Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF THE LOTTERY

RULE TITLES:	RULE NOS.:
General Provisions	53-20.001
Classification and Pay Plan	53-20.002
Recruitment	53-20.003

PURPOSE AND EFFECT: The proposed rule is necessary to amend the provisions regarding the recruitment of Executive Management Service personnel, to amend the title, "The Personnel Administration Unit (PAU)" to the "The Division of Human Resource Services" throughout the chapter, and to add Chief of Staff to the positions that compose the Executive Management Service.

SUBJECT AREA TO BE ADDRESSED: Executive Management Service.

SPECIFIC AUTHORITY: 24.105(10)(j) FS.

LAW IMPLEMENTED: 24.105(20)(d) 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: Diane D. Schmidt, Office of the General Counsel, Florida Lottery, 250 Marriott Drive, Tallahassee, FL 32301, (850)487-7724

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 53-20.001 General Provisions.
- (1) No change.
- (2) The Executive Management Service is composed of the Secretary, Deputy Secretary, <u>Chief of Staff</u>, Assistant Secretaries, Directors, General Counsel, <u>and the Inspector General/Chief Internal Auditor and the Communications Director</u>.
 - (3) through (6) No change.

Specific Authority 24.105(10)(j) FS. Law Implemented 24.105(20)(21)(d) FS. History–New 2-25-93, Amended _____.

- 53-20.002 Classification and Pay Plan.
- (1) The <u>Division of Human Resource Services</u> Personnel Administration Unit (PAU) shall establish and maintain a classification and pay plan applicable to all positions in the Executive Management Service.

- (2) The <u>Division of Human Resource Services</u> PAU shall prepare a job description for each position to be placed in the Executive Management Service and shall maintain such job descriptions on a current basis. Each job description shall accurately present information as prescribed by the Lottery.
- (3) The <u>Division of Human Resource Services</u> <u>PAU</u> shall assign each such position to its appropriate class according to the information contained in the job description.
 - (4) No change.
- (5) At the request of the Secretary, the <u>Division of Human Resource Services PAU</u> shall conduct studies and surveys to determine if changes are needed in order to maintain the classification and pay plan on a current basis.
 - (6) through (9) No change.

Specific Authority 24.105(10)(j) FS. Law Implemented 24.105(20)(21)(d) FS. History–New 2-25-93, Amended

53-20.003 Recruitment.

Recruiting efforts to fill current or anticipated vacancies in the Executive Management Service shall be conducted as directed by the Secretary. The Secretary shall have sole discretion to determine whether a need exists to advertise the vacancy and, if so, the nature and extent of such advertisement. The Secretary shall assure that agency recruiting efforts are carried out so as to attract qualified minority and female applicants. Recruiting efforts to fill current or anticipated vacancies in the Executive Management Service shall be the responsibility of the Personnel Administration Unit. The Secretary shall assure that:

- (1) Each vacant position not filled by another member of the Executive Management Service, or by an acting appointment, is publicized within and/or outside the Lottery.
- (2) Each announcement identifies the position and provides sufficient information to effectively inform applicants as to the requirements of the position; and
- (3) Agency recruiting efforts are planned and carried out so as to attract qualified minorities and women.

Specific Authority 24.105(10)(j) FS. Law Implemented 24.105(20)(21)(d) FS. History–New 2-25-93, Amended ______.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 99-39R

Rules Adopted by Reference

RULE CHAPTER TITLE: RULE CHAPTER NO.: Environmental Resource Permitting RULE TITLE: RULE NO.:

62-330.200

PURPOSE AND EFFECT: The Department proposes to revise Figure 12.2.8-1, entitled "SJRWMD Drainage Basin Map for Cumulative Impacts Evaluation" to conform to identical revisions being proposed by the St. Johns River Water Management District per a Notice of Proposed Rule

Development published by the St. Johns River Water Management District in the October 22, 1999, Florida

Administrative Weekly (FAW). The drainage basins are referenced in the St. Johns River Water Management District "Applicant's Handbook: Management and Storage of Surface Waters," portions of which have been adopted by the Department, and are relevant to certain permitting criteria applicable to environmental resource permit (ERP) applications. Specifically, the drainage basins are used in the evaluation of whether a regulated activity will cause unacceptable cumulative impacts upon wetlands and other surface waters. With one exception, the proposed basins and watersheds are either increased in size or are the same size as those in the existing rules. The one exception is the proposed Western Etoniah Lakes basin, which is proposed as a portion of the existing Etoniah Creek basin.

SUBJECT AREA TO BE ADDRESSED: Figure 12.2.8-1 is incorporated by reference in rule 62-330.200(2)(i). This rule is proposed to be amended to incorporate by reference the revised map described above. A copy of Figure 12.2.8-1, as it is proposed to be amended, is included in this notice.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.118, 373.414, 373.415, 373.406(5), 373.418, 373.4211(22), 373.4211(25), 373.461, 380.06(9), 403.805(1) FS.

LAW IMPLEMENTED: 373.019, 373.042, 373.0421, 373.085, 373.086, 373.109, 373.118, 373.119, 373.129, 373.136, 373.403, 373.406, 373.413, 373.4135, 373.4136, 373.414, 373.4141, 373.415, 373.416, 373.417, 373.418, 373.419, 373.421(2)-(6), 373.4211(22), 373.4211(25), 373.422, 373.423, 373.426, 373.427, 373.429, 373.430, 373.433, 373.436, 373.439, 373.461, 380.051, 380.06(9), 403.813(2), 403.814, 403.0877 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD JOINTLY WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT ON THE TIME, DATE AND PLACES SHOWN BELOW. THESE WORKSHOPS WERE NOTICED BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT IN THE OCTOBER 22, 1999, FAW:

TIME AND DATE: 10:00 a.m. until noon, November 5, 1999,

PLACE: St. Johns River Water Management District Service Center, 7775 Baymeadows Way, Suite 102, Jacksonville, Florida 32256

TIME AND DATE: 10:00 a.m. until noon, November 5, 1999, Friday

PLACE: Orange County Public Library, 101 East Central Blvd., Third Floor Meeting Room, Orlando, Florida 32801 THE PERSON TO BE CONTACTED REGARDING THE RULE UNDER DEVELOPMENT IS: Douglas Fry, Florida Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Submerged Lands and Environmental Resources, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)921-9890 or Doug.Fry@dep.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-330.200 Rules Adopted by Reference.

The Department hereby adopts by reference the following rules. The rules adopted by reference are available for inspection at the Department's Tallahassee and District offices:

- (1) No change.
- (2) The following rules are adopted by reference for application by the Department within the geographical jurisdiction of St. Johns River Water Management District as set forth in Section 373.069, F.S.:
 - (a) through (h) No change.
- (i) Subsections 1.1, 1.2, 1.3, 1.4, 1.5, section 2.0, subsections 3.1, 3.2, 3.3, 3.4, 7.1, 7.2, and 7.4 of Part I "Policy and Procedures;" Part II "Criteria for Evaluation," except for sections 12.4 and 12.5; subsections 18.0, 18.1, 18.2, and 18.3 of Part III "Methodologies," and Appendix K "Legal Description Upper St. Johns River Hydrologic Basin," "Legal Description Ocklawaha River Hydrologic Basin," "Legal Description of the Wekiva River Hydrologic Basin," "Legal Description of the Econlockhatchee River Hydrologic Basin," "Legal Description of the Sensitive Karst Areas Basin, Alachua County," and "Legal Description of the Sensitive Karst Areas Basin, Marion County" of the document entitled Applicant's Handbook: Management and Storage of Surface Water (10-3-95), except as provided in subparagraphs 1. through $3\frac{2}{2}$.
 - 1. through 2. No change.
 - 3. Figure 12.2.8-1, effective [effective date of rule].
 - (j) No change.
 - (3) through (4) No change.

INSERT MAP

Specific Authority 373.026(7), 373.043, 373.044, 373.046, 373.113, 373.118, 373.414, <u>373.415, 373.406(5),</u> 373.418, <u>373.4211(22),</u> 373.4211(25), <u>373.461</u>, 380.06(9), 403.805(1) FS. Law Implemented 373.019, 373.026, 373.042, 373.0421, 373.043, 373.046, 373.085, 373.086, 373.109, 373.117, 373.118, 373.119, 373.129, 373.136, 373.403, 373.406, 373.413, 373.4135, 373.4136, 373.414, 373.414, 373.415, 373.416, 373.417, 373.418, 373.419, 373.421(2)-(6), 373.421(22), 373.421(25), 373.421, 373.426, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373.436, 373. <u>373.427, 373.429,</u> 373.430, 373.433, 373.436, 373.439, <u>373.461.</u> 380.06(9), 403.813(2), 403.814, 403.0877 FS. History–New Formerly 17-330.200, Amended 10-3-95, 6-6-96, _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 99-38R

RULE CHAPTER TITLE: RULE CHAPTER NO.: Mitigation Banking 62-342

RULE TITLE: **RULE NO.: Definitions** 62-342.200

PURPOSE, EFFECT AND SUBJECT AREA TO BE ADDRESSED: The Department proposes to revise Figure 3 of the definition of regional watersheds for mitigation banks within the geographical territory of the St. Johns River Water Management District. This figure is incorporated by reference in rule 62-342.200(9) and is referenced in rule 62-342.600, F.A.C. The figure is entitled "Regional Watersheds of the SJRWMD for Mitigation Banks." The regional watersheds are used in the establishment of the mitigation bank service area. A copy of Figure 3, as it is proposed to be amended, is included in this notice.

SPECIFIC AUTHORITY: 373.4136(11) FS. LAW IMPLEMENTED: 373.4135, 373.4136 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD JOINTLY WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT ON THE TIMES, DATES AND PLACES SHOWN BELOW. THESE WORKSHOPS WERE NOTICED BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT IN THE OCTOBER 22, 1999, FAW:

TIME AND DATE: 10:00 a.m. until noon, November 5, 1999, Friday

PLACE: St. Johns River Water Management District Service Center, 7775 Baymeadows Way, Suite 102, Jacksonville, Florida 32256

TIME AND DATE: 10:00 a.m. until noon, November 5, 1999, Friday

PLACE: Orange County Public Library, 101 East Central Blvd., Third Floor Meeting Room, Orlando, Florida 32801 THE PERSON TO BE CONTACTED REGARDING THE RULE UNDER DEVELOPMENT IS: Constance Bersok, Florida Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Submerged Lands and Environmental Resources, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)921-9858 or connie.bersok@dep.state.fl.us

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

62-342.200 Definitions.

Terms used in this chapter shall have the meanings specified below.

(1) through (10) No change.

INSERT MAP

Specific Authority 373.4136(11), 373.4135, 373.418, 403.061 FS. Law Implemented 373.4135, 373.4136 FS. History–New 2-2-94, Formerly 17-342.200, Amended 12-19-94,

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLES: RULE NOS.: Notice of Noncompliance 64B8-8.011 Citation Authority 64B8-8.017

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address changes with regard to minor violations and citations.

SUBJECT AREA TO BE ADDRESSED: Rule amendments with regard to notices of noncompliance and citations.

SPECIFIC AUTHORITY: 455.621(3), 455.617, 458.309 FS. LAW IMPLEMENTED: 455.621(3), 455.617 FS.

IF REOUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253

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

64B8-8.011 Notice of Noncompliance.

(1) through (2) No change.

AND ANNOUNCED IN THE FAW.

- (3) The following violations are those for which the board authorizes the Agency to issue a notice of noncompliance.
 - (a) No change.
- (b) Failure to perform one of the following statutory or legal obligations:
 - 1. through 16. No change.
- 17. First occurrence of failing to comply with the provisions of Sections 381.026 and 381.0261, Florida Statutes, to provide patients with information about their patient rights and how to file a patient complaint.
 - (c) No change.

Specific Authority 455.621(3), 458.309 FS. Law Implemented 455.621(3) FS. History-New 11-15-90, Formerly 21M-20.011, 61F6-20.011, 59R-8.011, Amended

64B8-8.017 Citation Authority.

- (1) through (2) No change.
- (3) The following violations with accompanying penalty may be disposed of by citation with the specified penalty:

VIOLATIONS

(a) CME violations (Sections 458.321, 458.331(1)(g).(x). 455.624 (1)(e),(s), F.S.)

PENALTY

1. \$5000 fine

2. Written reprimand

\$200 Letter of Concern for each

month or part thereof.

or part thereof

\$500 \$100 fine

\$2000 \$1000 fine

\$250 fine

\$300 \$200 for each month

Within twelve six months of the date the citation is issued, Respondent must submit certified documentation completion of all CME requirements for the period for which the citation was issued; prior to renewing the license for the next biennium, Respondent document compliance with the CME requirements for the relevant period;

1. through 4. No change. (b) Obtaining license renewal by fraud or misrepresentation Section 458.331(1)(a)); failure to document

any of the 40 hours of required CME for license renewal (Sections 458.321, 458.331(1)(x)).

(c) Practice on an inactive or delingent license (Sections 458.327(1)(a), 458.331(1)(x)).

1. For a period of up to nine months.

2. For a period of nine months to twelve months

(d) Failure to notify Department of change of practice address (Sections 458.319(5), 458.331(1)(g)).

(e) Failure to provide medical records of only one patient

(Sections 455.241, 455.331(1)(g). 455.667).

(f) Failure to post notice on the form of a sign informing patients that the physician does not have malpractice coverage described in Section

458.320(1) or (2) (Sections 458.320(5)(f)

and (g), 458.331(1)(x)). (4) through (7) No change.

Specific Authority 458.309, 455.617 FS. Law Implemented 455.617 FS. History-New 12-30-91, Formerly 21M-20.017, Amended 11-4-93, Formerly 61F6-20.017, Amended 8-23-95, Formerly 59R-8.017, Amended 4-7-99,

DEPARTMENT OF CHILDREN AND FAMILY **SERVICES**

Mental Health Program

RULE CHAPTER TITLE: Sexually Violent Predator Program **RULE CHAPTER NO.:**

65E-25

PURPOSE AND EFFECT: To establish procedures to be followed by the multidisciplinary teams when assessing and evaluating persons under the Jimmy Ryce Act; to establish criteria to be met for the multidisciplinary team to recommend to a state attorney that a petition be filed to involuntarily commit a person under the Jimmy Ryce Act; to establish the components of a basic treatment plan for all persons committed under the Act; to establish a protocol to inform a person that he or she is being examined to determine if he or she is a sexually violent predator under the Act.

SUBJECT AREA TO BE ADDRESSED: See "Purpose and Effect" above.

SPECIFIC AUTHORITY: Chapter 99-222, Section 25, Laws of Florida.

LAW IMPLEMENTED: Chapter 99-222, Laws of Florida. 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. - 12:00 noon, November 29, 1999

PLACE: Department of Children and Family Services, 1317 Winewood Blvd., Building 4, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Gregory D. Venz, Interim Director Sexually Violent Predator Program, Department of Children and Family Services, 1317 Winewood Blvd., Building 3, Rm. 101, Tallahassee, FL 32399-0700, Phone (850)921-4218, Fax (850)921-5830

FLORIDA HOUSING FINANCE COPPORATION

RULE TITLES:	RULE NOS.:
Definitions	67-38.002
Notice of Funding Availability	67-38.0025
Applications Procedures	67-38.003
Selection and Rejection Criteria	67-38.004
Scoring and Ranking Guidelines	67-38.005
Terms and Conditions of the Advance	67-38.006
Terms and Conditions of the Loan	67-38.007
Eligible Uses for the Advance and Loan	67-38.008
Eligible Uses of Grants. (Repealed)	67-38.009
Credit Underwriting Procedures	67-38.010
Fees	67-38.011
Sale, Transfer or Conveyance of Project	67-38.012
Site Development and Design Standards	67-38.013
Disbursement Procedures	67-38.014
Compliance and Monitoring Procedures	67-38.0145
Disposition of Property Accruing to the	
Corporation	67-38.015
Administrative Appeal Procedures	67-38.016
DUDDOCE AND EFFECT. This	4-1-1:-1 41

PURPOSE AND EFFECT: This rule establishes the procedures by which the Florida Housing Finance Corporation shall administer the Predevelopment Loan Program, which provides technical advisory services and financial assistance to inexperienced nonprofit organizations engaging in the development of affordable housing. Revisions to the Rule are required to implement technical and clarifying changes. The adoption of these revisions will increase the efficiency and effectiveness of program service and will provide greater clarification of the program.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-38, Florida Administrative Code.

SPECIFIC AUTHORITY: 420.528 FS.

LAW IMPLEMENTED: 420.527, 420.528 FS.

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

TIME AND DATE: 1:00 p.m., Friday, November 19, 1999

PLACE: Florida Housing Finance Corporation, Sixth Floor Conference Room, 227 North Bronough Street, Tallahassee, Florida 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Angela Marie Wiggins, Predevelopment Loan Program Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any person requiring special accommodation at this hearing because of a disability or physical impairment should contact Linda Hawthorne at the above address. If you are hearing or speech impaired, please use the Florida Dual Party Relay system which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD)

FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
Definitions	67-44.001
Notice of Funds Availability	67-44.002
General Program Restrictions	67-44.003
Application Procedures	67-44.004
Selection Criteria, Rejection Criteria, and Scoring	
and Ranking Guidelines	67-44.005
Administrative Appeal Procedures	67-44.006
Credit Underwriting Procedures and Loan	
Origination for Construction Loans	67-44.007
Construction Disbursements and Loan Servicing	67-44.008
Terms and Conditions of Loans	67-44.009
Compliance and Monitoring Provisions	67-44.010
Fees	67-44.011

PURPOSE AND EFFECT: This rule establishes the procedures by which the Florida Housing Finance Corporation shall administer the HAP Construction Loan Program, which provides below market interest rate construction loans to eligible nonprofit developers and sponsors for the construction or substantial rehabilitation of very low- and low-income home ownership housing. Revisions to the Rule are required to implement technical and clarifying changes. The adoption of these revisions will increase the efficiency and effectiveness of program service and will provide greater clarification of the program.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-44 Florida Administrative Code.

SPECIFIC AUTHORITY: 420.507(12), (23) FS.

LAW IMPLEMENTED: 420.5088 FS.

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

TIME AND DATE: 3:00 p.m, Friday, November 19, 1999

PLACE: Florida Housing Finance Corporation, Sixth Floor Conference Room, 227 North Bronough Street, Tallahassee, Florida 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Angela Marie Wiggins, HAP Construction Loan Program Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any person requiring special accommodation at this hearing because of a disability or physical impairment should contact Linda Hawthorne at the above address. If you are hearing or speech impaired, please use the Florida Dual Party Relay system which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD)

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLE:
Procedures for Listing, Delisting and

Reclassifying Endangered, Threatened

Reclassifying Endangered, Threatened

and Species of Special Concern 68A-27.0012

RULE NO.:

PURPOSE AND EFFECT: The purpose and effect of this notice is to announce that the Fish and Wildlife Conservation Commission (FWC) will evaluate a petition to delist common snook (*Centropomus undecimalis*) from the state Species of Special Concern list.

SUBJECT AREA TO BE ADDRESSED: It is anticipated that the FWC will establish a time-line for development of a biological status report and will establish a panel of scientific peer-reviewers who will evaluate the status report.

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

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

WORKSHOPS ON THE PROPOSED RULES WILL BE HELD IN CONJUNCTION WITH THE COMMISSION'S WORKSHOPS AND PUBLIC MEETINGS AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATES: 9:00 a.m., December 8-10, 1999

PLACE: To be announced at a later date

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Dr. Brad Gruver

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 at (850)487-1406. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Marine Fisheries

RULE CHAPTER TITLE: Reef Fish

RULE TITLE:

RULE NO.:

Recreational Red Snapper Season Closure 68B-14.0038 PURPOSE AND EFFECT: In 1996, when the U.S. Congress reauthorized the Magnuson-Stevenson Act, a new provision was added requiring the closure of the red snapper recreational fishery in the Gulf of Mexico once the recreational quota was reached. In the past, the National Marine Fisheries Service (NMFS) has asked Florida to comply with the quota to help achieve the goal of rebuilding the severely overfished red snapper stocks. Florida regulators, however, have long disagreed with the NMFS, believing that quotas are not an appropriate method for managing a recreational fishery. Since the 1996 change in the law, the federal recreational red snapper fishery has closed each year on consecutively earlier dates (November 27, 1997; September 30, 1998; and August 29, 1999), creating significant unpredictability for recreational fishers and support industry. With the closure date for the recreational fishery being at best approximated, future fishing trips become impossible to plan causing a severe economic impact on the for-hire industry, and extreme inconvenience for recreational harvesters.

Seeking to aid in the recovery of the red snapper fishery while simultaneously providing a predictable fishing season for the recreational sector, the Fish and Wildlife Conservation Commission is proposing to establish a predetermined open season for the recreational harvest of red snapper. The best available science suggests that a fixed open season coupled with already existing bag limits and size limits should result in a red snapper recreational catch that sufficiently approximates the quota.

Accordingly, the purpose of this rulemaking is to establish an open season for the recreational red snapper fishery in state waters of the Gulf of Mexico. The effect will be to create stability for the recreational sector and associated industry while aiding in the rebuilding of the red snapper stocks, thus promoting the health and abundance of this fishery.

SUBJECT AREA TO BE ADDRESSED: The recreational harvest of red snapper in state waters of the Gulf of Mexico. SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

A HEARING ON THE PROPOSED RULE AMENDMENTS WILL BE HELD IN CONJUNCTION WITH THE COMMISSION'S PUBLIC MEETING AT A TIME, DATE AND PLACE TO BE ANNOUNCED LATER IN THIS PUBLICATION.

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 at (850)487-1406. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

Section II Proposed Rules

DEPARTMENT OF STATE

Division of Historical Resources

RULE TITLE: RULE NO.: Florida Folklife Apprenticeship Program 1P-1.009

PURPOSE AND EFFECT: The purpose of the proposed rule is to establish guidelines and application materials for the Florida Folklife Apprenticeship Program.

SUMMARY: The rule provides for guidelines and application materials for the Florida Folklife Apprenticeship Program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 267.16(2), 267.16(5) FS.

LAW IMPLEMENTED: 267.16(1), 267.161(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m., November 29, 1999

PLACE: Conference Room, 3rd Floor, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tina Bucuvalas, Department of State, Bureau of Historic Preservation, Division of Historical Resources, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring a special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the workshop by contacting Tina Bucuvalas at (850)487-2333. If you are hearing or speech impaired, please contact the agency by calling (850)922-9606 or sending an email message to tbucuvalas@mail.dos.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

1P-1.009 Florida Folklife Apprenticeship Program.

Florida Folklife Apprenticeship Program. The purpose of the Florida Folklife Apprenticeship Program of the Department of State is to preserve and promote Florida's cultural heritage by providing an opportunity for master folk artists to share their technical skills and cultural knowledge with apprentices who will carry forward these traditions. General information, application instructions, deadlines, application forms and methods of selection are set forth in the Florida Folklife Apprenticeship Guidelines and Application, which is herein incorporated by reference (Form #HR3E23).

<u>Specific Authority 267.16(2), 267.16(5) FS. Law Implemented 267.16(1), 267.161(2) FS. History–New</u>

NAME OF PERSON ORIGINATING PROPOSED RULE: Tina Bucuvalas, Bureau of Historic Preservation, Division of Historical Resources

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: George Percy, Director, Division of Historical Resources

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 20, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 17, 1999

DEPARTMENT OF EDUCATION

State Board of Community Colleges

RULE TITLES:	RULE NOS.:
Establishment of the State Board of	
Community Colleges	6H-1.014
Committees	6H-1.015
Documents	6H-1.016
Meetings and Workshops	6H-1.020
Agenda	6H-1.021
Rulemaking	6H-1.031
Division of Community Colleges	6H-1.032