

3. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward, and Dade Counties, shall be subject to a commercial vessel limit of ~~75~~ 50 king mackerel per vessel, per day.

4. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Monroe County, shall be subject to a commercial vessel limit of 1,250 pounds per vessel, per day.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-15-87, Amended 11-1-88, 1-1-97, 1-1-98, Formerly 46-30.003, Amended.

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE NO.: RULE TITLE:
9B-3.047 State Building Codes Adopted
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the Florida Building Code (section titles in parentheses), as adopted by reference in proposed rule 9B-3.047, in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 7, February 18, 2000, issue of the Florida Administrative Weekly.

HEARING: If requested pursuant to 120.54(3)(c), F.S., a hearing on the proposed changes will be held as follows:

DATE AND TIME: 10:30 a.m., November 20, 2000

PLACE: City Hall, 2nd Floor, Agenda Conference Room, 400 South Orange Avenue, Orlando, Florida, (407)246-2893

Any person requiring special accommodation at the hearing because of a disability or physical impairment should contact Mo Madani, Planning Manager, Codes and Standards, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824, at least seven days before the date of the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

To request a hearing or a copy of the full text of the proposed changes in legislative format, contact Mo Madani, Planning Manager, Codes and Standards, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824, at least seven days before the date of the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

Volume 1-A, Building

Chapter 1, Administration

The following sections are amended:

104.3.1.1 (Minimum plan review criteria for buildings), 104.2.1 (Requirements), 105.6 (Required inspections).

The following sections are deleted:

104.5 (Duties of contractors), 104.7.5 (Building permit valuations), 105.1 (Existing building inspections), 104.2.2 (Additional data).

The following sections are added:

106.1.3 (Temporary / Partial occupancy), 106.3.2 (Temporary connection), 103.7 (Alternate materials and methods).

Chapter 2, Definitions

The following definition is deleted:

“Building Code Compliance Officer”

Chapter 4, Special Occupancy

The following sections are amended:

424.2-304.2 (Required Equipment), 425 (Public Lodging Establishments), 426 (Public Food Service Establishments), 427 (Crisis Stabilization Units), 428 (Manufactured Buildings), 429 (Boot Camps), 430.1 (General), 422 (Birthing Centers), 423 (State Requirements for Educational Facilities), 424.1 (Public Swimming Pools and Bathing Places).

Volume 1-B, Building

Chapter 13, Energy

The following sections are amended:

610.1.ABC.3.5.2 (Air Handling Units), 610.2.A.2 (Air Handling Units)

Chapter 15, Roof Assemblies and Rooftop Structures

The following sections are amended:

1507.3.7 (Attachment), 1510.1 (General)

Chapter 19, Concrete

The following section is amended:

1916.7.4 (Minimum length of wall without openings)

Chapter 31, Special Construction

The following section is amended:

3109.12 (References)

Chapter 34, Existing Buildings

The following section is added:

3401.8 (High Velocity Hurricane Zone – Application to existing buildings)

The following section is deleted:

3401.7.2.7 (Roofing)

Volume 1C, Building (Test Protocol for High Velocity Hurricane Zones)

The following Test Protocols are amended:

RAS-109 (Roofing Application Standard), RAS-111 (Standard Requirement for Attachment of Perimeter Wood Blocking and Metal Flashing), RAS-113 (Standard Requirements for Job Site Mixing of Roof Tile Mortar), RAS-115 (Standard Procedures for Asphaltic Shingle Installation), RAS-117 (Standard Requirements for Bonding or Mechanical

Attachment of Insulation Panels and Mechanical Attachment of Anchor and/or Base Sheets to Substrates), RAS-137 (Standard Requirements for Mechanical Attachments of Single-Ply Roof Coverings to Various Substrates), TAS-100A-95 (Test Procedure for Wind and Wind Driven Rain Resistance and/or Increased Wind Speed Resistance of Soffit Ventilation Strip and Continuous or Intermittent Ventilation System Installed at the Ridge Area), TAS-101-95 (Test Procedure for Static Uplift Resistance of Mortar or Adhesive Set Tile Systems), TAS-102-95 (Test Procedure for Static Uplift Resistance of Mechanically Attached, Rigid Roof Systems), TAS-105-98 (Test Procedure for Field Withdrawal Resistance Testing), TAS-108-95 (Test Procedure for Wind Tunnel Testing of Air Permeable, Rigid, Discontinuous Roof Systems), TAS-114-95 (Test Procedures for Roof System Assemblies in the High Velocity Hurricane Zone), TAS-121-95 (Standard Requirements for Testing and Approval of Roofing Adhesives, Mastics and Coatings), TAS-123-95 (Standard Requirements for Mortar Used in Mortar Set Tile Systems), TAS-123-95-Appendix A, TAS-124-95 (Test Procedure for Field Uplift Resistance of Existing Membrane Roof Systems Insitu Testing for Reroof and New Construction Applications), TAS-140-95 (Standard Requirements for Non-Fibered Roof and Foundation Coatings), TAS-141-95 (Standard Requirements for Coal Tar, (Cutback) Roof Coating, Brushing Consistency), TAS-201-94 (Impact Test Procedures), TAS-202-94 (Criteria for Testing Impact and Non Impact Resistant Building Envelope Components Using Uniform Static Air Pressure), and TAS-203-94 (Criteria for Testing Products Subject to Cyclic Wind Pressure Loading).

Volume II, Plumbing

The following section is amended:

606.2 (Location of shutoff valves)

Volume III, Mechanical

The following section is deleted:

603.7.4 (Air handling units)

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE CHAPTER NO.: RULE CHAPTER TITLE:

9B-71 Community-based Development Organization Grant Program

NOTICE OF CORRECTION

The Notice of Proposed Rule Development for the Community-based Development Organization Grant Program appeared September 29, 2000, in Vol. 26, No. 39 as Rule Chapter 9B-70. This is an existing rule, therefore, the rule chapter number is being changed to 9B-71.

PUBLIC SERVICE COMMISSION

DOCKET NO. 980643-EI

Table with 2 columns: RULE NOS. and RULE TITLES. Rows include 25-6.0436 Depreciation, 25-6.135 Annual Reports, and 25-6.1351 Cost Allocation and Affiliate Transactions.

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 18, May 5, 2000, issue of the Florida Administrative Weekly:

25-6.0436 Depreciation.

(1) through (3) No change.

(4) A utility filing a depreciation study, regardless if a change in rates is being requested or not, shall submit to the Division of Records and Reporting Commission Clerk's office fifteen copies of the information required by paragraphs (6)(a) through (6)(f) and (6)(h) of this rule and at least three copies of the information required by paragraph (6)(g).

(5) through (8) No change.

(9) As part of the filing of the annual report pursuant to Rule 25-6.135 25-6.014(3), F.A.C., each utility shall include an annual status report. The report shall include booked plant activity (plant balance at the beginning of the year, additions, adjustments, transfers, reclassifications, retirements and plant balance at year end) and reserve activity (reserve balance at the beginning of the year, retirements, accruals, salvage, cost of removal, adjustments, transfers, reclassifications and reserve balance at end of year) for each category of investment for which a depreciation rate, amortization, or capital recovery schedule has been approved. The report shall indicate for each category that:

(a) through (b) No change.

(10) No change.

Specific Authority 350.127(2), 366.05(1) FS. Law Implemented 350.115, 366.04(2)(f), 366.06(1) FS. History--New 11-11-82, 1-6-85, Formerly 25-6.436, Amended 4-27-88, 12-12-91, _____.

25-6.135 Annual Reports.

(1) Each investor-owned electric utility shall file annual reports with the Commission on Commission Form PSC/ECR/101 PSC/AFA-19 (xx/xx) which is incorporated by reference into this rule. Form PSC/ECR/101 PSC/AFA-19, entitled "Annual Report of Major Electric Utilities", may be obtained from the Commission's Division of Economic Regulation Auditing and Financial Analysis. These reports shall be verified by a responsible accounting officer of the utility making the report and shall be due on or before April 30 for the preceding calendar year. A utility may file a written request for an extension of time with the Division of Economic Regulation Auditing and Financial Analysis no later than April 30. One extension of 31 days will be granted upon request. A

request for a longer extension must be accompanied by a statement of good cause and shall specify the date by which the report will be filed.

(2) The utility shall also file with the original and each copy of the annual report form, or separately within 30 days, a letter or report, signed by an independent certified public accountant, attesting to the conformity in all material respects of the schedules and their applicable notes listed on the general information page of Form PSC/ECR/101 PSC/AFA-19 with the Commission's applicable uniform system of accounts and published accounting releases.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 350.115, 366.04(2)(f), 366.05(1),(2)(a) FS. History--New 12-27-94, Amended

25-6.1351 Cost Allocation and Affiliate Transactions.

(1) through (2) No change.

(3) Non-Tariffed Affiliate Transactions

(a) The purpose of subsection (3) is to establish requirements for non-tariffed affiliate transactions impacting regulated activities. This subsection does not apply to the allocation of costs for services between a utility and its parent company or between a utility and its regulated utility affiliates or to services received by a utility from an affiliate that exists solely to provide services to members of the utility's corporate family. All affiliate transactions, however, are subject to regulatory review and approval.

(b) A utility must charge an affiliate the higher of fully allocated costs or market price for all non-tariffed services and products purchased by the affiliate from the utility. Except, a utility may charge an affiliate less than fully allocated costs or market price if the charge is above incremental cost. If a utility charges less than fully allocated costs or market price, the utility must maintain documentation to support and justify how doing so benefits regulated operations. If a utility charges less than market price, the utility must notify the Division of Economic Regulation in writing Auditing and Financial Analysis within 30 days of the utility initiating, or changing any of the terms or conditions, for the provision of a product or service transaction. In the case of products or services currently being provided, a utility must notify the Division within 30 days of the rule's effective date.

(c) No change.

(d) When an asset used in regulated operations is transferred from a utility to a nonregulated affiliate, the utility must charge the affiliate the greater of market price or net book value. Except, a utility may charge the affiliate either the market price or net book value if the utility maintains documentation to support and justify that such a transaction benefits regulated operations. When an asset to be used in regulated operations is transferred from a nonregulated affiliate to a utility, the utility must record the asset at the lower of market price or net book value. Except, a utility may record the asset at either market price or net book value if the utility maintains documentation to support and justify that such a

transaction benefits regulated operations. An independent appraiser must verify the market value of a transferred asset with a net book value greater than \$1,000,000. If a utility charges less than market price, the utility must notify the Division of Economic Regulation in writing Auditing and Financial Analysis within 30 days of the transfer transaction.

(e) No change.

(4) No change.

(5) Reporting Requirements. Each utility shall file information concerning its affiliates, affiliate transactions, and nonregulated activities on Form PSC/ECR/101 PSC/AFA-19 (xx/xx) which is incorporated by reference into this rule. Form PSC/ECR/101 PSC/AFA-19, entitled "Annual Report of Major Electric Utilities," may be obtained from the Commission's Division of Economic Regulation Auditing and Financial Analysis.

(6) No change.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 350.115, 366.04(2)(a),(f), 366.041(1), 366.05(1),(2),(9), 366.06(1), 366.093(1) FS. History--New 12-27-94, Amended

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.:
64B8-56.002

RULE TITLE:
Equipment and Devices; Protocols
for Laser and Light-based
Devices

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. 24, of the June 16, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments received at public hearings on the rule and written comments submitted by the Joint Administrative Procedures Committee. The Board, at its meeting, held on October 6, 2000, voted to make changes to the rule. The changes are as follows:

When changed, subsection (3) of the rule shall read:

(3) "Direct supervision and responsibility" as used herein and in Rule 64B8-52.004 shall mean the supervision of the electrologist by a supervising physician, which includes the ability to communicate by telecommunications. The supervising physician shall practice within a reasonable geographic proximity, which shall be within 20 miles unless otherwise authorized by the Electrolysis Council.

(a) The supervising physician, initially upon assuming duties as the supervisor and semiannually thereafter, shall review and inspect the techniques, procedures, and equipment utilized by the electrologist in the performance of laser and light-based hair removal or reduction.

(b) The supervising physician shall ensure that the electrologist has received semi-annual training in the areas of infection control, sterilization, and emergency procedures.

In addition to the changes set forth above, Section 458.348(3), F.S., shall also be added to the Law Implemented citation. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.002 RULE TITLE: Educational Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 45, November 12, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE TITLE: 64B32-3.005 RULE NO.: Fees for Application, Examination, Initial and Renewal Licensure

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. 6, February 11, 2000, issue of the Florida Administrative Weekly. This change is in response to a Board meeting held on October 13, 2000.

Subsection (3) of the rule shall now read:

64B32-3.005 Fees for Application, Examination, Initial and Renewal Licensure.

(3) The initial licensure fee for a person who becomes licensed shall be \$110.00.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Respiratory Care/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game 317, WIN FOR LIFE RULE NO.: 53ER00-45

SUMMARY OF THE RULE: Instant Game Number 317, "WIN FOR LIFE," will be sold by Florida Lottery retailers on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, procedures to be followed on how to play the game, and the number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER00-45 Instant Game Number 317, WIN FOR LIFE.

(1) Name of Game. Instant Game Number 317, "WIN FOR LIFE."

(2) Price. WIN FOR LIFE tickets sell for \$2.00 per ticket.

(3) WIN FOR LIFE lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VIRN under the latex area on the ticket. To be a valid winning WIN FOR LIFE lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any WIN FOR LIFE lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The play and prize symbols and captions in Game 1 are as follows:

INSERT SYMBOLS

(5) The "WINNING NUMBER" play symbols and play symbol captions in Game 2 are as follows:

INSERT SYMBOLS

(6) The "YOUR NUMBERS" play symbols and play symbol captions in Game 2 are as follows:

INSERT SYMBOLS

(7) The prize symbols and prize symbol captions in Game 2 are as follows:

INSERT SYMBOLS

(8) The legends in Game 2 are as follows:

INSERT SYMBOLS