

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Specialization Requirements for Certification in the Area of Speech-Language Impaired/Associate – Academic Class

RULE NO.: 6A-4.01761

PURPOSE AND EFFECT: The purpose of this rule development is to provide relief in the critical shortage area of speech-language pathology for small and rural districts by establishing a provider of speech-language services at the bachelor’s degree level. It is effective for a period beginning July 1, 2001, and ending June 30, 2004, consistent with the requirements of Section 240.529(10), Florida Statutes. The effect of the rule will be the provision of needed speech-language services to eligible students in the school districts that qualify for the sparsity supplement. It will not affect bachelor’s level persons with certification in speech/language corrections, issued prior to 1989.

SUBJECT AREA TO BE ADDRESSED: Certification as it relates to personnel providing speech/language services.

SPECIFIC AUTHORITY: 231.15(1), 240.529(10) FS.

LAW IMPLEMENTED: 231.02, 231.15 FS.

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

TIME AND DATE: 9:00 a.m. – 12:00 Noon, February 6, 2001

PLACE: Orlando/Altamonte Springs Hilton, 350 South North Lake Boulevard, Altamonte Springs, Florida 32715

TIME AND DATE: 1:00 p.m. – 4:00 p.m., February 6, 2001

PLACE: Department of Education, 325 West Gaines Street, Room 1703-07, Tallahassee, Florida 32399-0400

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 IS: Shan Goff, Chief, Bureau of Instructional Support and Community Services, Division of Public Schools and Community Education, 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:

6A-4.01761 Specialization Requirements for Certification in the Area of Speech-Language Impaired/Associate – Academic Class.

A bachelor’s degree with an undergraduate major in speech-language pathology or speech-language impaired. This coverage is limited to a period of three (3) years for the provision of services in school districts that qualify for the sparsity supplement as described in Section 236.081(6), Florida Statutes. This coverage shall be identified on the certificate when requested by an eligible school district. This certification shall be effective from July 1, 2001 through June 30, 2004. This rule shall be reviewed by the State Board of Education by October 1, 2003.

Specific Authority 231.15(1), 240.529(10) FS. Law Implemented 231.02, 231.15 FS. History–New

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Special Programs for Students Who are Speech and Language Impaired

RULE NO.: 6A-6.03012

PURPOSE AND EFFECT: The purpose of this rule development is to amend the rule to allow a bachelor’s degree level person to provide services under the direction of a certified speech-language pathologist with a master’s degree or higher to students who are speech and language impaired. The effect of the rule development will be to allow school districts that qualify for the sparsity supplement options to meet the needs of students who are speech and language impaired.

SUBJECT AREA TO BE ADDRESSED: Certification as it relates to personnel providing speech and language services.

SPECIFIC AUTHORITY: 231.15(1), 240.529(10) FS.

LAW IMPLEMENTED: 230.23(4)(m), 231.02, 231.15 FS.

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

TIME AND DATE: 9:00 a.m. – 12:00 Noon, February 6, 2001

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Shan Goff, Chief, Bureau of Instructional Support and Community Services, Division of Public Schools and Community Education, 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:

6A-6.03012 Special Programs for Students Who are Speech and Language Impaired.

(1) through (2) No change.

(3) Procedures for screening.

~~(a) All kindergarten students shall be screened for language, articulation, fluency, and voice disorders.~~

~~(a)(b)~~ Students being considered for language or speech programs shall be screened for hearing and vision.

~~(b)(c)~~ Students being considered for exceptional student programs, excluding gifted and homebound or hospitalized who may be screened on a referral basis, shall be screened for language, articulation, fluency and voice disorders prior to staffing for eligibility.

~~(6) Instructional Program. Effective date. This rule shall become effective August 1, 1988.~~

(a) The instructional program shall be based on the students' individual educational plan or family support plan.

(b) Speech-language services shall be provided by a speech-language pathologist, pursuant to Rule 6A-4.0176, FAC., a licensed speech-language pathologist pursuant to Section 468.1185, Florida Statutes, or a speech-language associate, pursuant to Rule 6A-4.01761, FAC.

1. Speech-language services provided by an associate, as specified in Rule 6A-4.01761, FAC., must be under the direction of a certified or licensed speech-language pathologist with a master's degree or higher. Services under this subsection can be provided for a period of no more than three (3) years as described in Section 240.529(10), Florida Statutes, in districts that qualify for the sparsity supplement as described in Section 236.081(6), Florida Statutes.

2. Districts shall submit a plan to the Department of Education for approval before implementation of Rule 6A-4.01761, FAC. The components of the plan must include a description of:

a. The model specifying the type and amount of direction including, but not limited to, direct observation, support, training, and instruction;

b. The rationale for using this model;

c. The manner in which the associate will demonstrate competency;

d. The process for monitoring the quality of services; and

e. The measurement of student progress.

This plan must also describe the process for changing the intensity of direction for the associate based upon the associate's demonstrated competencies and their students' needs and progress.

(c) This rule shall be reviewed by the State Board of Education by October 1, 2003.

Specific Authority ~~228.041(18), 229.053(1), 230.23(4)(m)~~ 231.15(1), 240.529(10) FS. Law Implemented ~~231.23(4)(m), 231.02, 231.15~~ 228.041(18)(19), 229.565(3)(b), 230.23(4)(m), 236.081(1)(c) FS. History—New 7-1-77, Amended 7-13-83, Formerly 6A-6.3012, Amended 8-1-88, _____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Articulation Between Universities, Community Colleges, and School Districts

RULE NO.: 6A-10.024

PURPOSE AND EFFECT: The purpose of this rule development is to revise portions of the statewide articulation agreement governing the transfer of credit awarded for college-level examinations and to update credit transfer and degree terminology in the rule to be consistent with current statutes and the Southern Association of Colleges and Schools accreditation standards.

SUBJECT AREA TO BE ADDRESSED: Transfer of postsecondary credit.

SPECIFIC AUTHORITY: 229.053(1), 240.115(1) FS.

LAW IMPLEMENTED: 240.115 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 13, 2001

PLACE: Department of Education, 325 West Gaines Street, Room 401, Tallahassee, Florida 32399-0400

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 IS: Nate Johnson, K-16 Articulation Section, Department of Education, 325 West Gaines Street, Room 410, Tallahassee, Florida 32399-0400, (850)922-0344

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE TITLE: Practice of Nursing by Applicants for

RULE NO.: 64B9-3.009

Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the deletion of the provision in the rule dealing with the extension of temporary permits, in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. SUBJECT AREA TO BE ADDRESSED: The extension of temporary permits.

SPECIFIC AUTHORITY: 464.006 FS.

LAW IMPLEMENTED: 464.009, 464.015(1),(2),(3),(4), 464.022(4),(8) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Dr. Ruth R. Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, Florida 32207

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B9-3.009 Practice of Nursing by Applicants for Licensure by Endorsement.

(1) No change.

(2) If a license by endorsement has not been issued within the 60-day limit, the applicant shall contact the Board office for permission to continue working. ~~The permit may be extended for 60 days when verification of licensure from the other state has not been received by the Board within the 60-day period, and otherwise, until acted upon by the Board.~~

(3) No change.

Specific Authority 464.006 FS. Law Implemented 464.009, 464.015(1),(2),(3),(4), 464.022(4),(8) FS. History--New 4-27-80, Amended 7-2-81, Formerly 210-8.27, Amended 3-3-87, 12-8-87, 6-8-88, 8-2-90, 1-9-91, Formerly 210-8.027, Amended 9-7-93, Formerly 61F7-3.009, 59S-3.009, Amended 12-30-97, 4-9-98,_____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: General Information Concerning Agency

RULE NO.: 68A-2.005

PURPOSE AND EFFECT: The purpose of the proposed rule is to make technical changes. The changes correct the address of our regional offices, make clear how many times a year the Commission meets (5) and adds the agency web site as a location to obtain Commission agendas.

SUBJECT AREA TO BE ADDRESSED: General Information.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Fla. Const.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

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

TIME AND DATES: 8:30 a.m. each day, March 29-30, 2001

PLACE: Holiday Inn-Capital, 1355 Apalachee Parkway, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: James V. Antista, General Counsel, 620 South Meridian Street, Tallahassee, FL 32399-1600

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 5 calendar days before the workshop by contacting Andrena Knicely, (850)487-1764. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Regulations Governing the Operation of Private Hunting Preserves

RULE NO.: 68A-12.010

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to reduce hybridization between mallards and mottled ducks resulting from mallards released on hunting preserves.

SUBJECT AREA TO BE ADDRESSED: Subject area covered in the proposed rule is the elimination of the provision for private hunting preserves to release mallards for purposes other than dog training or field trials.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Fla. Const.

LAW IMPLEMENTED: Art. IV, Sec. 9, Fla. Const.

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

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FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLE: Specific Fish Management Area Regulations RULE NO.: 68A-20.005

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to provide a forum for the public to provide input on proposed changes required to conform Commission rules to the restructuring and renaming of the Commission’s administrative regions.

SUBJECT AREA TO BE ADDRESSED: Administration of freshwater fisheries management.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A WORKSHOP ON THE PROPOSED RULE WILL BE HELD IN CONJUNCTION WITH THE COMMISSION’S WORKSHOP AND PUBLIC MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, March 29-30, 2001
PLACE: Holiday Inn-Capital, 1355 Apalachee Parkway, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Darrell L. Scovell (850)488-0520

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE TITLES: General Methods of Taking Freshwater Fish RULE NOS.: 68A-23.002

Introduction of Freshwater Non-native Aquatic Species in the Waters of the State; Provisions for Sale and Inspection of Fish for Bait or Propagation Purpose; Diseased Fish 68A-23.008

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to provide a forum for the public to provide input on proposed changes required to conform Commission rules to the restructuring and renaming of the Commission’s administrative regions.

SUBJECT AREA TO BE ADDRESSED: Administration of freshwater fisheries management rules and regulations.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A WORKSHOP ON THE PROPOSED RULE WILL BE HELD IN CONJUNCTION WITH THE COMMISSION’S WORKSHOP AND PUBLIC MEETING AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, March 29-30, 2001
PLACE: Holiday Inn-Capital, 1355 Apalachee Parkway, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Darrell L. Scovell
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL BE AVAILABLE AND CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

**Section II
Proposed Rules**

DEPARTMENT OF INSURANCE

RULE TITLE: Annual and Quarterly Reporting Requirements RULE NO.: 4-137.001

PURPOSE AND EFFECT: To adopt, by incorporation by reference, the National Association of Insurance Commissioners (NAIC) Accounting Practices and Procedures Manual, effective, January 1, 2001.

SUMMARY: Replaces references to year 1999 manuals with year 2001 manuals.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 624.308(1) FS.

LAW IMPLEMENTED: 624.307(1), 624.424(1) 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., February 7, 2001
PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kerry Krantz, Insurer Services, L&H Insurer Solvency, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0333, phone number (850)922-3153, Ext. 5038

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 Kerry Krantz, (850)922-3100, Ext. 5038.