

DATE PROPOSED RULE DEVELOPMENT PUBLISHED
IN FAW: Vol. 26, No. 12, March 24, 2000

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.002 Placement of Races on Primary
 Ballot

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to Rule 1S-2.002 in response to comments received from the public. The proposed rule was initially noticed on page 3355, Vol. 26, No. 27, of the Florida Administrative Weekly on July 7, 2000. Paragraphs (4)(a) and (b) will now read:

(a) Either:

1. Across the top of any ballot page, card or voting machine ballot including a UPC, shall be printed, "Official Primary Ballot Party and Universal Primary Contest(s)" (with proper party name inserted) and with "Contest" being either singular or plural, as appropriate; or

2. Each time a UPC appears on a ballot, the words "Universal Primary Contest" shall appear after, or underneath, the office name of the UPC and before the "Vote for..." text.

(b) The names of all candidates for all partisan offices including candidates for the UPC office shall be displayed with an appropriate party name or abbreviation of party name. The party name or abbreviation of party name shall be similar to that used on a general election ballot pursuant to section 101.151(4), Florida Statutes.

DEPARTMENT OF EDUCATION

State Board of Independent Colleges and Universities

RULE NO.: RULE TITLE:
6E-1.0032 Fair Consumer Practices

NOTICE OF CHANGE

Notice is hereby given that proposed rule 6E-1.0032, F.A.C., published in Vol. 26, No. 25, June 23, 2000, Florida Administrative Weekly, has been changed to reflect comments received at the Public Hearing on July 19, 2000.

Section 1.0032(2)(f) has been changed so that when adopted it will read:

(f) Refund policy:

1. The college or center shall have an equitable prorated refund policy for all students. This policy shall be prominently displayed in the catalog and uniformly administered. Any nonrefundable fees or charges shall be clearly disclosed. The policy shall provide a formula for proration of refunds based

upon the length of time the student remains enrolled. The college shall not consider that all or substantially all tuition for an entire program or term is earned when a student has been enrolled for only a minimal percentage of the program or term. The refund policy shall provide for cancellation of any obligation within three working days, pursuant to s. 246.041(1)(n)3.e., Florida Statutes. Refunds shall be made within thirty days of the date that the college determines that the student has withdrawn. The length of time the student is enrolled shall be determined by the date on which the student notifies the college in writing that he or she has withdrawn. The college shall disclose to each student individually, in writing, in conjunction with the refund policy, the office to which a notice of withdrawal shall be delivered. These disclosures shall be made to each student prior to the collection of tuition or fees.

2. This policy does not include dormitory or meal fees. Refund policies for those fees shall be set by colleges and disclosed to each student individually, in writing, in conjunction with the refund policy. The disclosure shall be made to each student prior to the collection of such fees.

3. Refund policies which pertain to students who are receiving Title IV Federal Student Financial Assistance or veterans' benefits shall be in compliance with applicable federal regulations.

DEPARTMENT OF EDUCATION

State Board of Independent Colleges and Universities

RULE NO.: RULE TITLE:
6E-1.0035 Permission to Operate

NOTICE OF CHANGE

Notice is hereby given that proposed rule 6E-1.0035, F.A.C., published in Vol. 26, No. 25, June 23, 2000, Florida Administrative Weekly, has been changed to reflect comments received at the Public Hearing on July 19, 2000.

Section 1.0035(2)(b) has been changed so that when adopted it will read:

(b) The college has been evaluated and approved by an agency, either governmental or accrediting, which has been determined by the board to have standards at least comparable to the board's licensure standards;

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-602.221 Protective Management

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. 25, June 23, 2000, issue of the Florida Administrative Weekly:

33-602.221 Protective Management.

(1) Definitions.

(a) Administrative Confinement refers to the temporary removal of an inmate a special management status which segregates inmates from the general population in order to provide for security and safety until such time as more permanent inmate management usually pending other formal decisions can be concluded such as disciplinary confinement, close management, protective management or transfer.

(b) through (d) No change.

(e) ~~Area~~ Housing Supervisor refers to the Correctional Officer Sergeant or above in charge of the management confinement unit for a particular shift.

(f) through (g) No change.

~~(h) Investigating Official, where used herein, refers to the person in charge of the investigation of the circumstances involving an inmate's confinement. This person must be a Shift Supervisor, Institutional Inspector, Classification Supervisor, or above. The investigating official is authorized to assign others of lesser rank to conduct the investigation.~~

(i) through (j) renumbered (h) through (i) No change.

~~(j)(k) Special Management refers to the separation of an inmate from the general population in a structured environment for purposes of safety, security, and order of the facility. Statutes for inmates requiring specialized housing and supervision are administrative confinement and protective management.~~

(l) through (m) renumbered (k) through (l) No change.

(m) Protective Management Review refers to the evaluation of pertinent information or documentation concerning an inmate's protection status to determine if changes or modifications are required or recommended.

(n) Protective Housing Visit refers to personal contact by staff members with inmates in protective management status to ensure that their welfare is properly addressed.

(2) Procedures for placement in Protective Management.

(a) through (b) No change.

(c) If it is determined that an the inmate on death row or in close management or disciplinary confinement needs protection, the inmate will be afforded such protection in his or her current status. Upon completion of that special status, the institutional classification team (ICT) shall make recommendations to the state classification office (SCO), who shall determine the appropriate action to resolve the inmate's protection needs.

(d) No change.

(3) Protective Management Facilities.

(a) The number of inmates housed in protective management housing units shall not exceed the number of bunks in the cell. ~~Exceptions may be made. The only exception to this policy is during an emergency situation as approved declared by the warden or duty warden, but. The regional director and the emergency action center in central office shall be notified of the emergency. Such exceptions shall not~~

continue for more than 24 hours without the specific authorization of the regional director. Prior to placing inmates in the same cell, a determination shall be made that none of the inmates constitute a threat to any of the others.

(b) through (d) No change.

(4) Conditions and Privileges.

(a) Clothing – Inmates may wear shower slides or personal canvas shoes while in their housing units, but regulation shoes shall be required for work assignments. Otherwise the clothing for inmates in protective management shall be the same as that issued and exchanged to the general inmate population except when there is an indication of a security or health problem or when additional clothing is required for a work assignment. In ~~such cases, where when~~ clothing is denied to an inmate it shall be noted on Form DC6-235, Record of Protective Management, stating the reasons for such denial. Form DC6-235 is incorporated by reference in (10) of this rule.

(b) No change.

(c) Personal Property – Inmates shall be allowed to retain ~~the same personal property including stamps, a watch, a radio, a ring, authorized self-improvement and reading materials and similar health and comfort items as is permitted~~ general population inmates unless there is an indication of a security problem, in which case removal or denial of any item shall be documented on Form DC6-235, Record of Protective Management, and Form DC6-220, Inmate Impounded Personal Property List, will be completed by security staff and signed by the inmate designating what personal items were removed a property receipt shall be issued. The original will then be placed in the inmate's property file and a copy of the form will be given to the inmate for his or her records. Form DC6-220 is incorporated by reference in (10) of this rule. All property retained by inmates must fit into the storage area provided, which shall be the same size as provided for general population inmates.

(d) Comfort Items – Inmates in protective management shall be permitted personal hygiene items and other medically needed or prescribed items as is permitted general population inmates unless there is an indication of a security problem such as eye glasses and hearing aids, except when security requirements dictate otherwise. In the event that comfort items are taken from inmates in protective management, the senior correctional officer on duty shall be notified and must approve or disapprove the action taken. Action taken shall be documented on the Record of Protective Management, Form DC6-235 which must be reviewed by the chief of security. Property receipts shall be given for any personal property removed. The following comfort items shall be provided as a minimum: toothbrush, toothpaste, bar of soap, towel or paper towels, toilet tissue, and feminine hygiene products for women. ~~Comfort items shall be the same as those provided general population inmates.~~

(e) through (i) No change.

(j) Telephone – Inmates in protective management shall be allowed to make one call per week of at least 10 minutes; ~~except at Florida State Prison.~~ However, if telephones are available in the dayroom, protective management inmates shall be allowed to make calls in the same manner as general population inmates.

(k) Legal Access – inmates in protective management shall have access to the law library during evening or other hours when general population inmates are not present. If security reasons prevent a visit, access shall be provided through correspondence or visits from the inmate law clerk. All steps shall be taken to ensure the inmate is not denied needed legal access while in protective management. ~~Indigent inmates shall be provided paper and writing utensils in order to prepare legal papers. Typewriters or typing services are not considered required items and will not be permitted in protective management housing units.~~

(l) through (n) No change.

(o) Religious activities – ~~Religious activities~~ a weekly non-denominational service shall be held for protective management inmates in the chapel. This service shall be held at the protective management housing unit if security reasons prevent chapel service. The chaplain shall arrange for religious consultations between inmates and outside volunteers, counsel with clergy and the opportunity to receive religious sacraments similar to that afforded to the general population when requested.

(p) Self-improvement programs – Self-improvement programs ~~or leisure activities~~ shall be available in their housing area, or in separate locations within the institution that conform with the need for security. Self-improvement programs include academic education, vocational training, correspondence courses or self-directed study activities, ~~religious activities, television, quiet activities or letter writing.~~

(q) Any other activities which take place outside the inmate's cell. Inmates may refuse opportunities for out-of-cell activities, however, such refusals shall constitute a portion of the required minimum hours of out-of-cell time. ~~All out-of-cell activities and~~ Refusals shall be documented on Form DC6-235, Record of Protective Management.

(5) Work assignments.

(a) Within 10 days of the protective management determination, work opportunities consistent with medical grades shall be available to inmates in protective management during the day, evening or night hours. All inmates shall be provided the opportunity for work assignments regardless of medical grade except when precluded by doctor's orders for medical reasons. Work shall be cancelled for an individual inmate or a work squad when staff concludes the work or work assignment would subject the inmate to danger or if adequate staff protection is not available. Each occurrence of work cancellation will be documented with reasons for the action on Form DC6-210, Incident Report, and shall be reviewed by the

warden or ICT the following day. Refusal of a work assignment shall result in disciplinary action pursuant to rules 33-601.301-601.314. Inmates who refuse work assignments will not be allowed other housing unit activities. Those who accept work assignments shall be subject to awards of gain time pursuant to rule 33-601.101 in the same manner as general population.

(5)(b) through (6) No change.

(7) Contact by Staff.

(a) Inmates in protective management shall receive a personal contact or visit by the following staff members. All visits by staff shall be documented on the Inspection of Special Housing Record, DC6-228. The staff member shall also document his or her visit on the Daily Record of Segregation, DC6-229, if any discussion of significance, action or behavior of the inmate, or any other important information which may have an influence or effect on the status of protective management occurs. These visits shall be conducted at a minimum of:

1. through 3. No change.

4. Daily by a clinical health care person.

~~5.4. Weekly Daily~~ by the Chief of Security (when on duty at the facility) except in case of riot or other institutional emergency.

~~5. Daily by a clinical health care person.~~

6. through 9. No change.

(b) No change.

(8) Review of Protective management.

(a) ~~A classification officer shall review inmates in protective management every week.~~ The Institutional Classification Team shall also review inmates in protective management every week for the first 60 days. The goal shall be toward returning the inmate to general open population as soon as the facts of the case indicate that this can be done safely.

(b) Any inmate assigned to protective management for more than 30 days shall be given a psychological assessment by a mental health professional, staff to determine his or her mental condition. The assessment shall include a personal interview. The psychologist or psychological specialist shall prepare a report to the ICT regarding the results of the assessment with recommendations with the facts of the case. The ICT shall then make a decision regarding continuation of the protection needs. Any recommendations by the psychologist or psychologist specialist that the inmate be released from protective management shall be forwarded by the ICT to the SCO. All such assessments shall be documented in the mental health record. If the decision is to continue protective management and that protective status extends beyond 90 days, a new psychological assessment shall be completed each 90-day period.

(c) In addition to the ICT's review as outlined in (8)(a) above ~~If an inmate is housed for more than 30 days,~~ the ICT shall interview each ~~the~~ inmate in protective management at

least every 30 days and shall prepare a formal assessment and evaluation report. Such reports may be in a brief paragraph form detailing the basis for protection, what has transpired since the last report, the decision concerning continued protection and the basis for that decision.

(d) No change.

(e) If the inmate submits a request for release in writing at any time after being placed in protective management, the area housing supervisor shall provide the inmate with a Form DC6-203, Protection Waiver/Appeal Decision Form. Form DC6-203 is incorporated by reference in (10) of this rule. The inmate shall complete Form DC6-203 and return it to the area housing supervisor for submission to the ICT along with the inmate's written request. The ICT shall review the inmate's request and interview ~~place the inmate on the docket~~. The ICT shall ~~interview the inmate and~~ submit their recommendation along with the DC6-203 and any other documentation to the SCO for final consideration. The SCO review and decision shall be conducted during the next routine on-site visit.

(9) No change.

(10) Forms. The following forms referenced in this rule are hereby incorporated by reference. A copy of any of these forms may be obtained from the Forms Control Administrator, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (c) No change.

(d) Form DC6-220, Inmate Impounded Personal Property List, effective date _____.

(d) through (g) renumbered (e) through (h) No change.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.:	RULE TITLES:
61-20.508	Continuing Education Renewal Requirements
61-20.5081	Continuing Education Provider Approval
61-20.5082	Continuing Education Course Approval

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 26, No. 31, August 4, 2000, Florida Administrative Weekly have been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.:	RULE TITLE:
61G1-12.001	Grounds for Disciplinary Proceedings

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 26, No. 14, April 7, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.:	RULE TITLE:
61J2-3.015	Notice of Satisfactory Course Completion

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with 120.54(3)(d)1, F.S., published in Vol. 26, No. 28 in the July 14, 2000 issue of Florida Administrative Weekly.

61J2-3.015 Notice of Satisfactory Course Completion.

(1) through (4) No change.

~~(5) Salesperson prelicensing courses completed through video tape instruction and continuing education courses completed by distance education correspondence study must be noted on the grade report.~~

(6) through (7) renumbered (5) through (6) No change.

Specific Authority 455.2123, 475.05 FS. Law Implemented 455.2123, 475.04, 475.17, 475.182, 475.183, 475.451 FS. History--New 1-1-80, Amended 8-24-80, 9-16-84, Formerly 21V-3.15, Amended 10-13-88, 12-29-91, 6-7-92, 6-28-93, Formerly 21V-3.015, Amended 9-11-94, 12-30-97, 1-18-00, _____.

The remainder of the rule will read as published.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.:	RULE TITLE:
61J2-17.012	School Records; Class Roster

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with 120.54(3)(d)1., F.S., published in Vol. 26, No. 28 in the July 14, 2000 issue of Florida Administrative Weekly.

61J2-17.012 School Records; Class Rosters.

(1) through (2) No change.

(3) The course roster shall consist of the institution or school name and permit number (if applicable), the instructor's name and permit number (if applicable), course title, beginning and ending dates of the course, number of course hours, course location (if applicable), student's full name, license number (if applicable), ~~social security number (only for FREC Course I and Course II)~~, student's mailing address and the numerical grade the student achieved. The course roster shall also include the signature of the school permit holder, chief administrative person or course sponsor.

Specific Authority 455.2123, 475.05 FS. Law Implemented 455.2123, 475.04, 475.17, 475.175, 475.451, 475.5015 FS. History—New 2-25-93, Formerly 21V-17.012, Amended 11-24-97,_____.

The remainder of the rule will read as published.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: 61J2-24.002
 RULE TITLE: Citation Authority
 NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with 120.54(3)(d)1., F.S., published in Vol. 26, No. 28 in the July 14, 2000 issue of Florida Administrative Weekly.

61J2-24.002 Citation Authority.

(1) No change.

(2) The following violations with accompanying fine or other conditions may be disposed of by citation:

(a) through (j) No change.

(k) 475.25(1)(m) and 61J2-3.009

1. through 2. No change.

3. Renewed a license without having complied with Rule 61J2-3.009 and voluntarily notified the BPR more than thirty (30) days but no more than 90 days after the renewal cycle ended

\$500.00 and completion of the continuing education requirement for the previous renewal cycle

(l) through (6) No change.

Specific Authority 475.05 FS. Law Implemented 455.224 FS. History—New 12-29-91, Amended 4-16-92, 1-20-93, 6-28-93, Formerly 21V-24.002, Amended 8-23-93, 4-7-94, 4-12-95, 7-5-95, 2-13-96, 6-5-96, 7-23-96, 1-22-97, 3-30-97, 11-10-97, 3-24-98, 7-1-98, 10-25-98, 1-19-99, 1-18-00,_____.

The remainder of the rule will read as published.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-9.001
 RULE TITLE: Biennial Licensing
 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. 29, July 21, 2000, issue of the Florida Administrative Weekly. The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (4) shall be changed to read:

(4) The schedule for biennial license renewal for each respective profession shall be as follows:

	<u>EVEN YEARS</u>	<u>ODD YEARS</u>
Acupuncturists	February 28	
Athletic Trainers	September 30	
Certified Master Social Workers		March 31
Chiropractic Physicians & Assistants	March 31	
Clinical Laboratory Personnel	August 31	
Clinical Social Workers		March 31
Consultant Pharmacists	December 31	
Dental Hygienists	February 28	
Dental Laboratories	February 28	
Dentists	February 28	
Dietitians/Nutritionists		May 31
Dispensing Opticians	December 31	
Electrologists	May 31	
Electrolysis Facilities	May 31	
Hearing Aid Specialists		February 28
Marriage & Family Therapists		March 31
Massage Therapists		August 31
Massage Establishments		August 31
Medical Doctors (Group I)	January 31	
Medical Doctors (Group II)		January 31
Medical Doctors – Public	January 31	
Psychiatry/Health Certificate		
Medical Doctors – Limited License	January 31	
Medical Doctors – Area of Critical Need	January 31	
Medical Physicists		January 31
Mental Health Counselors		March 31
Midwives		December 31
Naturopathic Physicians	September 30	
Nuclear Pharmacists		February 28
Nurses		
Group I: Registered & Advanced	April 30	
Registered Nurse Practitioners		
Group II: Registered & Advanced Registered Nurse Practitioners	July 31	
Group III: Registered & Advanced Registered Nurse Practitioners	April 30	
Licensed Practical Nurses	July 31	
Nursing Home Administrators	September 30	
Occupational Therapists & Assistants		February 28
Optometrists		February 28
Optometrist Branch Offices		February 28
Orthotists & Prosthetists		November 30
Osteopathic Physicians	March 31	
Pharmacies		February 28
Pharmacists		September 30
Physical Therapists & Assistants		November 30
Physician Assistants	January 31	
Podiatric Physicians	March 31	
Psychologists	May 31	
Respiratory Care Practitioners		May 31

Respiratory Therapists	November 30
	May 31
School Psychologists	November 30
Speech Language Pathologists/ Audiologists & Assistants	December 31

EXTENSION OF BIENNIAL LICENSURE PERIODS – When a current biennial licensure period for a profession is extended for a period longer than two years to conform to the above schedule of biennial periods, the biennial licensure fee for the profession shall be increased pro-rata to cover the additional extended period. The increased licensure fee shall be based on the biennial licensure fee established by the board. The amended licensure period and the pro-rated renewal fee shall be implemented for the purpose of restructuring the Department’s renewal schedule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lola Pouncey, Operations & Management Consultant II, Bureau of Operations/MQA, 4052 Bald Cypress Way, Bin #C10, Tallahassee, Florida 32399-3260

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.:	RULE TITLE:
64B3-11.003	Requirement for continuing Education Providers

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule amendment, published in the Florida Administrative Weekly, Vol. 26, No. 15, April 14, 2000, has been withdrawn.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.:	RULE TITLE:
64B9-2.008	Clinical Training

NOTICE OF WITHDRAWAL

Notice is hereby given that the above referenced rule amendment, as noticed in Vol. 26, No. 22, of the Florida Administrative Weekly on June 2, 2000, has been withdrawn. THE PERSON TO BE CONTACTED REGARDING THIS RULE IS: Dr. Ruth R. Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, Florida 32207.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
65-2	Rules of Practice and Procedure
RULE TITLE:	RULE NO.:
65-2.042	Applicant/Recipient Fair Hearings

NOTICE OF CHANGE

Notice is hereby given that changes are being made to the rule identified above and the text of the rule amendment as published by notice of proposed rule making in Vol. 26, No. 26, Florida Administrative Weekly, on June 30, 2000. These changes are the result of a request from Joint Administrative Procedures Committee.

Paragraph (6), as published in the notice of proposed rule making, is amended as follows:

(6) These hearings are conducted in accordance with F.A.C. 65-2.042 et seq., and the Uniform Rules of Procedure F.A.C 28-106. The Department has been granted exceptions to complying with the certain of the Uniform Rules by the Administration Commission. An exception was granted for Rule 28-106.104 Filing. The Department relies upon Rule 65-2.045 Hearings Request, as a substitute. An exception was granted for Rule 28-106.105 Appearances. The Department relies upon Rule 65-2.058 Appearances, as a substitute. An exception was granted for Rule 28-106.106 Who May Appear: Criteria for Qualified Representatives. The Department relies upon Rule 65-2.058 Appearances, as a substitute. An exception was granted for Rule 28-106.107 Standards of Conduct for Qualified Representatives. The Department relies upon Rule 65-2.058 Appearances, as a substitute. An exception was granted to Rule 28-106.109 Notice to Interested Parties. There is no substitute for this rule. An exception was granted to Rule 28-106.111 Point of Entry into Proceedings and Mediation. The Department relies upon Rule 65-2.043 Hearing Request and Notification of Right to Hearings, as a substitute. An exception was granted for Rule 28-106.201 Initiation of Proceeding. The Department relies upon Rule 65-2.043 Hearing Request and Notification of Right to Hearings, as a substitute. An exception was granted to Rule 28-106.210 Continuances. The Department relies upon Rule 65-2.059 Continuances, as a substitute.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
65A-2	Optional State Supplementation
RULE NOS.:	RULE TITLES:
65A-2.022	Rights and Responsibilities
65A-2.024	Determination of Continued Eligibility
65A-2.031	Advance Notice: Written Ten Day Advance Notice
65A-2.032	General Eligibility Criteria
65A-2.033	Eligibility Factors Other Than Need
65A-2.034	Definitions of Special Living Arrangements
65A-2.035	Eligibility Factors of Need

65A-2.036 Amount of Optional State
Supplementation Payments
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 25, No. 41, October 15, 1999 Florida Administrative Weekly have been withdrawn.

**Section IV
Emergency Rules**

NONE

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that on August 14, 2000, the Florida Public Service Commission received a Petition from Goran Dragoslavic d/b/a First American Telecommunications Corporation (Docket No. 001136-TC), seeking waiver of Rule 25-24.515(13), Florida Administrative Code. The rule requires that all pay telephone stations allow incoming calls to be received. The locations of the pay telephone stations are as follows: 7024 Beracasa Way, Boca Raton, Florida 33433; 7150 Beracasa Way, Boca Raton, Florida 33433; and 7016 Beracasa Way, Boca Raton, Florida 33433. Comments on this Petition should be filed with the Commission's Division of Records and Reporting, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0863, within 14 days of publication of this notice.

A copy of the Petition may be obtained from the Commission's Division of Records and Reporting, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0850, or by calling (850)413-6770. For additional information, contact Patricia Christensen, Division of Legal Services, at 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0862, or telephone (850)413-6220.

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from BellSouth Public Communications, Inc., filed August 14, 2000, in Docket No. 001137-TC, seeking waiver from Rule 25-24.515(13), Florida Administrative Code. The rule requires that all pay telephone stations allow incoming calls. The location of the pay telephone stations is 7342 Curry Ford Road, Orlando Florida. Comments on the petition should be filed with the Commission's Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days after publication of this notice.

A copy of the petition can be obtained from the Division of Records and Reporting. For additional information, please contact Tim Vaccaro, Division of Legal Services, at the above address or telephone (850)413-6199.

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received two petitions from BellSouth Public Communications, Inc., filed August 15, 2000, in Docket No. 001141-TC, seeking waiver from Rule 25-24.515(13), Florida Administrative Code. This rule requires that all pay telephone stations must allow incoming calls to be received at all times, with the exception of those located at hospitals, schools, and locations specifically exempted by the Commission. The pay telephone stations may be identified as follows: telephone number (954)419-9857 located at Mobil OTR-JR, 900 S. W. 10th Street, Deerfield Beach, Florida 33441 and telephone number (954)575-9733 located at Mobil OTR-JR, 900 S. W. 10th Street, Deerfield Beach, Florida 33441. Comments on the petition should be filed with the Commission's Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days after publication of this notice.

A copy of the petition can be obtained from the Division of Records and Reporting. For additional information, please contact Lilja Dandelake, Division of Legal Services, at the above address or telephone (850)413-6199.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on August 3, 2000, the South Florida Water Management District (SFWMD) received a petition for waiver from A. Glenn Simpson, for utilization of works or land of the SFWMD known as the Golden Gate Main Canal, Lee County. The petition seeks relief from the Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which establishes Bridge Crossing Criteria to Canals for culvert bridges located within the Big Cypress Basin.

A copy of the petition may be obtained from Jan Sluth, (561)682-6299 or e-mail at jsluth@sfwmd.gov. The SFWMD will accept comments concerning the petition for 14 days from the date of publication of this notice.

To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, Attn: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on August 11, 2000, the South Florida Water Management District (SFWMD) received a petition for waiver from Robert L. Houck, for utilization of works or land of the SFWMD known as the Hillsboro Canal,