

Section III

Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Law Enforcement

RULE NO.: RULE TITLE:
62N-24.010 Pinellas County Boating Restricted Areas

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 20, in the May 21, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Law Enforcement

RULE NO.: RULE TITLE:
62N-24.011 Okeechobee Waterway Boating Restricted Areas

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 16, in the April 23, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:
64B10-11.001 Application for Examination

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 11, March 19, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:
64B10-11.004 Examination Review 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., F.S., published in Vol. 25, No. 11, March 19, 1999, issue of the Florida Administrative Weekly. The changes are in response to comments provided by the staff of the Joint Administrative Procedures Committee. Subsection (2) of the rule shall now read as follows:

(2) The actual costs of the examination review shall be borne by the applicant.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 2020 Capital Circle, S. E., Bin #04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:
64B10-15.0021 Approved Providers

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Nursing Home Administrators hereby gives notice of an additional public hearing on the above-referenced rule to be held on August 13, 1999, at 9:00 a.m., or shortly thereafter, at the Radisson Hotel, 415 N. Monroe Street, Tallahassee, Florida. The rule was originally published in Vol. 25, No. 11, of the March 19, 1999, Florida Administrative Weekly. This additional hearing is being held in response to comments received from the Joint Administrative Procedures Committee and also comments provided by the Board members at the May 13-14, 1999 board meeting.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.: RULE TITLE:
64B11-4.001 Use of Prescription Devices

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. 14, April 19, 1999, issue of the Florida Administrative Weekly. The changes to this rule are in response to comments provided by the staff of the Joint Administrative Procedures Committee. Subsections (1)(d) and (2)(d) of this rule shall now read as follows:

(1)(d) Supervised treatment sessions shall be conducted under the supervision of licensed occupational therapists and occupational therapy assistants who have completed an eight (8) hours course in the use of electrical stimulation devices and five (5) supervised treatments or licensed physical therapists and physical therapist assistants trained in the use of electrical stimulation devices. Treatment supervisors must have a minimum of 24 months prior experience in the use of electrical stimulation devices.

(2)(d) Supervised treatment sessions shall be conducted under the supervision of licensed occupational therapists and occupational therapy assistants who have completed an eight (8) hour course in the use of ultrasound devices and five (5)

supervised treatments or licensed physical therapists and physical therapist assistants trained in the use of ultrasound devices. Treatment supervisors must have a minimum of 24 months prior experience in the use of ultrasound devices.

In addition, the following technical changes are being made to Subsection (1)(f):

(1)(f) Any occupational therapist or occupational therapy assistant who uses such electrical stimulation device shall, upon request of the Board or the Department present proof that he or she has obtained the training required by this rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Occupational Therapy/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.:

64B11-4.002

RULE TITLE:

Occupational Therapy Aides and
Other Unlicensed Personnel
Involved in the Practice of
Occupational Therapy

SECOND 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. 14, April 9, 1999, issue of the Florida Administrative Weekly. The changes to this rule are in response to comments provided by the staff of the Joint Administrative Procedures Committee. Subsections (4) and (5) of this rule shall now read as follows:

(4) Occupational therapy aides may perform ministerial duties, tasks and functions without direct supervision which shall include, but not be limited to:

(a) Clerical or secretarial activities.

(b) transportation of patients/clients.

(c) Preparing, maintaining or setting up of treatment equipment and work area.

(d) Taking care of patients'/clients' personal needs during treatment.

(5) Occupational therapy aides shall not perform tasks that are either evaluative, assessive, task selective or recommending in nature which shall include, but not be limited to:

(a) Interpret referrals or prescriptions for occupational therapy services.

(b) perform evaluative procedures.

(c) Develop, plan, adjust, or modify treatment procedures.

(d) Act on behalf of the occupational therapist in any matter related to direct patient care which requires judgment or decision making except when an emergency condition exists.

(e) Act independently or without direct supervision of an occupational therapist.

(f) Patient treatment.

(g) Any activities which an occupational therapy aide has not demonstrated competence in performing.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Occupational Therapy/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that on June 4, 1999, the Florida Public Service Commission received a Petition from Southeast Pay Telephone, Inc. (Docket No. 990717-TC), seeking waiver of Rule 25-24.515(13), Florida Administrative Code. The rule requires that all pay telephone stations allow incoming calls to be received. The locations of the pay telephone stations are as follows: Burns Linton Shell, 380 W. Linton Boulevard, Delray Beach, FL; and Burns Linton/Congress Shell, 2100 W. Linton Boulevard, Delray Beach, FL. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0863, within 14 days of publication of this notice.

A copy of the Petition may be obtained from: Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770.

For additional information, contact: Donna Clemons, Division of Legal Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6199.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection gives notice of its intent to issue a variance from the provisions of Rules 62-4.242(2)(a)2.b. and 62-4.224(5)(c), Florida Administrative Code (File No. 52-0126541) to the U.S. Army Corps of Engineers, c/o Richard E. Bonner, P.E., Jacksonville District, Post Office Box 4970, Jacksonville, Florida 32232-0019, to allow water quality within the Outstanding Florida Water to be lowered as a result of the proposed activity for a period