

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF INSURANCE

RULE TITLE: RULE NO.:

Notification of Insured's Rights; Personal Injury Protection Benefits 4-176.013

PURPOSE AND EFFECT: The purpose of the proposed action is to amend a form notifying insureds of their rights to benefits under the Florida Motor Vehicle No-Fault Law, in accordance with amendments thereto.

SUBJECT AREA TO BE ADDRESSED: The proposed amended rule implements amended section 627.7401, F.S. by adopting by reference a standard from which notifies insureds of their rights to personal injury protection benefits.

SPECIFIC AUTHORITY: 624.308(1), 627.7401 FS.

LAW IMPLEMENTED: 624.307(1), 627.7401 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: 2:00 p.m. - 4:00 p.m., Thursday, February 10, 2000

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE FORM INCORPORATED BY REFERENCE IS: Greg Jenkins, Property & Casualty Forms & Rates, Division of Insurer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0330

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)922-3110, Ext. 4214.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

4-176.013 Notification of Insured's Rights; Personal Injury Protection Benefits.

Each insurer issuing a policy in this state providing personal injury protection benefits shall mail or deliver form DI4-1149 (1/1/2000) (10/1/94) Notification of Personal Injury Protection Benefits" which is hereby incorporated herein by reference, to an insured within 21 days after receiving from the insured notice of an automobile accident or claim involving personal injury to an insured who is covered under the policy. Form

DI4-1149 is available from the Bureau of Property and Casualty Forms and Rates, 200 E. Gaines St., Tallahassee, FL 32399-033026.

Specific Authority 624.308(1), 627.7401(1) FS. Law Implemented 624.307(1), 627.7401 FS. History--New 10-1-94, Amended

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: RULE NO.:

Pupil Progression 6A-1.09951

PURPOSE AND EFFECT: The purpose of the rule development is to reflect changes in pupil progression resulting from legislation enacted by the 1999 Florida Legislature. The rule development will have the effect of identifying limited circumstances in which a student may be promoted without meeting the specific assessment performance levels prescribed by the district's pupil progression plan. The rule development will also address the promotion of students with limited English proficiency and students with disabilities.

SUBJECT AREA TO BE ADDRESSED: Pupil Progression.

SPECIFIC AUTHORITY: 232.245 FS.

LAW IMPLEMENTED: 232.245 FS.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Development of a rule to reflect changes in pupil progression resulting from legislation enacted by the 1999 Florida Legislature to identify the limited circumstances in which a student may be promoted without meeting the specific assessment performance levels prescribed by the district's pupil progression plan. The rule development will also address the promotion of students with limited English proficiency and students with disabilities.

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

DATE AND TIME: February 15, 2000, 9:00 a.m. - 12:00 noon

PLACE: Educational Leadership Center, Orange County School Board, Board Room, 445 West Amelia Street, Orlando, FL 32801, telephone (850)488-6726

DATE AND TIME: February 16, 2000, 9:00 a.m. - 12:00 noon

PLACE: Turlington Building, Room 1703, 325 West Gaines Street, Tallahassee, FL 32399-0400, telephone (850)488-6726

Requests for the rule development workshop should be addressed to Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Shan Goff, Bureau Chief, Bureau of Instructional Support and Community Services, Department of Education, 325 West Gaines Street, Room 614, Tallahassee, Florida 32399-0400, (850)488-1570

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Residency for Tuition Purposes
 RULE NO.: 6A-10.044

PURPOSE AND EFFECT: The purpose of this rule development is to revise the existing provisions governing residency status for tuition purposes. The effect will be to bring community college and state university residency policies into closer alignment as required by Section 240.1201, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Student residency status for tuition purposes.

SPECIFIC AUTHORITY: 229.053(1), 240.325 FS.

LAW IMPLEMENTED: 240.1201 FS.

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

TIME AND DATE: 9:00 a.m., February 7, 2000

PLACE: Office of Postsecondary Education Coordination, Room 401, 325 West Gaines Street, Tallahassee, Florida

Requests for the rule development workshop should be addressed to: Wayne V. Pierson, Agency Clerk, Department of Education, Room 1702, The Capitol, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Nate Johnson, Office of Postsecondary Education Coordination, Division of Public Schools and Community Education, 325 West Gaines Street, Room 401, Tallahassee, Florida 32399-0400, (850)922-0344

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-10.044 Residency for Tuition Purposes.

The State Board of Community Colleges and the Board of Regents shall maintain consistent policies and practices for the classification of students as residents for tuition purposes to facilitate the transfer of students among institutions. The policies and practices may vary to accommodate differences in governance, but the determinations of classification shall be consistent to assure students of being classified the same regardless of the institution determining the classification.

(4) Non-U.S. citizens such as resident aliens, parolees, asylees, refugees, or other permanent status persons (e.g., persons who married U.S. citizens and temporary permanent residents), who have applied to and have been approved by the U.S. Immigration and Naturalization Service for indefinite stay and employment shall be considered eligible to establish Florida residency for tuition purposes. In addition, nonimmigrants holding one of the following visas shall be considered eligible to establish Florida residency for tuition purposes. Persons in visa categories not listed herein shall be considered ineligible to establish Florida residency for tuition purposes.

- (a) Visa category A – Government official.
- (b) Visa category E – Treaty trader or investor.
- (c) Visa category G – Representative of international organization.

(d) Visa category H-1 – Temporary worker performing professional nursing services or in a specialty occupation.

(e) Visa category H-4 – Spouse or child of alien classified H-1.

(f)(d) Visa category I – Foreign information media representative.

(g)(e) Visa category K – Fiance, fiancée, or a child of United States citizen(s).

(h) Visa category L – Intracompany transferee (including spouse or child).

(i) Visa category N – Parent or child of alien accorded special immigrant status.

(j) Visa category O-1 – Workers of “extraordinary” ability in the sciences, arts, education, business, or athletics.

(k) Visa category O-3 – Family members of O-1 aliens only (not O-2 aliens).

(l) Visa category R – Religious workers.

(m) Visa category NATO 1-7 – Representatives and employees of NATO and their families.

(5) Non-U.S. citizens who fall within the following categories shall also be considered eligible to establish Florida residency for tuition purposes.

(a) Citizens of Micronesia.

(b) Citizens of the Marshall Islands.

(c) Beneficiaries of the Haitian Refugee Immigration Fairness Act.

(d) Beneficiaries of the Family Unity Program.

(e) Individuals granted withholding or suspension or deportation status.

(f) Individuals who have a stay of deportation status.

(g) Individuals in deportation – deferred action status.

Specific Authority 229.053(1) FS. Law Implemented 240.1201 FS. History–
 New 10-6-92, Amended _____.

REGIONAL TRANSPORTATION AUTHORITIES

Tri-County Commuter Rail Authority

RULE TITLES: RULE NOS.:
Debarment and Suspension Procedures 30C-2.009
Solicitations or Awards in Violation of Laws or
Rules and Regulations 30C-2.011

PURPOSE AND EFFECT: Tri-Rail’s existing Procurement Code has been updated, simplified, and clarified in order to make the Code consistent with the requirements of the Federal Transit Administration (“FTA”) Circular 4220.1D, the FTA Master Agreement, the FTA’s Best Practices Manual and appropriate Florida Statutes. Rule 30C-2.009 is a new rule and Rule 30C-2.011 has been amended.

SUBJECT AREA TO BE ADDRESSED: Tri-Rail’s Procurement Code.

SPECIFIC AUTHORITY: 343.54(1)(b) FS.

LAW IMPLEMENTED: 343.54 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard A. Wolfe, Director of Contract Administration and Procurement, Tri-county Commuter Rail Authority, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064

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

DEPARTMENT OF CORRECTIONS

RULE TITLE: RULE NO.:
Rules of Prohibited Conduct and Penalties
for Infractions 33-601.314

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide a specific disciplinary charge for inmates’ refusal to participate in mandatory programs.

SUBJECT AREA TO BE ADDRESSED: Inmate discipline.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.14, 944.279, 944.28 FS.

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

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

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.314 Rules of Prohibited Conduct and Penalties for Infractions.

The following table shows established maximum penalties for the indicated offenses. As used in the table, "DC" means the maximum number of days of disciplinary confinement that may be imposed and "GT" means the maximum number of days of gain time that may be taken. Any portion of either penalty may be applied.

SECTION 1 through SECTION 9-15 No change.

SECTION 9-16 Refusing to work or participate in mandatory programs 60 DC + 90 GT

SECTION 9-17 through SECTION 11 No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.14, 944.279, 944.28 FS. History–New 3-12-84, Formerly 33-22.12, Amended 1-10-85, 12-30-86, 9-7-89, 11-2-90, 6-2-94, 10-1-95, 3-24-97, 7-9-98, 8-13-98, Formerly 33-22.012, Amended 9-30-99.

DEPARTMENT OF VETERANS' AFFAIRS

RULE TITLES: RULE NOS.:
Admittance Priority and Procedure 55-11.006
Health Records and General Register 55-11.007
Residents' Contribution to Support 55-11.008
Resident's Deposits of Personal Property 55-11.011

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to implement changes directed by the Joint Administrative Procedures Committee and to conform certain rule provisions to the requirements of Section 1741, Title 38, United States Code.

SUBJECT AREA TO BE ADDRESSED: Veterans' Domiciliary Home.

SPECIFIC AUTHORITY: 296.04(2) FS.

LAW IMPLEMENTED: 296.02, 296.04, 296.06, 296.09, 296.10, 296.11, 296.14 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., February 9, 2000

PLACE: Bay Pines Veterans' Affairs Regional Office, 9500 Bay Pines Blvd., Room 214F, Bay Pines, Florida 33708

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IS: James W. Sloan, 2540 Executive Center Circle, West, Douglas Building, Suite 100,

Tallahassee, Florida 32301, Telephone (850)487-1533 or Lyndette Aguirre, P. O. Box 31003, St. Petersburg, Florida 33731-8903, Telephone (727)319-7407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

55-11.006 Admittance Priority and Procedure.

(1) through (3) No change.

(4) After certificates of eligibility have been issued to all applicants who are eligible to be included in the first priority group above, if there is room in the home for other residents, the Administrator will may issue certificates to veterans who are eligible to become residents who have sufficient means for their own support. Prior to admission, and while a resident of the home, such resident shall be required to pay to the home an amount sufficient to defer the full cost of support pursuant to section 55-11.008 herein.

(5) No change.

Specific Authority 296.04(2) FS. Law Implemented 296.08, 296.10(2), 296.10(3) FS. History--New 5-29-90, Amended 12-27-98,_____.

55-11.007 Health Records and General Register.

(1) No change.

(2) A General Register shall be kept in which shall be included the following information concerning each resident admitted to the home:

(a) through (g) No change.

(g) Commendations, disciplinary actions, and staff observation memos ~~Such additional information as the Administrator deems necessary.~~

Specific Authority 296.04(2) FS. Law Implemented 296.09 FS. History--New 5-29-90, Amended 1-17-98,_____.

55-11.008 Residents' Contribution to Support.

(1) (a) through (c) No change.

(d) As a condition for acceptance to residency in the home, and at the time of admission to the home, a resident will be required to authorize the Administrator to verify the resident's income. ~~A resident is required to apply for the receipt of all income that is reasonably made available to the resident through governmental funding sources.~~

(2) through (3) No change.

(4)(a) The required contribution for a resident who is eligible for the VA contribution is the daily cost of care as calculated under subsection (2)(a) herein, ~~minus the amount of the VA contribution,~~ not to exceed the amount of the resident's income as calculated under subsection (1)(c) herein.

(b) No change.

(5) No change.

(6) Each resident shall pay the full amount of the resident's contribution for each calendar month, in advance, by the fifth day of the month. A resident who does not have income eligible for co-payment and is physically able to work will may be required to participate in the Work Incentive Therapy Program. In the event the resident is discharged for any reason before the end of the month, a pro-rata portion of the resident's contribution for the month shall be refunded to the resident.

Specific Authority 296.04(2) FS. Law Implemented 296.04(6)m 296.10(1) FS. History--New 5-29-90, Amended 3-31-94, 1-25-96, 12-27-98,_____.

55-11.011 Residents Deposits of Personal Property.

(1) through (2) No change.

(3) If such property is not claimed by the resident at the time of leaving the home, or if the resident is deceased, it will may be held for safekeeping as unclaimed personal property for up to one year from the date of the resident's demise or departure from the home. The Administrator will may make a reasonable monthly storage charge for the safekeeping of such unclaimed property which shall become a lien upon the property if not paid.

(4) through (5) No change.

Specific Authority 296.04(2) FS. Law Implemented 296.14 FS. History--New 5-29-90, Amended 3-31-94, 12-27-98,_____.

DEPARTMENT OF VETERANS' AFFAIRS

RULE TITLES:	RULE NOS.:
Admissions Eligibility	55-12.004
Admittance Priority and Procedure	55-12.005
Residents' Contribution to Cost of Care	55-12.006

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to implement changes directed by the Joint Administrative Procedures Committee and to conform certain rule provisions to the requirements of Title 38, Section 1741 of the United States Code.

SUBJECT AREA TO BE ADDRESSED: Veterans' Nursing Homes of Florida.

SPECIFIC AUTHORITY: 296.34(3) FS.

LAW IMPLEMENTED: 296.32, 296.33, 296.34, 296.35, 296.36, 296.37, 296.41 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., February 9, 1999

PLACE: Bay Pines Veteran' Affairs Regional Office, 9500 Bay Pines Blvd., Room 214F, Bay Pines, Florida 33798

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: James W. Sloan, 2540 Executive Center Circle, West, Douglas Building, Suite 100, Tallahassee, Florida 32301, Telephone (850)487-1533 or Lyndette Aguirre, P. O. Box 31003, St. Petersburg, Florida 33731-8903, Telephone (727)319-7407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

55-12.004 Admission Eligibility.

(1) To be eligible for admission an applicant must:

(a) through (c) No change.

~~(d) Not owe money to the Department for services rendered during any previous stay at a Department Facility.~~

(2) No change.

Specific Authority 296.34(3) FS. Law Implemented 296.36 FS. History--New 5-23-93, Amended 12-27-98, _____.

55-12.005 Admittance Priority and Procedure.

(1) In determining admittance priority the following eligible veterans shall be given priority:

(a) A veteran who requires nursing home care for a condition determined by the VA to be service-connected, or be a condition for which the veteran was released from service for disability incurred or aggravated in the line of duty.

~~(b) A veteran who requires nursing home care for a disability which is not service-connected, who is unable to defray the expense of nursing home care and who so states under oath before a notary public or other official authorized to administer an oath. A veteran who requires nursing home care for a nonservice-connected disability and has been determined by the VA to be unable to defray the expense of nursing home care.~~

(2) No change.

Specific Authority 296.34(3) FS. Law Implemented 296.36, 296.37(2) FS. History--New 5-23-93, Repromulgated 12-27-98, Amended _____.

55-12.006 Residents' Contribution to Cost of Care.

(1) through (3) No change.

(4)(a) The required contribution for a resident who is eligible for the VA contribution is the daily cost of care as calculated under paragraph (2)(a) herein, ~~minus the amount of the VA contribution,~~ not to exceed the amount of the resident's income as calculated under paragraph (1)(c) herein.

(b) The required contribution for a resident who is not eligible for the VA contribution is the daily cost of care as calculated under paragraph (2)(a) herein.

(5) through (7) No change.

Specific Authority 296.34(3) FS. Law Implemented 296.37 FS. History--New 5-23-93, Repromulgated 12-27-98, Amended _____.

DEPARTMENT OF VETERANS' AFFAIRS

Division of Veterans' Benefits and Assistance

RULE TITLE:

RULE NO.:

Definitions

55A-7.003

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to implement changes directed by the Joint Administrative Procedures Committee.

SUBJECT AREA TO BE ADDRESSED: Veteran's preference in employment.

SPECIFIC AUTHORITY: 295.07(2) FS.

LAW IMPLEMENTED 1.01(14), 295.07(1), 295.11, 295.123, 295.15 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., February 9, 2000

PLACE: Bay Pines Veterans' Affairs Regional Office, 9500 Bay Pines Blvd, Room 214F, Bay Pines, Florida 33798

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: James W. Sloan, 2540 Executive Center Circle, West, Douglas Building, Suite 100, Tallahassee, Florida 32301, Telephone (850)487-1533, or Lyndette Aguirre, P. O. Box 31003, St. Petersburg, Florida 33731-8903, Telephone (727)319-7407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

55A-7.003 Definitions.

As used in this chapter:

(1) through (7) No change.

(8) "Minimum Qualifications" means a specification of the kinds of experience, training, education, and ~~of~~ licensure or certification (if applicable) that provides appropriate job-related evidence that an applicant possesses the minimum required knowledge, skills, and abilities necessary to the discharge of the duties involved.

(9) through (12) No change.

Specific Authority 295.07(2) FS. Law Implemented 1.01(14), 295.07(1) FS. History--New 3-30-88, Formerly 22VP-1.003, Amended 2-12-90, 6-21-92, 7-12-93, 12-27-98, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE TITLE: Statewide Provider and Subscriber Assistance Program Forms
RULE NO.: 59A-12.020

PURPOSE AND EFFECT: The purpose of this proposed rule is to adopt the forms utilized in the Statewide Provider and Subscriber Assistance Program which is found in Section 408.7056, Florida Statutes. The effect will be to specify the forms used for program administration.

SUBJECT AREA TO BE ADDRESSED: Statewide Provider and Subscriber Assistance Program Forms.

SPECIFIC AUTHORITY: 408.15 FS.

LAW IMPLEMENTED: 408.7056 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., February 10, 2000

PLACE: Conference Room, 2727 Mahan Drive, Building 1, Room 316, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melanie Kelley, Agency for Health Care Administration, Statewide Provider and Subscriber Assistance Program, 2727 Mahan Drive, Ft. Knox #1, Suite 339, Tallahassee, Florida 32308, (850)921-5458

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Division of Medicaid

RULE TITLE: Community Mental Health Services
RULE NO.: 59G-4.050

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Community Mental Health Coverage and Limitations Handbook, June 1999. The effect will be to incorporate by reference in the rule the current Florida Medicaid Community Mental Health Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Medicaid Community Mental Health 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: 10:00 a.m., February 7, 2000

PLACE: 2728 Ft. Knox Blvd., Bldg. 3, Conference Room E, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Marilyn Bryant, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)487-2618

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.050 Community Mental Health Services.

(1) This rule applies to all community mental health services providers enrolled in the Medicaid program.

(2) All community mental health services providers enrolled in the Medicaid program must comply with the Florida Medicaid Community Mental Health Coverage and Limitations Handbook, June 1999 ~~April 1998~~, 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 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 1-27-82, Amended 10-25-84, Formerly 10C-7.525, Amended 1-19-94, Formerly 10C7.0525, Amended 9-21-98,_____.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE CHAPTER TITLE: State Child Care Program
RULE CHAPTER NO.: 60L-20

RULE TITLES: Scope and Purpose
Statements of Policy
Definitions
RULE NOS.: 60L-20.001
60L-20.002
60L-20.003

Procedures for Coordination of Child Care Services Requests
Criteria for Establishment of Child Care Centers
Qualifications of Service Providers
Responsibilities of Service Providers
60L-20.004
60L-20.005
60L-20.006
60L-20.007

PURPOSE AND EFFECT: Affects changes made to s. 110.151, F.S., during the 1999 legislative session to allow agencies to cover operating costs other than the cost of the physical facility; clarifies the Department's responsibilities for assisting agencies in maintaining established centers; clarifies that direct operation of the child care center by the sponsoring agency(ies) is permitted on a temporary, emergency basis only; removes the requirement of the Department's approval of the sponsoring agency(ies) enrollment policies; broadens the service provider procurement process; and updates the reference to the rules regarding state child care standards.

SUBJECT AREA TO BE ADDRESSED: Policies and procedures regarding the establishment and maintenance of state-sponsored child care centers for state employees.

SPECIFIC AUTHORITY: 110.151(8) FS.

LAW IMPLEMENTED: 110.151 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., February 7, 2000

PLACE: Room 301, 4040 Esplanade Way, Tallahassee, Florida 32399-0950

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Carolyn J. Johnson, Human Resource Consultant, 4050 Esplanade Way, Bldg. 4040, Ste. 360, Tallahassee, Florida 32399-0950

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60L-20.001 Scope and Purpose.

This chapter sets forth the procedures to be followed for establishing and maintaining work-site child care services for state employees.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 3-18-92, Formerly 22K-28.001, Amended.

60L-20.002 Statements of Policy.

(2) The sponsoring state agency may ~~shall~~ provide for the space, maintenance, utilities and other operating costs associated with ~~the physical facility of~~ the center.

(3) No change.

(4) Except as specified in section 60L-20.003(2), sService providers who operate state-sponsored child care centers shall be selected by competitive contract. Requests for proposals shall be developed by the sponsoring agency with the assistance of, and subject to the approval of, the Ddepartment.

(5) No change.

(6) The sponsoring state agency may elect to operate the center on a temporary, emergency basis for a period not to exceed six months when a second request for proposals fails to procure a qualified service provider, or when the service provider's contract is canceled and attempts to procure a qualified provider are unsuccessful, provided plans for the direct operation by the sponsoring agency are approved by the Ddepartment.

(7) through (9) No change.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 1-24-91, 3-18-92, Formerly 22K-28.002, Amended 3-15-94, _____.

60L-20.003 Definitions.

For the purpose of administering this chapter, the following definitions shall apply:

(2) "Service provider" means the person or persons awarded the contract to operate a state-sponsored center. Neither the service provider nor any personnel employed by

the service provider shall be deemed to be employees of the state, unless the service provider is a governmental agency not subject to the competitive sealed bid requirements, as provided for in Section 287.057(3)(f)13., F.S.

(3) through (4) No change.

(5) "Employee" means full-time and part-time state officers or employees of all branches of state government holding salaried positions.

(6) through (7) No change.

(8) "Consortium arrangement" means an association or partnership whereby a state agency joins with one or more other state agencies or municipal or federal employers to pool resources in order to establish or maintain a work-site child care center to serve the employees of all contributing members.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 1-24-91, 3-18-92, Formerly 22K-28.003, Amended 3-15-94, _____.

60L-20.004 Procedures for Coordination of Child Care Services Requests.

(1) Agencies requesting the establishment of work-site centers shall submit a written plan to the Ddepartment for approval. This plan shall contain the results of a feasibility study showing the following:

(a) through (e) No change.

(2) The Ddepartment shall respond to each agency's request by outlining its findings based on established criteria and, if the plan is approved, in accordance with Section 60L-20.005 of this Chapter, recommend a step-by-step procedure for establishing a child care center.

(3) The Ddepartment shall provide technical assistance in the development of child care services which shall include:

(a) through (d) No change.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 1-24-91, 3-18-92, Formerly 22K-28.004, Amended.

60L-20.005 Criteria for Establishment of Child Care Centers.

The following criteria shall be used in reviewing agency requests for the establishment of state-sponsored child care centers:

(3) Adequate and appropriate space for child care purposes which conforms to state physical facility standards described in Chapter 65C-22 ~~40M-12~~, F.A.C.

(4) No change.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 3-18-92, Formerly 22K-28.005, Amended 3-15-94, _____.

60L-20.006 Qualifications of Service Providers.

(1) The service provider shall be considered qualified if the provider complies with all state and local standards for the licensure and operation of child care facilities, maintains

liability insurance coverage and assumes financial and legal responsibility for the operation of the program, except as provided in section 60L-20.002(2) of this chapter.

(2) All child care personnel, including the owner, operator, employees, substitutes and volunteers must meet all personnel requirements, health requirements and training requirements, defined in Chapter ~~65C-22~~ ~~40M-12~~, F.A.C.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 3-18-92, Formerly 22K-28.006, Amended.

60L-20.007 Responsibilities of Service Providers.

(2) The service provider shall be responsible for enrolling children of state employees in accordance with the enrollment policy of the sponsoring agency, ~~as approved by the department,~~ pertaining to eligibility and procedures.

(3) through (5) No change.

Specific Authority 110.151(8) FS. Law Implemented 110.151 FS. History--New 3-18-90, Amended 1-24-91, 3-18-92, Formerly 22K-28.007, Amended.

DEPARTMENT OF MANAGEMENT SERVICES

Florida Commission on Human Relations

RULE TITLE: Applicability
RULE NO.: 60Y-4.001

PURPOSE AND EFFECT: The goal and effect of the proposed rule amendments is to remove all references to Redeterminations.

SUBJECT AREA TO BE ADDRESSED: Applicability of rules set forth in Chapter 60Y-4.

SPECIFIC AUTHORITY: 760.06(12), 760.11(14) FS.

LAW IMPLEMENTED: 760.02, 760.03, 760.05, 760.06, 760.07, 760.10, 760.11 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., February 9, 2000

PLACE: Florida Commission on Human Relations, 325 John Knox Road, Suite 240, Building F, Tallahassee, Florida 32303-4149

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Stanley G. Gorsica, Assistant General Counsel, Florida Commission on Human Relations, 325 John Knox Road, Suite 240, Building F, Tallahassee, Florida 32303-4149, (850)668-7283

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60Y-4.001 Applicability.

(1) No change.

(2) This chapter shall not apply to Complaints (Rule 60Y-5.001); Agreements for Referral of Complaints (Rule 60Y-5.002); Investigation of Complaints (Rule 60Y-4.004); Conciliation (Rule 60Y-5.005); Administrative Dismissal (Rule 60Y-5.006); ~~or Redetermination (Rule 60Y-5.007);~~ except as provided in subsection (3).

(3) through (4) No change.

Specific Authority ~~760.06(12), 760.11(14)~~ ~~420.53, 760.06(13)~~ FS. Law Implemented ~~420.53~~ ~~760.02, 760.03, 760.05, 760.06, 760.07, 760.10, 760.11~~ FS. History--New 11-2-78, Formerly 9D-8.01, Amended 6-16-83, Formerly 22T-8.01, 22T-8.001, Amended.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums, and Mobile Homes

RULE TITLE: Offers or Offering Through Computer
or Other Electronic Means
RULE NO.: 61B-3.010

PURPOSE AND EFFECT: The purpose of this rule is to implement the division's statutory authority to regulate offers and offerings of subdivided land in this state made through the computer or other electronic means, such as the Internet.

SUBJECT AREA TO BE ADDRESSED: Compliance with the disclosure requirements of chapter 498, F.S. for offers or offerings of subdivided land in this state via the Internet.

SPECIFIC AUTHORITY: 498.005(1)(d),(13),(14), 498.035(1) FS.

LAW IMPLEMENTED: 498.005(1),(13),(14), 498.007, 498.021, 498.022, 498.023, 498.028, 498.033, 498.035, 498.037 FS.

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

TIME AND DATE: 9:00 a.m. – 11:00 a.m., February 7, 2000

PLACE: Division of Florida Land Sales, Condominiums, and Mobile Homes in the Department of Business and Professional Regulation, B-03 Conference Room, Fuller Warren Building, 202 Blount Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jim Mullins, Bureau of Land Sales, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1032

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61B-3.010 Offer or Offering Through Computer or Other Electronic Means.

(1) The provisions of section 498.023, Florida Statutes, if applicable, shall not be deemed to prevent the use of the Internet or other electronic means of communication, provided the following:

(a) The posted information or communication, directly or indirectly, indicates that the subdivided lands are not being offered to persons in this state;

(b) The posted information or communication is not directed to a person or persons in this state;

(c) The posted information or communication is not directed to a place in this state;

(d) No offer is accepted within this state as the result of the posted information or communication; and

(e) No sales to persons within this state occur as a result of the posted information or communication.

(2) Offers may be made via the Internet upon compliance with section 498.023, Florida Statutes.

(3) For purposes of chapter 498, Florida Statutes, "Internet" is defined as the global information system comprised of independent computer networks which are interconnected and share information without the use of a central processing center by use of the Transmission Control Protocol/Internet Protocol (TCP/IP) suite, to include without limitation, the World Wide Web, proprietary of "common carrier" electronic delivery systems, or similar medium.

Specific Authority 498.005(1)(d),(13),(14), 498.035(1) FS. Law Implemented 498.005(1),(13),(14), 498.007, 498.021, 498.022, 498.023, 498.028, 498.033, 498.035, 498.037 FS. History--New

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE TITLE: RULE NO.:

Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents 61G1-16.005

PURPOSE AND EFFECT: The Board proposes to create a new rule to address the procedures for signing and sealing electronically transmitted plans, specifications, reports or other documents.

SUBJECT AREA TO BE ADDRESSED: Procedures for signing and sealing electronically transmitted plans, specifications, reports or other documents.

SPECIFIC AUTHORITY: 282.75, 481.2055 FS.

LAW IMPLEMENTED: 481.221 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dee O'Connor, Executive Director, Board of Architecture and Interior Design, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G1-16.005 Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents.

(1) Information stored in electronic files representing plans, specifications, plats, reports, or other documents which must be sealed under the provisions of Chapter 481, F.S., shall be signed, dated and sealed by the architect or interior designer in responsible charge.

(2) Electronic files may be signed and sealed by creating a "signature" file that contains the architect's or interior designer's name and license number, a brief overall description of the documents, and a list of the electronic files to be sealed. Each file in the list shall be identified by its file name utilizing relative Uniform Resource Locators (URL) syntax described in the Internet Architecture Board's Request for Comments (RFC) 1738, December 1994, which is hereby adopted and incorporated by reference by the Board and can be obtained from the Internet Website: <ftp://ftp.isi.edu/in-notes/rfc1738.txt>. Each file shall have an authentication code defined as an SHA-1 message digest described in Federal Information Processing Standard Publication 180-1 "Secure Hash Standard," 1995 April 17, which is hereby adopted and incorporated by reference by the Board and can be obtained from the Internet Website: <http://www.itl.nist.gov/fipspubs/fip180-1.htm>. A report shall be created that contains the architect's or interior designer's license number, a brief overall description of the documents in question and the authentication code of the signature file. This report shall be printed and manually signed, dated, and sealed by the architect or interior designer in responsible charge. The signature file is defined as sealed if its authentication code matches the authentication code on the printed, manually signed, dated and sealed report. Each electronic file listed in a sealed signature file is defined as sealed if the listed authentication code matches the file's computed authentication code.

Specific Authority 282.75, 481.2055 FS. Law Implemented 481.221 FS. History--New

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE CHAPTER TITLE: Responsible Supervising Control
 RULE CHAPTER NO.: 61G1-23

PURPOSE AND EFFECT: The Board will review the rules within this chapter to determine if amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Responsible supervising control over architectural practice in the architect’s office; responsible supervising control over architectural practice outside of the architect’s office. responsible supervising control over interior design documents which require an architect’s seal and signature for building permit purposes; responsible supervising control for documents for exempt buildings which require an architect’s seal and signature for building permit purposes; standards for architectural supervision in construction or marketing offices; responsible supervising control over interior design practice in the interior designer’s office; responsible supervising control over interior design practice outside of the interior designer’s office; standards for interior design supervision in field or marketing offices.

SPECIFIC AUTHORITY: 481.2055 FS.

LAW IMPLEMENTED: 481.221(4),(5), 481.223, 481.225, 481.2251, 481.229 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dee O’Connor, Executive Director, Board of Architecture and Interior Design, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE TITLE: Examination and Reexamination
 RULE NO.: 61G4-16.009

PURPOSE AND EFFECT: The Board proposes to offer an applicant a retake of the certification examination should the applicant fail on the first or second attempt.

SUBJECT AREA TO BE ADDRESSED: Examination and Reexamination.

SPECIFIC AUTHORITY: 455.217(2), 455.219(1), 489.108, 489.129(2) FS.

LAW IMPLEMENTED: 455.217, 489.109, 489.111 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G4-16.009 Examination and Reexamination.

(1)(a) through (b) No change.

1. through 2. No change.

3. An applicant who fails the examination in whole or in part on his or her first or second attempt may submit an application to retake the certification examination to the Department no less than forty-five (45) days prior to the administration of the examination the applicant wishes to take ~~may apply to the Department to retake said examination no less than ninety (90) days prior to the next administration date~~ provided he or she pays all appropriate fees as set forth in paragraph (3) below.

(2) through (4) No change.

Specific Authority 455.217(2), 455.219(1), 489.108, 489.129(2) FS. Law Implemented 455.217, 489.109, 489.111 FS. History—New 2-25-93, Formerly 21E-16.009, Amended 10-17-93, 7-20-94, 11-25-97, 9-15-99, _____.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE TITLE: Citations
 RULE NO.: 64B2-16.0075

PURPOSE AND EFFECT: The Board proposes to amend this rule by adding a new subsection (4) which will provide language for the failure to complete the required continuing education and the penalty amounts.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 455.617, 460.405 FS.

LAW IMPLEMENTED: 455.621, 455.624(3), 455.711 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe R. Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B2-16.0075 Citations.

(1) through (3) No change.

(4) First time failure to complete the required continuing education during the biennial license period; s. 455.624(3), F.S.

(a) failure to complete less than 10 hours shall result in a penalty of \$500;

(b) failure to complete 10 or more hours will result in a penalty of \$1000.

In addition, licensees shall take two additional hours of continuing education for each of the continuing education deficiencies. Said hours shall not count for continuing education renewal requirements for the next biennium.

(4) through (8) renumbered (5) through (9) No change.

Specific Authority 455.617, 460.405 FS. Law Implemented 455.621, 455.624(3), 455.717 FS. History--New 1-19-92, Amended 4-26-93, Formerly 21D-16.0075, 61F2-16.0075, Amended 7-18-95, Formerly 59N-16.0075, Amended 2-11-99.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLES:	RULE NOS.:
Application for Examination	64B10-11.001
Examination for Licensure	64B10-11.002
Reexamination	64B10-11.003
Examination Review Procedures	64B10-11.004

PURPOSE AND EFFECT: The Board proposes to amend Rule 64B10-11.001 to further clarify applications for examination and to delete unnecessary language. Rule 64B10-11.002 is being amended by the Board to delete unnecessary rule text and to add the relative weight to be assigned. Rule 64B10-11.003 is being amended to further clarify reexamination. Rule 64B10-11.004 is being amended to update the examination review procedures.

SUBJECT AREA TO BE ADDRESSED: Application for examination; examination for licensure; reexamination; and examination review procedures.

SPECIFIC AUTHORITY: 455.574, 455.604(7), 468.1685(1),(2), 468.1695(1) FS.

LAW IMPLEMENTED: 455.574, 455.604(6), 468.1685(2), 468.1695(1) FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE:	RULE NO.:
Payment for Duplicating Licenses, Certificates, and Permits	64B10-12.0021

PURPOSE AND EFFECT: The Board proposes to amend this rule to include language for licensees who wish to obtain wall certificates and duplicate wall certificates along with the fee amount.

SUBJECT AREA TO BE ADDRESSED: Wall certificates, duplicate wall certificates and fee amounts.

SPECIFIC AUTHORITY: 455.587(6), 468.1685(1) FS.

LAW IMPLEMENTED: 455.587(6) FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE:	RULE NO.:
Reactivation of Inactive License	64B10-13.300

PURPOSE AND EFFECT: The Board proposes to amend this rule to delete unnecessary rule text.

SUBJECT AREA TO BE ADDRESSED: Reactivation of inactive license.

SPECIFIC AUTHORITY: 455.711, 468.1685(1), 468.1725(2) FS.

LAW IMPLEMENTED: 455.711, 468.1725 FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances
RULE NO.: 64B10-14.004

PURPOSE AND EFFECT: The Board proposes to discuss this rule to determine if changes are necessary to update the rule text for disciplinary guidelines; range of penalties; aggravating and mitigating circumstances.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines; range of penalties; aggravating and mitigating circumstances.

SPECIFIC AUTHORITY: 455.627(1), 468.1685(1) FS.

LAW IMPLEMENTED: 455.627, 468.1685(4),(5),(6) FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE: Citations
RULE NO.: 64B10-14.006

PURPOSE AND EFFECT: The Board proposes to discuss this rule to determine if amendments are necessary to update the rule text.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 455.617, 455.621 FS.

LAW IMPLEMENTED: 455.617 FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLE: Continuing Education for Licensure Renewal
RULE NO.: 64B10-15.001

PURPOSE AND EFFECT: The Board proposes to amend this rule to notify licensees that they may take a course in end of life care and palliative health care in lieu of the HIS/AIDS course in order to receive continuing education credit. The Board also intends to amend Subsection (10) to notify licensees the manner in which they can obtain continuing education credits in risk management.

SUBJECT AREA TO BE ADDRESSED: Continuing education for licensure.

SPECIFIC AUTHORITY: 455.604, 468.1685(1), 468.1715, 468.1725 FS.

LAW IMPLEMENTED: 455.604, 468.1715(3), 468.1725 FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE TITLES: RULE NOS.:
Facility at Which Training Takes Place 64B10-16.003
Equivalency 64B10-16.006

PURPOSE AND EFFECT: The Board proposes to amend Rule 64B10-16.003 to add the words "nursing home" to "facility" where ever it appears in the rule. The Board proposes to repeal this Rule 64B10-16.006 because the Board does not have statutory authority.

SUBJECT AREA TO BE ADDRESSED: Nursing Home Facility and Repeal of Rule 64B10-16.006.

SPECIFIC AUTHORITY: 468.1685(1), 468.1695(2) FS.

LAW IMPLEMENTED: 468.1695(2) FS.

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

TIME AND DATE: 9:00 a.m., February 11, 2000

PLACE: Clarion Hotel, 2101 Dixie Clipper Road, Jacksonville, Florida 32218

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

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

DEPARTMENT OF HEALTH

Division of Environmental Health and Statewide Programs

RULE CHAPTER TITLE: RULE CHAPTER NO.:
Emergency Medical Services 64E-2

PURPOSE, EFFECT AND SUBJECT AREA TO BE ADDRESSED: To establish rules on staffing, equipment and supplies for ALS nontransport vehicles and to provide for reclassifying of such vehicles under certain conditions.

SPECIFIC AUTHORITY: 401.35 FS.

LAW IMPLEMENTED: 401.25, 401.27 FS.

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

TIME AND DATE: 11:00 a.m., February 15, 2000

PLACE: Florida College of Emergency Physicians, 3717 S. Conway Road, Orlando, Florida 32812

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Pam Lesley, Senior Management Analyst, Bureau of Emergency Medical Services, Department of Health, 2020 Capital Circle, S. E., Bin #C18, Tallahassee, Florida 32399-1738, (850)245-4440, Extension 2733

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE UPON REQUEST AT NO CHARGE ONE WEEK PRIOR TO THE WORKSHOP.
P.O. X00699

**Section II
Proposed Rules**

DEPARTMENT OF BANKING AND FINANCE

Division of Securities and Investor Protection

RULE TITLE: RULE NO.:
Examinations/Qualifications 3E-600.005

PURPOSE AND EFFECT: The purpose of the proposed amendment is to update the rule to incorporate the new Series 65 and 66 examinations for investment advisers and investment adviser representatives. The proposed amendments also specify grandfathering provisions and exemptions for certain investment advisers and investment adviser representatives.

The proposed rule amendments are based on the model rules suggested by the North American Securities Administrators Association and are intended to ensure uniformity among the states as to examination requirements for investment advisers and investment adviser representatives.

SUMMARY: Implementation of the modified Series 65 and 66 examinations is January 1, 2000. The proposed amendments will incorporate the modified examinations as requirements for registration as an investment adviser or investment adviser representative. Investment advisers and investment adviser representatives who are currently registered or have been registered within two years of the date of application for registration are not required to satisfy the examination requirements. Individuals holding certain professional designations will be exempt from the examination requirements for investment adviser principals, investment adviser representatives and associated persons of issuer dealers.

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

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

SPECIFIC AUTHORITY: 517.03(1) FS.

LAW IMPLEMENTED: 517.12(8) 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:

TIME AND DATE: 10:00 a.m., February 14, 2000