

IF REQUESTED IN WRITING 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: 3:00 p.m., May 4, 1999

PLACE: Room 324, Collins Building, 107 W. Gaines Street, Tallahassee, FL 32310

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr, Executive Director, Board of Orthotist and Prosthetists, 2020 Capital Circle, Southeast, BIN #C09, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-4.200 Provisional License.

(1) Upon approval of an application for provisional licensure, the licensee shall submit a Provisional Supervisor Form, DH 1282, effective March, 1999, which is hereby incorporated by reference, within 30 days of the issuance of the license number.

(2) If, for any reason, supervision is terminated by the supervisor submitted on the Provisional Supervisor Form, the licensee and the supervisor must notify the Board office in writing within five business days of the date of termination. The licensee must submit a new Provisional Supervisor Form within 30 days.

(3) Upon completion of the provisional licensure period by persons licensed pursuant to Section 468.805(2), F.S., the licensee shall submit verification signed by the applicant's qualified supervisor(s), which shall verify that the applicant has worked under the supervision of the qualified supervisor(s), and the number of months worked. The licensee shall also submit the licensure fee provided in Rule 64B14-2.001(2).

Specific Authority 468.802 FS. Law Implemented 468.805(2) FS. History--New 12-10-98, Amended _____,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists and Prosthetists

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 15, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 13, 1998

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

RULE NO.:

RULE TITLE:

4-211.002

Insurance Procedures

General Procedures

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., Florida Statutes, published in Vol. 24, No .40, October 2, 1998, in the Florida Administrative Weekly:

~~4-211.002(15)(12) An applicant for certification as a health care risk manager shall complete and submit the following forms:~~

~~(a) Form DI4-348, "Application for Certification as Health Care Risk Manager," rev. 4/94; and either~~

~~(b) Form DI4-349A, "Certificate of Employment for Health Care Risk Managers," rev. 2/94; or~~

~~(c) Form DI4-349B, "Certificate of Employment for Health Care Risk Managers," rev. 11/93.~~

(16) through (37) renumbered (15) through (36) No change.

Add 626.865, 626.9916 and 626.928, F.S. to law implemented.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards, Bureau of Liquefied Petroleum Gas Inspection

RULE NOS.:

RULE TITLES:

5F-11.002

Standards of National Fire

5F-11.004

Protection Association Adopted
Bureau of Liquefied Petroleum Gas
Inspection Forms

5F-11.028

Installation of Containers on Roofs
of Buildings

NOTICE OF CHANGE

THE TEXT OF THE PROPOSED RULE CHANGES ARE:

PART I – GENERAL

5F-11.002 Standards of National Fire Protection Association Adopted.

(1) The standards of the National Fire Protection Association for the storage and handling of liquefied petroleum gases as published in NFPA No. 58, LP-Gas Code 1998 edition,

and for gas appliances and gas piping as published in NFPA No. 54, American National Standard National Fuel Gas Code, 1996 edition, shall be the accepted standards for this state, subject to such additions and exceptions as are set forth in these rules. Reference to NFPA 58 and NFPA 54 in these rules shall be to the most recent edition as adopted herein.

(a) The compliance date referenced in Section 2-3.1.5, NFPA 58, with regard to equipping cylinders with an overfill prevention device is extended to July 1, 1999.

(b) The compliance date referenced in Section 3-2.10.11, NFPA 58, with regard to installation of manually operated remote emergency shutoff devices is extended to September 1, 1999.

(c) Tentative Interim Amendment 98-1 to the 1998 edition of NFPA 58, issued by the National Fire Protection Association Standards Council in regard to Section 5-4 entitled "Storage Outside of Buildings" and the related appendices, is hereby adopted.

Specific Authority 527.06 FS. Law Implemented 527.06 FS. History—New 8-7-80, Formerly 4A-1.01, Amended 7-18-85, Formerly 4B-1.01, Amended 10-8-86, 2-6-90, 8-9-92, Formerly 4B-1.001, Amended 7-20-95, 7-23-97, _____.

5F-11.004 Bureau of Liquefied Petroleum Gas Inspection Forms.

(2) Copies of all forms listed above may be obtained through the Department of Agriculture and Consumer Services, Bureau of Liquefied Petroleum Gas Inspection, 3125 Conner Blvd., Suite N, Tallahassee, Florida 32399-1650.

Specific Authority 527.06 FS. Law Implemented 527.06, 527.061, 527.055 FS. History—New 6-8-88, Amended 2-5-91, 3-18-92, Formerly 4B-1.034, Amended 7-20-95, _____.

PART III – CONTAINERS

5F-11.028 Installation of Containers on Roofs of Buildings.

(1) In addition to the requirements of Section 3-2.5, NFPA 58, the following shall apply to all proposed installations of containers on roofs of buildings:

(a) Site plans shall be submitted for approval to the Bureau of Liquefied Petroleum Gas, indicating the type of building construction, location and size of container(s), location of any building openings, location of any equipment to be installed or existing on the roof; construction of the container fill line and any other pertinent information.

(b) The proposed ~~installation~~ location must be reviewed and approved by the Bureau of Liquefied Petroleum Gas and local building and fire officials or other such authority having jurisdiction.

(c) The gas supplier shall submit to the Bureau documentation of training as required by Section 1-5, NFPA 58, and written filling procedures for personnel involved in the filling of containers on roofs.

(d) Approval of rooftop installations shall be based on the requirements of Chapter 527, Florida Statutes, this rule chapter, and NFPA 58.

Specific Authority 527.06 FS. Law Implemented 527.06, 527.062 FS. History—New _____.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE CHAPTER NO.: RULE CHAPTER TITLE:

9B-43 Florida Small Cities Community Development Block Grant Program

RULE NOS.: RULE TITLES:

9B-43.003	Definitions
9B-43.004	Eligible Applicants
9B-43.006	Application Procedures for All Categories
9B-43.007	Scoring System
9B-43.009	Program Requirements for Housing
9B-43.014	General Grant Administration for All Categories

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 Volume 25, No. 5, February 5, 1999, issue of the Florida Administrative Weekly. Minor typographical, spelling or syntax errors were corrected throughout these documents.

9B-43.003 Changes were made as follows:

The definition was clarified to read:

(8) Authorized signature" means the original signature of the Chief Elected Official or the signature of a person who is designated by an authorizing document of the local government (such as a charter, resolution, code or ordinance) to sign CDBG related documents. If a signature other than the Chief Elected Official is submitted, a copy of the authorizing document must accompany that signature.

(51) The citation should be corrected to read: "or as otherwise clarified in 24 C.F.R. Part 570.483(b)(4)."

9B-43.004 Sections (1) through (4) were revised as follows:

(1) Individual Applicants. An eligible applicant may submit an individual application to undertake eligible activities within its jurisdiction.

(2)(a) Individual Applicants with activities outside their jurisdiction. An eligible applicant's activities may extend beyond its jurisdiction, provided the areas outside its jurisdiction are eligible. The applicant must have legal authority to provide such services or undertake such activities and be supported by a signed interlocal agreement executed by both eligible local governments.

(a)(b) An eligible individual applicant may apply to undertake a portion of an eligible Neighborhood Revitalization activity in an otherwise eligible location outside its jurisdiction or service areas, if it can demonstrate that the activities are necessary to meet the needs of the beneficiaries of the activities undertaken within its jurisdiction or service areas, and are consistent with state and local law. (For example, it may be necessary from an engineering perspective for a water line to be extended outside the service area or outside the jurisdiction to "loop" the water line for safety and health reasons, and for proper functioning of the water system.) Any benefit to persons outside the jurisdiction or service area must be an indirect benefit and only be incidental to the like activity undertaken within the jurisdiction or service area. Indirect benefit to persons outside the jurisdiction or service area shall not be used to establish activity eligibility or for scoring purposes. All service area residents shall reside within the jurisdiction of the local government submitting the individual application. If an eligible applicant proposes a Housing activity outside its jurisdiction, it shall document in the application that the activity relates to other community development activities being proposed, and that the beneficiaries of each activity are low and moderate income persons. All beneficiaries shall reside within the jurisdiction of the local government submitting the individual application.

(b)(e) An eligible individual applicant may apply to undertake Economic Development infrastructure activity outside its jurisdiction, if it can demonstrate that the infrastructure activities outside its jurisdiction are necessary to meet the needs of a job-creating Participating Party. If an eligible applicant proposes a Neighborhood Revitalization activity outside its jurisdiction or the service area, it shall document in the application that the activity relates to other community development activities being proposed within the service area and that the only beneficiaries of each activity are residents of the service area. All service area residents shall reside within the jurisdiction of the local government submitting the individual application.

(1) The job creation location may either be within the jurisdiction of the applying local government connecting to infrastructure outside its jurisdiction owned and operated by another public or private entity, or

(2) The job creation location may be outside the jurisdiction of the applying local government if that local government owns the necessary infrastructure (treatment, production, or storage) to be connected to the job creation location on behalf of the Participating Party.

(3) In either case, liability for CDBG performance and compliance with all applicable rules and regulations rests with the applying local government.

(c) In all instances where an individual eligible applicant proposes activities both inside and outside its jurisdiction as provided in this paragraph, the following shall be required:

1. A written Interlocal Agreement shall be executed by all local governments in whose jurisdictions the CDBG activities are to be undertaken. The Interlocal Agreement must authorize the applying local government to undertake the activities outside its jurisdiction, giving the concurrence of the other local government(s) with the activity and committing resources by one or both local governments to maintain the activity. Such an Interlocal Agreement must be submitted with the application for funding.

2. Each local government signing an Interlocal Agreement shall certify that all activities, project areas, service areas, and job creation locations are not inconsistent with that local government's comprehensive plan.

3. The application shall contain excerpts of the comprehensive plans of all local governments in whose jurisdiction activities will take place that document that all activities, project areas, service areas, and job creation locations are not inconsistent with that local government's comprehensive plan.

~~(d) In instances where an individual eligible applicant proposes activities both inside and outside its jurisdiction, a written Interlocal agreement shall be executed authorizing the applicant to undertake the activities outside its jurisdiction, giving the concurrence of the other local government with the activity and committing resources by one or both local governments to maintain the activity. Such an Interlocal agreement must be submitted with the application for funding.~~

(3)(2) Joint Applicants.

(a) Eligible local governments applicants may submit a joint application to address a shared problem, the solution to which requires the common action of the applying local governments joint applicants. One local government shall be designated as the lead agency responsible for the administration of the grant. Both applicants must be eligible under the provisions of this rule. All provisions of this rule relating to past performance by any local government and future penalties to be assessed against any local government shall apply to all parties to the joint application.

~~(b)(a) Joint applicants shall execute a written Interlocal agreement authorizing the applicants to undertake the activity, giving the concurrence of both local governments with the activity, delineating the responsibilities of each local government, and committing resources by one or both local governments to maintain the activity. Such applicants must submit an Interlocal agreement must be submitted with their application for funding.~~

~~(b) If a joint application proposes an activity outside its jurisdiction or service area, it shall document in the application that the activity relates to the other community development activities being proposed within the service area and that the beneficiaries of each of the activities are only the service area~~

~~residents. All service area residents shall reside within the jurisdiction of the local governments submitting the joint application.~~

(c) Each local government signing an Interlocal Agreement shall certify that all activities, project areas, service areas, and job creation locations are not inconsistent with that local government's comprehensive plan;

(d) The joint application shall contain excerpts of the comprehensive plans of all local governments in whose jurisdiction activities will take place that document that all activities, project areas, service areas, and job creation locations are not inconsistent with that local government's comprehensive plan;

(e) The maximum amount of grant funds that may be applied for in a joint application shall be no more than the aggregate amount of the local government's individual eligibility or \$750,000, whichever is less; and

(f) The mean average of the Community Wide Needs Scores of the applying local governments shall be used for scoring purposes.

(4)(3) The applicants submitting a joint application under either the Housing or Neighborhood Revitalization or Commercial Revitalization category cannot submit an individual application under any of these three categories, but may submit an additional individual or joint application under the Economic Development category.

~~(4) The eligible applicant may submit an additional joint or individual application under the Economic Development category.~~

(8) The addition at the end of the first sentence was modified to read: ". . .or, in the case of economic development applications, thirty days prior to receipt of the application by the Department."

9B-43.006 The following changes were made: The changes in the Application Forms referenced in this section are addressed at the end of this summary.

(6)(a)2. The first sentence was edited to read: "2. If a required an annual local government audit or attestation statement from a local government with an open or administratively closed grant, . . ."

9B-43.007 No change.

9B-43.009 No change.

9B-43.014 (1)(a), the first sentence remained the same. The next two sentences now read: "Any procurement which requires publication in a newspaper shall be published in a daily newspaper of general circulation distributed in a nearby OMB designated metropolitan statistical area (MSA). Alternatively, a local government may substitute such notice with a combination of local newspaper publication and mailed announcements to potential bidders/proposers which generates at least three responsible and responsive bids or proposals." The last two sentences of the paragraph are unchanged.

Forms referenced in the rule were also discussed and changes reviewed including the following:

1. The revisions to four Small Cities CDBG Application Manuals (CDBG Forms – H, N, C and E) were discussed at both public hearings. In the instructions in all four manuals (page 4 of the instructions and page 15 of the application of CDBG – H, page 4 of the instructions and Page 20 of the application of CDBG – N, pages 34 and 35 of CDBG – E, and page 6 and 44 of CDBG – C) any reference to the local government comprehensive plan using the terms "...in conformance with..." were changed to "...not inconsistent with . . ."

2. As a result of a recent change in HUD regulations, Hasidic Jews were added to the Pre-Application or other Survey Forms in each manual.

Changes incorporated in each manual were as follows: Form CDBG – H, the draft Housing Application Manual, no negative public comments were made and no changes were made.

Form CDBG – N, the draft Neighborhood Revitalization Application Manual, was revised after public comment as follows:

1. Page 15 of the Instruction and page 13 of the Application Forms were revised to eliminate "Percentage of Project Cost" scoring. The 75 points referenced in this section were reincorporated into the other Project Impact scores following on the last version of the rule except where otherwise modified.

2. On Page 16 of the application, under Option C., information reference was included about the new FEMA Project Worksheet which will soon replace the DSR form referenced in this section.

3. Technical corrections were made on page 15 of the application to add "and" and the "Yes" and "No" sections included on the preceding page.

Form CDBG – C, the draft Commercial Revitalization Application Manual, was revised after public comment as follows:

1. On page 27, the need for specifying the Census Place, Tract and Block Group were explained as follows: If your application uses Census Data to define eligibility of your project area, please indicate the parameters according to Place, Tract and Block Group.

2. Page 17 and page 40 were revised to eliminate "Percentage of Project Cost" scoring. The 70 points referenced in this section were reincorporated into the other Project Impact scores following on the last version of the rule except where otherwise modified.

Form CDBG – E, the draft Economic Development Application Manual, was revised after public comment as follows:

1. The forms for Sources and Use of Funds were revised and reordered. A new form was added under CDBG-E-3, page 13, to describe "TOTAL OTHER FUNDS NECESSARY FOR COMPLETION OF THE PROJECT" and a new summary form (page 14) was added.

2. Under Project Impact, II.D., the section on "Percentage of Project Cost Score" on page 15 was removed. The 70 points referenced in this section were reincorporated into the other Project Impact scores following on the last version of the rule except where otherwise modified.

For further information, contact Dr. Susan M. Cook, Community Program Administrator, at 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call (850)487-3644.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: RULE CHAPTER TITLE:

14-85 Logo Sign Program

RULE NO.: RULE TITLE:

14-85.004 Logo Sign Program

NOTICE OF CHANGE

SUMMARY OF CHANGE: The rule amendment as proposed is changed in response to questions from the Joint Administrative Procedures Committee. The changes are summarized as follows:

1. 14-85.004(10)(d)6. is revised to read as follows:

"6. Any full service or self service gas business willing to provide gas pumping service to motorists with disabilities during the hours the business is open shall display the International Symbol for Access for the Handicapped (Symbol D9-6 Manual on Uniform Traffic Control Devices) on its business logo. The symbol shall be a minimum of 150 mm (six inches) wide by 150 mm (six inches) tall and a maximum of 200 mm (eight inches) wide by 200 mm (eight inches) tall for the mainline business logo. These dimensions shall be reduced by one half for corresponding ramp business logos. The symbol shall be located in the upper left hand corner of the business logo and shall be positioned in such a way as to cause minimal interference with the artwork. Gas category businesses may elect to participate at the next permit renewal date, or, in the case of a new participant, with the first permit fee payment submitted. Permit fees will be in accordance with 14-85.004(11)(b)3. and 14-85.004(11)(e)4. Following the

approval of the initial or renewed application, the program administrator will fabricate and install the reflective metal construction symbols for two mainline signs and two ramp signs. Gas category businesses interested in providing this service should contact the program administrator. In order to participate, a gas business shall demonstrate that:"

2. A new 14-85.004(11)(b)3. is added which reads as follows:

"3. For an initial permit application for a full service or self service gas business willing to provide gas pumping service to motorists with disabilities, the permit fee for the initial year of participation will be \$1,200. Subsequent annual permit renewals will be at the rate of \$1,000."

3. 14-85.004(11)(e)4. is revised to read as follows:

"4. For an annual renewal for a full service or self service gas business willing to provide gas pumping service to motorists with disabilities, the first year permit fee will be \$1,200. Subsequent annual permit renewals will be at the rate of \$1,000. Failure to submit the Annual Permit Renewal by December 1, will result in expiration of the permit and removal of the business logo sign from the display panel. Should the business subsequently reapply for a permit, such reapplication will be processed as an initial permit application in accordance with this section."

4. In addition to the changes to the rule, the form will be revised to add a new 4.J. under the GAS category, which will read as follows:

"J___ Business wishes to display the international symbol for access to the handicapped."

Notice was published in Florida Administrative Weekly, Vol. 25, No. 6.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

DOCKET NO.: 98-44R

RULE CHAPTER NO.: RULE CHAPTER TITLE:

18-20 Florida Aquatic Preserves

RULE NO.: RULE TITLE:

18-20.006 Cumulative Impacts

NOTICE OF WITHDRAWAL

Notice is hereby given that the repeal for the above rule, as noticed in Vol. 24, No. 39, September 25, 1998, Florida Administrative Weekly, has been withdrawn.

FLORIDA PAROLE COMMISSION

RULE NO.: 23-15.050
 RULE TITLE: Loss Control Management
 NOTICE OF WITHDRAWAL

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

PUBLIC SERVICE COMMISSION

Docket No.: 980253-TX
 RULE NOS.: 25-4.300, 25-4.301, 25-4.302
 RULE TITLES: Scope and Definitions, Applicability of Fresh Look, Termination of LEC Contracts

NOTICE OF CANCELLATION

The Florida Public Service Commission announces the cancellation of a prehearing noticed in Docket No. 980253-TX. DATE AND TIME: April 19, 1999, 1:30 p.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need Office

RULE NO.: 59C-1.031
 RULE TITLE: Medicare Certified Home Health Agencies

NOTICE OF WITHDRAWAL

The Agency for Health Care Administration hereby gives notice that it is withdrawing the proposed amendments to rule 59C-1.031 which were published in Vol. 24, No. 27, Florida Administrative Weekly, July 2, 1998. Revised proposed amendments are expected to appear elsewhere in this edition of the F.A.W.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

RULE NO.: 61G3-16.006
 RULE TITLE: Restricted Barber License

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the above referenced proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 24, No. 42, October 16, 1998, issue of the Florida Administrative Weekly.

Subparagraph (2) of the proposed rule shall read as follows:

(2) Individuals who seek to be eligible to take the licensure examination for a restricted license to practice barbering by holding or having held within the five years immediately preceding the date of application an active valid license, certificate, or registration to practice barbering which has been issued by another state or country, shall provide with

their application a copy of all licenses, certificates, or registrations issued to the applicant by any other state or country; together with a statement from each agency, organization, or authority that issued the licenses, certificates, or registrations which is dated within three months of the date of the application, and which states that the applicant has not been disciplined by the agency, organization, or authority for acts related to the practice of barbering within the previous five years.

All remaining text of the proposed rule not specifically addressed by this Notice of Change shall remain as published in the original Notice of Proposed Rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ed Broyles, Executive Director, Barbers' Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: 61J2-10.039
 RULE TITLE: Property Management Disclosure

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 24, No. 46, November 13, 1998, Florida Administrative Weekly, has been declared invalid and is, therefore, withdrawn.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-7.001
 RULE TITLE: Licensure Examinations

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. 4, of the January 29, 1999, issue of the Florida Administrative Weekly. The Board, at its telephone conference meeting on March 24, 1999, voted to make changes to the rules in response to comments received at a public hearing. The changes are as follows:

1. Subsection (8)(a), shall be reworded to read as follows, "(a) There shall be two types of examinations. A candidate may choose either a generalist examination covering microbiology, serology/immunology, clinical chemistry, hematology and immunohematology or an examination in histology. A candidate may alternately choose to take either one of the generalist medical laboratory technician or medical technologist examinations administered by the American Society of Clinical Pathologists (ASCP), the National Certification Agency for Medical Laboratory Personnel (NCA), or American Medical Technologists (AMT) or the

technician histology or technologist histology examination administered by the American Society of Clinical Pathologists (ASCP)."

2. In subsection (8)(b), the American Society of Clinical Pathology shall be corrected to the American Society of Clinical Pathologists.

3. Subsection (8)(c) shall be reworded to read, "(c) The applicant shall be licensed as a technician in the speciality of histology upon passage of the state histotechnician examination or the histotechnician or histotechnologist examination administered by the American Society of Clinical Pathologists (ASCP)."

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-4.0015
RULE TITLE: Security and Monitoring
Procedures for Licensure
Examination.

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. 24, No. 48, November 25, 1998, issue of the Florida Administrative Weekly. Corrected, rule 64B14-4.0015 shall read as follows:

64B14-4.0015 Security and Monitoring Procedures for Licensure Examination.

The Board adopts by reference Department of Health Rule 64B-1.010, F.A.C., effective September 7, 1998 as its rule governing examination security and monitoring.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Orthotist and Prosthetists/MQA, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: 65C-14.004
RULE TITLE: On-Site Visits

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 2, January 15, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: 65C-15.004
RULE TITLE: On-Site Visits and Complaint
Investigation

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 2, January 15, 1999, Florida Administrative Weekly has been withdrawn.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE: Retailer Sales Incentive Program
RULE NO.: 53ER99-13

SUMMARY OF THE RULE: The rule describes the Florida Lottery Retailer sales incentive program for all eligible Florida Lottery instant and on-line retailers.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER99-13 Retailer Sales Incentive Program.

(1) Beginning March 29, 1999, through June 27, 1999, the Florida Lottery will conduct a Retailer Sales Incentive Program (RSIP) for all eligible instant and on-line Retailers. Retailers may earn additional commission if their sales exceed their established goals for the RSIP period.

(2) Each eligible Retailer will be given a sales goal which will be the Retailer's actual sales for the base period March 30, 1998, through June 28, 1998, as adjusted in accordance with subparagraph (4)(b) below.

(3) Participation in the RSIP shall include all Retailers that became active on or before March 30, 1998, had no more than two dishonored electronic transfers during the base period, and remained active up to and throughout the RSIP period. Retailers whose locations experienced a change in ownership, as defined by Rule 53ER94-21(3), F.A.C., after March 30, 1998, are also eligible, provided that the original retailer contract was not terminated prior to the filing of the new retailer application.

(4) Calculation of Instant and On-Line Sales Goals.

(a) A Retailer that was an active instant only Retailer on or before March 30, 1998, will be given a sales goal based only on the Retailer's instant ticket sales for the period March 30, 1998, through June 28, 1998. Any RSIP commission will be based upon instant ticket sales only.