

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE TITLES: RULE NOS.:

Citrus Budwood Protection Procedure Manual, Citrus Budwood Testing Manual, and Graft-transmissible Diseases of Citrus: Handbook for Detection and Diagnosis	5B-60.004
Citrus Nursery Stock Propagation and Planting Parent Trees	5B-60.006
Scion Trees	5B-60.007
Increase Trees	5B-60.009
Validated Trees	5B-60.010
Source Tree Registration Certificate	5B-60.011
Procedure for Identifying and Recording Citrus Nursery Stock	5B-60.012
Stop-Sale Notice or Hold Order (DACS-08016)	5B-60.013
Fees	5B-60.014
Exemptions	5B-60.015
	5B-60.016

**PURPOSE AND EFFECT:** The purpose of this rule development is to amend Rule Chapter 5B-60 to stipulate that validated increase blocks that originate from registered increase trees must be tested between the 10th and 12th month to qualify for the full 24 month use, which will make this testing consistent with the other testing in the rule. This will reduce the likelihood of propagating disease; to specify that the Certificate of Source Tree Registration for increase blocks shall be valid for a period of 24 months. The effect will be to reduce grower registration costs and eliminate some office paperwork; and to change the fees to more fully reflect the cost of the service. Fees will increase the cost of primary source material but should encourage privatization of budwood sources and preserve department germplasm for use as source material. Overall effect on the cost of nursery tree production should be minor as nursery trees are increased from the initial primary source material and are not individually subject to the fee increase.

**SUBJECT AREA TO BE ADDRESSED:** Rule 5B-60.011 Validated Tree, Rule 5B-60.012 Source Tree Registration Certificate, Rule 5B-60.015 Fees, and the numbering of the forms throughout the Rule Chapter are changed to reflect the new forms numbering system.

**SPECIFIC AUTHORITY:** 570.07(23), 581.031(1),(3),(8) FS.  
**LAW IMPLEMENTED:** 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS.

IF REQUESTED 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., October 1, 1999

PLACE: Division of Plant Industry, Cowperthwaite Building Auditorium, 3027 Lake Alfred Road, Winter Haven, FL 33881  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-60.004 Citrus Budwood Protection Procedure Manual, Citrus Budwood Testing Manual, and Graft-transmissible Diseases of Citrus: Handbook for Detection and Diagnosis.

The regulations, definitions, and standards in Citrus Budwood Protection Procedure Manual, effective 9-30-96, Citrus Budwood Testing Manual, Revised 3-4-98, and C. N. Rostacher, Graft-transmissible Diseases of Citrus: Handbook for detection and diagnosis. (Food and Agricultural Organization of the United Nations, Rome, 1991) are hereby adopted as regulations and rules under the Division of Plant Industry, pursuant to Chapter 581, F.S. Copies may be obtained by contacting the Secretary of State's Office, Tallahassee, Florida. Copies are available for examination at the Florida Department of Agriculture and Consumer Services, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881-1438, and the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Plant Pathology Section, 1911 S. W. 34th Street, Gainesville, Florida 32608.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(23), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98.

5B-60.006 Citrus Nursery Stock Propagation and Planting.

(1) Effective January 1, 1997, it shall be unlawful for anyone to propagate or plant citrus nursery stock which is not produced in accordance with the provisions of the Citrus Budwood Protection Program. Citrus nursery stock propagated prior to January 1, 1997, shall not be subject to these provisions. Participation in the Citrus Budwood Protection Program shall not imply any warranty on the part of the nurserymen, certified laboratories, the department, or any employee thereof.

(2) Prior to propagating all dooryard, own-use and commercial citrus nursery stock, unless exempted in 5B-60.016, nurserymen and growers shall make application to produce citrus nursery stock on Form DACS-08066 PI-66. Form DACS-08066 PI-66 is effective 9-30-96, and is

hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. Applicants must agree to comply with all the conditions which apply to the Citrus Budwood Protection Program as specified in this rule chapter.

(3) Commercial citrus nursery stock shall be propagated according to the following provisions unless exempted in 5B-60.016.

(a) Propagative material including budwood, air-layers, and cuttings shall be from parent trees, foundation trees, scion trees, increase or validated trees for which a Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) has been issued as specified in 5B-60.012. Form DACS-08072 ~~PI-72~~ is effective \_\_\_\_\_ 9-30-96, and is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(b) Budwood shall be taken under the direct supervision of a witness authorized by the department. Budwood from each source tree shall be wrapped separately. Each bundle shall be labeled showing variety, the tree identification number, and the number of buds counted or estimated.

(c) All propagative material data shall be recorded on a registered budcutting report (DACS-08172) (~~PI-172~~) and submitted to the Bureau of Citrus Budwood Registration at the time of collection. Form DACS-08172 ~~PI-172~~ is effective \_\_\_\_\_ 9-30-96, and is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881-1438.

(d) Propagations from each source tree shall be maintained in nursery rows or on greenhouse benches so that each group can be traced back to an individual source tree. Nurserymen shall use permanent tags to label each separate group of propagation with the source tree registration number.

(e) When budding seedlings, only seedlings that previously have not had a bud inserted in them shall be used. If rebudding is necessary, buds from the same registered source as the original bud shall be used.

(f) Propagative material used for topworking shall be from parent trees, foundation trees, scion trees, increase trees, or validated trees.

(g) Seed used for propagation shall be from parent trees, foundation trees, scion trees, or from a seed source tree. Seed imported into the State for propagation shall be certified by an

authorized representative of the department of agriculture of the state or country of origin as meeting the requirements of a seed source tree.

(h) The nurseryman may at his own risk propagate trees from a prospective scion tree at any time after the parent tree is registered and the prospective scion tree has been tested and found free of severe strains of citrus tristeza virus (registration pending). If the prospective scion tree is found not to be horticulturally true-to-type or to have any other genetic deficiency that would disqualify it for registration, the progeny of the prospective scion tree shall be destroyed by and at the expense of the owner within 30 days of the detection.

(i) Commercial citrus nursery stock shall be in compliance with Rule Chapter 5B-44, Nematodes of Citrus and, based on a visual inspection by the department, free of psorosis.

(4) Dooryard citrus nursery stock shall be propagated according to the following provisions unless exempted in 5B-60.016.

(a) Propagative material including budwood, air-layers, and cuttings shall be taken from a parent, scion, foundation, increase, validated tree, or from a dooryard source tree which meets the following conditions:

1. Based on an annual visual inspection, free of recognizable symptoms of psorosis, citrus viroids, tatterleaf virus, Florida gummosis, citrus blight, decline, leprosis, and other quarantinable pests;

2. Tested within the past 12 months and found free of severe strains of citrus tristeza virus, effective May 1, 1998;

3. Vigorous, adequately identified to horticultural type and has borne fruit;

4. Registered on a Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) as specified in 5B-60.012, effective January 1, 1998.

(b) Tests for severe strains of citrus tristeza virus as required in (a)2. shall be performed by certified laboratories or the department. The testing costs shall be the responsibility of the owner. Test results shall be provided by the certified laboratories to the office of the Bureau of Citrus Budwood Registration, Winter Haven, FL within 30 days of determination and not later than the expiration date of the Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~).

(c) Propagations from each dooryard source tree shall be maintained in nursery rows or greenhouse benches so that each group can be traced back to an individual source tree. Nurserymen shall use permanent tags to label each separate group of propagation with the dooryard source tree registration number.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98,\_\_\_\_\_.

## 5B-60.007 Parent Trees.

Parent trees are selected mature source trees belonging to a nurseryman or grower, or on property that the owner has given written permission to a nurseryman and the department for access for observation, testing, and budcutting.

(1) Prospective parent trees. As a prerequisite to registration, an authorized representative of the department must have visually inspected the prospective parent tree selected by the nurseryman or grower, and the four trees immediately surrounding each prospective parent tree at a time when mature fruit is present. During the inspection the authorized representative must determine that:

(a) The prospective parent tree is apparently free from psorosis, citrus viroids, tatterleaf virus, and severe strains of citrus tristeza virus;

(b) The four trees immediately surrounding the prospective parent tree, on the basis of visual inspection only, do not show any bark and leaf symptoms of the pathogens listed in (a). This does not imply that the four adjacent trees are free of graft-transmissible pathogens.

(2) Prospective parent trees of exceptional horticultural value that are found to be infected with one or more graft-transmissible pathogens can be subjected to shoot-tip grafting or other acceptable techniques to eliminate graft-transmissible pathogens provided this is done under the supervision of the department. Plants that are shoot-tip grafted shall be retested for the graft-transmissible pathogen detected, subject to all other registration requirements, and if shoot-tip grafted by the department, made available for distribution to all interested nurserymen and growers if approved by the owner.

(3) Parent trees. If the prospective parent tree and the four trees immediately surrounding it pass the preliminary inspection, the prospective parent tree shall become eligible for registration provided:

(a) The parent tree has been tested negatively for:

1. Psorosis;
2. Citrus viroids;
3. Severe strains of citrus tristeza virus;
4. Tatterleaf virus, effective January 1, 1998.

(b) The parent tree has been tested negatively by certified laboratories or the department every six years for psorosis, citrus viroids, and effective January 1, 1998 for tatterleaf virus; and annually tested negatively for severe strains of citrus tristeza virus effective May 1, 1997. The testing costs shall be the responsibility of the owner. Test results shall be provided by the certified laboratories to the office of the Bureau of Citrus Budwood Registration, Winter Haven, FL, within 30 days of determination and not later than the expiration date of the Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~);

(c) The parent tree is free of recognizable symptoms of other graft-transmissible pathogens and based on an annual visual inspection, apparently free from Florida gummosis, citrus blight, decline, leprosis, evidence of unacceptable bud mutation, and other quarantinable pests;

(d) The parent tree is vigorous, productive, and horticulturally true-to-type and has borne fruit.

(e) A Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) has been issued.

(4) All trees propagated for testing in the department's facilities shall become property of the department.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98, \_\_\_\_\_.

## 5B-60.009 Scion Trees.

Scion trees shall be propagated from selected parent or foundation trees, be registered on a Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) as specified in 5B-60.012, and must meet the following requirements:

(1) The layout, design and planting of the scion grove shall meet the requirements specified in the Citrus Budwood Protection Procedure Manual and shall be done under the supervision of the department;

(2) Scion trees shall not exceed 350 trees of any one variety per registered nursery;

(3) Budwood used to propagate scion trees shall be taken under the direct supervision of the department and shall be reported on Form DACS-08172 ~~PI-172~~, Source Tree Bud Cutting Report, Revised 12/97.

(4) The scion trees shall have been budded on nursery rootstocks which have not previously had a bud inserted in them. If rebudding is necessary, buds from the same registered source tree as the original shall be used;

(5) The nurseryman shall furnish the Bureau of Citrus Budwood Registration within 30 days following date of budding, a nursery plat on Form DACS-08073 ~~PI-73~~, revised 4/95, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. The nursery plat shall identify the location of each progeny tree, indicating the variety, rootstock, and the source tree registration number of the source;

(6) The scion trees, as well as their registered parents, shall have at no time shown symptoms of graft-transmissible pathogens;

(7) The scion trees shall be tested negatively effective January 1, 1998 for psorosis, citrus viroids, and tatterleaf virus, by the department at its expense and discretion, and shall be apparently free, based on an annual visual inspection, from Florida gummosis, citrus blight, decline, leprosis, evidence of unacceptable bud mutation, and other quarantinable pests;

(8) The scion trees shall be tested negatively by certified laboratories at the owner's expense annually for severe strains of citrus tristeza virus effective May 1, 1997. Test results shall be provided by the certified laboratories to the office of the Bureau of Citrus Budwood Registration, Winter Haven, FL, within 30 days of determination and not later than the expiration date of the Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~);

(9) The scion trees shall be vigorous, productive, and horticulturally true-to-type and have borne fruit;

(10) Seed used to propagate scion trees shall be from parent trees, scion trees, foundation trees, or from a seed source tree. Seed imported into the State for propagation shall be certified by an authorized representative of the department of agriculture of the state or country of origin as meeting the requirements of a seed source tree;

(11) Prospective scion trees may be propagated from prospective parent trees any time after the parent tree has passed the preliminary inspection and has been tested for citrus tristeza virus and indexing is in progress for psorosis, citrus viroids, and ~~effective January 1, 1998 for~~ tatterleaf virus. The prospective scion tree shall not be eligible for registration until the tree has been planted for at least two years, negatively tested for severe strains of citrus tristeza virus, has borne fruit, and the prospective parent tree has been registered. If the prospective parent tree is found to be infested with the above pathogens, the prospective scion trees will be destroyed by and at the expense of the owner within 30 days of the detection.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98,\_\_\_\_\_.

#### 5B-60.010 Increase Trees.

Increase trees shall be registered on a Certificate of Source Tree Registration DACS-08072 (~~PI-72~~) as specified in 5B-60.012 provided they have been propagated as follows:

(1) Budwood must have been obtained under the direct supervision of the department from parent, foundation, or designated scion trees (scion trees tested negatively for citrus exocortis viroid within the past 6 years) which have borne fruit and which have tested negatively for severe isolates of citrus tristeza virus within the past 12 months.

(2) Seed used to propagate increase trees must have come from parent trees, scion trees, or foundation trees, or from a seed source tree. Seed imported into the State for propagation must have been certified by an authorized representative of the department of agriculture of the state or country of origin as meeting the requirements of a seed source tree.

(3) Only seedlings that previously have not had a bud inserted in them must have been used. If rebudding is necessary, buds from the same registered source tree as the original bud must be used.

(4) Increase trees must be vigorous, productive, and horticulturally true-to-type and free of recognizable symptoms of other graft-transmissible pathogens and apparently free based on an annual visual inspection from Florida gummosis, citrus blight, decline, leprosis, evidence of unacceptable bud mutation, and other quarantinable pests.

(5) Field-grown increase trees must have been propagated in single rows, separated from other propagations, and identified with plainly visible permanent markers.

(6) There must be a minimum vacant space of 24 inches between each clone of increase trees in a field grown nursery and 12 inches between each clone of plants grown on greenhouse benches with each clone individually identified.

(7) The nurseryman must furnish the Bureau of Citrus Budwood Registration within 30 days following the date of budding, a nursery plat DACS-08073 (~~PI-73~~), indicating the variety, rootstock, number of trees budded, registration number of source, location of block, and date of budding.

(8) Trees propagated as increase trees under this rule chapter must only serve as registered sources of budwood with no testing required for a period of up to 24 months from budding. Increase trees can be used for nine more months if tested negatively between the 22nd and 24th month for severe strains of citrus tristeza virus. Test samples must be as follows:

(a) A 10 percent systematic composite sample that results in a 90 percent probability of detection of a one percent citrus tristeza virus infection rate is required;

(b) If over one percent severe isolate infection rate is found, then all individual trees being used for budwood must be tested prior to budwood being removed;

(c) All trees not tested will not qualify as source trees and shall be removed and destroyed by and at the expense of the owner within 30 days of the detection;

(d) Tests must be performed by certified laboratories or the department. The testing costs shall be the responsibility of the owner. Test results must be provided by the certified laboratories to the office of the Bureau of Citrus Budwood Registration, Winter Haven, FL not later than the expiration date of the Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~).

(9) Nursery stock propagated from increase trees shall not serve as further sources of registered budwood.

(10) Increase trees from foundation or parent trees used for increase budwood shall qualify for scion grove planting in accordance with 5B-60.009.

(11) Increase trees grown under protected screen enclosures can be used as budwood sources for 48 months if tested as required in (8) and then again between the 34th and 36th month.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98,\_\_\_\_\_.

## 5B-60.011 Validated Tree.

Validated source trees shall be validated on a Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~), and must meet the following requirements:

(1) Validated trees must be tested negatively by certified laboratories at the owner's expense annually for severe strains of citrus tristeza virus effective May 1, 1997. Test results must be provided by the certified laboratories to the office of the Bureau of Citrus Budwood Registration, Winter Haven, FL, within 30 days of determination and not later than the expiration date on the Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~).

(2) Validated sources found infected with any of the graft-transmissible pathogens listed in 5B-60.003 will not qualify as budwood sources.

(3) Validated increase blocks can only be used to propagate validated or dooryard nursery trees. Validated increase trees originate from validated sources and comply with 5B-60.010(3) through (9).

(4) Validated increase blocks that originate from registered increase trees must be tested between the 10th and 12th month to qualify for the full 24 month use.

(5)(4) Validated sources used for air-layering can be citrus tristeza virus tested by a 10 tree composite sample. If a composite sample is detected with a severe infection, then all individual trees in that sample must be individually tested prior to use.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98,\_\_\_\_\_.

## 5B-59.012 Source Tree Registration Certificate.

(1) Source tree registration certificate. The department shall keep a record of all plantings of source trees. This record shall indicate the variety, strain, and age of the source trees; the owner; location of planting, and location of individual trees in the property by grove, row, and tree number. This information shall be included in a Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) to be issued by the department. Only those trees having a "Yes" "Y" (Yes) or "V" (Validated) in the Reg (Registered) column shall qualify as a source tree. This certificate shall be sent to the owner or agent of the source trees, and copies shall be filed in the office of the Bureau of Citrus Budwood Registration at Winter Haven.

(2) Duration of registration certificate. The Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) shall be valid for a period of 12 months unless revoked due to failure to meet the requirements herein or voluntary withdrawal by the participant. The Certificate of Source Tree Registration (DACS-08072) for increase blocks shall be valid for a period of 24 months.

(3) Renewal. Source tree registration may be renewed, subject to continued eligibility, at the end of each 12 months with the payment of a renewal fee as described in 5B-60.015.

(4) Cancellation. Source Tree Registration Certificates (DACS-08072) (~~PI-72~~) may be canceled or suspended upon:

(a) The detection of psorosis, citrus viroids, tatterleaf virus, or severe strains of citrus tristeza virus in the source tree or a progeny of the source tree, and in the case of a parent tree on any of the four trees immediately surrounding it;

(b) Failure to have source trees tested for graft-transmissible pathogens as required in these rules.

(c) Alteration or misuse of the registration number;

(d) Mishandling of budwood taken from source trees, or the records thereof, which may confuse the facts regarding identity of source trees or nursery stock propagated from source trees;

(e) Evidence of an unacceptable degree of bud mutation on the source or progeny trees;

(f) Evidence that source trees are being allowed to decline or become unthrifty due to neglect, disease, pest infestation, or severe weather conditions;

(g) Failure to follow proper budwood harvesting sanitation procedures;

(h) Failure to pay fees.

(5) Registration fees will not be refunded if the Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) is canceled.

(6) Reinstatement. The Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) canceled or suspended as provided above may be reinstated when:

(a) Delinquent fees are paid;

(b) Careful examination or laboratory tests fail to disclose any evidence of psorosis, citrus viroids, severe strains of citrus tristeza virus, and tatterleaf virus;

(c) For parent, foundation, and scion trees, the source tree or any of the four trees immediately surrounding the source tree found to be pathogen-infected are removed from the planting;

(d) Unthrifty plantings or substandard trees are restored to a healthy condition.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98,\_\_\_\_\_.

## 5B-60.013 Procedure for Identifying and Recording Citrus Nursery Stock.

(1) Identification and record of movement for commercial citrus nursery stock. For the benefit of the buyer, the nurseryman or grower shall identify registered nursery stock as being the progeny of registered source trees by completing the Citrus Nursery Stock Inspection Tag DACS-08038 (~~PI-38~~) at the time of delivery. If the nursery stock was propagated from a validated tree, the Citrus Nursery Stock Inspection Tag (DACS-08038) (~~PI-38~~) must contain this information and the statement that the validated tree was only tested for citrus tristeza virus. The nurseryman or grower shall keep a

systematic record of the movement of citrus trees (DACS-08038) (~~PI-38~~) which shall be available for examination by the department. All movements of nursery stock shall comply with all department requirements pertaining to the inspection and certification as to freedom from plant pests, as well as the use and recording of citrus invoice certificates (tags) (DACS-08038) (~~PI-38~~). Form DACS-08038 ~~PI-38~~ is effective \_\_\_\_\_ 9-30-96, and is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(2) Dooryard citrus nursery stock shall have each individual tree identified with a slip-on label bearing the producing nursery's certificate of nursery registration number issued by the department.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended.

**5B-60.014 Stop-Sale Notice or Hold Order (DACS-08016) (~~PI-16~~).**

A Stop-Sale or Hold Order (DACS-08016) (~~PI-16~~) shall be issued for the following reasons:

- (1) Failure to submit budcutting reports to the Bureau of Citrus Budwood Registration;
- (2) Misrepresenting citrus nursery stock as being progeny of registered source trees;
- (3) Misrepresenting the type of source tree from which citrus nursery stock was produced as validated trees.
- (4) Mishandling of budwood or scions, citrus nursery stock, or misuse of records thereof which do not verify or substantiate the correct parentage of citrus nursery stock or source trees;
- (5) Knowingly propagating ~~propagate~~ budwood not meeting the requirements of this rule.

(6) Form DACS 08016 ~~PI-16~~, Stop-Sale Notice or Hold Order is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended.

**5B-60.015 Fees.**

An annual source tree registration fee shall be paid as follows:

Parent tree	\$5.00 per tree per year
Scion tree	\$2.00 per tree per year
Increase tree	\$2.00 per 100 trees per year
Dooryard source tree	\$1.00 per tree per year
Validated source tree	\$1.00 per tree per year
Seed source tree	\$1.00 per tree per year

Additional fee:	
Reinstate a tree	\$5.00 plus the back annual registration fees
Miscellaneous fees for division services:	
Witnessing budwood cutting	Mileage <sup>1</sup> and \$5.00 per 1000 budeyes cut, \$10 minimum, \$25 maximum
Citrus viroid or psorosis testing	\$60 per test
Parent tree indexing	\$175 per tree
Shoot-tip grafting	<del>\$500</del> <del>\$300</del>
Budwood	<u>25</u> <del>45</del> cents/eye, \$5.00 minimum
Cut from Citrus Budwood Foundation Grove, Screenhouse and/or Florida Citrus Arboretum	
Tip cuttings (6 inches)	<u>50</u> <del>30</del> cents each
Tip cuttings (6 inches) (Out-of-State)	<u>\$1.50</u> <del>75 cents</del> each
New Division of Plant Industry releases	\$1.00/eye (first <u>two</u> years)
Budwood shipment	<u>75</u> <del>50</del> cents/eye, <u>\$50.00</u> <del>\$25.00</del> minimum
(Out-of-State/Foreign)	
Shipping and handling fee for budwood and seed in Florida.	\$3.00 per shipment, or actual cost for large orders

- <sup>1</sup> Mileage shall be based on the prevailing State mileage rate.
- (1) Fees shall be paid prior to obtaining a Certificate of Source Tree Registration (DACS-08072) (~~PI-72~~) and annually thereafter on the anniversary date of the certificate.
  - (2) Fees not paid within 30 days of billing shall be considered past-due. A penalty of \$10.00 or 20 percent of the unpaid balance, whichever is greater, shall be assessed on all past-due fees.
  - (3) Cooperating research agencies whose registered citrus trees are used exclusively for planting on government property are exempt from payment of an annual registration fee.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History--New 9-30-96, Amended 11-4-98, \_\_\_\_\_.

**5B-60.016 Exemptions.**

- (1) Calamondins and other citrus produced from cuttings or seed for out-of-state shipment shall be exempt from the provisions of this rule chapter.
- (2) Citrus trees produced for research purposes in field plantings shall not be exempt from the program requirements contained in this rule chapter. Research facilities shall sign a Citrus Budwood Protection Program Research Facility Compliance Agreement, DACS-08031 ~~PI-276~~, effective \_\_\_\_\_ 2/98, incorporated in this rule by reference. Form DACS-08031 ~~PI-276~~ may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. Requests to plant pathogen infected

material for research projects shall be made on an Application and Permit To Plant Citrus Pathogen Infected Stock, DACS-08274 PI-274, effective \_\_\_\_\_ ~~4/98~~, and incorporated in this rule by reference. Form DACS-08274 PI-274 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(3) Lime trees until five (5) years following the effective date of this Rule Chapter.

(4) Citrus nursery stock produced north of the Suwannee and St. Mary's Rivers, provided it is not moved south of these rivers.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 570.07(2),(13), 570.0705, 581.031(1),(14),(17),(23) FS. History—New 9-30-96, Amended 11-4-98, \_\_\_\_\_.

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER TITLE: Florida Building Commission –

RULE CHAPTER NO.: 9B-3

Operational Procedures

9B-3

RULE TITLE:

RULE NO.: 9B-3.047

State Building Codes Adopted

9B-3.047

PURPOSE AND EFFECT: Replace adoption of state minimum building codes with adoption of the Florida Building Code, effective January 1, 2001.

SUBJECT AREA TO BE ADDRESSED: Statewide uniform building code. Notice of Rule Development was published in the Florida Administrative Weekly, Vol. 25, No. 17, dated April 30, 1999.

THE FOLLOWING ADDITIONAL RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 1:00 p.m. – 5:00 p.m., September 22, 1999

PLACE: Embassy Suites, Miami International Hotel, 3974 N. W. So. River Dr., Miami, FL

TIME AND DATE: 1:00 p.m. – 5:00 p.m., October 13, 1999

PLACE: Double Tree Hotel, 3011 Maingate Lane, Kissimmee, FL

TIME AND DATE: 1:00 p.m. – 5:00 p.m., October 27, 1999

PLACE: Best Western Gateway Grand, 4200 N. W. 7th Blvd., Gainesville, FL

TIME AND DATE: 8:00 a.m. – 12:00 p.m., November 8, 1999

PLACE: The Registry Resort Hotel, 851 Gulf Shore Blvd. North, Naples, FL

THE PERSON TO BE CONTACTED REGARDING THE SCHEDULED RULE DEVELOPMENT WORKSHOPS IS: Mo Madani, Planning Manager, Codes & Standards Section, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824

Any person requiring special accommodation at the workshops because of a disability or physical impairment should contact Mo Madani, Planning Manager, Codes & Standards Section,

2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 at least seven days before the date of the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

**DEPARTMENT OF CORRECTIONS**

RULE TITLES:

RULE NOS.:

Routine Mail

33-3.004

Legal Documents and Legal Mail

33-3.005

Privileged Mail

33-3.0052

PURPOSE AND EFFECT: The purpose of the proposed rules is to provide for the stamping of all outgoing inmate mail with the phrase “mailed from a state correctional institution.” The effect of the proposed rules is to ensure that recipients of inmate mail are on notice that the sender is an inmate incarcerated in a state correctional facility.

SUBJECT AREA TO BE ADDRESSED: Inmate outgoing mail.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: 9:00 a.m., September 22, 1999

PLACE: Law Library Conference Room, Room B-404, 2601 Blair Stone Road, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Perri Dale, 2601 Blair Stone Road, Tallahassee, FL 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-3.004 Routine Mail.

(1) through (8) No change.

(9) The address of all incoming mail must contain the inmate's committed name, identification number and institutional address. The return address of all outgoing mail must contain only the inmate's committed name, identification number and institutional name and institutional address. No prefix other than inmate, Mr., Ms., Miss, or Mrs. nor any suffix other than Jr., Sr. or Roman numeral such as II or III may be included as part of the committed name in the return address. The institutional name in the return address must be spelled out completely with no abbreviations. All outgoing routine mail will be stamped “mailed from a state correctional institution” by mail room staff.

(10) through (12) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 10-8-76, Amended 10-11-77, 4-19-79, 11-19-81, 3-12-84, 10-15-84, Formerly 33-3.04, Amended 7-8-86, 9-4-88, 3-9-89, 9-1-93, 9-30-96, 5-25-97, 6-1-97, 10-7-97, 5-10-98,\_\_\_\_\_.

33-3.005 Legal Documents and Legal Mail.

(1) through (12) No change.

(13) The return address on all outgoing correspondence must contain the inmate's committed name, identification number, and the institutional name and address spelled out completely. No prefix other than inmate, Mr., Ms., Miss, or Mrs., or any suffix other than Jr., Sr., or Roman numerals such as II or III may be included as part of the committed name in the return address. If the inmate's committed name or identification number is missing, the letter shall be returned to the inmate for proper addressing. If the institutional name or address is incomplete, the institution is authorized to stamp all outgoing legal mail with the complete institutional name and address and shall mail it without delay. All outgoing legal mail will be stamped "mailed from a state correctional institution" by mail room staff.

(14) through (15) No change.

Specific Authority 20.315, 944.09, 944.11 FS. Law Implemented 944.09, 944.11 FS. History—New 10-8-76, Amended 4-19-79, 7-2-81, 6-8-82, 9-23-85, Formerly 33-3.05, Amended 10-7-86, 8-20-89, 4-4-91, 9-1-93, 4-28-96, 2-12-97, 5-25-97, 10-7-97, 12-7-97, 2-15-98,\_\_\_\_\_.

33-3.0052 Privileged Mail.

(1) through (3) No change.

(4) The return address on all outgoing correspondence must contain the inmate's committed name, identification number, and the institutional name and address spelled out completely. No prefix other than inmate, Mr., Ms., Miss, or Mrs., or any suffix other than Jr., Sr., or Roman numerals such as II or III may be included as part of the committed name in the return address. If the inmate's name or identification number is missing, the letter shall be returned to the inmate for proper addressing. If the institutional name or address is incomplete, the institution is authorized to stamp all outgoing privileged mail with the complete institutional name and address and shall mail it without delay. All outgoing privileged mail will be stamped "mailed from a state correctional institution" by mail room staff.

(5) through (6) No change.

Specific Authority 20.315, 944.09, 944.11 FS. Law Implemented 944.09, 944.11 FS. History—New 9-1-93, Amended 5-25-97, 2-15-98,\_\_\_\_\_.

**COMMISSION ON ETHICS**

**RULE TITLE:** List of Forms and Instructions  
**RULE NO.:** 34-7.010  
**PURPOSE AND EFFECT:** The Commission is amending its various forms to reflect the current filing year and to clarify instructions.  
**SUBJECT AREA TO BE ADDRESSED:** The forms promulgated by the Commission and adopted by reference in Rule 34-7.010, specifically: CE Form 1; CE Form 2; CE Form

6; CE Form 50; Guide to the Sunshine Amendment and Code of Ethics for Public Officers, Candidates, and Employees; and CE Form 10.

**SPECIFIC AUTHORITY:** Art. II, Sec. 8(f), (h), Fla. Const., 112.3147, 112.3215(13), 112.322(7), (10), 112.324 FS.

**LAW IMPLEMENTED:** Art. II, Sec. 8(a), (f), (h), Fla. Const., 112.313(9),(12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 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:** 9:00 a.m., September 17, 1999

**PLACE:** Conference Room, 2822 Remington Green Circle, Suite 101, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Julia Cobb Costas, Staff Attorney

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

34-7.010 List of Forms and Instructions.

(1) The following forms and instructions are adopted by reference and are used by the Commission in its dealings with the public:

(a) Form 1, Statement of Financial Interests. To be utilized by state officers, local officers, candidates for state or local office and specified state employees for compliance with Section 112.3145(2) and (3), Florida Statutes. Effective 1/2000 ~~4/99~~.

(b) Form 2, Quarterly Client Disclosure. To be utilized by elected constitutional officers, state officers, local officers and specified employees for compliance with Section 112.3145(4), Florida Statutes. Effective 1/2000 ~~4/98~~.

(c) Form 6, Full and Public Disclosure of Financial Interests. To be utilized by all elected constitutional officers, candidates for such offices, other statewide elected officers, and others as prescribed by law for compliance with Article II, Section 8(a) and (h), Florida Constitution, as specified in Chapter 34-8 of these rules. Effective 1/2000 ~~4/99~~.

(d) Form 50, Complaint. To be utilized by persons wishing to file a complaint against any public officer, public employee or candidate for public office alleging a violation of any provision of Part III, Chapter 112, Florida Statutes, or to be utilized by persons wishing to file a complaint which alleges any other breach of public trust on the part of a public officer or employee who is not within the jurisdiction of the Judicial Qualifications Commission. Effective 1/2000 ~~2/95~~.

(e) A Guide to the Sunshine Amendment and Code of Ethics for Public Officers, Candidates, and Employees. Instructions to be utilized by public officers, public employees, candidates for public office, and other interested persons in



into Rule 40D-2.091, F.A.C. This will result in a single location in the district's rules for the incorporation of all of the District's permitting forms.

**SUBJECT AREA TO BE ADDRESSED:** The incorporation by reference of water use permitting forms in Rule 40D-1.659, F.A.C.

**SPECIFIC AUTHORITY:** 373.044, 373.113, 373.149, 373.171 373.216, 373.249 FS.

**LAW IMPLEMENTED:** 373.229 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, IS:** Karen West, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34609-6899, (352)796-7211, extension 4651

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

40D-1.659 Forms and Instructions.

The following forms and instructions which have been approved by the Governing Board are incorporated by reference into this Chapter and can be obtained from the District.

(1) through (14) No change.

(15) AGRICULTURAL WATER USE FORM – SEASONAL REPORT FORM NO. WUP-14.1 (1/93)

(16) AGRICULTURAL WATER USE FORM – ANNUAL REPORT FORM NO. WUP-15(1/93)

(17) AGRICULTURAL WATER ALLOTMENT FORM – FORM NO. WUP-16 (8/90)

SURFACE WATER

Application for Permit – Used for Docks or Piers and Bulkheads

(1) through (12) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.113, 373.413, 373.414, 373.416, 373.419, 373.421 FS. History–New 12-31-74, Amended 10-24-76, Formerly 16J-0.40, 40D-1.1.901, 40D-1.901, Amended 12-22-94, 5-10-95, 10-19-95, 5-26-95, 7-23-96, 2-16-99, 7-12-99, 7-15-99, \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Cost Management and Control**

**RULE TITLES:**  
 Reporting Instructions 59B-9.015  
 Manual Submission of Data 59B-9.021

**PURPOSE AND EFFECT:** The current rules require that ambulatory centers with 300 or more reportable visits in a quarter send ambulatory patient data to the agency using data diskettes or data tapes. The proposed rule amendments add

provisions for CD-ROM submission and the use of the Internet by ambulatory centers to send ambulatory patient data to the agency. Multi-facility tapes will no longer be accepted.

**SUBJECT AREA TO BE ADDRESSED:** The agency is developing amendments to rules 59B-9.015 and 59B-9.021 that will specify how ambulatory centers send ambulatory patient data to the agency by using the Internet or by mailing data diskettes, CD-ROM or data tapes.

**SPECIFIC AUTHORITY:** 408.15(8) FS.

**LAW IMPLEMENTED:** 408.061, 408.062, 408.063 FS.

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

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

**PLACE:** Agency for Health Care Administration, Building 3, First Floor Conference Room, 2727 Mahan Drive, Tallahassee, Florida 32308

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Jerry Mayer, Director, State Center for Health Statistics, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

59B-9.015 Reporting Instructions.

(1) Ambulatory centers shall submit ambulatory patient data according to ~~the AHCA Ambulatory Patient Data Rule Format described in~~ Rules 59B-9.018, 59B-9.019, and 59B-9.020, F.A.C.

(2) Ambulatory centers shall report data for all non-emergency room ambulatory or outpatient visits in which the following services are provided:

(a) Surgery services to which the following included in the Current Procedural Terminology (CPT) codes are assigned: CPT codes 10000 through 69999 and 93500 through 93599 Code Book. Codes must be valid in the current or the immediately preceding year's code book to be accepted; ~~CPT codes 10000 through 69999 and 93500 through 93599.~~

(b) Radiological services listed in the Current Procedural Terminology (CPT) codes 77000 through 77999.

(3) Ambulatory centers shall report one record for each patient per visit. If more than one visit for the same patient occurs on the same date, report one record which includes all required data for all visits of that patient to the ambulatory center occurring on that date. If more than one visit occurs on different dates by the same patient, report one record for each date of visit, unless the dates of visits are directly associated to the service. See 59B-9.013(5), F.A.C.

(4) Ambulatory centers shall report all services provided to an ambulatory surgical, cardiac catheterization or radiation therapy patient using CPT or the Health Care Financing Administration Common Procedure Coding System (HCPCS) code.

(5) Licensed short-term acute care hospitals shall report data for all ambulatory or outpatient visits in which the following services are provided:

(a) Non-emergency room surgical services to which the following Current Procedural Terminology (CPT) codes are assigned. CPT codes must be valid in the current or immediately preceding year's code book to be accepted: CPT codes 10000 through 69999 and 93500 through 93599.

(b) Radiological services as listed in the Current Procedural Terminology (CPT) codes 77000 through 77999 (i.e.: Radiation Oncology).

(5) Beginning with the report of patient visits occurring between January 1 and March 31, 2000, inclusive, and thereafter, ambulatory centers shall submit ambulatory patient data reports to agency using one of the following methods described in (a) or in (b) below:

(a) Internet Transmission. The Internet address established for receipt of ambulatory patient data is [www.fdhc.state.fl.us](http://www.fdhc.state.fl.us). Reports sent to the Internet address shall be electronically transmitted with the ambulatory data in a text (ASCII) file. The file shall contain a complete set of ambulatory patient data for the calendar quarter. Each record of the text file must be terminated with a carriage return (hex '0D') and line feed mark (hex '0A'). The data in the text file shall contain the same data elements and codes, the same record layout and meet the same data standards required for tapes or diskettes mailed to the agency as described in Rules 59B-9.018, 59B-9.019 and 59B-9.020.

(b)(6) Tapes, CD-ROM or diskettes shall be sent to the agency's mailing address: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308. Attention: State Center for Health Statistics. Electronic media Tape/Diskette specifications are:

- 1.(a) Tape:
  - a.1. Density – 1600 or 6250 BPI, 9 track
  - b.2. Collating Sequence – EBCDIC or ASCII
  - c.3. Record Length – 400 Characters, Fixed
  - d.4. Blocking – Unblocked
  - e.5. Labeling – No Label
- 6. Multiple files can be submitted on one tape.

2.(b) Diskette and CD-ROM:

- a.1. MS-DOS formatted
- b.2. PC Text File (ASCII)
- c.3. Record Length: – Header Record – 400 Characters, Ambulatory Data Record – 400 Characters, Fixed Trailer Record – 400 Characters, Fixed. Carriage return and line feed are not included in the stated record length counts.

d.4. Type: 3.5" diskette, 1.4MB, hd; or CD-ROM 120 diskette, 120MB.

e.5. FILENAME: (e.g., AS10QYY.TXT) The 5th position shall should contain the quarter (1-4) and the 6th and 7th position contain the year. TXT indicates a text file.

f.(7) Each record must be terminated with a carriage return of hex '00D' and line feed mark of hex '00A'.

g.(8) A maximum of eight (8) diskettes is acceptable for each data set or file. Only one (1) file per diskette set or CD-ROM is allowable. Data requiring more than one diskette shall have the same internal file name. Data requiring more than one (1) diskette shall should be externally labeled 1 of x, 2 of x, etc. (x = total number of diskettes).

(6)(9) Ambulatory centers shall submitting tapes or diskettes, shall affix with the following external identification, or for CD-ROM, use a standard CD-ROM external label with the following information affixed:

- (a) Ambulatory center name
- (b) AHCA center identification in the AHCA eight (8) digit format
- (c) Reporting period
- (d) Number of records excluding the header record and the trailer record
- (e) Tape Density: 1600/6250 BPI
- (f) Tape Collating Sequence
- (g) Diskette or CD-ROM Filename as in Rule 59B-9.015, F.A.C., above.
- (h) Diskette Capacity: 1.4MB or 120MB
- (h)(+) The description: "AMBULATORY PATIENT DATA"

Specific Authority 408.15(8) FS. Law Implemented 408.061, 408.062, 408.063 FS. History—New 9-6-93, Formerly 59B-7.015, Amended 6-29-95, 12-28-98, \_\_\_\_\_.

59B-9.021 Manual Submission of Data.

Each facility or entity shall submit to the Agency data for the reporting period on diskette or computer tape media. Facilities having more than 199 reportable visits and fewer than 300 reportable visits in a quarter shall may submit the ambulatory patient data using either form AHCA-2000-MIS-13, or according to the requirements in Rule 59B-9.015 diskette or computer tape media.

(1) Form AHCA-2000-MIS-13, may be obtained from the Agency for Health Care Administration, Ambulatory Patient Data Section, 2727 Mahan Drive, Fort Knox Building #3, Tallahassee, Florida 32308-5403.

(2) All ambulatory centers submitting data in compliance with Rules 59B-9.010 through 59B-9.021, F.A.C., shall certify that the data submitted for each reporting period are accurate and complete. Certification is via form APD1.

(2)(3) Form AHCA-2000-MIS-13 is titled "Ambulatory Patient Detail Reporting Form". The effective date of the form is July 1, 1995. Form AHCA-2000-MIS-13 is incorporated by reference.

Specific Authority 408.15(8) FS. Law Implemented 408.006(5), 408.061 FS. History—New 9-6-93, Formerly 59B-7.021, Amended 6-29-95, \_\_\_\_\_.



the delay must be due to unforeseen and unforeseeable factors beyond the control of the reporting hospital. These factors must be specified in the written request for the extension along with documentation of efforts undertaken to meet the filing requirements. Extensions ~~shall not~~ ~~cannot~~ be granted verbally.

~~(7)~~(8) Failure to file the report on or before the due date without an extension, and failure to correct a report which has been filed but contains errors or deficiencies within 10 working days from notification of errors or deficiencies, is punishable by fine pursuant to Rule 59E-7.013.

~~(8)~~(9) Beginning with the inpatient data report for the 1st Quarter of the year 2000 (January 1, 2000 through March 31, 2000), reporting facilities shall submit inpatient discharge reports in one of the following formats. The following instructions apply to hospitals reporting in the Discharge Data Tape/Diskette Format pursuant to Rule 59E-7.014 Discharge Data Reports:

(a) Tapes, CD-ROM or Diskettes shall be sent to the agency's mailing address: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308. Attention: State Center for Health Statistics. Refer to the Data Elements and Formatting Requirements 59E-7.014(1)(a),(b) and (c). Electronic media specifications are:

1. 9-Track Tape:

IBM label or nonlabel tapes

Density 1600 or 6250 BPI

Collating sequence: EBCDIC or ASCII

d. Record Format: Header Record-480 characters, Inpatient Discharge Record-480 characters, Trailer Record-480 characters.

2. Diskette and CD-ROM:

a. Format – MS-DOS text file (ASCII)

b. Type-3.5" (1.44mb) diskette or CD-ROM

c. A header record must accompany each data set and must be placed as the first record on the first diskette of the data set. Each record must be terminated with a carriage return (hex '0D') and line feed mark (hex '0A').

d. Record length: Header Record-480 characters, Inpatient Discharge Record-480 characters, Trailer Record-480 characters. Carriage return and line feeds are not included in the stated record length.

e. Only one file per diskette set or CD-ROM is allowable. Data requiring more than one diskette shall be externally labeled 1 of n, 2 of n, etc.

f. Data reported quarterly shall follow the format: ddddqyy.txt where dddd=data type; q=reporting quarter (1-4); yy=year. EXAMPLE: PD10394.TXT.

g. Data requiring more than one diskette must have the same internal file name.

h. Compressed, backup, or PKZIP files are not acceptable.

3. Tapes or diskettes shall be submitted with the following information on an externally affixed label, or for CD-ROM, use a standard CD-ROM external label with the following information:

a. "HOSPITAL INPATIENT DISCHARGE DATA"

b. Hospital Name: (As on file at AHCA)

c. Hospital Number: (In the AHCA format)

d. Reporting Period for Discharges

e. Number of Records excluding the Header and Trailer records

f. Tape Density: 1600 or 6250 BPI

g. File Format: (TAPES) EBCDIC or (DISKETTES) ASCII

h. Filename: Data reported on diskettes or CD-ROM shall be reported in the following format: ddddqyy.txt where dddd=data type; q=quarter (1-4); yy=year. FILENAME EXAMPLE: PD10394.TXT

i. IBM Labeled tapes require the label identifier (name)

~~(a) Submit AHCA Discharge Data Reports according to the AHCA Discharge Data Tape/Diskette Data Set only (refer to the Data Elements and Formatting Requirements 59E-7.014(1)(a), (b) and (e)).~~

(b) Internet Transmission: The Internet address for the receipt of inpatient data reports is: www.fdhc.state.fl.us. Internet transmission specifications are:

1. The file shall contain a complete set of inpatient discharge data for the reporting quarter.

2. Reports submitted to the Internet address shall be electronically transmitted with the inpatient data in a text (ASCII) file. Each record of the text file must be terminated with a carriage return (hex '0D') and line feed mark (hex '0A').

3. The data in the text file shall comply with the formatting requirements specified in Rules 59E-7.014 and 59E-7.016.

~~(c)~~(b) All acute, intensive care; and short term psychiatric live discharges and deaths including newborn live discharges and deaths ~~shall~~ ~~should~~ be reported.

~~(e) Tape/Diskette specifications are:~~

~~1. 9-Track Tape:~~

~~a. IBM label or nonlabel tapes:~~

~~b. Density 1600 or 6250 BPI:~~

~~c. Collating sequence – EBCDIC or ASCII:~~

~~d. Record Format – Fixed length records:~~

~~e. Record Length: Header Record-480 characters, Inpatient Discharge Record-480 Characters, Trailer Record-480 Characters:~~

~~f. All merging of hospital inpatient discharge data documentation, on discharge data tapes or diskettes, is the hospital's responsibility.~~

~~2. Diskette:~~

~~a. Format – MS-DOS text file (ASCII):~~

~~b. Diskette type – 3.5" (1.44 mb) or 5.25" (1.2 mb) ds/hd.~~

e. A header record must accompany each data set and must be placed as the first records on the first diskette of the data set. Each record must be terminated with a carriage return (hex '0D') and line feed mark (hex '0A').

d. Record length: Header Record—480 characters, Inpatient Discharge Record—480 characters, Trailer Record—480 characters; Fixed. Carriage return and line feed are not included in the record counts.

e. A maximum of 4 diskettes (approximately 12,000 records) is acceptable for each data set or file. Only one file per diskette set is allowable. A data set or file that requires more than 4 diskettes must be submitted by tape. Data requiring more than one diskette should be externally labeled 1 of n, 2 of n, etc., where n is the total number of diskettes.

f. Data reported quarterly should follow the following format: ddddqyy.txt. dddd=data type; q=quarter (1-4); yy=year. EXAMPLE PD10394.TXT.

g. Data requiring more than one diskette must have the same internal file name.

h. Compressed, backup, or PKZIP files are not acceptable.

(d) Tapes or diskettes shall be submitted with the following information on an externally affixed label:

1. "HOSPITAL INPATIENT DISCHARGE DATA"
2. Hospital Name: (As on file at AHCA)
3. Hospital Number: (In the AHCA 6 digit format)
4. Reporting Period for discharges.
5. Number of Records excluding the Header and Trailer records.

6. Tape Density: 1600/6250 BPI

7. File Format: (TAPES) EBCDIC or ASCH, (DISKETTETS) ASCII.

8. Filename: Data reported on diskettes should be reported in the following format: ddddqyy.txt

dddd = data type  
q = quarter (1-4)  
yy = year

FILENAME EXAMPLE: PD10394.TXT

9. IBM Labeled tapes require the label identifier (name)

(d)(e) Submit one record per inpatient discharge, to include all newborn admissions, transfers and deaths.

(9)(10) All hospitals submitting data in compliance with Rules 59E-7.011 through 59E-7.014 shall certify that the data submitted for each quarter is accurate, complete, and verifiable using Certification Form for Inpatient Discharge Data, AHCA Form 4200-0002, dated 10/93 and incorporated by reference. AHCA Form 4200-0002 can be obtained from the Agency's office at the Agency for Health Care Administration, State Center for Health Statistics, Hospital Patient Data Section, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308.

(11) Upon each initial submission and subsequent resubmission, both the Chief Executive Officer and Chief Financial Officer or designee shall certify in writing that a complete review was performed to assure that all data submitted is accurate, complete, and verifiable.

(10)(12) Each hospital must precertify each calendar quarter's data at the time that the data is submitted pursuant to Rule 59E-7.012(5)(a) through (d). Hospitals not certified within six (6) calendar months following the last day of the reporting quarter shall be subject to penalties pursuant to Rule 59E-7.013. Extensions to this six (6) month period will not be granted.

(11)(13) Changes and/or corrections to hospital data will be accepted from hospitals to improve their data quality for a period of eighteen (18) months following the initial submission of data. Any changes to a hospital's data after this eighteen-month period shall be subject to penalties pursuant to Rule 59E-7.013.

Specific Authority 408.061(1)(e), 408.15(8) FS. Law Implemented 408.061, 408.08(1), (2), (13), 408.15(11) FS. History—New 12-15-96, Amended

**DEPARTMENT OF MANAGEMENT SERVICES**

**Career Service System**

RULE CHAPTER TITLE: Attendance and Leave  
RULE CHAPTER NO.: 60K-5

RULE TITLE: Administrative Leave  
RULE NO.: 60K-5.032

PURPOSE AND EFFECT: Grants a total of one hour of administrative leave per week to employees to participate in school or community activities.

SUBJECT AREA TO BE ADDRESSED: Administrative leave granted to employees for mentoring activities.

SPECIFIC AUTHORITY: 110.201, 110.219(5) FS.

LAW IMPLEMENTED: 110.219, 110.118 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., September 20, 1999

PLACE: Room 380M, 4040 Esplanade Way, Tallahassee, Florida, 32399-0950

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Anna B. Gray, Personnel Consultant, 4040 Esplanade Way, Tallahassee, Florida 32399-0950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60K-5.032 Administrative Leave.

(3) While administrative leave is provided for full-time employees, part-time employees shall be granted a prorated number of hours for each type of administrative leave based on the number of hours regularly worked during the workweek or pay period.

(1) Mentoring:

1. Each employee may be granted up to one hour of administrative leave per week, not to exceed five hours per calendar month, to participate in the Governor's Mentoring Initiative including the following school or community voluntary activities:

a. Mentoring, tutoring, guest speaking and, when participating in an established mentoring program serving a school district, providing any related services at the direction of the program or volunteer coordinator.

b. Participating in community service programs that meet child, elder, or human needs, including Guardian Ad Litem, Big-Brother/Big Sister, Senior Corps, and Adult Literacy.

c. The supervisor may approve the aggregated use of up to four hours in any calendar month, provided the agency head or the agency head's designee deems such usage appropriate for the delivery of services under sub-subparagraph a. and b. In such cases no further administrative leave shall be granted pursuant to sub-subparagraphs a. or b. until one week has elapsed for every additional hour taken in the aggregate.

2. In granting administrative leave for any purpose under this section, the supervisor shall take into consideration the impact of such leave on the employees' work unit.

3. 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 110.201, 110.219(5) FS. Law Implemented 110.219, 110.118 FS. History--New 10-24-94, Amended \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Landscape Architecture**

RULE TITLES:	RULE NOS.:
Renewal and Reactivation of Fees	61G10-13.004
Obtaining Inactive Status:	
Voluntary; Involuntary	61G10-13.005
Reactivation of Inactive License	61G10-13.007

PURPOSE AND EFFECT: The Board proposes to review these rules to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Renewal and reactivation of fees; obtaining inactive status: voluntary; involuntary; reactivation of inactive status.

SPECIFIC AUTHORITY: 481.306, 481.315 FS.

LAW IMPLEMENTED: 481.315 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., on September 17, 1999

PLACE: The Department of Business and Professional Regulation, 1940 North Monroe Street, Northwood Centre, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dee O'Conner, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE:	RULE NO.:
Areas of Competency and Grading Criteria	61G15-21.002

PURPOSE AND EFFECT: The Board proposes to do a substantial rewording of the proposed rule which will update the rule text.

SUBJECT AREA TO BE ADDRESSED: Areas of competency and grading criteria.

SPECIFIC AUTHORITY: 455.217(1)(c), 471.013 FS.

LAW IMPLEMENTED: 455.217(1)(c), 471.013 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dennis Barton, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE TITLE:	RULE NO.:
License Fees and Examination Fees	61J2-1.011

PURPOSE AND EFFECT: The purpose and effect is for the Florida Real Estate Commission to consider amending the time period for renewing an educational course. Also, the Commission will review license and examination fees to determine if they need to be amended.

SUBJECT AREA TO BE ADDRESSED: The Florida Real Estate Commission will review the time period for the renewal of education course offerings and license and examination fees. SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 455.217, 455.2281, 475.04, 475.125, 475.182, 475.24, 475.451, 68.065(2) 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: 8:30 a.m., October 20, 1999

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Herbert S. Fecker, Jr., 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 ENVIRONMENTAL PROTECTION**

DOCKET NO.: 96-104R

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Solid Waste Management Facilities	62-701
RULE TITLES:	RULE NOS.:
Intent	62-701.100
Definitions	62-701.200
Documents Incorporated by Reference	62-701.210
General Applicability	62-701.220
Prohibitions	62-701.300
Approval of Alternate Procedures and Requirements	62-701.310
Solid Waste Management Facility Permit Requirements, General	62-701.320
Landfill Permit Requirements	62-701.330
General Criteria For Landfills	62-701.340
Landfill Construction Requirements	62-701.400
Hydrogeological and Geotechnical Investigation Requirements	62-701.410
Vertical Expansion of Landfills	62-701.430
Landfill Operation Requirements	62-701.500
Water Quality and Leachate Monitoring Requirements	62-701.510
Special Waste Handling	62-701.520
Landfill Final Closure	62-701.600
Closure Procedures	62-701.610
Long-Term Care	62-701.620
Financial Assurance	62-701.630
Closure of Existing Landfills	62-701.640
Materials Recovery Facilities	62-701.700

Construction and Demolition Debris Disposal and Recycling	62-701.730
General Permit for Solid Waste Transfer Station	62-701.801
General Permit for Off-site Disposal of Land Clearing Debris	62-701.803
Forms	62-701.900

PURPOSE AND EFFECT: The Department previously filed two Notices of Proposed Rule Development for Chapter 62-701 in the Florida Administrative Weekly: in Vol. 23, No. 1, January 3, 1997, and in Vol. 23, No. 13, March 28, 1997. In addition to the proposed changes in those two notices, the Department is proposing to amend several other sections of the rule chapter. Although no specific amendments are being proposed at this time, it is anticipated that amendments will address the prohibitions on solid waste disposal, the regulation of transfer stations and materials recovery facilities, financial assurance for facility closure, and other sections of this rule chapter. There are also a number of clerical or technical changes which need to be made.

SUBJECT AREA TO BE ADDRESSED: Solid waste management.

SPECIFIC AUTHORITY: 403.061, 403.0877, 403.704, 403.707, 403.716, 403.814 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.0877, 403.088, 403.701 through 403.717, 403.814 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME AND PLACE SET FORTH BELOW.

TIME AND DATE: 9:00 a.m., October 12, 1999

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, AN AGENDA FOR THE WORKSHOP, AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Jean Yon, Department of Environmental Protection, Solid Waste Section, Tallahassee, FL 32399-2400, telephone (850)488-0300

EXCEPT AS SPECIFIED IN THE TWO EARLIER NOTICES OF PROPOSED RULE DEVELOPMENT, THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE AT THIS TIME.

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel at (850)487-1855 or (800)955-8771 (TDD), at least seven days before the meeting.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 99-31R

RULE CHAPTER TITLE:                      RULE CHAPTER NO.:

Criteria for the Production and Use of                      62-709  
 Compost Made From Solid Waste

RULE TITLES:    RULE NOS.:

General Provisions    62-709.300  
 Design Criteria    62-709.500  
 Operation Criteria    62-709.510  
 Testing, Recording and Reporting Requirements                      62-709.530  
 Classification of Compost    62-709.550  
 Criteria for the Use of Compost    62-709.600

PURPOSE AND EFFECT: The current rule creates a permitting exemption for the mulching of yard trash. The Department is considering extending this exemption to operations that compost yard trash. If this new exemption is created, the rule may be amended to include other criteria for these compost operations, such as registrations and best management practices. There are also a number of clerical or technical changes which need to be made.

SUBJECT AREA TO BE ADDRESSED: Solid waste composting.

SPECIFIC AUTHORITY: 403.061, 403.704, 403.7043 FS.

LAW IMPLEMENTED: 403.7043, 403.707 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME AND PLACE SET FORTH BELOW:

TIME AND DATE: 9:30 a.m., Friday, September 24, 1999

PLACE: Orlando Public Library, 101 East Central Blvd., Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, AN AGENDA FOR THE WORKSHOP, AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Francine Joyal, Department of Environmental Protection, Solid Waste Section, Tallahassee, FL 32399-2400, telephone (850)488-0300

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE AT THIS TIME: If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel at (850)487-1855 or (800)955-8771 (TDD), at least seven days before the meeting.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 99-32R

RULE CHAPTER TITLES:                      RULE CHAPTER NOS.:

Waste Tire Rule    62-711

RULE TITLES:    RULE NOS.:

Waste Tire Permit Requirements                      62-711.300  
 Waste Tire Prohibitions                      62-711.400  
 Waste Tire Site Notification                      62-711.500  
     and Requirements  
 Waste Tire Collector Requirements                      62-711.520

Waste Tire Processing Facility

    Requirements    62-711.530

Storage Requirements    62-711.540

Waste Tire Collection Center Requirements                      62-711.550

Closing of Waste Tire Sites                      62-711.700

General Permits    62-711.801

PURPOSE AND EFFECT: Chapter 99-215, Laws of Florida, amended Section 403.717, Florida Statutes, to raise the minimum number of waste tires in a waste tire site from 1,000 to 1,500, and to make other corresponding changes to reflect this new number. This will require a number of conforming changes to the Waste Tire Rule. In addition, the Department is proposing to add criteria to determine when a processed tire is considered a product. There are also a number of clerical or technical changes which need to be made.

SUBJECT AREA TO BE ADDRESSED: Waste Tire Management.

SPECIFIC AUTHORITY: 403.704, 403.709, 403.717, 403.814 FS.

LAW IMPLEMENTED: 403.707, 403.709, 403.717, 403.814 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: Jan Rae Clark, Department of Environmental Protection, Solid Waste Section, Tallahassee, FL 32399-2400, telephone (850)488-0300

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE AT THIS TIME.

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel at (850)487-1855 or (800)955-8771 (TDD), at least seven days before the meeting.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 99-33R

RULE CHAPTER TITLE:                      RULE CHAPTER NO.:

The Management of Spent Mercury                      62-737  
     Containing Lamps and Devices

    Destined for Recycling    62-737

RULE TITLES:    RULE NOS.:

Requirements and Management Standards                      62-737.400  
     for Handlers and Transporters of Spent

    Universal Waste Lamps and Devices

Additional Permitting Requirements for                      62-737.840  
     Mercury Recovery Facilities

PURPOSE AND EFFECT: This rule is being amended to clarify those criteria the Department applies when taking action to deny, suspend or revoke the registration issued to any handler or transporter of spent mercury-containing lamps or devices. In addition, a provision is being added to allow for an alternate procedure that permitted mercury recovery facilities in the state can apply for in order to recover the same amount of mercury called for under the reduced "average mercury content" residual standard which goes into effect on January 1, 2000.

SUBJECT AREA TO BE ADDRESSED: Mercury-containing lamps and devices destined for recycling.

SPECIFIC AUTHORITY: 403.061, 403.7186 FS.

LAW IMPLEMENTED: 403.7186, 403.721 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL 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: Raoul Clarke, Department of Environmental Protection, Hazardous Waste Management Section, MS 4555, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)488-0300

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

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel at (850)487-1855 or (800)955-8771 (TDD), at least seven days before the meeting.

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE TITLE: Application for Licensure Examination

RULE NO.: 64B2-11.001

PURPOSE AND EFFECT: The Board proposes the development of a rule to address the chiropractic training program.

SUBJECT AREA TO BE ADDRESSED: Chiropractic training program.

SPECIFIC AUTHORITY: 460.405, 460.406 FS.

LAW IMPLEMENTED: 460.406 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe

Baker, Jr., Executive Director, Board of Chiropractic/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

64B2-11.001 Application for Licensure Examination.

(1) No change.

(2) The board shall certify to the Department as eligible to take the licensure examination only those applicants who have completed the application form, remitted the application and examination fee required by Chapter 64B2-12, to the Department and who have demonstrated to the Board that they:

(a) through (c) No change.

~~(d) Shall have completed a three-month training program in this state of not less than 300 hours with a chiropractic physician licensed in this state as defined in Section 64B2-17.0045, F.A.C. Trainee will submit proof of completion, on a form approved by the Board, upon application for licensure examination.~~

~~(d)(e)~~ No change.

(3) In order that the Board may timely certify to the Department of Health those applicants eligible to take the examination, all applications, fees and all supporting documents ~~with the exception of the Certification of Completion Form for the Chiropractic Physician Candidate Training Program~~ must be on file with the Board no later than March 1st of each year for those candidates applying for the May Examination. ~~The Certification of Completion Form must be on file with the Board no later than April 1st of each year for those candidates applying for the May Examination.~~ All applications, fees and all supporting documents ~~with the exception of the Certification of Completion Form for the Chiropractic Physician Candidate Training Program~~ must be on file with the Board no later than September 1st of each year for those candidates applying for the November Examination. ~~The Certification of Completion Form must be on file with the Board no later than October 1st of each year for those candidates applying for the November Examination.~~

Specific Authority 460.405, 460.406 FS. Law Implemented 460.406 FS. History-New 1-10-80, Amended 3-15-81, 10-10-85, Formerly 21D-11.01, Amended 2-19-86, 10-6-86, 1-28-87, 2-1-88, 4-19-89, 12-31-89, 5-7-90, 7-8-90, 7-15-91, 2-2-93, Formerly 21D-11.001, Amended 4-18-94, Formerly 61F2-11.001, Amended 2-20-95, Formerly 59N-11.001, Amended 11-4-98.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Economic Self Sufficiency Program**

RULE TITLE: Work Requirements for Medical

RULE NO.:

Incapacity and SSI Applicants

65A-4.206

**PURPOSE AND EFFECT:** This proposed rule implements the requirements of Ch. 414.065(7)(d), F.S., Noncompliance related to medical incapacity, 414.065(7)(e), F.S., Noncompliance due to medical incapacity by applicants for Supplemental Security Income (SSI), and 414.105(10), F.S., Time limitations of temporary cash assistance, that the department adopt certain rules.

**SUBJECT AREA TO BE ADDRESSED:** This proposed rule will establish requirements for individuals claiming good cause for non-compliance with work requirements due to medical incapacity.

**SPECIFIC AUTHORITY:** 414.45 FS.

**LAW IMPLEMENTED:** 414.065(7)(d), 414.065(7)(e), 414.105(10) 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., September 17, 1999

**PLACE:** 1317 Winewood Blvd., Bldg. 3, Room 414, Tallahassee, FL 32399-0700

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Dan Goss, 1317 Winewood Blvd., Bldg. 3, Room 412K, Tallahassee, FL 32399-0700

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Division of Freshwater Fish and Wildlife**

**RULE TITLE:** Regulations Relating to Miscellaneous Areas **RULE NO.:** 68A-15.006

**PURPOSE AND EFFECT:** The purposes and effects of the proposed rule development is to establish specific public use and hunting regulations for wild hog and miscellaneous areas established under Commission Rule 68A-14.001, FAC. The effect of the proposed rule would be to better facilitate and regulate public use and hunting on these areas and provide for necessary resource management and protection.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas covered in the proposed rules include general regulations, quota hunt permits, hunting season dates and specific area regulations pertaining to Type I WMAs.

**SPECIFIC AUTHORITY:** Article IV, Section 9, Fla. Const.

**LAW IMPLEMENTED:** Article IV, Section 9, Fla. Const.

**A HEARING ON THE PROPOSED RULES WILL BE HELD IN CONJUNCTION WITH THE COMMISSION'S PUBLIC MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:**

**TIME AND DATES:** 9:00 a.m. each day, October 6-8, 1999, December 8-10, 1999, January 10-12, 2000, March 15-17, 2000 and May 17-19, 2000

**PLACE:** Specific location to be announced

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM:** James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting: Andrena Knicely, (850)487-1406. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

**Section II  
Proposed Rules**

**DEPARTMENT BANKING AND FINANCE**

**Board of Funeral and Cemetery Services**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Care and Maintenance of Existing Cemetery Records	3F-6.002
Cash Payments Received	3F-6.005
Unaccountable Contracts	3F-6.0053
	3F-6.0055

**PURPOSE AND EFFECT:** The purpose and effect of the amendments to these proposed rules are to clarify the guidelines and procedures for the care and maintenance of a licensed cemetery, including all aspects of record keeping for the licensed facility, provisions for receipts for cash payments, and audit trails for preneed and at-need contracts.

**SUMMARY:** These Rules setforth the guidelines and procedures for the care and maintance of existing cemeteries by amending subsection 3F-6.002 and recordkeeping, 3F-6.005; and by creating new subsections, 3F-6.0053 and 3F-6.0055 to setforth guidelines and procedures for cash payments received and unaccountable contracts.

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

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