

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLES:	RULE NOS.:
Application for Certificate of Authority	3F-5.002
Application for Certificate of Authority Branch Office License	3F-5.0021
Remittances to the Regulatory Trust Fund	3F-5.0024

PURPOSE AND EFFECT: Rules 3F-5.002 and 3F-5.0021 are being amended to change the date of the annual fee period from June 1 to July 1 to coincide with the fiscal year beginning July 1 and ending on June 30. Rule 3F-5.0024 is being amended because certificateholders are no longer entitled to credit against future remittances when a contract is cancelled thirty days after execution.

SUBJECT AREA TO BE ADDRESSED: Application for Certificate of Authority, Application for Certificate of Authority Branch Office License, and Remittances to the Regulatory Trust Fund.

SPECIFIC AUTHORITY: 497.103, 497.407(1) FS.

LAW IMPLEMENTED: 497.405, 497.407 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Diana Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, Florida 32399-0350

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3F-5.002 Application for Certificate of Authority.

(1) Each entity desiring to obtain a certificate of authority shall apply to the Board by submitting the following:

(a) No change.

(b) an application fee of \$500 which shall be the fee for the annual period beginning July ~~June~~ 1 of each year or any part thereof.

(2) through (5) No change.

Specific Authority 497.103, 497.407(1) FS. Law Implemented 497.405, 497.407 FS. History—New 4-25-94, Amended 2-7-95, _____.

3F-5.0021 Application for Certificate of Authority Branch Office License.

(1) Every Certificate of Authority holder that is part of a common business enterprise and elects to operate under a different name shall apply to the Board for a license to operate a branch office by submitting the following:

(a) A completed Application for Certificate of Authority Branch Office Registration, Form DBF-COAB, effective 6-5-97, which is hereby incorporated by reference and available from the Department of Banking and Finance, Division of Finance, The Fletcher Building, 101 East Gaines Street, ~~Suite 550~~, Tallahassee, Florida 32399-0350. The application must be completed and signed within thirty (30) days of receipt by the Board; and

(b) An application fee of ~~\$100~~ \$150 which shall be the fee for the annual period beginning July ~~June~~ 1 of each year or any part thereof.

(2) through (7) No change.

(8) Upon approval of the application, a certificate of authority branch office license will be issued for the remainder of the annual license period ending June 30 ~~May 31~~ of each year.

Specific Authority 497.103 FS. Law Implemented 497.103, 497.407(4) FS. History—New 6-5-97, Amended _____.

3F-5.0024 Remittances to the Regulatory Trust Fund.

The amounts required to be remitted by a Certificateholder to the Regulatory Trust Fund, pursuant to the provisions of Section 497.407(12), Florida Statutes, shall be determined in accordance with the following criteria:

(1) through (4) No change.

(5) If a contract is canceled after thirty days of execution, the Certificateholder shall not be entitled to credit the remittance for that contract against future remittances ~~unless such contract is immediately rewritten.~~

(6) through (8) No change.

Specific Authority 497.103, 497.407 FS. Law Implemented 497.407 FS. History—New 5-13-97, Amended _____.

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE:	RULE NO.:
Criteria for Filing a Surety Bond in Lieu of Trusting	3F-7.012

PURPOSE AND EFFECT: This rule is being amended to set forth the requirements of the surety company or its agent to issue surety bonds as provided in this rule. The form, Form DBF-C-1, Application to Use a Letter of Credit or Surety Bond, hereby incorporated by reference (effective 3-20-91) is being revised.

SUBJECT AREA TO BE ADDRESSED: Criteria for Filing a Surety Bond in Lieu of Trusting.

SPECIFIC AUTHORITY: 497.103, 497.425 FS.

LAW IMPLEMENTED: 497.425 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Diana M. Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, Tallahassee, Florida 32399-0350

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3F-7.012 Criteria for Filing a Surety Bond in Lieu of Trusting.

(1) No change.

(2) For approval the certificate of authority holder shall submit to the Board of Funeral and Cemetery Services, Form ~~DBF-LCSB-1, DBF-C-1~~, Application to Use a Letter of Credit or Surety Bond, hereby incorporated by reference (effective ~~6/97 3-20-91~~) and available from the Department of Banking and Finance, Division of Finance, The Fletcher Building, 101 East Gaines Street, ~~Suite 550~~, Tallahassee, Florida 32399-0350 and meet the following criteria:

(a) No change.

(b) The amount of the bond shall be based on a report documenting the outstanding liabilities of the certificate of authority holder as prescribed by Section 497.425(1)(b), Florida Statutes, and set forth in Rule 3F-7.010, Florida Administrative Code; however, should no liabilities exist, a minimum of \$250,000 will be the initial amount. If the certificate of authority has existing liabilities that are secured by a trust fund account which will remain in place, and desires to secure new preneed sales with a surety bond, the face amount of the bond shall be at least \$1,000,000.

(3) through (4) No change.

(5) The surety company or its agent, on such bond shall be licensed to do business in the State of Florida, and shall have been in business in this state with a record of successful operations for a period of at least five (5) years prior to the execution of the bond and meet the following criteria:

(a) The surety company must have at minimum a Best's rating of A with a "Financial Size Category" of at least FSCX.

(b) The surety company must have an "underwriting limitation" of not less than \$10,000,000 as report in the U.S. Department of the Treasury's Fiscal Service Dept. Circular 570.

(6) The surety company must agree to give the Board and the certificate of authority holder at least one hundred eighty (180) ~~ninety (90)~~ days written notice if the surety company does not intend to renew the surety bond at the time of expiration. The certificate of authority holder must agree upon receipt of the notification that the surety bond will not be renewed to immediately:

(a) Purchase another surety bond;

(b) Secure a letter of credit; or

(c) Establish a preneed trust fund with an initial deposit which shall include:

1. The wholesale purchase price plus 10% or 30% retail, whichever is greater, for all merchandise and 70% retail for all services and 100% retail for all cash advances which were included in the surety bond unless the contract requires more;

2. The wholesale purchase price shall be determined at the time the preneed trust fund is established.

(7) No change.

(8) The cancellation of the bond shall not relieve the obligation of the surety company for claims arising out of contracts issued or otherwise covered before cancellation of the bond.

(9) The Board shall deny an application to use a surety bond in lieu of the merchandise trust fund if the application is incomplete or if the report as set forth in Rule 3F-7.009 shows the existing merchandise trust is not in compliance with the law.

Specific Authority 497.103, 497.425 FS. Law Implemented 497.425 FS. History—New 3-20-91, Formerly 3D-30.039, Amended 10-25-95, 7-22-97,

DEPARTMENT OF BANKING AND FINANCE

Board of Funeral and Cemetery Services

RULE TITLE: Procedures for Filing Claim with the Board

RULE NO.: 3F-7.013

PURPOSE AND EFFECT: This rule is being amended to correct the language to conform with statute numbers and form names.

SUBJECT AREA TO BE ADDRESSED: Procedures for Filing Claim with the Board.

SPECIFIC AUTHORITY: 497.103, 497.425 FS.

LAW IMPLEMENTED: 497.425(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Diana M. Evans, Executive Director, Board of Funerals and Cemetery Services, 101 East Gaines Street, Tallahassee, Florida 32399-0350

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3F-7.013 Procedures for Filing Claim with the Board.

A buyer of preneed merchandise or services who does not receive such services or merchandise due to the economic failure, closing, or bankruptcy of the ~~certificateholder cemetery company~~ which has submitted a surety bond or letter of credit to the Board in lieu of utilizing a ~~preneed merchandise~~ trust fund may file a claim with the Board as provided by Section ~~497.425(3)(a) 497.0484(3)(a)~~, Florida Statutes. The name and address of the surety company shall be provided by the Department. Once the requirements of Section 497.425(3)(a) have been met, the ~~The~~ purchaser of preneed merchandise or services must file the claim in the following manner:

(1) Submit to the Board Form DBF-C-3, Letter of Credit/Surety Bond Claim Form, ~~Surety Bond or Letter of Credit Claim Form~~, which is hereby incorporated by reference (effective 3-20-91) and available at the Department of Banking and Finance, Division of Finance, The Fletcher Building, 101 East Gaines Street, ~~Suite 553~~, Tallahassee, Florida 32399-0350;

(2) Attach a copy of the ~~preneed cemetery~~ contract for merchandise or services which is the subject of the claim and provide documentation evidencing the purchaser's payment for hte merchandise or services; and

(3) Submit evidence that the purchaser has made reasonable attempts to have the ~~certificateholder company~~ deliver the merchandise or perform the service.

Specific Authority 497.103, 497.425 FS. Law Implemented 497.425(3)(a) FS. History--New 3-20-91, Formerly 3D-30.040, Amended.

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE TITLE: Firefighter Employment Safety RULE NO.: 4A-62

PURPOSE AND EFFECT: To implement standards and procedures for the employment safety of firefighters throughout the state.

SUBJECT AREA TO BE ADDRESSED: Standards and procedures for firefighter employment safety.

SPECIFIC AUTHORITY: 633.01(1) FS.

LAW IMPLEMENTED: 633.045(1)(a) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 8:30 a.m. – 5:00 p.m., August 28, 2000

PLACE: Leased State Office Building, 400 North Congress Avenue, 2nd Floor Conference Room, West Palm Beach, Florida

TIME AND DATE: 8:30 a.m. – 12:00 Noon, August 29, 2000
PLACE: University of South Florida Campus, 4202 East Fowler Avenue, College of Public Health (CPH) Building, Auditorium "A," Tampa, Florida

TIME AND DATE: 2:00 p.m. – 5:00 p.m., August 29, 2000
PLACE: Florida State Fire College, Auditorium/All purpose room, 11655 Northwest Gainesville Road, Ocala, Florida

TIME AND DATE: 9:00 a.m. – 5:00 p.m. (central), August 30, 2000

PLACE: Florida State University Panama City Campus, 4750 Collegiate Drive, Building "D" (West end of 23rd Street), Panama City, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0342, (850)413-3620

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)413-4214

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

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Targeted Value-Added Promotions PROGRAM FOR FRESH GRAPEFRUIT RULE CHAPTER NO.: 20-48

RULE TITLES: Allocation; Disbursement of Funds RULE NOS.: 20-48.004

Qualification of Merchandising 20-48.006

PURPOSE AND EFFECT: Would revise the Targeted Value-Added Promotions Program for the 2000-2001 season.

SUBJECT AREA TO BE ADDRESSED: Targeted Value-Added Promotions Program.

SPECIFIC AUTHORITY: 601.15 FS.

LAW IMPLEMENTED: 601.15 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 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 CITRUS

RULE CHAPTER TITLE: Standards for Fresh Squeezed Citrus Juices
 RULE CHAPTER NO.: 20-49

PURPOSE AND EFFECT: Would establish standards and regulations relating to fresh squeezed citrus juices.

SUBJECT AREA TO BE ADDRESSED: Standards and regulations relating to fresh squeezed citrus juices.

SPECIFIC AUTHORITY: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.10(7), 601.11, 601.44, 601.53, 601.54 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 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 CITRUS

RULE CHAPTER TITLE: Maturity Tests – Processed Citrus
 RULE CHAPTER NO.: 20-61

RULE TITLE: Sampling Equipment
 RULE NO.: 20-61.003

PURPOSE AND EFFECT: Would provide for a standard statewide mechanical sample selector; provide specifications for sampler; provide date whereby plants must have conforming sampler selector installed.

SUBJECT AREA TO BE ADDRESSED: Required sampling equipment for conducting maturity tests at citrus processing plants.

SPECIFIC AUTHORITY: 601.10(7), 601.24 FS.

LAW IMPLEMENTED: 601.10(7), 601.24, 601.27 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 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 CITRUS

RULE CHAPTER TITLE: Standards for Processed Citrus Products
 RULE CHAPTER NO.: 20-64

RULE TITLES: Orange Juice
 RULE NOS.: 20-64.0081

Orange Juice Marked With Florida Sunshine Tree or Florida Citrus Growers’ Certification Mark
 20-64.0082

Sanitary Requirements
 20-64.020

PURPOSE AND EFFECT: Would remove regulations relating to fresh squeezed citrus juices from this chapter. Petition for rule amendment filed by Florida Gift Fruit Shippers Association and Florida Citrus Packers asks that these regulations be rewritten in a rule section relating specifically to fresh squeezed citrus juices.

SUBJECT AREA TO BE ADDRESSED: Standards and regulations relating to fresh squeezed citrus juices.

SPECIFIC AUTHORITY: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.10(7), 601.11, 601.48 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 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 CORRECTIONS

RULE TITLES: Food Services – Definitions
 RULE NOS.: 33-204.002

Food Services – Standards of Operation
 33-204.003

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify applicable dietary allowances, clarify procedures for implementation of alternate holiday meal schedules for therapeutic diets, clarify that therapeutic diets may be implemented by department credentialed physicians, eliminate the need for persons requesting forms to provide self-addressed stamped envelopes, and the composition of religious diet meals.

SUBJECT AREA TO BE ADDRESSED: Food Services.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-204.002 Food Services – Definitions.

For the purposes of this chapter:

(1) "Master menu" means the menu which is designed to be served at all facilities to provide uniformity in items served to each inmate. The master menu shall be ~~planned prepared~~ under the direction of the department's master menu committee. It should be certified nutritionally adequate as determined by a licensed registered dietitian. The master menu shall provide all Recommended Dietary Allowances ~~or Dietary Reference Intakes~~ as established by the Food and Nutrition Board of the National Academy of Sciences. The Recommended Dietary Allowances and Dietary Reference Intakes are incorporated by reference in Rule 33-204.003, Florida Administrative Code.

(2) through (5) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 1-18-89, Amended 7-21-97, Formerly 33-30.002, ~~Amended~~.

33-204.003 Food Services – Standards of Operation.

(1) General. Inmates in general population shall receive three meals per day, of which at least two shall be hot meals. The meals shall be provided at regular meal times during each 24-hour period, with a period of no more than 14 hours between the end of the evening meal and the beginning of the morning meal, weather and security permitting. The warden or work release center major shall be allowed to authorize an altered meal schedule of two meals for approved holidays listed in the master menu manual, but both must be hot meals. Holiday substitutions that deviate from the master menu must be approved in advance by the food service coordinator. ~~An altered holiday meal schedule for therapeutic diets may only be implemented if the chief health officer is on duty on the day that the alternate schedule is to be served.~~ An alternate meal schedule for therapeutic diets shall provide regular meal times during each 24-hour period with no more than 14 hours between the end of the evening and the beginning of the morning meal.

(2)(a) through (d) No change.

(3) Menus. The Recommended Dietary Allowances ~~or the Dietary Reference Intakes~~ of the Food and Nutrition Board ~~National Research Council~~ – National Academy of Sciences

shall serve as the standard for the preparation of menus and the evaluation of menus served. The Recommended Dietary Allowances ~~and the Dietary Reference Intakes~~ of the Food and Nutrition Board ~~National Research Council~~ are hereby incorporated by reference. A copy of the Recommended Dietary Allowances ~~or the Dietary Reference Intakes~~ may be obtained from the Bureau of Food Services, Office of Administration, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. If forms are to be mailed, the request must be accompanied by a self-addressed stamped envelope. The effective date of ~~the revised Recommended Dietary Allowances this form~~ is January 18, 1989. The available Dietary Reference Intakes were copyrighted in 2000.

(a) through (b) No change.

(c) Meals for inmates and staff shall be prepared and served in accordance with the master menu in effect. No specially prepared meals shall be served except those approved therapeutic diets that are prescribed by the attending physician, clinical associate or dentist.

(d) through (4)(c)2. No change.

3. Daily inspection of the food service areas, including the recording of the temperatures of coolers, freezers, dishwashers, and hot tap water on the Master Menu Production Log, Form DC2-404. Form DC2-404 is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. ~~Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope.~~ The effective date of this form is August 1, 2000.

(d) through (6) No change.

(7) Therapeutic Diets. Therapeutic diets for medical or dental reasons shall be provided as ordered by a Department of Corrections, Office of Health Services, credentialed physician, clinical associate (physicians assistant, advanced registered nurse practitioner) or dentist. All orders for therapeutic diets shall be in writing utilizing the Diet Prescription/Order, Form DC4-728. A copy of this form is available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is _____. Non-standard modified diets shall be approved by the public health nutrition program manager and the regional medical executive director. Therapeutic diets shall be served for a maximum of 90 days. Diets extending for periods longer than 90 days shall require a new diet order from the attending Department of Corrections, Office of Health Services, credentialed physician, clinical associate (physicians assistant or advanced registered nurse practitioner) or dentist. Diet prescription orders must be received in food services prior to the expiration of the current prescription to avoid

interruption of the modified diet. The Bureau of Food Services shall be responsible for providing consultation to health and food service personnel regarding therapeutic diets.

(8) Religious Diets. The alternate entree program is designed to provide meal options for ~~meet the needs of~~ inmates whose religions require a pork-free, lacto-ovo or lacto-vegetarian diet. The vegan (strict vegetarian) meal pattern provides meal options for ~~meets~~ the religious requirements of inmates who choose to ~~must~~ avoid all animal products.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS. History–New 1-18-89, Amended 7-21-97, Formerly 33-30.003, Amended.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Inmate Work Program
 RULE NO.: 33-601.201

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the statutory authority under which inmates may be required to perform work for the corporation authorized to operate correction work programs.

SUBJECT AREA TO BE ADDRESSED: Inmate Work Program.

SPECIFIC AUTHORITY: 20.314, 944.09 FS.

LAW IMPLEMENTED: 944.09, 944.10(7), 946.002, 946.006(3), 946.40(1), 946.511(1)(b) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.201 Inmate Work Program.

(1) No change.

(2) Inmates may be assigned to perform work for political subdivisions in the state including municipalities and agencies and institutions of the State, or nonprofit corporations that enter into agreements or contracts with the Department pursuant to Department of Corrections Rule 33-601.202, Florida Administrative Code. Inmates may also be required to perform work for the corporation authorized to operate correctional work programs under Part II of Chapter 946, Florida Statutes ~~or Prison Industry Enhancement Programs authorized by s. 946.006(3), F.S.~~

(3) through (6) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 944.09, 944.10(7), 946.002, 946.006(3), 946.40(1), 946.511(1)(b) FS. History–New 10-8-76, Formerly 33-3.03, Amended 4-19-79, 2-27-86, 1-28-98, Formerly 33-3.003, Amended.

COMMISSION ON ETHICS

RULE TITLE: List of Forms and Instructions
 RULE NO.: 34-7.010

PURPOSE AND EFFECT: The purpose of the proposed amendment is to promulgate the 2001 version of various forms that are required to be filed annually, as well as the Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees. In addition, the enactment of Chapters 2000-232, 2000-243 and 2000-258, Laws of Florida, substantially affects reporting obligations for public officers and public employees and numerous changes to the Commission’s forms will need to be made as a result of these statutory provisions. More specifically, the definition of “liability” has been amended in the law and this amendment will result in changes to CE Form 1 and CE Form 6. The statutory definition of “local officer” has been amended and will affect who is required to file CE Form 1. The reporting thresholds and instructions on CE Form 1 and CE Form 6 will be amended to provide the alternative of reporting based on either percentages or dollar amounts. The quarterly client disclosure filing deadline has been changed and this will also affect CE Form 2. Officers and employees will now file CE Form 1 and CE Form 6 with the Commission beginning January 1, 2001. Chapter 2000-243, L.O.F., made this effective January 1, 2001; however, Chapter 2000-258, L.O.F., transferred the Secretary of State’s filing duties to the Commission effective July 1, 2001. The Commission anticipates entering into a memorandum of agreement with the Secretary of State to assume responsibility for all filing as of January 1, 2001. There will be automatic fines and penalties for late-filing, and CE Form 1 and CE Form 6 will both need to be amended to address the final financial disclosure required within 60 days of leaving office or employment as well as amendment of previously filed disclosures. The asset and liability reporting on CE Form 6 will be amended as a result of Section 12, Chapter 2000-243, L.O.F. New forms – CE Form 1F and CE Form 6F – will be promulgated for use to make the final 60-day disclosure, and the Commission may promulgate one version that is effective immediately, and another version that will be effective as of January 1, 2001, since filers will file with the Secretary of State prior to January 1, 2001 and with the Commission after that date, and the January 1, 2001 version will also include other changes that by law become effective January 1, 2001. Other new forms – CE Form 1X and CE Form 6X – will be promulgated to amend previously-filed CE Form 1’s and CE Form 6’s. CE Form 9, CE Form 30, and CE Form 10 will be amended to reflect that “consideration” for a gift must be paid within 90 days, and that consideration does not include a promise to pay, unless it is in writing; “Reporting individual” was statutorily changed to include candidates upon

qualifying and candidates who have won their election but not yet assumed office; gift and honorarium-related expense disclosures (CE Form 30, CE Form 10, and CE Form 9) will be filed with the Commission, not the Secretary of State; and the Technological Research and Development Authority is added to the list of agencies that can make certain gifts. CE Form 22 will be amended to inform registered lobbyists to submit expenditure reports, and that reports are to be filed biannually, not quarterly, and will cover a 6-month period. These statutory changes will also need to be addressed in the Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees.

SUBJECT AREA TO BE ADDRESSED: CE Form 1; CE Form 1F (new form used to make final disclosure for CE Form 1 filers); CE Form 1X (new form used to amend CE Form 1); CE Form 2; CE Form 6; CE Form 6F (new form used to make final disclosure for CE Form 6 filers); CE Form 6X (new form used to amend CE Form 6); CE Form 9; CE Form 10; CE Form 30; CE Form 22; and the "Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees" will be affected by this proposed rule development.

SPECIFIC AUTHORITY: Art. II, Sec. 8(f),(h), Fla. Const., 112.3147, 112.3215(13), 112.322(7),(10), 112.324 FS., Ch. 2000-232, 2000-243, 2000-258, L.O.F.

LAW IMPLEMENTED: Art. II, Sec. 8(a),(f),(h), Fla. Const., 112.313(9),(12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 FS., Ch. 2000-232, 2000-243, 2000-258, L.O.F.

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

TIME AND DATE: 9:00 a.m., Thursday, August 24, 2000
PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney

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

COMMISSION ON ETHICS

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Filing Full and Public Disclosure of Financial Interests Pursuant to Article II, Section 8, Florida Constitution	34-8

PURPOSE AND EFFECT: With the enactment of Chapters 2000-243 and 2000-258, Laws of Florida, the Commission anticipates a substantial overhaul of Chapter 34-8, Florida Administrative Code, which may become the rule chapter that addresses all financial disclosure, not just the disclosure

required by Article II, Section 8, Florida Constitution. The definition of "liability" has been statutorily amended; taxes that have been reduced to a judgment are reportable as a liability; and Section 12 of Chapter 2000-243, Laws of Florida, revises the asset and liability reporting requirements. Forms will no longer be filed with the Secretary of State but will, instead, be filed with the Commission on Ethics. The statutory definition of "local officer" has been amended to include only certain specified boards, although there is a local option provision that can be used to require filing by other public officers. Disclosure under Section 112.3145 will now allow for the option of using either percentages or dollar amounts as thresholds. The filing of quarterly client disclosure will coincide with gift disclosure; the Commission will be responsible for mailing forms to filers and sending out delinquency notices; and rules will be promulgated to address the automatic penalty provisions, appeals, and fines. A final disclosure is required of public officers and public employees within 60 days of leaving office or employment, and the statutory provisions now allow for amendment of previously filed disclosures. Supervisors of elections will be required to certify late filers.

SUBJECT AREA TO BE ADDRESSED: Article II, Section 8, Florida Constitution, and Section 112.3145, Florida Statutes, imposes financial disclosure obligations on certain public officials. Those disclosure obligations were significantly impacted by recent legislative enactments and the Commission will be promulgating rules to implement the statutory changes.

SPECIFIC AUTHORITY: Art. II, Section 8(f), Fla. Const., 112.322(10) FS., Ch. 2000-243 and 2000-258, L.O.F.

LAW IMPLEMENTED: Art. II, Section 8(a),(h), Fla. Const., 112.3144, 112.3145 FS., Ch. 2000-243 and 2000-258, L.O.F.

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

TIME AND DATE: 9:00 a.m., Thursday, August 24, 2000
PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney

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

COMMISSION ON ETHICS

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Executive Branch Lobbyist Registration	34-12

PURPOSE AND EFFECT: The enactment of Ch. 2000-232, Laws of Florida, amended Section 112.3215, Florida Statutes, to require the semiannual (not quarterly) filing of expenditure

reports covering 6-month periods by registered lobbyists; legislative and judicial employees are not required to register as “lobbyists” when representing their employer before executive branch agencies; capping the maximum fine at \$5000 per late-filed report; calculating deadlines based upon the transmittal of the notice (not the receipt) and doing away with the certified mail requirements; collection of fines will be referred to the Department of Banking and Finance; and requiring lobbyists and principals to report for a period during any portion of which they were registered.

SUBJECT AREA TO BE ADDRESSED: The executive branch lobbyist registration and reporting requirements of Section 112.3215, Florida Statutes, as implemented by the rules of Chapter 34-12, Florida Administrative Code.

SPECIFIC AUTHORITY: 112.3215, 112.322(10) FS., Chapter 2000-232, L.O.F.

LAW IMPLEMENTED: 112.3215 FS., Ch. 2000-232, L.O.F.

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

TIME AND DATE: 9:00 a.m., Thursday, August 24, 2000

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney

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

COMMISSION ON ETHICS

RULE CHAPTER TITLE: Gifts and Honoraria **RULE CHAPTER NO.:** 34-13

PURPOSE AND EFFECT: Chapters 2000-243 and 2000-258, Laws of Florida, amended a number of provisions affecting the acceptance and disclosure of gifts and honoraria by certain public officers and employees. The proposed development of rules to amend Chapter 34-13, Florida Administrative Code, will incorporate those statutory changes in the Commission’s rule chapter. Specifically “consideration” for a gift must be paid within 90 days and does not include a promise to pay unless in writing and enforceable. The definition of “reporting individual” has been clarified to include candidates upon qualifying for office, as well as candidates who won their race but have not yet assumed office. Disclosures shall be filed with the Commission on Ethics (not the Secretary of State); and the Technological Research and Development Authority has been added to the list of agencies that can give gifts with a value in excess of \$100, with disclosures made on CE Form 10.

SUBJECT AREA TO BE ADDRESSED: The gift and honoraria acceptance and disclosure provisions in Section 112.3148 and 112.3149, F.S., as amended by Chapters 2000-243 and 2000-258, Laws of Florida.

SPECIFIC AUTHORITY: 112.322(10)(b) FS., Ch. 2000-243 and 2000-258, L.O.F.

LAW IMPLEMENTED: 112.312, 112.313, 112.3148, 112.3149 FS., Ch. 2000-243 and 2000-258, L.O.F.

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

TIME AND DATE: 9:00 a.m., Thursday, August 24, 2000

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Staff Attorney

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Works of the District Basins **RULE CHAPTER NO.:** 40E-61

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4)(a)8., Florida Statutes (F.S.), which specifies that certain 298 Districts, “shall divert the discharges within the Everglades Construction Project” from Lake Okeechobee so that the primary discharge plan will divert flow south through the Everglades Agricultural Area (EAA). These lake discharges are currently permitted under Chapter 40E-61, FAC. Chapters 40E-61 and 40E-63, FAC., will require amendments to effectuate the diversion. The effect of the proposed rule amendments is timely compliance with the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development for amendments to Chapters 40E-61 and 40E-63, Florida Administrative Code (F.A.C.), to modify EAA Basin load calculations and EAA permitting provisions to account for the Chapter 298 District diversion project.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

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

TIME AND DATE: 1:30 p.m. – 3:00 p.m., August 22, 2000

PLACE: Commission Chambers, Belle Glade City Hall Complex, 110 S. W. Avenue, E, Belle Glade, FL 33430

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail: jjenniso@sfwmd.gov).

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Everglades Program
 RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4), Florida Statutes (F.S.). A component of the EFA Everglades Program is Everglades water supply and hydroperiod improvement and restoration. The Best Management Practice (BMP) replacement water model is being reviewed to determine if updates are necessary to the model based on current data. Updates could affect Rule 40E-63, Part II, FAC.

Additionally, the EFA mandates a 25 percent reduction in the total phosphorus load discharged from the Everglades Agricultural Area (EAA). The District is required to calculate the EAA Basin compliance annually. Chapter 40E-63, FAC., established a formal procedure to calculate phosphorus loads. Amendments to the rule are necessary to modify the basin load calculation procedures to account for the construction of Stormwater Treatment Areas (STAs) and the 298 District Diversion Project. The proposed amendments will reflect adjusted land areas and new monitoring locations associated with the projects.

Other proposed amendments are to clarify the review process for minor modifications to permits and to correct typographical errors in the current rule.

The effect of the proposed rule amendments is timely compliance with the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development for amendments to Chapter 40E-63, Florida Administrative Code (FAC.), to:

(1) Modify EAA Basin load calculations to reflect adjusted land areas and new monitoring locations associated with the construction of STAs and the Chapter 298 District Diversion Project;

(2) Update the BMP replacement water model; and

(3) Modify typographical errors in the current BMP rule and authorize minor or letter modifications to permits.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

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

TIME AND DATE: 1:30 p.m. – 3:00 p.m., August 22, 2000

PLACE: Commission Chambers, Belle Glade City Hall Complex, 110 S. W. Avenue, E, Belle Glade, FL 33430

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail jjenniso@sfwmd.gov).

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Everglades Program
 RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4)(a)8., Florida Statutes (F.S.), which specifies that certain 298 Districts, “shall divert the discharges within the Everglades Construction Project” from Lake Okeechobee so that the primary discharge plan will divert flow south through the Everglades Agricultural Area (EAA). These lake discharges are currently permitted under Chapter 40E-61,

FAC. Chapters 40E-61 and 40E-63, FAC., will require amendments to effectuate the diversion. The effect of the proposed rule amendments is timely compliance with the EFA. SUBJECT AREA TO BE ADDRESSED: Rule development for amendments to Chapters 40E-61 and 40E-63, Florida Administrative Code (FAC.), to modify EAA Basin load calculations and EAA permitting provisions to account for the Chapter 298 District diversion project.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

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

TIME AND DATE: 1:30 p.m. – 3:00 p.m., August 22, 2000

PLACE: Commission Chambers, Belle Glade City Hall Complex, 110 S. W. Avenue, E, Belle Glade, FL 33430

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail: psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail: jjenniso@sfwmd.gov)

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Everglades Program

RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4)(f)5., Florida Statutes (F.S.), which specifies, “effective immediately, landowners within the C-139 Basin shall not collectively exceed an annual average loading of phosphorus” The proposed rules will establish the compliance methodology and compliance actions required by C-139 landowners if the phosphorus load limitation for the C-139 Basin is exceeded. The effect of the proposed rule will be potential enhancement of the downstream receiving water quality in accordance with the intent of the EFA.

SUBJECT AREA TO BE ADDRESSED: Rule development to establish a compliance methodology for phosphorus load limitations for the C-139 Basin.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

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, August 22, 2000

PLACE: Conference Room, Clewiston Field Station of the South Florida Water Management District, S.R. 832, Rt. 1, Clewiston, FL 33440

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical questions, Pam Smith, Sr. Supervising Engineer, Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6901 or (561)682-6901 (e-mail: psmith@sfwmd.gov); or for legal/administrative questions, Julie Jennison, Senior Legal Research Asst., 1(800)432-2045, Extension 6294 or (561)682-6294 (e-mail: jjenniso@sfwmd.gov).

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Office of Health Policy

RULE CHAPTER TITLE: Hospital Licensure

RULE CHAPTER NO.: 59A-3

PURPOSE AND EFFECT: The purpose of and the effect of the rule development will be to amend sections of Chapter 59A-3 Hospital Licensure rule to incorporate by reference Florida’s Inpatient Pediatric Program Standards for Hospitals.

SUBJECT AREA TO BE ADDRESSED: Florida’s Inpatient Pediatric Standards for Hospitals define minimum criteria and the scope of services that differentiate levels of inpatient care for children in hospitals.

Copies of Florida’s Inpatient Pediatric Standards may be obtained by contacting Benjie Young in the Office of Health Policy. Ms. Young’s telephone number is (850)922-5585.

SPECIFIC AUTHORITY: 395.1055 FS.

LAW IMPLEMENTED: 395.001, 395.003, 395.004, 395.0161, 395.104, 395.1055 FS.

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

TIME AND DATE: 10:30 a.m. – 1:00 p.m., August 28, 2000
 PLACE: Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, Florida

Interested parties planning to participate in the rule development workgroup meeting are asked to confirm their attendance with Ms. Young in the Office of Health Policy.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Debby Walters, Senior Health Policy Analyst, Office of Health Policy, Building 3, 2727 Mahan Drive, Tallahassee, Florida

Purchase Order Number: I00158

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Care Cost Containment Board

RULE TITLES:	RULE NOS.:
Florida Hospital Uniform Reporting System	59E-5.102
Prior Year Report Requirements	59E-5.201
Financial Analysis Data Entry System	59E-5.206
Public Medical Assistance Trust Fund (PMATF) Assessments	59E-5.605

PURPOSE AND EFFECT: The Agency intends to establish and adopt procedures and specifications to implement the reduction in PMATF assessments and the necessary changes to the Florida Hospital Uniform Reporting System (FHURS) as authorized pursuant to HB 2339, amending section 395.701, F.S., and Part IV, Chapter 59E-5 & 6, of the Florida Administrative Code. The purpose of the workshop is to present the Agency’s preliminary requirements for discussion and comment.

SUBJECT AREA TO BE ADDRESSED: Changes to the PMATF assessment methodology and changes to the FHURS worksheets necessary to accomplish the change.

SPECIFIC AUTHORITY: 395.701 FS.

LAW IMPLEMENTED: 395.701 FS.

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

TIME AND DATE: 1:00 p.m., August 22, 2000
 PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Douglas E. Pierce, Health Facility Regulation/Financial Analysis Office, MS 28, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308, Phone (850)922-7858

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE TITLE: Board of Employee Leasing Citations
RULE NO.: 61-32.002

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to add additional violations of the employee leasing practice act to those which a citation may be issued in lieu of other discipline.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is employee leasing citation violations.

SPECIFIC AUTHORITY: 455.201, 455.203(5), 455.224, 455.225 FS.

LAW IMPLEMENTED: 455.224, 455.225, 468.530, 468.532 FS.

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

TIME AND DATE: 8:30 a.m., August 23, 2000, or as soon thereafter as possible following the Board of Employee Leasing Rules Committee Meeting which has been previously noticed for the same time and location. The Board of Employee Leasing General Business Meeting will begin immediately following this rule workshop.

PLACE: Radisson Hotel Orlando Airport, 5555 Hazeltine National Drive, Orlando, Florida 32812

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Thomas, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Tallahassee, Florida 32399-2202 or phone at (850)488-0062 or Email: tthomas@mail.dbpr.state.fl.us

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors’ Licensing Board

RULE TITLES:	RULE NOS.:
Continuing Education for Reactivation	61G6-9.001
Criteria for Continuing Education	61G6-9.002
Definitions	61G6-9.003
Continuing Education Requirements for Renewal for Certificateholders and Registrants	61G6-9.004

PURPOSE AND EFFECT: The Board proposed to review and update these rules.

SUBJECT AREA TO BE ADDRESSED: Continuing Education for Reactivation; Criteria for Continuing Education; Definitions; Continuing Education Requirements for Renewal for Certificateholders and Registrants.

SPECIFIC AUTHORITY: 489.507(3), 489.519 FS.
 LAW IMPLEMENTED: 489.513(3), 489.517(3), 489.519 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Electrical Contractors' Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE TITLES:	RULE NOS.:
Registration of Course Sponsors	61G6-9.005
Approval of Continuing Education Courses	61G6-9.006
Qualifications of Course Instructors	61G6-9.007

PURPOSE AND EFFECT: The Board proposed to review and update these rules.
 SUBJECT AREA TO BE ADDRESSED: Registration of Course Sponsors; Approval of Continuing Education Courses; Qualifications of Course Instructors.
 SPECIFIC AUTHORITY: 455.225, 455.227, 489.507(3), 489.517(3) FS.

LAW IMPLEMENTED: 489.517, 489.531, 489.533 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Electrical Contractors' Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE TITLES:	RULE NOS.:
Required Records Maintained by Course Sponsors	61G6-9.009
Continuing Education Exemption for Spouses of Military Personnel	61G6-9.010
Advertising of Continuing Education Courses	61G6-9.012

PURPOSE AND EFFECT: The Board proposed to review rules 61G6-9.009 and 61G6-9.012 to determine if amendments are necessary. The Board also proposed to promulgate a new rule 61G6-9.010 that will set forth the requirements for continuing education exemption for spouses of military personnel.

SUBJECT AREA TO BE ADDRESSED: Registration of Course Sponsors; Approval of Continuing Education Courses; Qualifications of Course Instructors.

SPECIFIC AUTHORITY: 489.507(3) FS.
 LAW IMPLEMENTED: 489.507(3), 489.517 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Electrical Contractors' Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE TITLE:	RULE NO.:
Disciplinary Guidelines	61G19-5.002

PURPOSE AND EFFECT: The Board determined to amend this rule to advise the public of the range of penalties for repeat violations.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 455.227, 455.2273, 468.606 FS.
 LAW IMPLEMENTED: 455.227, 455.2273, 468.607, 468.621, 468.629 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE TITLE: Qualifications of Course Instructors
 RULE NO.: 61G19-9.005
 PURPOSE AND EFFECT: The Board proposes to amend this rule to update the requirements for instructors who will be teaching the Florida Building Code.
 SUBJECT AREA TO BE ADDRESSED: Qualifications of Course Instructors.
 SPECIFIC AUTHORITY: 468.606 FS.
 LAW IMPLEMENTED: 468.627 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE TITLE: Records Required to be Maintained by Course Sponsors
 RULE NO.: 61G19-9.007
 PURPOSE AND EFFECT: The Board is amending this rule to comply with new Department rules regarding Continuing Education.

SUBJECT AREA TO BE ADDRESSED: Records Required to Be Maintained by Course Sponsors.
 SPECIFIC AUTHORITY: 468.606 FS.
 LAW IMPLEMENTED: 468.627 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 61G19-9.007 Records Required to be Maintained by Course Sponsors.
- (1) Course sponsor shall maintain the following records with respect to each course:
 - (a) No change.
 - (b) The name, address, and qualifications of each instructor who teaches any portion of the course ~~and whether each instructor has been approved by the Board;~~
 - (c) through (e) No change.
 - ~~(f) Certificates of completion for each person completing a course containing the name and the license number of the person who completed the course.~~
 - ~~(2) Course sponsors shall maintain the required records for each course at least three (3) years following the date the course is completed.~~
 - ~~(2)(3) Upon request by the board, each course sponsor shall provide the board with copies of any required records.~~

Specific Authority 468.606 FS. Law Implemented 468.627 FS. History--New 5-23-94, Amended.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Office of the Greenways and Trails**

DOCKET NO.:	99-50R
RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Recreational Trails Program	62S-2
RULE TITLES:	RULE NOS.:
Definitions	62S-2.070
General Requirements	62S-2.071
Application Requirements and Processing	62S-2.072
Evaluation Criteria	62S-2.073
Federal Approval	62S-2.074
Grant Administration	62S-2.075
Compliance Responsibilities	62S-2.076

PURPOSE AND EFFECT: The rule will establish standards and criteria for evaluation of applications for federal pass-through grants to local governments and other entities for development or improvement of recreational trails. The Department will use the criteria to approve or reject applications for grants.

SUBJECT AREA TO BE ADDRESSED: Recreational Trails Program for federal pass-through grants to local governments; state and federal agencies; recognized tribal units; and nonprofit entities created for this purpose.

SPECIFIC AUTHORITY: 260.016(1)(h) FS.

LAW IMPLEMENTED: 260.016(1)(d),(1)(f),(2)(a)2. FS.

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

TIME AND DATE: 9:00 a.m., August 16, 2000

PLACE: Carr Building, Room 153, 3900 Commonwealth Boulevard, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Alexandra H. Weiss, 3900 Commonwealth Boulevard, MS #795, Tallahassee, FL 32399-3000, (850)488-3701

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel at (850)488-2996 or 1(800)955-8771 (TDD), at least seven days before the meeting.

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

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE TITLES:

Continuing Education as a Condition for Renewal

RULE NOS.:

64B6-5.001

Continuing Education Programs

64B6-5.002

PURPOSE AND EFFECT: These rules are being amended to update the language for the biennium period beginning 2001, and to specify the subject matter and the number of hours accepted for continuing education requirements.

SUBJECT AREA TO BE ADDRESSED: Continuing Education as a Condition for Renewal and Continuing Education Programs.

SPECIFIC AUTHORITY: 455.2124, 455.564(6),(8), 484.044, 484.047(4) FS.

LAW IMPLEMENTED: 484.047(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B6-5.001 Continuing Education as a Condition for Renewal.

(1) As a condition of the biennial renewal of an active license, each hearing aid specialist shall attend and certify attending 20 credit hours (per biennium) of Board approved continuing education which are relevant to, and which enhance, the licensee's ability to dispense hearing aids. Board-approved means approved by a chairman-appointed committee of one, or as specified by Rule 64B6-5.002(1), F.A.C. Continuing education courses, or portions thereof, which are devoted to content areas other than those identified in Rule 64B6-2.003, or risk management, shall not be approved for continuing education credit. Effective for the biennium beginning in 2001, these ~~These~~ certified hours shall include two hours per biennium relating to hearing aid laws and rules. Not more than two hours of continuing education relating to hearing aid laws and rules shall be accepted for the 1999-2001 biennium.

(2) No change.

Specific Authority 455.564(8), 455.2124, 484.044, 484.047(1),(4) FS. Law Implemented 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.001, Amended 8-5-87, 4-8-90, 8-21-90, 8-19-91, Formerly 21JJ-5.005, Amended 11-20-95, Formerly 61G9-5.005, Amended 9-23-99, 6-28-00,_____.

64B6-5.002 Continuing Education Programs.

(1) through (6) No change.

(7) Effective for the biennium beginning in 2001, each ~~Each~~ Hearing Aid Specialist shall attend and certify attending two hours and may take up to four (4) hours per biennium of continuing education which includes the topics of Human Immunodeficiency Virus, Acquired Immune Deficiency Syndrome, and other communicable illness to protect both the recipient and the dispenser; modes of transmission, infection control procedures, clinical management, and prevention of any communicable illness. Such continuing education shall be accepted by the Board toward the continuing education requirement prescribed in Rule 64B6-5.001, F.A.C. Up to four hours of continuing education relating to these topics shall be accepted for the 1999-2001 biennium.

Specific Authority 455.564(6),(8), 484.044, 484.047(4) FS. Law Implemented 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.002, Amended 8-5-87, 2-16-89, 6-21-89, 1-10-90, 8-19-91, 10-21-91, Formerly 21JJ-5.006, Amended 11-20-95, Formerly 61G9-5.006, Amended 9-23-99,_____.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE TITLES: RULE NOS.:

Objection to Prenatal and Infant (Postnatal) Risk Screening 64C-7.008

Prenatal and Infant (Postnatal) Risk Screening Records 64C-7.010

Criteria for Designating Risk Screening Factors 64C-7.011

PURPOSE AND EFFECT: The purpose of this proposed rule development is to incorporate by reference new versions of the prenatal and infant screening forms, to clarify how an objection to screening is documented, and clarify documentation for participants referred for factors other than score.

SUBJECT AREAS TO BE ADDRESSED: Incorporation of the new forms, procedures for objections to screening, and documentation.

SPECIFIC AUTHORITY: 383.14(2) FS.

LAW IMPLEMENTED: 383.14 FS.

IF REQUESTED WITHIN 14 DAYS OF THIS NOTICE AND NOT DEEMED UNECESSARY 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, August 21, 2000

PLACE: Department of Health, 4025 Esplanade Way, Room 125-N, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Marie Melton, Bin A-13 (HSFFM), 4052 Bald Cypress Way, Tallahassee, FL 32399-1723, telephone (850)245-4444, Ext. 2962

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE BY CONTACTING: Bob Peck, Bin A-13 (HSFFM), 4052 Bald Cypress Way, Tallahassee, FL 32399-1723, telephone (850)245-4444, Ext. 2965

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64C-7.008 Objection to Prenatal and Infant (Postnatal) Risk Screening.

(1) ~~The provider shall request a~~Any pregnant woman who objects to prenatal risk screening, after the purpose of the screening has been fully explained, ~~to shall~~ indicate her objection in writing on the screening instrument, and to sign the instrument by checking "no" on the screening instrument and signing the instrument. The screening instrument to be used is the Healthy Start Prenatal Risk Screening Instrument, DOH Form 3134, 6/00 (English version) June 94, or DOH Form 3134 H, 6/00 (Creole version), or DOH Form 3134 S, 6/00 (Spanish version), which ~~are~~ is incorporated by reference. If the woman refuses to sign the instrument, this refusal shall

be indicated on the patient's signature line. The provider is to complete the demographic items (name, address, phone number and type of provider) in the provider section and sign and date the form.

(2) ~~The provider shall request a~~Any parent or guardian who objects to infant (postnatal) risk screening of the child, after the purpose of the screening has been fully explained, ~~to shall~~ indicate the objection in writing on the screening instrument, and to sign the instrument by checking "no" on the screening instrument and signing the instrument. The screening instrument to be used is the Healthy Start Infant (Postnatal) Risk Screening Instrument, DOH Form 3135, 6/00 (English version) June 94, or DOH Form 3135 H, 6/00 (Creole version), or DOH Form 3135 S, 6/00 (Spanish version), which ~~are~~ is incorporated by reference. If the parent or guardian refuses to sign the instrument, this refusal shall be indicated on the patient's signature line. The provider is to complete the demographic items (name, address, phone number and type of provider) in the provider section and sign and date the form.

(3) Prenatal and infant (postnatal) risk screening shall not be conducted if the affected pregnant woman, parent, or guardian objects to the screening.

Specific Authority 383.14(2) FS. Law Implemented 383.14 FS. History—New 3-29-92, Amended 8-14-95, 3-28-96, Formerly 10J-8.009, Amended

64C-7.010 Prenatal and Infant (Postnatal) Risk Screening Records.

(1) Prenatal Risk Screening Records

(a) The health care provider shall maintain a completed copy of the Healthy Start Prenatal Risk Screening Instrument, ~~DOH Form 3134,~~ in the pregnant women's medical record.

(b) The provider of care coordination shall initiate documentation on every Healthy Start pregnant woman. That documentation shall contain, at a minimum, a scored prenatal risk screening instrument and record of case disposition, except for participants who are referred based on other factors subsequent to the initial screen. For those participants, documentation in the record shall include documentation of the participant's risk factors and the record of case disposition.

(c) The department shall maintain a confidential registry of the risk screening results on all pregnant women received from health care providers.

(2) Infant (Postnatal) Risk Screening Records

(a) The health care provider shall assure that a completed copy of the Healthy Start Infant (Postnatal) Risk Screening Instrument, ~~DOH Form 3135,~~ is placed in the infant's medical record.

(b) The provider of care coordination shall initiate documentation on every Healthy Start infant. That documentation shall contain, at a minimum, a scored infant (postnatal) risk screening instrument and record of case disposition, except for participants who are referred based on other factors subsequent to the initial screen. For those

participants, documentation in the record shall include documentation of the participant's risk factors and the record of case disposition.

(c) The department shall maintain a confidential registry of the risk screening results on all infants received from the health care providers.

Specific Authority 383.14(2) FS. Law Implemented 383.14 FS. History--New 3-29-92, Amended 9-20-94, 8-14-95, 3-28-96, Formerly 10J-8.012, Amended

64C-7.011 Criteria for Designating Risk Screening Factors.

~~After consultation with the Advisory Councils,~~ The department shall designate each risk factor for inclusion in the prenatal and infant (postnatal) risk screening instruments and shall determine the weight of each risk factor. Each designated risk factor shall meet one or more of the following criteria:

- (1) The factor is known to reflect an increased risk of pregnancy complications, infant mortality, or morbidity.
- (2) The factor is associated with increased risk of impairment in health, intellect, or functional ability in a percentage of infants positive for that factor.
- (3) The factor reflects health behaviors which have been associated with increased risk of poor birth outcomes.
- (4) The factor reflects an environmental risk factor.

Specific Authority 383.14(2) FS. Law Implemented 383.14 FS. History--New 3-29-92, Amended 8-14-95, Formerly 10J-8.013, Amended

FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
Definitions	67-21.002
Application and Selection Process for Loans	67-21.003
Selection Criteria and Guidelines for Selection of Developments	67-21.004
Determination of Method of Bond Sale	67-21.0045
Selection of Qualified Lending Institutions as Credit Underwriters, Originators or Servicers	67-21.005
Development Requirements	67-21.006
Fees	67-21.007
Terms and Conditions of Loans	67-21.008
Interest Rate on Mortgage Loans	67-21.009
Issuance of Revenue Bonds	67-21.010
No Discrimination	67-21.011
Advertisements	67-21.012
Private Placements of Multifamily Mortgage Revenue Bonds	67-21.013
Credit Underwriting Procedures	67-21.014
Use of Bonds with other Affordable Housing Finance Programs	67-21.015
Compliance Procedures	67-21.016
Transfer of Ownership	67-21.017
Refundings and Troubled Development Review	67-21.018
501(c)(3) Bonds for Multifamily Housing	67-21.019

PURPOSE AND EFFECT: The purpose of Rule Chapter 67-21, Florida Administrative Code (FAC.), is to establish the procedures by which the Florida Housing Finance Corporation shall administer the application process, determine loan amounts and issue multifamily mortgage revenue bonds for new construction or substantial rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond Program.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to the development of the 2001 application and program requirements for the Multifamily Bond Program, as specified in Rule Chapter 67-21, FAC.

SPECIFIC AUTHORITY: 420.507, 420.508 FS.
LAW IMPLEMENTED: 420.502, 420.503, 420.507, 420.508, 420.509 FS.

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

TIME AND DATE: 2:00 p.m., August 31, 2000
PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, Florida 32827, (407)825-1234 phone

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Bill Metler, Multifamily Bond Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329

Any person requiring special accommodation at this workshop because of a disability or physical impairment should contact Bill Metler 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)955-8771 (TDD).

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

**Section II
Proposed Rules**

DEPARTMENT OF INSURANCE

RULE TITLE: Annuity Contracts; Separability RULE NO.: 4-162.017
PURPOSE AND EFFECT: There is no need for a reparability provision because it is clear that an administrative law judge can invalidate all or part of the rule. The language has no effect. The proposed action repeals the separability provision.
SUMMARY: The proposed action repeals an unnecessary separability provision.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.