or shall be discharged to another permitted reuse system requiring lower levels of preapplication treatment or to a permitted effluent disposal system.

- (3) through (4) No change.

62-610.468 Access Control and Advisory Signs.

- (1) through (3) No change.

(4) Advisory signs shall include the following text in English and Spanish: "Do not drink;" together with the equivalent The standard international symbol may be used in lieu of this wording.

(5) Advisory signs shall be posted adjacent to lakes or ponds used to store reclaimed water that are not located at the domestic wastewater treatment facilities. Advisory signs shall

be posted at decorative water features that use reclaimed water. Advisory signs at storage ponds or decorative water features shall include the following text in English and Spanish: “Do not drink” and “Do not swim:” together with the equivalent ~~The standard international symbols may be used in lieu of this wording.~~

(6) No change.

62-610.469 Application/Distribution Systems and Cross-Connection Control.

(1) through (2) No change.

(3) Except as specifically allowed in this paragraph, above ground hose bibbs (spigots or other hand operated connections) shall not be present. Hose bibbs shall be located in locked vaults, service boxes, or compartments which shall be clearly labeled as being of nonpotable quality (bearing the words in English and Spanish: “Do not drink” together with ~~or~~ the equivalent standard international symbol). Hose bibbs which can be only operated by a special tool may be placed in nonlockable vaults, service boxes, or compartments clearly labeled as nonpotable water (bearing the words in English and Spanish: “Do not drink” together with ~~or~~ the equivalent standard international symbol). Vaults, service boxes, and compartments meeting the requirements of this rule may be located above or below grade. For restricted access sites, the Department shall approve the use of hose bibbs that are not in vaults, service boxes, or compartments, if the applicant provides an affirmative demonstration in the engineering report that alternate means of securing the hose bibb will preclude unauthorized use of the hose bibb. If the Department approves alternate measures for securing hose bibbs for restricted access sites, the alternate control measures and the hose bibb shall be color coded and clearly labeled as being of nonpotable quality (bearing the words in English and Spanish: “Do not drink” together with ~~or~~ the equivalent standard international symbol).

(4) through (6) No change.

(7) Cross-connection control.

(a) through (e) No change.

(f) All reclaimed water valves and outlets shall be appropriately tagged or labeled (bearing the words in English and Spanish: “Do not drink” together with the equivalent standard international symbol) to warn the public and employees that the water is not intended for drinking. All piping, pipelines, valves, and outlets shall be color coded, or otherwise marked, to differentiate reclaimed water from domestic or other water. Effective January 1, 1996, underground piping which is not manufactured of metal or concrete, shall be color coded for reclaimed water distribution systems using Pantone Purple 522C using light stable colorants. Underground metal and concrete pipe shall be color coded or marked using purple as a predominant color. If tape is used to mark the pipe, the tape shall be permanently affixed to the top and each side of the pipe (three locations parallel to the

axis of the pipe). For pipes less than 24 inches in diameter, a single tape may be used along the top of the pipe. Visible, above-ground portions of the reclaimed water distribution system shall be clearly color coded or marked. New systems and expansions of existing systems for which permit applications are submitted to the Department on or after January 1, 1996, shall comply with this color coding standard. It is recommended, but shall not be required, that distribution and application facilities located on private properties, including residential properties, be color coded using Pantone Purple 522C.

(g) through (h) No change.

62-610.568 Monitoring and Operating Protocol.

(1) through (2) No change.

(3) The treatment facility shall include continuous on-line monitoring for turbidity before application of the disinfectant. Continuous monitoring for chlorine residual or for residual concentrations of other disinfectants, if used, shall be provided at the compliance monitoring point. Instruments for continuous on-line monitoring shall be equipped with an automated data logging or recording device and shall be ~~regularly~~ routinely calibrated and maintained according to the manufacturer’s operation and maintenance instructions.

(4) No change.

(5) Treatment facilities that are required to meet the drinking water standards shall sample the reclaimed water for parameters regulated as drinking water standards as follows:

(a) No change.

(b) Parameters listed as primary drinking water standards that are imposed as reclaimed water limits shall be analyzed monthly. After the first year ~~three months~~, the Department may revise the monitoring frequency or list of parameters based on the available monitoring results. In no case shall the frequency of this monitoring be reduced below quarterly.

(c) through (d) No change.

(6) through (12) No change.

62-610.652 Waste Treatment, Disinfection, and Monitoring.

(1) through (2) No change.

(3) Except as provided in Rule 62-610.668(2)(d), F.A.C., ~~Domestic~~ wastewater treatment or disinfection provided at the industrial facility before reuse of the reclaimed water at the industrial facility shall be subject to domestic wastewater permitting if the treatment or disinfection at the industrial site is needed to meet the minimum treatment and disinfection requirements imposed by this part of Chapter 62-610, F.A.C.

(4) No change.

(5) All requirements of Part III of Chapter 62-610, F.A.C., including minimum system size requirements, shall be met if reclaimed water will be used in open cooling tower applications, except as provided in Rules 62-610.668(2)(c) or (d), F.A.C.

(6) No change.

62-610.662 Setback Distances.

(1) through (3) No change.

(4) A 300-foot setback distance shall be provided from an open cooling tower that receives reclaimed water to the site property line, ~~unless the reclaimed water meets the full requirements of Part III of Chapter 62-610, F.A.C.~~ If the full requirements of Part III of Chapter 62-610, F.A.C., or of Rule 62-610.668(2)(d), F.A.C., are met, no setback distance from the cooling tower to the site property line shall be required.

(5) No change.

62-610.668 Cooling Water Applications.

(1) No change.

(2) Open cooling towers.

(a) Reclaimed water may be used in open cooling towers, if the requirements in ~~either Rules 62-610.668(2)(b), or (c), or (d),~~ F.A.C., are met.

(b) No change.

(c) As an alternative to the requirements in Rule 62-610.668(2)(b), F.A.C., all of the following requirements shall apply:

1. Preapplication waste treatment shall result in a reclaimed water that meets secondary treatment and basic disinfection ~~The preapplication treatment and disinfection requirements in Rule 62-610.652(1), F.A.C., shall apply.~~

2. and 3. No change.

4. The cooling tower shall be designed, operated, and maintained utilizing best engineering practices to control biological growth.

(d) As an alternative to the requirements in Rule 62-610.668(2)(b), F.A.C., all of the following requirements shall be met in the facility's industrial wastewater permit:

1. The high-level disinfection requirements of Rule 62-600.440(5), F.A.C.

2. The filtration requirements of Rule 62-610.460(3), F.A.C.

3. The continuous monitoring requirements of Rule 62-610.463(2), F.A.C.

4. In lieu of the operation, staffing, and reliability provisions in Rule 62-610.462, F.A.C., operation, maintenance, staffing and reliability requirements shall be addressed in the facility's industrial wastewater permit in accordance with applicable industrial wastewater rules.

5. The cooling tower shall be designed, operated, and maintained utilizing best engineering practices to control biological growth.

62-610.865 Blending of Demineralization Concentrate with Reclaimed Water.

(1) through (4) No change.

(5) Engineering report.

(a) through (b) No change.

(c) The engineering report shall evaluate the potential for salts and other constituents in the concentrate to adversely affect the infiltration/percolation capabilities of the soils in the reuse system. If the sodium adsorption ratio in the blend approaches or exceeds 15, it is recommended that sodicity hazards and impacts on soil infiltration/percolation be addressed in detail in the engineering report based on input from individuals having expertise in soils science.

(d) through (g) No change.

(6) through (7) No change.

(8) Monitoring.

(a) through (c) No change.

(d) Continuous monitoring equipment shall be equipped with an automated data logging or recording device and shall be ~~regularly~~ maintained and calibrated according to the manufacturer's operation and maintenance instructions.

(e) through (f) No change.

(9) through (13) No change.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Marine Resources

RULE NO.: RULE TITLE:
62R-5.900 Forms

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.52(3)(d)1., F.S., published in Vol. 25, No. 4, January 29, 1999, issue of the Florida Administrative Weekly:

62R-5.900 Forms.

Closed Season Crawfish Declaration Form (DEP#30-208), is hereby incorporated by reference, and copies can be obtained by contacting the Florida Department of Environmental Protection, Division of Marine Resources, Mail Station 655, Tallahassee, Florida 32399-3000. This form will be effective on _____.

Specific Authority 370.021, 370.1405 FS. Law implemented 370.1405(1) FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-13.005 Continuing Education for Biennial
Renewal

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 24, No. 53, of the December 31, 1998, issue of the Florida Administrative Weekly. The change is being made in response to written comments received from the staff of the Joint Administrative Procedure Committee. Subsection (8) of the rule shall be reworded to read as follows: "In addition to the continuing

medical education credits authorized above, former Board members shall receive up to a maximum of 5 hours of credit per biennium in the area of risk management for serving on the Board's probable cause panel."

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-14.0015
RULE TITLE: Notice to the Department of Mailing Address and Place of Practice of Licensee

NOTICE OF WITHDRAWAL

The Board of Osteopathic Medicine hereby withdraws the above-proposed rule, which originally was noticed in Vol. 24, No. 50, of the Florida Administrative Weekly on December 11, 1998.

**Section IV
Emergency Rules**

DEPARTMENT OF THE LOTTERY

RULE TITLE: Administrative Leave for Mentoring and Tutoring Activities
RULE NO.: 53ER99-10

SUMMARY OF THE RULE: The emergency rule sets forth the amount of administrative leave granted to employees who participate in mentoring and/or tutoring activities at schools.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER99-10 Administrative Leave for Mentoring and Tutoring Activities.

(1) Each employee shall be granted up to one and one-half (1 1/2) hours of administrative leave per week, including up to thirty minutes of travel time, for participation in tutoring and/or mentoring activities in local education programs.

(2) Any employee, including an employee without children and an employee who does not have school-age children, may participate in the mentoring and tutoring activities in local public or private schools, including preschools, kindergarten, and grades one (1) through twelve (12). Mentoring and tutoring activities include the following:

(a) Tutoring assignments, guest speaking, assisting in career day activities;

(b) Participation in the Partners for Excellence Program, After-School Homework Center Program or the Take Stock in Children Program; and

(c) Other mentoring and tutoring activities or programs with local schools in which the employee's participation is pre-approved by the Lottery.

(3) Initial and continued participation in tutoring or mentoring activities will be contingent upon the operational requirements of the Lottery and upon approval from the employee's immediate supervisor.

(4) If an employee does not use administrative leave as authorized in this section, the employee shall not accrue or be paid for such unused leave.

Specific Authority 24.105(10)(j), 24.109(1) FS. Law Implemented 24.105(20)(d) FS. History--New 3-4-99.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: March 4, 1999

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game 20 Specifics
RULE NO.: 53ER99-12

SUMMARY OF THE RULE: This emergency rule replaces 53ER98-40, F.A.C. Instant Game Number 20 Specifics, "WIN A MILLION," will be sold by Florida Lottery retailers on a date determined by the Secretary of the Department. The rule sets forth the specifics of the game, procedures to be followed on how to play the game, and the number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER99-12 Instant Game 20 Specifics.

(1) Name of Game. Instant Game Number 20 "WIN A MILLION."

(2) Price. WIN A MILLION tickets sell for \$3.00 per ticket.

(3) WIN A MILLION Lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VIRN under the latex area on the ticket. To be a valid winning WIN A MILLION Lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any WIN A MILLION Lottery ticket, the VIRN number under the latex shall prevail over the bar code.