

64E-5.1418 Personnel Monitoring.

(1) Irradiator operators shall wear either a film badge, OSLD or a TLD while operating a panoramic irradiator or while in the area around the pool of an underwater irradiator. The film badge, OSLD, and TLD processor must be accredited by NVLAP for high energy photons in the normal and accident dose ranges. Each film badge, OSLD, and TLD must be assigned to and worn by only one individual. Film badges must be replaced at least monthly and OSLDs and TLDs must be replaced at least quarterly. After replacement, each film badge OSLD, and TLD must be processed promptly.

(2) No change.

Specific Authority 404.051(4) FS. Law Implemented 404.051(1),(5),(6), 404.061, 404.081, 404.141 FS. History--New 8-14-96, Formerly 10D-91.1518, Amended.

64E-5.1502 Transportation of Radioactive Material.

(1) No change.

(2) Each licensee who transports radioactive material outside of the confines of his facility or other place of use, or who offers radioactive material to a carrier for transport shall:

(a) Comply with the applicable requirements, appropriate to the mode of transport, of 49 CFR Parts 171-173, 177, 383, and 390-397, dated 10-1-97, which are herein incorporated by reference and which are available from the department the regulations of the U.S. Department of Transportation;

(b) Establish procedures for safely opening and closing packages in which radioactive material is transported and to assure that, prior to the delivery to a carrier for transport, each package is properly closed for transport; and

(c) Assure that any special instructions needed to safely open the package are sent to or have been made available to the consignee.

Specific Authority 404.051, 404.061, 404.141, 404.20 FS. Law Implemented 404.022, 404.051(1),(4),(6),(11), 404.061(2), 404.141, 404.20(1) FS. History--New 7-17-85, Formerly 10D-91.2003, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: William A. Passetti, Chief, Bureau of Radiation Control

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Sharon Heber, Dr.P.H., Division of Environmental Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 22, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 2, 2000

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

Table with 2 columns: RULE NOS. and RULE TITLES. Lists rules 6A-6.03020 through 6A-6.03411 with their corresponding titles.

NOTICE OF CONTINUATION

Notice is hereby given that the public hearing on the above rules, as noticed in Vol. 26, No. 21, dated May 26, 2000, Florida Administrative Weekly has been continued from June 26, 2000, to July 25, 2000. The State Board of Education will meet at 9:00 a.m., in Room LL03 of the Capitol in Tallahassee, Florida.

DEPARTMENT OF CITRUS

Table with 2 columns: RULE CHAPTER NO. and RULE TITLE. Lists rule 20-66 and 20-66.004 with their titles.

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 26, No. 20, May 19, 2000 issue of the Florida Administrative Weekly:

Section 20-66.004 was changed as follows:

Effective September 1, 2000 all processed 100% grapefruit products packed in retail containers in Florida shall be prominently identified by use of the word "Florida", or the Florida Citrus Growers' certification mark (U.S. Reg. No. 2,263,176) as described in, and authorized by, Department of Citrus Rule 20-109, including the words "Florida" and "100% Pure." However, existing label stock carrying the Florida Sunshine Tree mark may be used until such existing stock is exhausted. To be prominent, when placed on the label, the word "Florida" or the certification mark shall be clearly legible, appear at least one time in a conspicuous location and be in a size and contrasting color so as to be readily seen under general conditions of purchase. To be prominent, when printed or embossed on the container end, the word "Florida" or the certification mark shall be in a contrasting color, so as to be readily seen under general conditions of purchase.

DEPARTMENT OF CORRECTIONS

RULE NO: 33-601.605
RULE TITLE: Inmate Drivers
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 21, May 26, 2000, issue of the Florida Administrative Weekly:

- 33-601.605 Inmate Drivers.
- (1) through (8) No change.
- (9) Driving privileges and restrictions for inmates at major institutions.
- (a) through (c) No change.

(d) ~~Inmates assigned to community work squads are shall not be authorized to operate farm equipment or other off-highway equipment off institution grounds as a part of their work duties.~~ Inmates so assigned will have their competency in operating the equipment verified by the Department of Corrections supervisor or, in the case of squads supervised by a non-Department of Corrections supervisor, verified by the non-department supervisor and approved by the Department.

- (9)(e) through (10) No change.

DEPARTMENT OF CORRECTIONS

RULE NO: 33-602.201
RULE TITLE: Inmate Property
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 22, June 2, 2000, issue of the Florida Administrative Weekly:

- 33-602.201 Inmate Property.
- (1) through (6)(g) No change.

(h) ~~Except in emergency situations, w~~Whenever an inmate is transferred from one institution to another, the inmate's personal property and personal property file shall be transferred with him. The sending institution shall have the responsibility of ensuring that the inmate being transferred has only that property which belongs to him and that such property is authorized. The inmate and the officer inspecting the property shall sign and date Form DC6-227, Receipt for Personal Property, at the time of transfer. Any property that is left behind or missing shall be noted on the form.

- (6)(i) through (16) No change.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators And Inspectors Board

RULE NO.: 61G19-6.012
RULE TITLES: Provisional Certificates

NOTICE OF PUBLIC HEARING

The Building Code Administrators and Inspectors Board hereby gives notice of a public hearing on the above-referenced rule to be held on July 13, 2000 at the Embassy Suites Hotel, 1100 S. E. 17th, Ft. Lauderdale, Florida 33316, 9:00 a.m. The rule was originally published in Vol. 26, No. 15, of the April 14, 2000, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 99-39R

RULE CHAPTER NO.: 62-330
RULE CHAPTER TITLE: Environmental Resource Permitting

RULE NO.: 62-330.200
RULE TITLE: Rules Adopted by Reference

NOTICE OF CHANGE

Notice is hereby given that, in accordance with subparagraph 120.54(3)(d)1., F.S., the following change has been made to the proposed rule published in Vol. 26, No. 7, February 18, 2000, issue of the Florida Administrative Weekly, pages 765-768.

Figure 12.2.8-1, adopted by reference in rule 62-330.200 and as proposed for amendment through the above notice, is being amended to reflect the addition of a separate drainage basin (No. 23) for Lake Jesup, as mandated by Ch. 00-133, Laws of Fla. (2000), effective May 17, 2000.

INSERT MAP – 1 of 1
62-330

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 99-38R

RULE CHAPTER NO.: RULE CHAPTER TITLE:

62-342 Mitigation Banking

RULE NO.: RULE TITLE

62-342.200 Definitions

NOTICE OF CHANGE

Notice is hereby given that, in accordance with subparagraph 120.54(3)(d)1., F.S., the following change has been made to the proposed rule published in Vol. 26, No. 7, February 18, 2000, issue of the Florida Administrative Weekly, pages 768-771.

Figure 3, adopted by reference in rule 62-342.200(9) and as proposed for amendment through the above notice, is being amended to reflect the addition of a separate regional watershed (No. 23) for Lake Jesup, as mandated by Ch. 00-133, Laws of Fla. (2000), effective May 17, 2000.

INSERT MAP – 1 of 1
62-342

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-9.003
RULE TITLE: Examination and Reexamination Fees

NOTICE OF CHANGE

Notice is hereby given that Rule 64B3-9.003, published in the Florida Administrative Weekly, Vol. 26, No. 17, on April 28, 2000, has been changed to reflect comments received from the public.

In subsection (1), the following will take place: Delete the language "except for the generalist technician examination." Subsection (2), delete all language.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

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

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Nursing Home Administrators hereby gives notice of an additional public hearing on the above-referenced rule to be held on August 10, 2000 at 2:00 p.m., at the Hilton Miami Airport and Towers, 5101 Blue Lagoon Drive, Miami, Florida 33126, (305)262-1000. This additional public hearing is being held in response to comments received from Robert Rosenthal, President of Florida Health Care Association. The rule was originally published in Vol. 26, No. 23, of the June 9, 2000, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Taylor, Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Section IV
Emergency Rules**

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation (hereafter the "Department") has granted an Emergency Petition for Variance or Waiver (hereafter the "Petition") from Ronald Hare. The Petition was filed on February 16, 2000, seeking a variance from or waiver of the provisions of Rule Chapter 14-96, Florida Administrative Code, which regulates driveway connections to the state highway system. By the Petition, Mr. Hare sought to have access directly to State Highway A1A and requested that the Department grant a variance from or waive portions of Rule Chapter 14-96, Florida Administrative Code. The original notice of the Petition was published on March 3, 2000, in Vol. 26, No. 9, of the Florida Administrative Weekly.

The Department denied the Petition on May 22, 2000. The basis for the denial was that the Petition did not demonstrate a proper basis for granting a variance or waiver from Rule 14-96.009, Florida Administrative Code.

The Department, after further review, granted the Petition on June 22, 2000. The basis was that the totality of the circumstances did present a proper hardship for requesting a variance and sufficient grounds demonstrating compliance with the intent of the underlying statute.

A copy of the notice granting the variance may be obtained from the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458.

For additional information, contact Robert Downie, Assistant General Counsel, at (850)414-5265.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that BellSouth Public Communications' petition for exemption of Rule 25-24.515(13), Florida Administrative Code, filed March 22, 2000, in docket No. 000339-TC, was approved by the Commission at its May 16, 2000 Agenda Conference Order No. PSC-00-1093-PAA-TC, issued June 6, 2000 memorialized the decision. The rule requires that all pay telephone stations shall allow incoming calls. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the FAW on April 7, 2000.