

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT LEGAL AFFAIRS

Florida Elections Commission

RULE CHAPTER TITLE: Practice and Procedure
 RULE CHAPTER NO.: 2B-1

RULE TITLE: Monor Violation
 RULE NO.: 2B-1.003

PURPOSE AND EFFECT: The rule identifies additional minor violations of Chapter 106, Florida Statutes, that can be resolved by consent order.

SUBJECT AREA TO BE ADDRESSED: The subject of the rule is procedures regarding minor violations of Chapter 106, Florida Statutes.

SPECIFIC AUTHORITY: 106.26(12) FS.

LAW IMPLEMENTED: 106.26(12) 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., Monday, December 20, 1999

PLACE: Room 2002N, The Capitol, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT AT NO CHARGE: Phyllis Hampton, Assistant General Counsel, Florida Elections Commission, 2002 The Capitol, Tallahassee, FL 32399-1050, Telephone (850)922-4539

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Ownership and Use of "Florida's Seal of Approval" Certification Mark
 RULE CHAPTER NO.: 20-97

RULE TITLE: Withdrawal of License or Permission
 RULE NO.: 20-97.010

PURPOSE AND EFFECT: Would postpone date for rescinding authorizations to use the "Florida's Seal of Approval" mark.

SUBJECT AREA TO BE ADDRESSED: Use of "Florida's Seal of Approval" certification mark.

SPECIFIC AUTHORITY: 601.10(1), 601.11, 601.15(2)(b),(10)(a) FS.

LAW IMPLEMENTED: 601.101 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

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

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

Division of Vocational Rehabilitation

RULE TITLES: DEFINITIONS
 RULE NOS.: 38J-1.002

RIGHT TO MAKE INFORMED CHOICE
 38J-1.003

DIVISION SERVICES – GENERAL
 38J-1.004

ADDITIONAL REQUIREMENTS FOR PROVIDING CERTAIN SERVICES
 38J-1.005

DIVISION DECISIONS AND APPEAL PROCEDURES
 38J-1.006

CASE CLOSURE DUE TO INDIVIDUAL'S ACTIONS
 38J-1.007

DESTRUCTION OF RECORDS
 38J-1.008

FORMS AND DOCUMENTS
 38J-1.009

PURPOSE AND EFFECT: The proposed rules clarify the range of services delivered by the division consistent with Chapter 413, Part II, F.S.

SUBJECT AREA TO BE ADDRESSED: Delivery of Services by the Department of Labor and Employment Security, Division of Vocational Rehabilitation.

SPECIFIC AUTHORITY: 413.22, 413.30 FS.

LAW IMPLEMENTED: 413.24, 413.28, 413.30, 413.32, 413.731 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULES DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE TO BE ANNOUNCED IN THE FUTURE.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Louise T. Sadler, Senior Attorney, Department of Labor and Employment Security, Office of the General Counsel, 2012 Capital Circle, S. E., The Hartman Building, Suite 307, Tallahassee, Florida 32399-2189, Telephone number (850)488-9370

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 38J-1.002 Definitions.
- (1) "Administrative Review" is the informal, internal review process to contest a Division Decision.
 - (2) "Division" is the Florida Division of Vocational Rehabilitation.

(3) "Division Decision" is any decision that affects the provision of vocational rehabilitation services to applicants or Eligible Individuals.

(4) "Eligible Individual" is an individual who meets the eligibility requirements established under applicable federal and state law and regulation for Division services.

(5) "EEP" or "Extended Evaluation Program" is a program of services to determine eligibility used only when eligibility is questioned due to the significance of a disability and the applicant cannot take advantage of trial work experiences.

(6) "IPE" is an individualized plan for employment.

(7) "Meaningful Employment Outcome" means employment consistent with an Eligible Individual's unique strengths, resources, priorities, concerns, abilities, capabilities, interests and informed choice.

(8) "Necessary Vocational Rehabilitation Services" are those goods and services required to determine eligibility or required, due to an Eligible Individual's disability(ies), to prepare for, secure, retain or regain a Meaningful Employment Outcome.

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30 FS. History–New

38J-1.003 Right to Make Informed Choice.

(1) The Division shall provide information and services necessary for each Eligible Individual or Applicant to make informed choices regarding:

(a) Meaningful Employment Outcomes;

(b) Necessary Vocational Rehabilitation Services; and

(c) Providers of Necessary Vocational Rehabilitation Services.

(2) Service Providers.

(a) An Eligible Individual or Applicant may choose to receive Necessary Vocational Rehabilitation Services from any qualified or licensed provider.

(b) The Division's highest allowable fee for health care services is the amount payable for such services in Florida under the Medicare Part B system or, for hospital per diem payments, the amount payable under the Medicaid system. In setting its highest allowable fee for all other services, the Division shall ensure such fee is not set so low as to deny individuals the right to make informed choices among service providers.

(c) If an individual chooses a service provider that charges in excess of the Division's highest permitted fee, the individual shall be responsible to fully pay such excess.

(3) The Eligible Individual's or Applicant's informed choice must be consistent with the comparable services and benefits provisions of 34 CFR 361.53.

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.731 FS. History–New

38J-1.004 Division Services – General.

The Division shall not pay for goods or services unless such goods or services are listed in the IPE or EEP (or amendment thereto) or part of the assessment for determining eligibility and vocational rehabilitation needs and:

(1) The goods or services were authorized in writing by the Division prior to the time they were provided; or

(2) The goods or services were provided under emergency circumstances subsequent to verbal authorization by the Division.

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.731 FS. History–New

38J-1.005 Additional Requirements for Providing Certain Services.

(1) Training and Education Services.

(a) The Division shall not continue payment for training or educational programs for Eligible Individuals who fail to maintain institution standards for both satisfactory academic performance and a full academic load unless such failure is due to circumstances beyond the Eligible Individual's control such as personal illness, physical limitation, the need for part-time employment or to care for children or other family members and other similar circumstances.

(b) When providing training or education services, the Division shall pay only the amount charged by Florida's public colleges or universities (less the amount the Eligible Individual is eligible to receive in grants) unless attendance at an out of state or private college or university or private training program is:

1. The most cost effective option when taking in account transportation and maintenance due to location;

2. Necessary due to its unduplicated educational resources to prepare for, secure, retain or regain the Meaningful Employment Outcome; or

3. Necessary due to circumstances beyond the Eligible Individual's control such as personal illness, physical limitation, the need for part-time employment or to care for children or other family members and other similar circumstances.

(c) Training materials or occupational equipment purchased by the Division shall become the property of the Eligible Individual upon purchase. However, such property reverts to the Division upon written demand if the Division determines such property will not result in the Eligible Individual achieving a Meaningful Employment Outcome.

(2) Vehicle Modification Services. The Division shall not fund the modification of a vehicle to facilitate the entry, exit and operation of that vehicle unless, in addition to the requirements of §103(a)(8) of the Rehabilitation Act of 1973, as amended (29 U.S.C. §723(a)(8)):

(a) A qualified mechanic's inspection determines the vehicle is in satisfactory mechanical and structural condition; and

(b) The Eligible Individual (and all other owners of the vehicle) execute(s) the Division's Vehicle Modification Owner Acknowledgment.

(3) Self-Employment or Establishment of Small Business. The Division shall not fund the establishment of a small business unless the small business would constitute a Meaningful Employment Outcome and the Eligible Individual, with the cooperation of the Division, prepares an accurate, detailed and comprehensive business plan demonstrating expected success.

(4) Post-Employment Services. Post-employment services shall not be provided unless records are available to verify the original impairment and services provided, the Eligible Individual has been successfully rehabilitated and the services necessary are not so involved as to require a redetermination of eligibility.

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.32, 413.731 FS. History—New

38J-1.006 Division Decisions and Appeal Procedures.

(1) If an individual files a petition for an Administrative Hearing, and upon the agreement of both the individual and the Division, the dispute shall be mediated by a Florida Supreme Court certified family or circuit civil mediator. Such mediation shall be paid for by the Division. The Division shall propose the names of three qualified mediators from the district in which the petitioner resides. The petitioner shall select from such list one individual to act as the mediator in the dispute.

(2) A list of qualified mediators may be obtained by contacting: The Division of Vocational Rehabilitation, 801 W. Bay Drive, Suite 434, Largo, Florida.

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.731 FS. History—New

38J-1.007 Case Closure Due to Individual's Actions.

An individual's case shall be closed when, despite provision of any and all necessary reasonable accommodations, the individual's actions or non-actions materially interfere with providing services including:

(1) Unreasonable failure to sign an IPE or an amendment to an IPE, or violations of the IPE;

(2) Continued unavailability or continued failure to keep scheduled appointments;

(3) Repeated failure to comply with reasonable requests for diagnostic assessments; or

(4) Threatening bodily harm to Division employees or destruction of Division property.

Closure on this basis shall not be substituted for the Division's duty under §102(a)(2) or (3) of the Rehabilitation Act of 1973, as amended (1998)(29 U.S.C. §722(a)(2) or (3)).

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.731 FS. History—New

38J-1.008 Destruction of Records.

The Division may destroy records of services provided to individuals three (3) years after the most recent case closure date.

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.32 FS. History—New

38J-1.009 Forms and Documents.

The following forms and documents are incorporated by reference into Chapter 38J and may be obtained from the Division of Vocational Rehabilitation, 2002 Old St. Augustine Road, Building A, Tallahassee, FL 32399-0696:

(1) State of Florida, Division of Vocational Rehabilitation, Vehicle Modification Consumer Acknowledgment, LES Form DVR/BCL-4000 (10/99);

(2) State of Florida, Division of Vocational Rehabilitation, Vehicle Modification Vendor Acknowledgment, LES Form DVR/BCL-4001 (10/99);

(3) State of Florida, Division of Vocational Rehabilitation, Home Modification Consumer Acknowledgment, LES Form DVR/BCL-4025 (10/99);

(4) State of Florida, Division of Vocational Rehabilitation, Home Modification Vendor Acknowledgment, LES Form DVR/BCL-4026 (10/99);

(5) Division of Vocational Rehabilitation, Florida Department of Labor and Employment Security, Referral/Application for Vocational Rehabilitation Services, LES Form DVR/BCL-1007 (10/97);

(6) Division of Vocational Rehabilitation, Florida Department of Labor and Employment Security, Referral/Application for Vocational Rehabilitation Services, Spanish, LES Form DVR/BCL-1007-S (1/98);

(7) Handbook of Services, LES Form DVR/BCL-5000 (5/99);

(8) Handbook of Services, Spanish, LES Form DVR/BCL-5000-S(5/99);

(9) On-The-Job Training Agreement, LES Form DVR/BCL-3030 (Rev. 11/87);

(10) On-The-Job Training Agreement, Spanish Version, LES Formulario DVR/BCL-3030-S (12/93);

(11) Florida Department of Labor and Employment Security, Division of Vocational Rehabilitation, Receipt for Equipment Issued for Items Over \$1,000, LES Form DVR/BCL-1295 (6/97);

(12) Florida Department of Labor and Employment Security, Division of Vocational Rehabilitation, Receipt for Equipment Issued for Items Over \$1,000, Spanish Version, LES Formulario DVR/BCL-1295-S (12/93); and

(13) Florida Department of Labor and Employment Security, Division of Vocational Rehabilitation, Consumer Budget Worksheet, LES Form DVR/BCL-3071 (rev. 8/13/96).

Specific Authority 413.22, 413.30 FS. Law Implemented 413.24, 413.28, 413.30, 413.32, 413.731 FS. History—New

LAND AND WATER ADJUDICATORY COMMISSION

Dunes Community Development District

RULE CHAPTER TITLE: Dunes Community Development
 RULE CHAPTER NO.: 42E-1

District
 RULE TITLE: Boundary
 RULE NO.: 42E-1.002

PURPOSE, EFFECT AND SUMMARY: The purpose of this proposed rule amendment is to amend the boundaries of the Dunes Community Development District (“District”), a community development district (CDD) pursuant to Chapter 190, F.S. The District currently consists of approximately 2114.54 acres located entirely within Flagler County. It is generally located between the Intracoastal Waterway and the Atlantic Ocean, just south of Malacompra Road. The District’s petition to amend the boundaries of the District requests that the Florida Land and Water Adjudicatory Commission amend Rule 42E-1 by adding approximately 33 (expansion parcel) acres to the boundaries of the District. The expansion parcel to be included in the District is generally known as the 16th Road 33 acre County Park. After expansion, the District will encompass a total of approximately 2147.54 acres of land. The lands sought to be added to the District are included within the Hammock Dunes Development of Regional Impact, as amended. The proposed development within the expansion parcel contemplates possible hotel and residential uses. The District has written consent to amend the District from the owners of 100% of the real property to be added to the District. The petition evidences the District’s intention to provide utility facilities to the land to be added to the boundaries of the District. The District has no present plans to issue general obligation debt or to impose ad valorem taxes.

SUBJECT AREA TO BE ADDRESSED: Amend the boundaries of the Dunes Community Development District.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 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: 2:00 p.m. – 4:00 p.m., Monday, January 10, 2000

PLACE: Room 2106, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)488-7793, at least 5 business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jonathan T. Johnson, Hopping Green Sams & Smith, Post

Office Box 6526, Tallahassee, Florida 32314, telephone (850)222-7500 or Barbara Leighty, Governmental Analyst, Florida Land and Water Adjudicatory Commission, The Capitol, Room 2105, Tallahassee, Florida 32399-0001, telephone (850)488-7793

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

42E-1.002 Boundary.

The boundaries of the district are as follows:

A PARCEL OF LAND LYING WITHIN GOVERNMENT SECTION 20, 21, 28, 29, 33, AND 40, TOWNSHIP 10 SOUTH, RANGE 31 EAST AND GOVERNMENT SECTIONS 3, 4, 9, 10, 15, 22, 23, 37, 38, 44 AND 46, TOWNSHIP 11 SOUTH, RANGE 31 EAST, LYING EAST AND WEST OF THE INTRACOASTAL WATERWAY (500' R/W), FLAGLER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

From a POINT OF BEGINNING being the intersection of the Westerly boundary line of Government Section 10, Township 11 South, Range 31 East, with the Northerly right-of-way of A-1-A (100' R/W); Thence South 89°35'06" West 354.27 feet along said right-of-way to a POINT OF CURVATURE; Thence Northwesterly 2266.81 feet along a curve to the right having a radius of 1860.08 feet and a central angle of 69°49'27" to a POINT OF TANGENCY; Thence North 20°35'27" West 3319.79 feet; Thence departing said right-of-way South 69°24'33" West 100.00 feet to a POINT on the Westerly right-of-way of A-1-A; Thence departing said Westerly right-of-way South 59°09'36" West 945.19 feet to a POINT on the Easterly right-of-way of the Intracoastal Waterway (500' R/W); Thence departing said Easterly right-of-way of the Intracoastal Waterway South 59°09'36" West 490.08 feet to a POINT OF CURVATURE; Thence Southwesterly 1158.94 feet along a curve to the left having a radius of 1045.92 feet, a central angle of 63°29'15", a chord of 1100.56 feet and a chord bearing South 27°24'59" West to a POINT OF TANGENCY; Thence departing said curve on a radial line South 85°40'21" West 25.00 feet; Thence South 04°19'39" East 550.00 feet; Thence South 85°40'21" West 150.00 feet; Thence North 07°04'46" West 490.75 feet to a POINT OF CURVATURE; Thence Northeasterly 1440.40 feet along a concentric curve to the right having a radius of 1245.92 feet, a central angle of 66°14'22", a chord of 1361.51 feet and a chord bearing North 26°02'25" East to a POINT OF TANGENCY; Thence North 59°09'36" East 525.35 feet to a POINT on said Easterly right-of-way of the Intracoastal Waterway; Thence North 20°50'24" West 2276.77 feet along said Easterly right-of-way; Thence North 20°35'42" West 1641.38 feet to a POINT on the Southerly boundary line of Township 10 South; Thence North 26°09'18" West 288.04 feet; Thence departing said right-of-way of the Intracoastal Waterway North 85°47'21" East 1202.32 feet to a POINT on

the Westerly right-of-way of A-1-A; Thence South 16°45'12" East 638.65 feet; Thence departing said Westerly right-of-way North 73°14'48" East 100.00 feet to a POINT on the Easterly right-of-way of A-1-A; Thence departing said Easterly right-of-way North 89°19'02" East 148.56 feet; Thence North 16°34'25" West 210.00 feet to a POINT on the Southerly right-of-way of Jungle Hut Road (50' R/W); Thence North 89°19'02" East along said right-of-way 855.66 feet; Thence departing said Southerly right-of-way North 19°50'00" West along the Westerly boundary line of Section 40, Township 10 South, Range 31 East 3356.28 feet; Thence South 71°11'00" West 1290.19 feet to a POINT on the Easterly right-of-way of said A-1-A, being a POINT ON A CURVE; Thence Northwesterly along said right-of-way 244.67 feet along a curve to the right having a radius of 1860.08 feet, a central angle of 07°32'11", a chord of 244.49 feet and a chord bearing North 22°35' 06" West to a POINT OF TANGENCY; Thence North 18°49'00" West 1645.60 feet; Thence departing said right-of-way of A-1-A North 71°11'00" East 180.00 feet; Thence North 18°49'00" West 25.00 feet; Thence North 71°11'00" East 25.00 feet; Thence North 18°49'00" West 200.00 feet; Thence South 71°11'00" West 205.00 feet to a POINT on said Easterly right-of-way of A-1-A; Thence North 18°49'00" West along said right-of-way 350.65 feet; Thence departing said right-of-way North 71°11'00" East 1262.52 feet to a POINT on the Easterly boundary line of said Section 40; Thence North 19°50'00" West along said Easterly boundary line 200.03 feet; Thence departing said Easterly boundary line South 71°11'00" West 1258.97 feet to a POINT on said Easterly right-of-way of A-1-A; Thence North 18°49'00" West along said right-of-way 200.00 feet; Thence departing said right-of-way North 71°11'00" East 1255.42 feet to a POINT on the said Easterly boundary line of Section 40; Thence North 19°50'00" West along said Easterly boundary line 900.14 feet to a POINT on the Northerly right-of-way of 16th Road; Thence departing said boundary line of Section 40, South 71°10'52" West along said Northerly right-of-way 1239.45 feet to a POINT on the Easterly right-of-way of said A-1-A; Thence departing said right-of-way of 16th Road North 18°49'00" West along said right-of-way of A-1-A, 1832.56 feet; Thence departing said Easterly right-of-way of A-1-A North 71°11'00" East 808.33 feet; Thence North 18°49'00" West 808.33 feet; Thence South 71°11'00" West 808.33 feet to a POINT on said Easterly right-of-way of A-1-A; Thence North 18°49'00" West 2537.61 feet to a POINT on the Southerly right-of-way of Malacompra Road; Thence North 71°10'09" East along said Southerly right-of-way 1138.42 feet; Thence North 88°23'31" East 9.62 feet to a POINT on the said Easterly boundary line of Section 40; Thence departing said Easterly boundary line of Section 40, along the Southerly right-of-way of Malacompra Road North 88°23'31" East 2073.88 feet; Thence South 00°36'49" East 24.00 feet; Thence North 88°23'31" East 161.76 feet; Thence departing said Southerly right-of-way of Malacompra Road South 59°50'14"

East 903.24 feet; Thence North 70°16'28" East 149.70 feet to a POINT on the Mean High Water Line of the Atlantic Ocean; Thence along the said Mean High Water Line South 19°43'32" East 488.98 feet; Thence South 1928'39" East 506.20 feet; Thence South 19° 58'00" East 510.90 feet; Thence South 19°51'56" East 498.83 feet; Thence South 19°59'52" East 505.34 feet; Thence South 18°07'53" East 498.03 feet; Thence South 18°03'02" East 191.19 feet; Thence departing said Mean High Water Line of the Atlantic Ocean South 71°10'52" West 710.00 feet; Thence South 47°55' 12" West 591.12 feet; Thence South 18°49'08" East 730.00 feet; Thence South 76°24'51" East 430.15 feet; Thence North 81°10'52" East 400.00 feet; Thence North 71°10'52" East 500.00 feet to a POINT on the said Mean High Water Line of the Atlantic Ocean; Thence along said Mean High Water Line South 19°29'22" East 64.84 feet; Thence South 20°54'05" East 497.62 feet; Thence South 19°45'00" East 507.57 feet; Thence South 20°49'52" East 497.95 feet; Thence South 20°18'41" East 507.65 feet; Thence South 19°30'43" East 510.25 feet; Thence South 18°30'55" East 494.37 feet; Thence South 19°52'39" East 502.28 feet; Thence South 22°20'56" East 497.23 feet; Thence South 20°41'30" East 508.67 feet; Thence South 20°26'31" East 500.09 feet; Thence South 19°53'06" East 499.88 feet; Thence South 21°45'36" East 503.26 feet; Thence South 24°02'33" East 516.08 feet; Thence South 18°20' 30" East 356.06 feet; Departing said Mean High Water Line of the Atlantic Ocean South 71°39'30" West 250.00 feet; Thence South 61°47'41" West 218.61 feet; Thence South 07°25'03" East 50.00 feet; Thence South 76°10'20" East 270.32 feet; Thence North 69°00'33" East 250.00 feet to a POINT on said Mean High Water Line of the Atlantic Ocean; Thence along said Mean High Water Line of the Atlantic Ocean South 20°59'25" East 194.96 feet to a POINT on the Northerly right-of-way of Jungle Hut Road; Thence departing said Northerly right-of-way South 20°59'25" East 53.31 feet to a POINT on the Southerly right-of-way of Jungle Hut road; Thence departing said Southerly right-of-way along said Mean High Water Line, South 20°59'25" East 181.06 feet; Thence South 20°20'30" East 505.02 feet; Thence South 20°08'17" East 500.64 feet; Thence South 19°52'12" East 501.56 feet; Thence South 19°13'54" East 497.29 feet; Thence South 21°19'23" East 502.64 feet; Thence South 19°57'05" East 507.06 feet; Thence South 17°56'45" East 507.34 feet; Thence South 18°49'25" East 504.65 feet; Thence South 21°02'20" East 497.73 feet; Thence South 21°04'43" East 482.98 feet; Thence South 21°04'34" East 11.02 feet; Thence South 19°11'42" East 496.68 feet; Thence South 22°23'45" East 506.75 feet; Thence South 20°55' 06" East 500.63 feet; Thence South 20°42'16" East 499.00 feet; Thence South 22°07'09" East 499.32 feet; Thence South 21°45'31" East 500.88 feet; Thence South 21°59'38" East 227.33 feet; Thence South 21°59'39" East 264.23 feet; Thence South 22° 30'14" East 498.51 feet; Thence South 22°43'23" East 499.93 feet; Thence South 21°20'52" East 499.51 feet; Thence South 22°12'03"

East 499.95 feet; Thence South 21°18'01" East 498.09 feet; Thence South 23°31'50" East 493.34 feet; Thence South 23°12'12" East 498.28 feet; Thence South 22°31'35" East 377.81 feet; Thence departing said Mean High Water Line of the Atlantic Ocean South 63°01'05" West 666.44 feet to a POINT on the Westerly right-of-way of the Old Florida East Coast Canal (200' R/W); Thence South 26°58'55" East 805.88 feet along said Westerly right-of-way of the Old Florida East Coast Canal; Thence South 19°11'11" East along said Westerly right-of-way 2844.27 feet; Thence South 17°01'23" East 3542.51 feet to a POINT of intersection with the Easterly right-of-way of the Intracoastal Waterway (500' R/W); Thence departing said Westerly right-of-way of the Old Florida East Coast Canal North 46°36'23" West along said Easterly right-of-way of the Intracoastal Waterway 1326.21 feet; Thence North 22°42'28" West 8360.55 feet; Thence North 22°41'50" West 563.33 feet; Thence North 44°45'20" West 1003.14 feet; Thence North 66°49'09" West 1914.50 feet to a POINT of intersection with the Southerly right-of-way of said Old Florida East Coast Canal; Thence departing said Easterly right-of-way of the Intracoastal Waterway South 89°41'27" East along said Southerly right-of-way of the Old Florida East Coast Canal 1203.59 feet; Thence departing said Southerly right-of-way North 00°18'33" West 200.00 feet to a POINT on the Northerly right-of-way of the Old Florida East Coast Canal; Thence departing said Northerly right-of-way North 00°37'47" West 247.39 feet to a POINT of the Southerly right-of-way of said A-1-A; Thence departing said Southerly right-of-way North 00°24'54" West 100.00 feet to a POINT on the Northerly right-of-way of A-1-A; Thence South 89°35'06" West along said Northerly right-of-way 309.45 feet to the POINT OF BEGINNING of this description.

Less and except the right-of-way of A-1-A,

All platted streets lying within the Johnson Beach Subdivision, Lots 1-9, 15-22, Block 1; 1-3, 18 & 19, Block 2; Lot 19, Block 3; Lots 1-4, 18-22, Block 4; Lots 1-11, 18-29, Block 5; Lots 13 & 14, 16-24, Block 7; Lots 2 & 5-11, Block 8 of said Johnson Beach Subdivision. Old Florida East Coast Canal, the Intracoastal Waterway and Jungle Hut Road.

AND INCLUDING THE FOLLOWING PARCEL:

DESCRIPTION:

A Parcel of land lying within Government Section 28, Township 10 South, Range 31 East, Flagler County, Florida, being more particularly described as follows:

A POINT OF REFERENCE being the Southeast Corner of Government Section 40, Township 10 South, Range 31 East, thence North 19°50'00" West along the East Line of Section 40 a distance of 7019.14 feet to a point on the southerly right-of-way of 16th Street, thence departing the East Line of Section 40 North 71°10'52" East a distance of 1559.67 feet to the POINT OF BEGINNING of this description, thence North 18°49'08" West a distance of 430.00 feet, thence North 47°55'12" East a distance of 591.12 feet, thence North

71°10'52" East a distance of 710.00 feet more or less to a point on the Mean High Water Line (MHWL) of the Atlantic Ocean, thence South 18°03'02" East a distance of 313.20 feet to a point on the MHWL, thence South 19°09'34" East a distance of 503.68 feet to a point on the MHWL, thence South 19°29'22" East a distance of 446.61 feet to a point on the MHWL of the Atlantic Ocean, thence departing said Atlantic Ocean South 71°10'52" West a distance of 500.00 feet, thence South 81°10'52" West a distance of 400.00 feet, thence North 76°24'51" West a distance of 430.15 feet, thence North 18°49'08" West a distance of 300.00 feet to the POINT OF BEGINNING.

Less and except 16th Road (80'R/W) and its extension easterly to the Atlantic Ocean according to the Subdivision Plat North Raffles Surf Club Section-85, recorded in Map Book 23, Pages 41 through 57, of the Public Records of Flagler County, Florida.

Parcel (less 16th Road) containing 30.7061 acres more or less. Bearings refer to the Mercator Grid System of the East zone of Florida and locally referenced to the East Line of Government Section 40, Township 10 South, Range 31 East, being North 19°50'00" West.

Net Acres containing ~~2114.54~~ 2145.2461 acres, more or less.

Specific Authority 120.53(1), 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New 10-22-85, Formerly 42E-1.02, Amended.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: RULE NO.:

Advanced Registered Nurse Practitioner Services 59G-4.010

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Advanced Registered Nurse Practitioner Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Advanced Registered Nurse Practitioner Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Advanced Registered Nurse Practitioner Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Belinda McClellan, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.010 Advanced Registered Nurse Practitioner Services

(2) All advanced registered nurse practitioner services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Advanced Registered Nurse Practitioner Coverage and Limitations Handbook, January 2000 ~~1999~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History--New 12-21-80, Formerly 10C-7.52, Amended 8-18-92, Formerly 10C-7.052, Amended 8-22-96, 3-11-98, 10-13-98, 6-8-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Birth Center Services

RULE NO.: 59G-4.030

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Birth Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 383.335, 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Belinda McClellan, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.030 Birth Center Services.

(2) All birth center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, January 2000 ~~1999~~,

which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 383.335, 409.906, 409.908, 409.9081 FS. History--New 4-18-85, Formerly 10C-7.532, Amended 8-18-92, Formerly 10C-7.0532, Amended 4-22-96, 3-11-98, 10-13-98, 5-24-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Chiropractic Services

RULE NO.: 59G-4.040

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Chiropractic Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Chiropractic Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.040 Chiropractic Services.

(2) All chiropractic services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, January 2000 ~~1999~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History--New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97, 5-24-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Dental Services
 RULE NO.: 59G-4.060

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Dental Coverage and Limitations Handbook, January 2000 and the Florida Medicaid Provider Reimbursement Handbook, Dental 111, October 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Dental Coverage and Limitations Handbook and the current Florida Medicaid Provider Reimbursement Handbook, Dental 111.

SUBJECT AREA TO BE ADDRESSED: Dental Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Millard Howard, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.060 Dental Services.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Coverage and Limitations Handbook, January 2000 ~~1999~~, and Florida Medicaid Provider Reimbursement Handbook, Dental 111, October 1999, which are incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. All three handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98, 12-28-98, 6-10-99,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Home Health Services
 RULE NO.: 59G-4.130

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Home Health Services Coverage and Limitations Handbook,

March 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Home Health Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Home Health Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Peggy Stafford, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-9990

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.130 Home Health Services.

(2) All home health agency providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Home Health Services Coverage and Limitations Handbook, March 2000 ~~October 1997~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Amended 4-1-78, 9-28-78, 1-24-79, 7-17-83, Formerly 10C-7.44, Amended 6-1-88, 4-9-89, 1-1-90, 5-26-93, Formerly 10C-7.044, Amended 3-14-95, 12-27-95, 5-7-96, 2-9-98,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Optometric Services
 RULE NO.: 59G-4.210

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Optometric Services Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Optometric Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Optometric Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Wednesday, December 29, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room E, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Debra Marshall, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.210 Optometric Services.

(2) All optometry practitioners enrolled in the Medicaid program must be in compliance with the Florida Medicaid Optometric Services Coverage and Limitations Handbook, January ~~2000~~ 1999, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated by reference in Chapter 59G-5.020., F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New, 4-13-93, Amended 7-1-93, Formerly 10C-7.069, Amended 12-21-97, 10-13-98, 5-24-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Podiatry Services

RULE NO.: 59G-4.220

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Podiatry Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Podiatry Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.220 Podiatry Services.

(2) All podiatry providers enrolled in the Medicaid program must be in compliance with the provisions Florida Medicaid Podiatry Services Coverage and Limitations Handbook, January ~~2000~~ 1999, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 1-23-84, Amended 10-25-84, Formerly 10C-7.529, Amended 4-21-92, 11-9-92, 7-1-93, Formerly 10C-7.0529, 10P-4.220, Amended 1-7-96, 3-11-98 10-13-98, 5-24-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Physician Services

RULE NO.: 59G-4.230

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Physician Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Physician Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Physician Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lynne Metz, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)922-7325

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.230 Physician Services.

(2) All physician services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Coverage and Limitations Handbook,

January ~~2000~~ 1999, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 2-1-78, 4-1-78, 1-2-79, 1-1-80, Amended 2-8-82, 3-11-84, Formerly 10C-7.38, Amended 1-10-91, 11-5-92, 1-7-93, Formerly 10C-7.38, Amended 6-29-93, 9-6-93, Formerly 10P-4.230, Amended 6-13-94, 2-9-95, 3-10-96, 5-28-96, 3-18-98, 9-22-98, 8-25-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Physician Assistant Services
RULE NO.: 59G-4.231

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Physician Assistant Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Physician Assistant Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Physician Assistant Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Belinda McClellan, Medicaid Program Development, P. O. Box 2600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.231 Physician Assistant Services.

(2) All physician assistant providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Assistant Coverage and Limitations Handbook, January ~~2000~~ 1999, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 8-21-95, Amended 5-28-96, 3-11-98, 10-13-98, 8-9-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Registered Nurse First Assistant Services
RULE NO.: 59G-4.270

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Registered Nurse First Assistant Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Monday, December 20, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room A, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Madeleine Obernier, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)487-3270

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.270 Registered Nurse First Assistant Services.

(2) All registered nurse first assistant services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Registered Nurse First Assistant Coverage and Limitations Handbook, January ~~2000~~ 1999, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated in 59G-5.020. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 3-11-98, Amended 10-13-98, 5-24-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Visual Services
RULE NO.: 59G-4.340

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Visual Services Coverage and Limitations Handbook, January 2000. The effect will be to incorporate by reference in the rule the current Florida Medicaid Visual Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Visual Services.
 SPECIFIC AUTHORITY: 409.919 FS.
 LAW IMPLEMENTED: 409.906, 409.908 FS.
 IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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., Wednesday, December 29, 1999

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building #3, Conference Room E, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Debra Marshall, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.340 Visual Services.

(2) All visual services practitioners enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Visual Services Coverage and Limitations Handbook, January 2000 1999, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up EPSDT 221, which is incorporated by reference in Chapter 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History–New 7-30-80, Formerly 10C-7.521, Amended 4-20-93, 8-25-93, Formerly 10C-7.0521, Amended 12-21-97, 10-13-98, 6-10-99,_____.

**DEPARTMENT OF HEALTH
 Board of Orthotists and Prosthetists**

RULE TITLE: Continuing Education Fees
 RULE NO.: 64B14-2.010

PURPOSE AND EFFECT: The Board proposes the development of an amendment to increase fees to become an approved continuing education provider.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Fees.

SPECIFIC AUTHORITY: 455.521, 455.587(4), 468.806(3) FS.

LAW IMPLEMENTED: 455.521, 455.587(4), 468.806(3) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-2.010 Continuing Education Fees.

~~The fee for application for approval of a continuing education course is \$200.~~

(1) The fee for application for approval as a continuing education provider is \$250.00.

(2) The renewal fee for continuing education provider approval is \$250.00.

Specific Authority 455.521, 455.587(4), 468.806(3) FS. Law Implemented 455.521, 455.587(4), 468.806(3) FS. History–New 5-2198, Amended _____.

**DEPARTMENT OF HEALTH
 Board of Orthotists and Prosthetists**

RULE TITLES:	RULE NOS.:
Continuing Education Requirement	64B14-5.002
Continuing Education Course Criteria	64B14-5.003
Provider Application	64B14-5.004

PURPOSE AND EFFECT: Rule 64B14-5.002, the purpose for the development is to provide procedures relating to Continuing Education Requirements. In Rules 64B14-5.003 and 64B14-5.004, The Board proposes to promulgate new rules entitled “Continuing Education Course Criteria” and “Provider Application.”

SUBJECT AREA TO BE ADDRESSED: Continuing Education Fees; Continuing Education Course Criteria; Provider Application.

SPECIFIC AUTHORITY: 468.802, 468.806, 455.564(8) FS.

LAW IMPLEMENTED: 468.806(3), 455.564(8) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 61G16-3.001 follows. See Florida Administrative Code for present text.)

64B14-5.002 Continuing Education Requirement.

(1) As a condition of license renewal or recertification, each licensee must completed approved continuing education.

(a) For the biennium ending May 31, 2001, each licensee must complete 10 hours of continuing education.

(b) For each biennium ending after May 31, 2001, each licensee must complete the following continuing education within 24 months immediately preceding the date license renewal is due:

1. Orthotists/Prosthetists: 30 hours.

2. Pedorthists: 30 hours.

3. Orthotic Fitters 20 hours.

4. Orthotic Fitter Assistants: 10 hours

5. Any licensee holding more than 1 license must complete a maximum of 30 hours of continuing education.

(c) For each biennium ending after May 31, 2001, each licensee's continuing education must include one hour of continuing education on cardiopulmonary resuscitation; one hour on infectious diseases including HIV/AIDS and two hours on Chapter 455, Part II, F.S., Chapter 468; Part XIV, F.S., and Rule Chapter 64B14, F.A.C.

(2) At least 90% of the continuing education hours used to meet the requirements of these rules shall consist of one or more of the following:

(a) Orthotics/prosthetics/pedorthics practice areas and special health care problems;

(b) biological, physical, and behavioral sciences.

(3) Up to 10% of the continuing education requirement of these rules may be satisfied by courses in business and practice management including courses covering the following topics:

(a) legal aspects of health care;

(b) management of health care personnel;

(c) health insurance issues;

(d) facility management;

(e) practice and risk management.

(4) Each licensee may receive one hour of continuing education credit in risk management by attending a meeting of the Board at which disciplinary cases are heard.

(5) Credit for continuing education is approved for the following:

(a) Courses offered by a provider approved by the Board.

(b) Courses offered for continuing education by ABC or BCP for their respective professions

(c) Courses intended for use as continuing education provided by a regionally accredited college or university, whose graduates are eligible for licensure under this chapter which meet the requirements of Rule 64B14-5.003.

(d) Graduate level academic courses provided by a regionally accredited college or university, provided such courses are offered by a graduate program in a health care profession.

(6) The licensee shall retain the original continuing education certificates of attendance for a minimum of four years.

(7) The Board will audit at random a number of licensees as necessary to assure that the continuing education requirements are met. Within 21 days of a request from the Board, the licensee must provide evidence of completion of the continuing education requirements by submission of one or more of the following:

(a) certificates of attendance from approved courses.

(b) an official transcript and copy of course syllabus of any graduate level course taken from a regionally accredited college or university.

(8) A licensee who is the spouse of a member of the Armed Forces of the United States shall be exempt from all licensure renewal provisions for any period of time which the licensee is absent from the State of Florida due to the spouse's duties with the Armed Forces. The licensee must document the absence and the spouse's military status to the Board.

Specific Authority 468.802, 468.806 FS. Law Implemented 468.806(3) FS. History--New 7-1-98, Amended _____.

64B14-5.003 Continuing Education Course Criteria.

(1) To be eligible for credit toward the licensee's continuing education requirement, a continuing education course shall be designed to enhance the learning and promote the continued development of knowledge and skills of the individual licensee's professional practice. The course content shall be specifically designed to the stated level and learning needs of the participants.

(2) Each course must have stated learning objectives which describe expected learner outcomes in behavioral terms, can be evaluated, are attainable, and are relevant to current professional practice. The objectives shall determine the content, teaching methodology and plan for evaluation.

(3) The course faculty shall demonstrate academic preparation and/or experience in the subject matter of the course.

(4) Course length shall be sufficient to provide meaningful education in the subject matter presented. Courses must include 50 minutes of didactic instruction or 100 minutes of lab/clinical experience for each hour of credit awarded. All courses must be at least 50 minutes in length.

(5) Distance learning courses, which include home study, correspondence, computer interactive, video cassette and audio cassette courses must meet all the requirements of this rule and must include a testing mechanism on which a passing score must be attained by the licensee prior to the issuance of continuing education credit. Videocassette courses shall not exceed 5 hours per subject.

(6) Currency and accuracy of the content of the course shall be documented by references and/or bibliography.

(7) Each course shall include a certificate of attendance given to each participant, provider, the name of the course, which shall be the same as the name submitted to the Board, the provider number assigned by the Board, the name of the

participant, the date the course was taken; the number of hours of continuing education credit awarded; and the signature of the provider, official representative or instructor.

(8) Each licensee attending a course must be required to sign in and out, and must attend all of the course in order to be awarded continuing education credit.

Specific Authority 455.564, 468.802, 468.806 FS. Law Implemented 455.564(8), 468.806 FS. History—New

64B14-5.004 Provider Application.

(1) Submit a completed Continuing Education Provider Application (Form No. XX, effective 8/1/99, incorporated herein by reference), with the application fee stated in Rule 64B14-2.010. The form may be obtained from the Board office 2020 S. E. Capital Circle, Bin #C06, Tallahassee, Florida 32399-32505

(2) Provide an identifiable person to be responsible for ensuring that each program presented under their provider number meets program requirements set forth in (3) below.

(3) Retain a “sign-in-sheet” with the signature of participants and copies of any promotional materials for at least 3 years following the course.

(4) Provide each participant with a certificate of attendance verifying the program has been completed. The certificate shall not be issued until completion of the program and shall contain the provider’s name and number title of program, and program number, instructor, date, number of contact hours of credit, the licensee’s name and license number.

(5) Notify the Board of any significant changes relative to the maintenance of standards as set forth in these rules.

(6) Each program presented by an approved provider shall meet the standards of Rule 64B14-5.003(2) or (3) and 64B14-5.004.

(7) The Board retains the right and authority to audit and/or monitor programs given by any provider. The board will rescind provider status if the provider has disseminated any false or misleading information in connection with the continuing education program or if the provider has failed to conform to these rules or the rules of the Board.

(8) Provider numbers must be renewed biennially on or before the renewal date for licenses under Chapter 468, Part XIV. The provider must return the renewal form provided by the department together with the renewal fee stated in Rule 64B14-2.010. If the renewal form and renewal fee are not received by the department on or before the renewal date, the provider must submit a new application and, if approved, receive a new provider number.

Specific Authority 455.564(8), 468.806 FS. Law Implemented 455.564(8), 468.806 FS. History—New

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLE: Definitions
RULE NO.: 68A-1.004

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to provide definitions for language in rules of the Fish and Wildlife Conservation Commission.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include rule language definitions.

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, DATE AND PLACE: To be announced at a later date
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 IS 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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLE: Quota Hunt Permits and Special-Opportunity Permits – Application; Selection; Issuance
RULE NO.: 68A-5.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish procedures for issuance of special-opportunity permits.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule includes the application, selection and issuance of Quota Hunt Permits and Special-opportunity Permits.

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, DATE AND PLACE: To be announced at a later date.
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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLES: RULE NOS.:
 Special-use Permits; Short-term Use Permits; Fees; Special-opportunity Hunting and Fishing 68A-9.007
 Permits for Hunting or Other Recreational Use on Type I Wildlife Management Areas 68A-9.004

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish special-opportunity hunts and related fees on specified Type I Wildlife Management Areas (WMA), Type II WMAs and Wildlife and Environmental Areas and establish provisions for recreational use permits and related fees on Type I WMAs.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule includes Special-use Permits; Short-term Use Permits; Fees; Special-opportunity Hunting and Fishing; and Recreational Use Permits.

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, DATE AND PLACE: To be announced at a later date.
 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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLES: RULE NOS.:
 Open Season for Taking Game; Bag and Possession Limits 68A-13.001
 Migratory Birds; Adoption of Federal Statutes and Regulations 68A-13.002
 Hunting Regulations for Ducks, Geese, and Coots 68A-13.003

Open Season for Taking and Bag Limits for Non-Migratory Game and Issuance of Antlerless Deer Permits to Private Landowners 68A-13.004
 Hunting on National Wildlife Refuges 68A-13.006
 Hunting Regulations on Public Small-Game Hunting Areas 68A-13.007
 Hunting Regulations for Migratory Birds Other than Ducks and Coots 68A-13.008

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish open seasons, bag limits and possession limits for taking game; (2) establish hunting regulations for ducks, geese, coots, and other migratory birds; (3) provide for adoption of Federal statutes and regulations pertaining to migratory birds and hunting on National Wildlife Refuges; (4) establish hunting regulations for public small-game hunting areas; and (5) provide for the issuance of antlerless deer permits to private landowners.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include regulations for taking game including waterfowl and other migratory birds, issuance of antlerless deer permits to private landowners, public small-game hunting area regulations, adoption of Federal statutes and regulations, and hunting on National Wildlife Refuges.

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, DATE AND PLACE: To be announced at a later date.
 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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLE: RULE NO.:
 Establishment Orders 68A-14.001

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to make reference to Commission Establishment Orders that (1) establish land as Type I or Type II wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas,

miscellaneous areas, or wild hog areas, (2) adjust acreage of said lands; and (3) make technical changes to Establishment Orders.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is establishment orders for wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas.

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, DATE AND PLACE: To be announced at a later date.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Regulations Relating to Type I Wildlife Management Areas	68A-15.004
Quota Permits; Antlerless Deer Permits	68A-15.005
Specific Regulations for Type I Wildlife Management Areas – South Region	68A-15.061
Specific Regulations for Type I Wildlife Management Areas – Northeast Region	68A-15.062
Specific Regulations for Type I Wildlife Management Areas – Northwest Region	68A-15.063
Specific Regulations for Type I Wildlife Management Areas – Everglades Region	68A-15.064
Specific Regulations for Type I Wildlife Management Areas – Central Region	68A-15.065

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish general regulations relating to Type I Wildlife Management Areas (WMA); (2) establish or adjust hunter quotas for Type I WMAs; (3) establish or modify specific area regulations for Type I WMAs; and (4) adjust hunting season dates on Type I WMAs to conform with proposed 1999-2000 hunting season dates for the appropriate hunting zone.

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, DATE AND PLACE: To be announced at a later date.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Regulations Relating to Type II Wildlife Management Areas	68A-16.004
Specific Regulations on Type II Wildlife Management Areas	68A-16.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish general regulations relating to Type II Wildlife Management Areas (WMA); (2) establish or modify specific area regulations for Type II WMAs; and (3) adjust hunting season dates on Type II WMAs to conform with proposed 1999-2000 hunting season dates for the appropriate hunting zone.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include hunting season dates, general regulations and specific area regulations pertaining to Type II 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, DATE AND PLACE: To be announced at a later date.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Regulations Relating to Wildlife and Environmental Areas	68A-17.004
Specific Regulations on Wildlife and Environmental Areas	68A-17.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to (1) establish general regulations relating to Wildlife and Environmental Areas (WEA); (2) establish or modify specific area regulations for WEAs; and (3) adjust hunting season dates on WEAs to conform with proposed 1999-2000 hunting season dates for the appropriate hunting zone.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include hunting season dates, general regulations and specific area regulations pertaining to WEAs.

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

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

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

TIME, DATE AND PLACE: To be announced at a later date.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLE:	RULE NO.:
Specific Fish Management Area Regulations	68A-20.005

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish regulations on specific fish management areas for taking and possessing alligators that will ensure conservation of alligator populations while providing for realization of their potential aesthetic, recreational, and economic values.

SUBJECT AREA TO BE ADDRESSED: Requirements for taking and possessing alligators.

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

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

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

TIME, DATE AND PLACE: To be announced at a later date.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Timothy A. Breault, 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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLES:	RULE NOS.:
General Provisions for Taking, Possession and Sale of Reptiles	68A-25.002
Taking and Disposal of Nuisance Alligators Statewide	68A-25.003
Regulations Governing the Operation of Alligator Farms	68A-25.004
Regulations Governing the Validation and Sale of Alligator Hides	68A-25.021
Regulations Governing Alligator Egg and Hatchling Collections on Lands Not Included in Alligator Management Programs on Private Lands	68A-25.031
Regulations Governing the Establishment of Alligator Management Programs on Private Lands	68A-25.032
Regulations Governing Statewide Alligator Trapping, Permitting, Taking and Sale	68A-25.042
Regulations Governing The Harvest of Alligators on Special-opportunity Alligator Hunt Areas	68A-25.047
Regulations Governing the Processing of Alligators and the Sale of Alligator Meat and Parts	68A-25.052

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish regulations for taking and possessing alligators that will ensure conservation of alligator populations while providing for realization of their potential aesthetic, recreational, and economic values.

SUBJECT AREA TO BE ADDRESSED: Requirements for taking and possessing alligators and other reptiles.

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

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

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

TIME, DATE AND PLACE: To be announced at a later date.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Timothy A. Breault, 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

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Freshwater Fish and Wildlife

RULE TITLE: RULE NO.:

Procedures for Listing, Delisting and Reclassifying Endangered, Threatened and Species of Special Concern 68A-27.0012

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to secure Fish and Wildlife Conservation Commission (FWC) concurrence to evaluate an anticipated petition to delist the Bald eagle (*Haliaeetus leucocephalus*) from the state threatened species list.

SUBJECT AREA TO BE ADDRESSED: It is anticipated that FWC concurrence on a time-line for development of a biological status report will be sought and on the make-up of 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 , DATE AND PLACE: To be announced at a later date.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Dr. Brad Gruver, Division of Wildlife, 620 S. Meridian St., 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

**Section II
Proposed Rules**

DEPARTMENT OF STATE

Division of Library and Information Services

RULE TITLE: RULE NO.:
Library Grant Programs 1B-2.011

PURPOSE AND EFFECT: The proposed amendment revises the guidelines and forms for the Library Construction Grant, Library Services and Technology Grant, and Library Cooperative Grant programs. The amendment also adds guidelines and forms for the Florida Library Literacy Grant program.

SUMMARY: Library Construction Grants: The proposed amendment clarifies the ranking of multiple applications from single applicants and guidelines for grant awards; modifies the point values for scoring and authorizations to sign Payment request Forms; changes the amount of time applicants have to award contracts; and eliminates the requirement for restrictive covenants.

Library Services and Technology Grants (LSTA) Grant categories have been revised and consolidated; application requirements scoring and report forms have been modified to reflect the outcome-based approach to project evaluation.

Library Cooperative Grants: An annual statistical report form has been added to collect data on continuing education, training, resource sharing and financial activities.

Florida Library Literacy Grants: Guidelines for this program are outlined in the application packet which contains information on eligibility requirements, application review procedures, evaluation and funding criteria, grant administration procedures and application and report forms.

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 within 21 days of this notice.

SPECIFIC AUTHORITY: 257.14, 257.191, 257.24, 257.41(2) FS.

LAW IMPLEMENTED: 257.12, 257.15, 257.16, 257.17, 257.171, 257.172, 257.18, 257.19, 257.191, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25, 257.40-42 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: 9:00 a.m., December 27, 1999

PLACE: Board Room, State Library of Florida, R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL