

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE NO.: 4A-49.004 RULE TITLE: Uniform Fire Safety Standards for Self-Service Gasoline Stations
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., Florida Statutes, published in Vol. 27, No. 12, March 23, 2001 of the Florida Administrative Weekly:

4A-49.004 add (1) to the first paragraph, then add a second paragraph, it will read as follows:

(2) "Open to the public" or "offered for sale to the public" in subsection (1) means and includes:

- (a) Offered for sale to the public at large, or
- (b) Offered for sale a self-service dispensing area when such area is used by or for any club, group, association, or similar organization affiliated solely by membership in such club, group, association or similar organization.

The remainder of the rule reads as previously published.

PUBLIC SERVICE COMMISSION

DOCKET NO.: 010105-GU
RULE NO.: 25-7.063 RULE TITLE: Meter Accuracy at Installation
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. 27, No. 9, March 2, 2001, of the Florida Administrative Weekly:

25-7.063 Meter Accuracy at Installation.

(1) A new gas meter shall be within plus or minus 1 percent of accuracy to be installed for customer use. Manufacturers' test data may be used if there is no indication of damage to the meters resulting from the shipping process. If damage is apparent, in order for the manufacturers' test data to be used, a representative sample of not less than 10 percent of the meters in the damaged shipping unit, such as a pallet or container, shipment shall be tested and found to be within accuracy limits. If any meter of the sample is found not to be within accuracy limits, the entire shipping unit shipment must be tested, and where necessary, the meters adjusted to within the plus or minus 1 percent accuracy limits.

(2) Every meter removed from service when opened for repairs shall be adjusted to be not more than 1 percent fast or 1 percent slow before being reset. If not opened for repairs, the

meter may be reset without adjustment if found to be not more than 1 percent fast or not more than 1 percent slow provided the meter is otherwise in good condition.

(3) No meter may be installed unless it has been tested within the previous 12 months and found to be within the accuracy limits established by this rule.

Specific Authority 366.05(1) FS. Law Implemented 366.05(1) FS. History—Repromulgated 1-8-75, 5-4-75, Amended 2-13-84, Formerly 25-7.63, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-12.019 RULE TITLE: Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States

CORRECTED NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule, as published in Vol. 27, No. 8, February 23, 2001, issue of the Florida Administrative Weekly. These changes are in response to comments received from the Joint Administrative Procedures Committee and from the Board meeting held April 12, 2001 in Orlando, Florida.

The rule shall now read as follows:

61G4-12.019 Exemption from Renewal Requirements for Spouses of Members of the Armed Forces of the United States. Spouses of members of the Armed Forces of the United States are exempt from licensure renewal provisions, but only in cases of absence from the state because of their spouses' duties with the Armed Forces. Copies of the military orders requiring the change in duty station must be sent to the Board office in order to qualify for the exemption. Upon receipt of the military orders by the Board office confirming exemption eligibility, the spouse's license will be placed on inactive status with no fee required. Reactivation of the inactive license will not require payment of the fee set forth in Rule 61G4-12.009(6), FAC. The license will remain in inactive status for up to two renewal cycles at which time the licensee must either renew this exemption, before expiration, by submitting a current set of orders establishing eligibility for the exemption or reactivate the license. The licensee may reactivate the license by submitting an application for change of status from inactive to active and will not be required to pay the fee set forth in Rule 61G4-12.009(12)(a), FAC., nor be required to comply with any rules setting conditions for reactivation of licensure, including continuing education requirements imposed by s. 455.271(10), F.S. If a license is not reactivated nor the exemption renewed by the expiration date, the license shall become delinquent. Reactivation of the delinquent license will not require payment of the fee set forth in Rule 61G4-12.009(11)(b), FAC.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cathleen O'Dowd, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Beaches and Shores

DOCKET NO.: 00-58R

RULE NO.: 62B-33
RULE TITLE: Rules and Procedures for Coastal Construction and Excavation (Permits for Construction Seaward of the Coastal Construction Control Line and Fifty-Foot Setback)

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 27, No. 11, March 16, 2001, of the Florida Administrative Weekly:

62B-33.002 Definitions.

(23) "Fifty (50)-foot Setback", or "Setback Line", is the ~~distance landward of the mean high water line of jurisdiction, established~~ pursuant to the provisions of Section 161.052, Florida Statutes, in which construction is prohibited within 50 feet of the line of mean high water at any riparian coastal location ~~fronting the Gulf of Mexico or the Atlantic coast shoreline and implemented by Chapter 62B-33, Florida Administrative Code.~~

62B-33.0051 Coastal Armoring and Related Structures.

(1)(a)d. Where an applicant demonstrates to the Department that another site specific circumstance exists other than a. through c. above such that the eligible structure is vulnerable, or;

~~(5)(d)3. Excavation, in areas of lake outfalls along the coast, for the purpose of relieving inland flooding, caused by excessive amounts of rainfall during a coastal storm, shall occur only after consultation with the Department.~~

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-5.003
RULE TITLE: Technologist

SECOND 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 the Vol. 26, No. 38, September 22, 2000, issue of the Florida Administrative Weekly and in a Notice of Change published in Vol. 27, No. 14, April 6, 2001, issue of the Florida Administrative Weekly. In addition to the prior changes, a new (7) shall be added as follows:

64B3-5.003 Technologist.

(7) Qualifications for Molecular Genetics Technologist. For the specialty of molecular genetics, applicants for technologist licensure shall have a minimum of a baccalaureate degree, which shall include 16 semester hours of academic science, four hours of Board approved HIV/AIDS continuing education as stated in Rule 64B3-11.005 or in subsequent rule of the Department, and one of the following:

- (a) Successfully completed a technologist level accredited or Board approved program in molecular genetics.
- (b) One year of pertinent clinical laboratory experience in molecular genetics; or
- (c) Successfully passed the molecular biology examination given by NCA (National Certification Agency for Medical Laboratory Personnel).

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: 64B7-30.002
RULE TITLE: Disciplinary Guidelines

NOTICE OF WITHDRAWAL

Notice is hereby given that the above referenced rule, as noticed in Vol. 26, No. 19, May 12, 2000, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Environmental Health and Statewide Programs

RULE CHAPTER NO.: 64E-21
RULE CHAPTER TITLE: Residential Swimming Pools

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to proposed rule 64E-21, FAC., in accordance with subparagraph 120.54(3)(d)1., F.S., published in the Florida Administrative Weekly, Vol. 27, No. 14 on April 6, 2001. The change reflects comments received from the Joint Administrative Procedures Committee.

The change is as follows:

64E-21.001(1) replace Chapter 515, F.S., with Chapter 515.31, F.S.
P.O. F00396