

amendment will also add language clarifying the activities covered by the exemption. The proposed amendment to subsection 40E-4.051(4)(c), F.A.C., will delete redundant language, add the construction of riprap as an activity covered by the exemption, and clarify the requirements for construction of seawalls and ripraps in estuaries and lagoons. The repeal of subsection 40E-4.051(8) will remove an exemption for the use of rotenone by the Florida Fish and Wildlife Conservation Commission.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost 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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.406, 373.413, 373.416, 403.813(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Sluth, Associate Legal Research Assistant, Office of Counsel, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (561)682-6299, 1(800)432-2045, Suncom 229-6299

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-4.051 Exemptions From Permitting.

(1) through (3) No change.

(4)(a) No change.

(b) The restoration of a seawall or riprap at its previous location or upland of or within 18 inches one-foot waterward of its previous location, as measured from the face of the existing seawall slab to the face of restored seawall slab or from the front slope of the existing riprap to the front slope of the restored riprap. No filling can be performed except in the actual restoration of the seawall or riprap. No construction shall be undertaken without the necessary title or leasehold interest, especially where private and public ownership boundaries have changed as a result of natural occurrences such as accretion, reliction and natural erosion. ~~Restoration and repair shall be performed using the criteria set forth in Section 373.414(5), F.S.~~ This exemption shall be limited to functioning seawalls or riprap. This exemption shall not affect the permitting requirements of Chapter 161, F.S.

(c) The construction of ~~private vertical~~ seawalls or riprap in wetlands or other surface waters, ~~other than in an estuary or lagoon, and the construction of riprap revetments,~~ where such construction is between and adjoins at both ends existing

seawalls or riprap, follows a continuous and uniform construction line with the existing seawalls or riprap, is no more than 150 feet in length, does not violate state water quality standards, impede navigation, or adversely affect flood control. However, this exemption shall not affect the permitting requirements of Chapter 161, F.S. In estuaries and lagoons, cConstruction of vertical seawalls is limited to the circumstances and purposes stated in ~~shall be in accordance with~~ subsection 373.414(5)(b)1.-4., F.S.

(5) through (7) No change.

~~(8) The Use of Rotenone by the Florida Game and Fresh Water Fish Commission. The use of rotenone, by the Florida Game and Fresh Water Fish Commission, in conducting tests related to its responsibility regarding fish management. The chemical selected shall be used at no more than the strength approved by the United States Environmental Protection Agency (EPA) label specifications. In addition, the chemical shall be used only under the direct on-site supervision of a staff member of the Florida Game and Fresh Water Fish Commission.~~

(9) through (11) renumbered (8) through (10) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.406, 373.413, 373.416, 403.813(2) FS. History--New 9-3-81, Amended 1-31-82, 3-9-83, Formerly 16K-4.02, Amended 4-20-94, 10-3-95, 5-28-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Robbins, Director, Natural Resources Management Department, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (561)682-6951, 1(800)432-2045 Ext. 6951, or Suncom 229-6951

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the South Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 4, 2001

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Licensing

RULE NOS.:

1C-3.134

1C-3.138

1C-3.140

RULE TITLES:

Licensed Firearms Instructors;
Schools or Training facilities;
License Application
School Staff; Licensing
Requirements; Standards
School Curriculum; Examinations;
Retention of Records

NOTICE OF WITHDRAWAL

Notice is given that the above rules, as noticed in Vol. 27, No. 3 (January 19, 2001) edition of the Florida Administrative Weekly is being withdrawn.

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE CHAPTER NO.: RULE CHAPTER TITLE

4A-3 Fire Prevention – General Provisions

RULE NO.: RULE TITLE:
4A-3.012 Standards of the National Fire

Protection Association Adopted

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. 27, No. 12, March 23, 2001, edition of the Florida Administrative Weekly.

4A-3.012 Standards of the National Fire Protection Association Adopted.

(1) No change except:

After NFPA 17A-1998, Standard on Wet Chemical Extinguishing Systems, replace

NFPA 20-1999, Standard for the Installation of Centrifugal Fire Pumps, with

NFPA 20-1999, Standard for the Installation of Stationary Pumps for Fire Protection ~~Centrifugal Fire Pumps~~

After NFPA 481-1995, Standard for the Production, Processing, Handling and Storage of Titanium, replace

NFPA 482-1996, Standard for the production, Processing, Handling, and Storage of Zirconium, with

NFPA 482-1996, Standard for the Production ~~production~~, Processing, Handling, and Storage of Zirconium ~~Zirconium~~

After NFPA 501-1999, Standard on Manufactured Housing, replace:

NFPA 501A-1999, Standard for Firesafety Criteria for Mobile Home Installations, Sites, and Communities, with:

NFPA 501A-1999, Standard for Firesafety Criteria for Manufactured Mobile Home Installations, Sites, and Communities

and add the following documents after NFPA 8503-1997, Standard for Pulverized Fuel Systems:

49 Code of Federal Regulations, Parts 100-177

29 Code of Federal Regulations, Parts 1900-1910

CGA, C-1, C-6, C-6.1, C-6.3

(5) The Code of Federal Regulations and the CGA incorporated by reference in this rule are available for public inspection during regular business hours at the Division currently located on the third floor (Room 326) of the Atrium Building, 325 John Knox Road, Tallahassee, Florida.

Specific Authority 633.01(1), 633.022 FS. Law Implemented 633.01, 633.022 FS. History—New 5-14-86, Amended 2-12-87, 4-8-90, 10-30-91, 4-3-95, _____.

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE CHAPTER NO.: RULE CHAPTER TITLE:

4A-21 Fire Extinguishers and Pre-Engineered Systems

RULE NOS.: RULE TITLES:

4A-21.102 Dealer License

4A-21.103 Permit

4A-21.104 Prescribed Training Course for

Portable Fire Extinguisher

Licenses and Permits

Required Continuing Education

Standard Service Tags,

Specifications

Hydrostatic Tests

Hydrostatic Tests; Record Tag

Leak Tests; Tamper Indicators or

Seals to be Replaced

Invoices

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. 27, No. 14, April 6, 2001, edition of the Florida Administrative Weekly.

4A-21.102 Dealer License.

(3) A non-refundable fee as prescribed in Section 633.061(3)(c) ~~6.5~~ Florida Statutes, shall accompany each application requiring an examination.

(6) Upon successful completion of the prescribed certification training course, the applicant will be administered an examination testing his or her competency and knowledge of the tasks to be performed pursuant to the class license requested.

(8) When the applicant has completed the requirements in subsections (1) through (7), above, a pre-license inspection will be conducted at the facility of the applicant to determine that the equipment is functional and meets the requirements ~~have been met pursuant to the provisions~~ of subsection (11), below. The Regulatory Licensing Section ~~division~~ shall inspect vehicles, equipment, buildings, devices, premises or any area to be used in performing the activities allowed by the license. Vehicles will be inspected annually or as deemed necessary to insure minimum equipment requirements are met based on the services performed from each vehicle. At the time of inspection, the dealer shall provide to the Regulatory Licensing Section a list identifying the vehicle, by tag number, and the services performed from such vehicle. After issuance of a license, such facilities shall be inspected annually thereafter or as frequently as deemed necessary to ensure that the equipment requirements continue to be met.

(12) Equipment requirements.

(a) Each licensed business location shall be required to possess, at a minimum, the required equipment listed below, the equipment shall be demonstrated at the time of any inspection, to be functional to perform service as indicated by the license. All facilities must be in possession of a retester's identification number and certification in compliance with the Code of Federal Regulation Pamphlet 49, Part 173, as adopted in Rule Chapter 4A-3, Florida Administrative Code.

(b) Minimum Equipment and Facilities Requirements.

MINIMUM EQUIPMENT AND FACILITIES REQUIRED
PER CLASS OF LICENSE

1. Hydrostatic test equipment for high pressure testing and calibrated cylinder maintained in compliance with the requirements of <u>Compressed Gas Association, Inc., publication CGA C-1, the edition as adopted in Rule Chapter 4A-3, Florida Administrative Code.</u> DOT certification letter posted on or near the test apparatus identifying a current retester identification number issued to the facility.	A			
2. Equipment for test dating United States Department of Transportation specification and nonspecification cylinders. Die stamps for Class A and D facilities must be a minimum of ¼ inch and include the retester identification number issued to the facility.	A	B	C	D
4. CO2 receiver – <u>bulk, liquid, or cascade system for proper filling of CO2 extinguishers cascade system for proper filling of CO2 extinguishers.</u>	A	B		
6. Drying method <u>which with</u> does not exceed 150 degrees Fahrenheit for high and low pressure cylinders in accordance with NFPA 10, as adopted in Rule Chapter 4A-3, Florida Administrative Code and the manufacturer's specifications.	A	B	C	D
9. Low pressure test apparatus for the licenses held, with gauges certified accurate in compliance with the requirements of <u>Compressed Gas Association, Inc., publication CGA-C1, the edition as adopted in Rule Chapter 4A-3, Florida Administrative Code,</u> and maintained in accordance with the requirements of <u>the said CGA-C1.</u> United States Department of Transportation certification letter <u>posted on or near the test apparatus</u> identifying <u>the a</u> current retester identification number issued to the facility.	A	B	C	D
10. All record tags, service, hydrotest, 6 year maintenance, as required by Rule 4A-21, <u>as adopted in Rule Chapter 4A-3, Florida Administrative Code and 49 CFR Parts 100-177 49, as adopted in Section 4A-3.012, Florida Administrative Code.</u>	A	B	C	D

16. Regulator and indicator in accordance with NFPA standards and manufacturer's specifications. Pressure gauges <u>Gauges shall be calibrated in accordance with Section 4-5.4.2, NFPA 10, as adopted in Rule Chapter 4A-3, Florida Administrative Code.</u>	A	B	C	D
28. Closed recovery system for removal and recharge of halon as required in NFPA 10, as adopted in Rule Chapter 4A-3, Florida Administrative Code, or an exemption from the State Fire Marshal, <u>as provided in Section 633.061(3), Florida Statutes.</u>				
29. Printed invoices properly <u>completed in compliance with Section 4A-21.251, Florida Administrative Code.</u>	A	B	C	D

Specific Authority 633.01 FS. Law Implemented 633.061 FS. History--New 2-7-89, Amended 10-20-93, 10-2-96, 6-8-98, _____.

4A-21.103 Permit.

(9) A permit shall be valid solely for use by the holder thereof in his or her employment by the licensee under whose license the permit was issued. A permittee changing his or her place of employment shall obtain a new permit under the license of the licenseholder at the new place of employment. The licensee shall notify the Regulatory Licensing Section, in writing, of an individual leaving his or her employment within fifteen days of the termination. The Regulatory Licensing Section will then change the records to reflect the status of the permit. A permit and photo identification card of an individual leaving the employment of a licensee becomes void and inoperative the date of termination, pursuant to Section 633.061(3)(b), Florida Statutes departure.

Specific Authority 633.01 FS. Law Implemented 633.061 FS. History--New 2-7-89, Amended 10-20-93, _____.

4A-21.104 Prescribed Certification Training Course for Portable Fire Extinguisher Licenses and Permits.

(2) The procedures regarding the certification course at the Florida State Fire College or at another approved facility are is as follows:

(a) All applicants for licenses and permits shall apply to the Regulatory Licensing ~~and Statistics~~ Section, Bureau of Fire Prevention in Tallahassee.

(b) Both the application fee and the exam fee shall be submitted to the Regulatory Licensing Section.

(c) Once an application is complete and acceptable, the Regulatory Licensing Section will issue a letter to the applicant authorizing attendance to the prescribed certification training course. A list of approved training centers and required study material will be included applicant will be scheduled for the next available course at the Florida State Fire College. The Regulatory Licensing Section Bureau will send a roster to the

~~Florida State Fire College notifying telling the Florida State Fire College of the identity of the persons who to expect for each offering of the course.~~

~~(d) No person will be registered to attend a certification course without first having received a letter of authorization from the Regulatory Licensing Section. No person shall be registered to attend the certification course for purposes of obtaining continuing education hours. No applications for licensure shall be sent to the Florida State Fire College. No one whose name is not on the roster prepared by the Regulatory Licensing Section Bureau in Tallahassee will be admitted to the course at the Florida State Fire College.~~

~~(e) The charge for the course is \$150.00 and is a nonrefundable fee. This fee must be paid directly to the Florida State Fire College 15 calendar days prior to the date of the scheduled course. An authorized applicant attending a certification course at another approved training facility shall pay the fees set by the approved facility.~~

~~(h) Applicants will be tested daily on course materials. Each applicant must receive an average score of 70% on daily examinations to be qualified to sit for the certification examination. A passing score will be 70%.~~

~~(i) At the conclusion of the 40 hour certification course of instruction at the Florida State Fire College, those applicants who have successfully completed the course, receiving an average score of 70% on the daily examinations, will be given the State Certification Examination for the license or permit for which she or he has applied. Those individuals taking the certification course at an approved training facility will be scheduled for testing at regional testing sites on regularly scheduled testing dates by the Regulatory Licensing Section after the individual has met and complied with the requirements set forth in Section 633.061, Florida Statutes. Those persons attending a certification course for purposes of continuing education shall receive 20 hours of continuing education credit upon successful completion of the course, regardless of the location the course was taken.~~

~~(j) A passing score for the state certification exam is 70%. Scores on the examination test will be mailed by the Florida State Fire College to the Regulatory Licensing Section Bureau in Tallahassee. The Regulatory Licensing Section will then notify each applicant of examination scores the score by mail within five working days from the date of receipt in the Regulatory Licensing Section. No results will be given by telephone, facsimile transmission, or electronic mail (e-mail).~~

(3) The 40 hour certification training course may be offered at a community college, a vocational technical center, or at any of the training centers certified by the Bureau of Fire Standards and Training. The certification course must be equivalent to that offered by the Florida State Fire College (Course Number FSFC-708).

(a) The certification course must be approved in advance by the Chief of the Bureau of Fire Standards and Training or his designee. A copy of the course outline, lesson plan or plans, instructor or instructors, and proposed facility with appropriate props for performing extinguisher training evolutions must be submitted.

Specific Authority 633.01 FS. Law Implemented 633.061 FS. History--New 2-7-89, Amended 10-20-93, _____.

4A-21.113 Required Continuing Education.

(1) Licenseholders and permit holders shall complete a continuing education course or combination of courses in compliance with Section 633.061, Florida Statutes for each license or permit held.

(2) The continuing education course or combination of courses shall be related to the scope of each license and each ~~or~~ permit held. All licensed fire equipment dealers are required to complete at least one hour of a workplace safety class, one hour of a business practices class, and one hour of a workers' compensation class as part of the ~~32 hours or~~ required continuing education for ~~of~~ license renewal each four year ~~year~~ period.

(3) The course or combination of courses shall be conducted by persons approved by the Regulatory Licensing Section. Approval of such persons shall be based on the person's training, experience, and expertise in the subject of the course. The instructor must be qualified, by education or experience, to teach the course, or parts of a course to which the instructor is assigned. Any person with a four year college or graduate degree is qualified to teach any course in their field of study. Any equipment manufacturer or state certified fire equipment dealer with at least five ~~five~~ years' experience may teach any technical course within the scope of the dealer's license; however, no dealer whose license is suspended or revoked as a result of administrative action shall teach any course or serve as a continuing education course instructor. The Regulatory Licensing Section is not permitted to reject a course based upon the proposed instructor, but is permitted to approve a course contingent on certification that all instructors meet those minimum requirements before conducting the course and before advertising that the course is approved for continuing education credit.

(4) The course or combination of courses shall be approved in advance by the Regulatory Licensing Section. The number of contact hours assigned to any course shall be determined by the Regulatory Licensing Section based on course content and length.

(6) The Regulatory Licensing Section shall approve continuing education courses in compliance with the time limitations specified for licensing in Chapter 120, Florida Statutes within 90 days from the date of receipt. Such approval shall be based upon the submission of coursework which

relates to the technical fire protection skills of fire equipment dealers and permittees which contain educational content to improve the quality of work being performed.

Specific Authority 633.01 FS. Law Implemented 633.061 FS. History—New 2-7-89, Amended 10-20-93, _____.

4A-21.241 Standard Service Tags, Specifications.

(2) 6-year Maintenance, Record Tags.

A verification of service collar meeting the requirements of Section 4-4.4.2, of NFPA 10, the edition as adopted in Rule Chapter 4A-3, Florida Administrative Code shall be provided each time an extinguisher is opened for any type of service or for any purpose. A new verification service collar shall be provided for an extinguisher each time an extinguisher is opened for any type of internal service or for any other purpose. No advertisement or any other information shall be included on the verification service collar. ~~The following types of extinguishers are excepted from this requirement: carbon dioxide extinguishers; halogenated vaporizing liquid fire extinguishers; external cartridge operated extinguishers; and extinguishers containing water.~~

Specific Authority 633.01 FS. Law Implemented 633.01, 633.071, 633.081 FS. History—New 10-18-67, Amended 12-30-70, 8-15-85, Formerly 4A-21.41, 4A-21.041, Amended 2-7-89, 10-20-93, _____.

4A-21.242 Hydrostatic Tests.

(1) Hydrostatic tests shall be conducted in accordance with the procedures in NFPA 10, as adopted in Rule Chapter 4A-3, Florida Administrative Code and 49 CFR 49, Parts 100-177, and Compressed Gas Association, Inc., publications CGA C-1, C-6, C-6.1 and C-6.3, all as adopted in Rule Chapter 4A-3, Florida Administrative Code.

Specific Authority 633.01 FS. Law Implemented 633.01, 633.071, 633.081 FS. History—New 10-18-67, Amended 8-15-85, Formerly 4A-21.42, 4A-21.042, Amended 2-7-89, 10-20-93, _____.

4A-21.245 Hydrostatic Tests; Record Tag.

The hydrostatic test record tag shall comply with the requirements of NFPA 10 as adopted in Rule Chapter 4A-3, Florida Administrative Code and 49 CFR 49, Parts 100-177, and Compressed Gas Association, Inc., publications CGA C-1, C-6, C-6.1 and C-6.3, all adopted in Rule Chapter 4A-3, Florida Administrative Code. It shall remain adhered to the extinguisher for the required period of time. It shall not corrode. It shall remain legible for the duration of the performed hydrotest interval.

Specific Authority 633.01 FS. Law Implemented 633.01, 633.071, 633.081 FS. History—New 10-18-67, Formerly 4A-21.45, 4A-21.045, Amended 2-7-89, 10-20-93, _____.

4A-21.249 Leak Tests; Tamper Indicators or Seals to Be Replaced.

The leak test shall be performed by following the manufacturer's recommendations. Any tamper indicators or seals shall be replaced each year ~~and or~~ after each recharge of recharging a portable fire extinguisher. Tamper indicator pull pressure or break pressure shall not exceed 15 pounds.

Specific Authority 633.01 FS. Law Implemented 633.01, 633.061, 633.071, 633.081 FS. History—New 10-18-67, Formerly 4A-21.49, 4A-21.049, Amended 2-7-89, 10-20-93, _____.

4A-21.251 Invoices.

Invoices shall include the business name, physical business address and license number of the fire equipment dealer. The license number on the invoice shall coincide with the permit number on the tags which are attached to the extinguishers being invoiced for service. Invoices for servicing fire extinguishers shall include serial numbers of each extinguisher and identify, per serial number, the services performed and any parts replaced for each extinguisher. This information is permitted to be on a separate ~~equale~~ sheet attached to the invoice.

Specific Authority 633.01 FS. Law Implemented 633.01, 633.061, 633.065, 633.071 FS. History—New 2-7-89, Amended 10-20-93, _____.

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
4A-46	Fire Protection System Contractors and Systems
RULE NOS.:	RULE TITLES:
4A-46.016	Insurance Requirements
4A-46.017	Required Continuing Education
4A-46.035	Standards of the National Fire Protection Association to be Complied With
4A-46.040	Installation Requirements for Automatic Sprinkler Systems Employing Water as the Extinguishing Agent

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. 27, No. 14, April 6, 2001, edition of the Florida Administrative Weekly.

4A-46.016 Insurance Requirements.

(3) Failure to provide evidence of insurance coverage within 30 days of the expiration date of the policy or within 30 days of a notice to provide evidence of coverage shall result in administrative proceedings pursuant to Section 624.4211 633.547, Florida Statutes, as provided in subsection (4) of Section 633.521, Florida Statutes.

Specific Authority 633.01, 633.517(1) FS. Law Implemented 633.521, 633.521(4) FS. History—New 10-20-93, Amended _____.

4A-46.017 Required Continuing Education.

(6) ~~The course or combination of courses shall be approved by the Regulatory Licensing Section.~~ The number of contact hours assigned to any course shall be determined by the Regulatory Licensing Section based on the course content and length of the course.

(h) Each approved course will be assigned a course number and the course will be identified by course title as submitted and the number of continuing education hours awarded. A listing of approved courses will be available from the Regulatory Licensing Section. ~~The Section, the~~ course list will include the course number, the course title, the course submitter and the type course.

(8) Prior to the annual expiration of the Certificate of Competency, the certificateholder shall submit proof of completion of the required course or courses to the Regulatory Licensing Section. Submissions shall be submitted on a "Fire Protection System Contractor Continuing Education Coursework" form, DI4-1240 (03/00) ~~(8/96)~~ as adopted and incorporated herein by reference. Forms are available from and submissions shall be sent to: Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0342. Each certificateholder will be notified by the Regulatory Licensing Section, in writing, if the coursework does not satisfy the continuing education requirement in Section 633.537, Florida Statutes. No notification will be given over the telephone.

Specific Authority 633.01, 633.517(1) FS. Law Implemented 633.521, 633.537 FS. History--New 10-2-96, Amended 6-18-97, 6-8-98, _____.

4A-46.035 Standards of the National Fire Protection Association to be Complied With.

Specific Authority 633.01 FS. Law Implemented 633.01, ~~633.051~~, 633.065, 633.082 FS. History--New 12-21-88, Amended 7-19-89, 8-1-90, 10-20-93, 10-2-96, 6-8-98, _____.

4A-46.040 Installation Requirements for Automatic Sprinkler Systems Employing Water as the Extinguishing Agent.

Specific Authority 633.01 FS. Law Implemented ~~471.025~~, 553.79(6), 633.065, 633.547(2)(e), 633.539 FS. History--New 12-21-88, Amended 8-1-90, 10-20-93, _____.

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE CHAPTER NO.: RULE CHAPTER TITLE:

4A-60 The Florida Fire Prevention Code

RULE NOS.: RULE TITLES:

4A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Fire Prevention Code, Adopted

4A-60.004

Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Adopted

4A-60.005

Publications added to NFPA 1 and NFPA 101

4A-60.006

Manufactured Buildings

4A-60.008

Exceptions Applicable to Broward County

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. 27, No. 6, February 9, 2001, edition of the Florida Administrative Weekly.

4A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Fire Prevention Code, Adopted.

(2) NFPA 1 is hereby modified in the following respects:

(b) The following language is added to Subdivision 1-16.16:

1. Subdivision 1-16.16 ~~The fire official authority having jurisdiction~~ shall have the authority to issue permits for the following operations within the jurisdiction:

(c) Subdivision 1-17 of NFPA 1, Certificate of Fitness, is null, void, and of no effect. No local fire official is permitted to require a certificate of fitness.

~~(d)(e)~~ The following language is added to Subdivision 3-5.2: At least one elevation of each building shall be accessible to the fire department. Required fire lanes shall be provided with the inner edge of the roadway no closer than 10 feet and no further than 30 feet from the building. Such lanes shall have a surface designed to accommodate fire apparatus with a minimum weight of 32 tons.

~~(e)(d)~~ The following language is added to Subdivision 3-5.3: Buildings having ramps or other elevated roadways shall have posted weight limit signs.

~~(f)(e)~~ Subdivision 3-5.4 is changed to read: 3-5.4 Fire lanes shall be marked with freestanding signs with the wording, "NO PARKING FIRE LANE BY ORDER OF THE FIRE DEPARTMENT." Such signs shall be 12 inches by 18 inches with a white background and red letters and shall be a maximum of seven feet in height from the roadway to the bottom part of the sign. The signs shall be within sight of the traffic flow and be a maximum of 60 feet apart.

~~(g)(f)~~ New Subdivision 3-5.5.1 is created to read: 3-5.5.1 The fire official may require gated subdivisions or developments to provide the fire department access through the use of remote transmitters, specific codes, key system, or other appropriate devices as determined by the fire official.

~~(h)(g)~~ New Subdivision 3-5.6 is created to read:

1. through 4. No change.

5. Exception: These dimensions may be reduced by approval of the fire official authority having jurisdiction.

6. No change.

7. Exception: Existing signs when approved by the fire official authority having jurisdiction.

~~(i)(4)~~ The following paragraph is added to Subdivision 3-7.1:

1. Numerals shall be not less than three inches in height for residential buildings, structures, or portions thereof, and at least six inches in height for all other buildings, structures, or portions thereof. Where address identification is required by the fire official authority having jurisdiction on other elevations of buildings, structures, or portions thereof, such numerals shall be not less than three inches in height for residential and at least six inches in height for all other buildings, structures, or portions thereof.

2. Exception: Existing numbers when approved by the fire official authority having jurisdiction.

~~(j)(4)~~ New Subdivision 4-9.1.1 is created to read: 4-9.1.1 There shall be no storage above any component of the means of egress unless it is on a separate floor or mezzanine constructed in accordance with the Florida Building Code.

~~(k)(4)~~ Subdivision 7-3.2.21.2.2 is changed to read: 7-3.2.21.2.2 Each existing high rise building shall be required to be protected by an approved, automatic sprinkler system or equipped with an engineered life safety system, approved by the fire official authority having jurisdiction, not later than 12 years after the adoption of the Florida Fire Prevention Code.

~~(l)(4)~~ The following language is added to Subdivision 7-7.3.1.4: When not connected to a fire alarm system, fire alarm notification appliances shall not be used as duct detector visual or audible signal devices.

~~(m)(4)~~ Subdivision 13-3.3.3 of NFPA 1 applies prospectively only. Existing installations may remain in place subject to the approval of the fire official authority having jurisdiction.

~~(n)(m)~~ The following language is added to Subdivision 16-10.7.3:

1. through 3. No change.

4. Exception No. 3: In buildings or structures where novelties and trick noisemakers as defined in Section 791.01(4)(c) ~~791.101(4)(e)~~, Florida Statutes, are offered for retail sale.

~~(o)(n)~~ The following language is added to Subdivision 16-10.7.5:

1. 16-10.7.5 Consumer fireworks, except for sparklers, novelties, and trick noisemakers as defined in Section 791.01(4)(b) and ~~(c) 791.101(4)(b) and (e)~~, Florida Statutes, stored in a building that is also used for other purposes shall be stored in a room or area used exclusively for the storage of consumer fireworks. Interior walls of such room shall have a minimum fire-resistance rating of 1-hour with doors having a 45-minute fire-resistance rating.

2. No change.

~~(p)(e)~~ New Subdivision 16-10.7.5.1 is created to read: 16-10.7.5.1 Sparklers shall be stored or kept for sale in accordance with Section Chapter 791.055, Florida Statutes FS.

~~(q)(p)~~ Subdivision 29-2.3.2 is changed to read:

1. through 2. No change.

2. Exception: Completion of the water mains and hydrants may be on an alternate schedule established by the fire official authority having jurisdiction.

Law Implemented 633.01, 633.0215, 633.025 FS.

4A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Adopted.

(2) NFPA 101 is hereby modified in the following respects:

(f) No change.

1. through 4. No change.

5. No change.

a. through b. No change.

c. Subdivision (5) The door assembly complies with the fire protection rating and, where rated, is self-closing or automatic closing by means of smoke detection in accordance with 7.2.1.8, and is installed in accordance with NFPA 80, Standard for Fire Doors and Fire Windows, as adopted in Section 4A-60.005, Florida Administrative Code.

d. through f. No change.

(m) The following portions of 8.3, SMOKE BARRIERS, are changed to read as follows:

1. through 2. No change.

3. Subdivision 8.3.7.2 Fireblocking shall not be covered or concealed until inspected ~~by the fire inspector~~.

(o) The following portions of Section 12.2, MEANS OF EGRESS REQUIREMENTS, are changed to read as follows:

1. through 2. No change.

3. Exception No. 3 to subdivision 12.2.2.2.3 is deleted.

4. Subdivision 12.2.2.2.5 is deleted.

5.3. Subdivision 12.2.2.3 Stairs.

6.4. Subdivision 12.2.2.3.1 Stairs complying with 7.2.2 shall be permitted.

7.5. Exception No. 3: In assembly occupancies, flights of less than three risers shall not be used in interior or exterior stairways, exit passageways, aisles, at entrances or elsewhere in connection with required exits. To overcome lesser differences in level, ramps on accordance with 7.2.5 shall be used.

8.6. Subdivision 12.2.3 Capacity of Means of Egress.

9.7. Subdivision 12.2.3.6 Foyer.

10.8. Subdivision 12.2.3.6.1 In assembly occupancies with an occupant load of 1000 or greater or with a legitimate stage and an occupant load of 700 or greater, a foyer consisting of a space at a main entrance/exit of the auditorium or place of assembly shall be provided. Such foyer, if not directly

connected to a public street by all the main entrance/exits, shall have a straight and unobstructed corridor or passage to every such main entrance/exit.

~~11.9.~~ Subdivision 12.2.3.6.2 The width of a foyer at any point shall be not less than the combined width of aisles, stairways, and passageways tributary thereto.

~~12.40.~~ Subdivision 12.2.5.6 Aisles Serving Seating Not at Tables.

~~13.44.~~ Subdivision 12.2.5.6.1 Aisles shall be provided so that the number of seats served by the nearest aisle is in accordance with 12.2.5.5.2 through 12.2.5.5.4.

~~14.42.~~ Exception No. 1: Aisles shall not be required in bleachers, providing that all of the following conditions are met:

a. through f. No change.

(p) through (v) No change.

(w) The following changes are made to Subdivision 31.3.5.6, to read as follows: 31.3.5.6 All high-rise buildings shall be protected throughout by an approved, supervised automatic sprinkler system or an engineered life safety system approved by the fire official authority having jurisdiction in accordance with 31.3.5.1. Existing high-rise buildings shall be protected within 12 years of the adoption of the Florida Fire Prevention Code.

(x) through (dd) No change.

(ee) Section 42.9, SPECIAL PROVISIONS FOR HELIPORTS, is added to read as follows:

1. Subdivision 42.9.1 Buildings with roof-top heliports shall be protected in accordance with NFPA 418, Standard for Heliports, as adopted in Section 4A-60.005, Florida Administrative Code.

(3) No change.

Law Implemented 633.01, 633.0215, 633.025 FS.

4A-60.005 Publications Added to NFPA 1 and NFPA 101.

(1) For purposes of this rule chapter, the following definitions apply:

(a) ANSI means the American National Standards Institute.

(b) ASME means the American Society of Mechanical Engineers.

(c) ASTM means the American Society for Testing and Materials.

(d) BHMA means the Builders Hardware Manufacturers Association.

(e) ICC means the International Code Counsel, American National Standard Accessible and Usable Buildings and Facilities.

(f) UL means Underwriters Laboratories, Inc.

~~(2)(4)~~ The following publications are hereby adopted and incorporated by reference herein and added to NFPA 1, 2000 edition, and NFPA 101, 2000 edition, respectively, and shall take effect on the effective date of this rule:

NFPA 10, 1998 edition Standard for Portable Fire Extinguishers

NFPA 11, 1998 edition Standard for Low-Expansion Foam

NFPA 11A, 1999 edition Standard for Medium- and High-Expansion Foam Systems

NFPA 12, 2000 edition Standard on Carbon Dioxide Extinguishing Systems

NFPA 12A, 1997 edition Standard on Halon 1301 Fire Extinguishing Systems

NFPA 13, 1999 edition Standard for the Installation of Sprinkler Systems

NFPA 13D, 1999 edition Standard for the Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes.

NFPA 13R, 1999 edition Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and Including Four Stories in Height

NFPA 14, 2000 edition Standard for the Installation of Standpipe, Private Hydrants, and Hose Systems

NFPA 15, 1996 edition Standard for Water Spray Fixed Systems for Fire Protection

NFPA 16, 1999 edition Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems

NFPA 17, 1998 edition Standard for Dry Chemical Extinguishing Systems

NFPA 17A, 1998 edition Standard for Wet Chemical Extinguishing Systems

NFPA 20, 1999 edition Standard for the Installation of Stationary Pumps for Fire Protection

NFPA 24, 1995 edition Standard for the Installation of Private Fire Service Mains and Their Appurtenances

NFPA 25, 1998 edition Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems

<u>NFPA 30, 1996 edition</u>	<u>Flammable and Combustible Liquids Code</u>	<u>NFPA 59, 1998 edition</u>	<u>Standard for the Storage, and Handling of Liquefied Petroleum Gases at Utility Gas Plants</u>
<u>NFPA 30A, 1996 edition</u>	<u>Automotive and Marine Service Station Code</u>		
<u>NFPA 30B, 1998 edition</u>	<u>Code for the Manufacture and Storage of Aerosol Products</u>	<u>NFPA 59A, 1996 edition</u>	<u>Standard for the Production, Storage, and Handling of Liquefied Natural Gas (LNG)</u>
<u>NFPA 31, 1997 edition</u>	<u>Standard for the Installation of Oil-Burning Equipment</u>	<u>NFPA 61, 1999 edition</u>	<u>Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Products Facilities</u>
<u>NFPA 32, 1996 edition</u>	<u>Standard for Dry Cleaning Plants</u>		
<u>NFPA 33, 1995 edition</u>	<u>Standard for Spray Application Using Flammable and Combustible Materials</u>	<u>NFPA 69, 1997 edition</u>	<u>Standard on Explosion Prevention Systems</u>
<u>NFPA 34, 1995 edition</u>	<u>Standard for Dipping and Coating Processes Using Flammable or Combustible Liquids</u>	<u>NFPA 70, 1999 edition</u>	<u>National Electrical Code®</u>
(*) NFPA-35, 1999 edition	<u>Organic Coatings</u>	<u>NFPA 72, 1999 edition</u>	<u>National Fire Alarm Code®</u>
<u>NFPA 36, 1997 edition</u>	<u>Standard for Solvent Extraction Plants</u>	(*) NFPA-75, 1999 edition	<u>Electronic Computing Equipment</u>
(*) NFPA-37, 1998 edition	<u>Combustion Engines and Gas Turbines</u>	<u>NFPA 80, 1999 edition</u>	<u>Standard for Fire Doors and Fire Windows</u>
<u>NFPA 40, 1997 edition</u>	<u>Standard for the Storage and Handling of Cellulose Nitrate Motion Picture Film</u>	(*) NFPA-80A, 1996 edition	<u>Protection from Exterior Fire Exposures</u>
<u>NFPA 45, 1996 edition</u>	<u>Standard on Fire Protection for Laboratories Using Chemicals</u>	<u>NFPA 82, 1999 edition</u>	<u>Standard on Incinerators and Waste and Linen Handling Systems and Equipment</u>
<u>NFPA 50B, 1999 edition</u>	<u>Standard for Liquefied Hydrogen Systems at Consumer Sites</u>	<u>NFPA 86, 1999 edition</u>	<u>Standard for Oven and Furnaces</u>
<u>NFPA 51, 1997 edition</u>	<u>Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes</u>	<u>NFPA 86C, 1999 edition</u>	<u>Standard for Industrial Furnaces Using a Special Processing Atmosphere</u>
<u>NFPA 51A, 1996 edition</u>	<u>Standard for Acetylene Cylinder Charging Plants</u>	<u>NFPA 86D, 1999 edition</u>	<u>Standard for Industrial Furnaces Using Vacuum as an Atmosphere</u>
<u>NFPA 51B, 1999 edition</u>	<u>Standard for Fire Prevention During Welding, Cutting and Other Hot Work</u>	<u>NFPA 88A, 1998 edition</u>	<u>Standard for Parking Structures</u>
<u>NFPA 52, 1998 edition</u>	<u>Compressed Natural Gas (CNG) Vehicular Fuel Systems Code</u>	<u>NFPA 88B, 1997 edition</u>	<u>Standard for Repair Garages</u>
(*) NFPA-53, 1999 edition	<u>Fires in Oxygen Atmospheres</u>	<u>NFPA 90A, 1999 edition</u>	<u>Standard for the Installation of Air-Conditioning and Ventilating Systems</u>
<u>NFPA 54, 1999 edition</u>	<u>National Fuel Gas Code</u>	<u>NFPA 90B, 1999 edition</u>	<u>Standard for the Installation of Warm Air Heating and Air-Conditioning Systems</u>
(*) NFPA-55, 1998 edition	<u>Compresses and Liquefied Gases in Portable Cylinders</u>	<u>NFPA 91, 1999 edition</u>	<u>Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids</u>
<u>NFPA 57, 1999 edition</u>	<u>Liquefied Natural Gas (LNG) Vehicular Fuel Systems Code</u>	<u>NFPA 96, 1998 edition</u>	<u>Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations</u>
<u>NFPA 58, 1999 edition</u>	<u>Liquefied Petroleum Gas Code</u>		

<u>NFPA 99, 1999 edition</u>	<u>Standard for Health Care Facilities</u>	<u>NFPA 253, 2000 edition</u>	<u>Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source</u>
(g) NFPA-99B, 1999 edition	Hypobaric Facilities		
<u>NFPA 101A, 1998 edition</u>	<u>Guide on Alternative Approaches to Life Safety</u>	<u>NFPA 255, 2000 edition</u>	<u>Standard Method of Test of Surface Burning Characteristics of Building Materials</u>
<u>NFPA 110, 1999 edition</u>	<u>Standard for Emergency and Standby Power Systems</u>		
<u>NFPA 111, 1996 edition</u>	<u>Standard on Stored Electrical Energy Emergency and Standby Power Systems</u>	<u>NFPA 256, 1998 edition</u>	<u>Standard Methods of Fire Tests of Roof Coverings</u>
(h) NFPA-115, 1999 edition	Laser Fire	<u>NFPA 257, 2000 edition</u>	<u>Standard on Fire Test for Window and Glass Block Assemblies</u>
<u>NFPA 120, 1999 edition</u>	<u>Standard for Coal Preparation Plants</u>	<u>NFPA 259, 1998 edition</u>	<u>Standard Test Method for Potential Heat of Building Materials</u>
(i) NFPA-130, 2000 edition	Fixed Guideway Transit System	<u>NFPA 260, 1998 edition</u>	<u>Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture</u>
<u>NFPA 140, 1999 edition</u>	<u>Standard on Motion Picture and Television Production Studio Soundstages and Approved Production Facilities</u>	<u>NFPA 261, 1998 edition</u>	<u>Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes</u>
(j) NFPA-150, 1995 edition	Racetrack Stables		
<u>NFPA 160, 1998 edition</u>	<u>Standard for Flame Effects Before an Audience</u>	<u>NFPA 265, 1998 edition</u>	<u>Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Wall Coverings</u>
<u>NFPA 211, 2000 edition</u>	<u>Standard for Chimneys, Fireplaces, Vents, and Solid Fuel-Burning Appliances</u>		
(k) NFPA-214, 1996 edition	Water Cooling Towers	<u>NFPA 266, 1998 edition</u>	<u>Standard Method of Test for Fire Characteristics of Upholstered Furniture Exposed to Flaming Ignition Source</u>
<u>NFPA 220, 1999 edition</u>	<u>Standard on Types of Building Construction</u>	<u>NFPA 267, 1998 edition</u>	<u>Standard Method of Test for Fire Characteristics of Mattresses and Bedding Assemblies Exposed to Flaming Ignition Source</u>
<u>NFPA 221, 1997 edition</u>	<u>Standard for Fire Walls and Fire Barrier Walls</u>		
<u>NFPA 230, 1999 edition</u>	<u>Standard for the Fire Protection of Storage</u>	<u>NFPA 286, 2000 edition</u>	<u>Standard Methods of Fire Tests for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth</u>
<u>NFPA 231D, 1998 edition</u>	<u>Standard for Storage of Rubber Tires</u>		
<u>NFPA 232, 1995 edition</u>	<u>Standard for the Protection of Records</u>	(m) NFPA-291, 1995 edition	Fire Hydrants
<u>NFPA 241, 1996 edition</u>	<u>Standard for Safeguarding Construction, Alteration, and Demolition Operations</u>	(m) NFPA-299, 1997 edition	Protection of Life and Property from Wildfires
<u>NFPA 251, 1999 edition</u>	<u>Standard Methods of Tests of Fire Endurance of Building Construction and Materials</u>		
<u>NFPA 252, 1999 edition</u>	<u>Standard Methods of Fire Tests of Door Assemblies</u>		

<u>NFPA 303, 1995 edition</u>	<u>Fire Protection Standard for Marinas and Boatyards</u>	<u>NFPA 490, 1998 edition</u>	<u>Code for the Storage of Ammonium Nitrate</u>
(n) NFPA-306, 1997 edition	Marine Terminals, Piers, Wharves	<u>NFPA 495, 1996 edition</u>	<u>Explosive Materials Code</u>
<u>NFPA 307, 1995 edition</u>	<u>Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves</u>	<u>NFPA 498, 1996 edition</u>	<u>Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives</u>
<u>NFPA 312, 1995 edition</u>	<u>Standard for Fire Protection of Vessels During Construction, Repair, and Lay-Up</u>	<u>NFPA 501, 1999 edition</u>	<u>Standard on Manufactured Housing</u>
<u>NFPA 318, 1998 edition</u>	<u>Standard for the Protection of Cleanrooms</u>	<u>NFPA 501A, 1999 edition</u>	<u>Standard for Fire Safety Criteria for Manufactured Home Installations, Sites, and Communities</u>
<u>NFPA 385, 2000 edition</u>	<u>Standard for Tank Vehicles for Flammable and Combustible Liquids</u>	<u>NFPA 505, 1999 edition</u>	<u>Fire Safety Standard for Powered Industrial Trucks Including Type Designations, Areas of Use, Conversions, Maintenance and Operation</u>
(n) NFPA-395, 1993 edition	Farms, Storage of Flammable Liquids	<u>NFPA 650, 1998 edition</u>	<u>Standard for Pneumatic Conveying Systems for Handling Combustible Particulate Solids</u>
<u>NFPA 407, 1996 edition</u>	<u>Standard for Aircraft Fuel Servicing</u>	<u>NFPA 651, 1998 edition</u>	<u>Standard for the Machining and Finishing of Aluminum and the Production and Handling of Aluminum Powders</u>
<u>NFPA 409, 1995 edition</u>	<u>Standard on Aircraft Hangers</u>		
<u>NFPA 410, 1999 edition</u>	<u>Standard on Aircraft Maintenance</u>	<u>NFPA 654, 1997 edition</u>	<u>Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids</u>
<u>NFPA 415, 1997 edition</u>	<u>Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways</u>		
<u>NFPA 418, 1995 edition</u>	<u>Standard for Heliports</u>	<u>NFPA 655, 1993 edition</u>	<u>Standard for Prevention of Sulfur Fires and Explosions</u>
<u>NFPA 430, 2000 edition</u>	<u>Code for the Storage of Liquid and Solid Oxidizers</u>	<u>NFPA 664, 1998 edition</u>	<u>Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities</u>
<u>NFPA 432, 1997 edition</u>	<u>Code for the Storage of Organic Peroxide Formulations</u>	<u>NFPA 701, 1999 edition</u>	<u>Standard Methods of Fire Tests for Flame Propagation of Textiles and Films</u>
<u>NFPA 434, 1998 edition</u>	<u>Code for the Storage of Pesticides</u>	<u>NFPA 703, 1995 edition</u>	<u>Standard for Fire Retardant Impregnated Wood and Fire Retardant Coatings for Building Materials</u>
<u>NFPA 480, 1998 edition</u>	<u>Standard for the Storage, Handling, and Processing of Magnesium Solids and Powders</u>	<u>NFPA 704, 1996 edition</u>	<u>Standard System for Identification of the Hazards of Materials for Emergency Response</u>
<u>NFPA 481, 1995 edition</u>	<u>Standard for the Production, Processing, Handling, and Storage of Titanium</u>		
<u>NFPA 482, 1996 edition</u>	<u>Standard for the Production, Processing, Handling and Storage of Zirconium</u>		
<u>NFPA 485, 1999 edition</u>	<u>Standard for the Storage, Handling, Processing, and Use of Lithium Metal</u>		

(p) NFPA-750, 2000 edition	Water Mist Fire Protection Systems	<u>ANSI A14.3-1984, Safety Code for Fixed Ladders, which may be obtained at American National Standards Institute, 11 West 42nd Street, New York, NY 10036.</u>
(q) NFPA-820, 1999 edition	Wastewater Facilities	<u>ICC/ANSI A117.1-1998, which may be obtained at American National Standard for Accessible and Usable Buildings and Facilities, American National Standards Institute, 11 West 42nd Street, New York, NY 10036.</u>
(r) NFPA-850, 2000 edition	Electric Generating Plants	<u>ANSI A1264.1-1989, Safety Requirements for Workplace Floor and Wall Openings, Stairs and Railing Systems, which may be obtained at American National Standards Institute, 11 West 42nd Street, New York, NY 10036.</u>
<u>NFPA 909, 1997 edition</u>	<u>Standard for the Protection of Cultural Resources, Including Museums, Libraries, Places of Worship, and Historic Properties</u>	<u>ANSI/UL 2079, Test of Fire Resistance of Building Joint Systems, which may be obtained at Underwriters Laboratories Inc., 333 Pfingsten Rd., Northbrook, IL 60062.</u>
<u>NFPA 1122, 1997 edition</u>	<u>Code for Model Rocketry</u>	<u>ASME/ANSI A17.1-1993, Safety Code for Elevators and Escalators, including Addenda A17.1a-1994 and A17.1b-1995, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990.</u>
<u>NFPA 1123, 1995 edition</u>	<u>Code for Fireworks Display</u>	<u>ASME/ANSI A17.3-1993, Safety Code for Existing Elevators and Escalators, including Addenda A17.3a-1994 and A17.3b-1995, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990.</u>
<u>NFPA 1124, 1998 edition</u>	<u>Code for the Manufacture, Transportation, and Storage of Fireworks, and Pyrotechnic Articles</u>	<u>ASTM D 2898, Test Method for Accelerated Weathering of Fire Retardant-Treated Wood for Fire Testing, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.</u>
<u>NFPA 1125, 1995 edition</u>	<u>Code for the Manufacture of Model Rocket and High Power Rocket Motors</u>	<u>ASTM E 136-1982, Standard Test Method for Behavior of Materials in a Vertical Tube Furnace at 750°C, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.</u>
<u>NFPA 1126, 1996 edition</u>	<u>Standard for the Use of Pyrotechnics before a Proximate Audience</u>	<u>ASTM E 1537, Standard Method for Fire Testing of Real Scale Upholstered Furniture Items, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.</u>
<u>NFPA 1127, 1998 edition</u>	<u>Code for High Powered Rocketry</u>	<u>ASTM E 1590-1994, Standard Method for Fire Testing of Real Scale Mattresses, American Society for Testing and Materials, which may be obtained at 100 Barr Harbor Drive, West Conshohocken, PA, 19428-2959.</u>
<u>NFPA 1142, 1999 edition</u>	<u>Standard on Water Supplies for Suburban and Rural Fire Fighting</u>	<u>ASTM E 1591-1994, Standard Guide for Data for Fire Models, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.</u>
<u>NFPA 1194, 1999 edition</u>	<u>Standard for Recreational Vehicle Parks and Campgrounds</u>	<u>ASTM F 851-1983, Standard Test Method for Self-Rising Seat Mechanisms, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA, 19428-2959.</u>
<u>NFPA 1561, 2000 edition</u>	<u>Standard on Emergency Services Incident Management System</u>	<u>ASTM G 155, Practice for Operating Light/Exposure Apparatus (Zenon-Arc Type) With and Without Water for Exposure of Non-Metallic Materials, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.</u>
<u>NFPA 1963, 1998 edition</u>	<u>Standard for Fire Hose Connections</u>	
<u>NFPA 2001, 2000 edition</u>	<u>Standard on Clean Agent Fire Extinguishing Systems</u>	
<u>NFPA 8503, 1997 edition</u>	<u>Standard for Pulverized Fuel Systems</u>	
(s) Standard Fire Prevention Code, Chapter 22, 1997 edition.		
(t) The United States Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings.		
(u) SFPE Engineering Guide to Performance-Based Fire Protection Analysis and Design of Buildings, Society of Fire Protection Engineers, Bethesda, Maryland 1998 edition.		

BHMA/ANSI A-156.19-1997, American National Standard for Power Assist and Low Energy Power Operated Doors, which may be obtained at Builders Hardware Manufacturers Association, 355 Lexington Avenue – 17th Floor, New York, NY 10017-6603.

16 Code of Federal Regulations, Part 1632 which may be obtained by contacting the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342.

UL 924, Standard for Safety Emergency Lighting and Power Equipment, Underwriters Laboratories Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062.

UL 1975, Standard for Fire Tests for Foamed Plastics Used for Decorative Purposes, Underwriters Laboratories Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062.

(2) through (4) renumbered (3) through (5) No change.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New

4A-60.006 Manufactured and Prototype Buildings.

(1) No change.

(2) With respect to inspections of manufactured buildings, each manufacturer of manufactured buildings is permitted to, at its option:

(a) No change.

(b) Provide for one or more of its employees to become certified under Chapter 4A-39, Florida Administrative Code complete the 200 hour curriculum, pass the examination, and obtain certification as a certified firesafety inspector pursuant to Section 633.081, Florida Statutes. Upon certification, such employee shall then be permitted to perform each firesafety inspection of each manufactured building; or

(c) Provide for one or more of its employees to apply to the Bureau of Fire Standards and Training to be granted equivalency credit for some or all of the courses required to take the examination to become a certified firesafety inspector, in accord with and subject to the following:

1. If equivalency credit is given for a portion of the credits needed to complete the firesafety inspector course of study by the Bureau of Fire Standards and Training, the person may then complete the remaining credits needed and take the examination to become a certified firesafety inspector under Section 633.081, Florida Statutes.

2. If equivalency credit is given by the Bureau of Fire Standards and Training for all of the credits needed to complete the firesafety inspector course of study, the person may then take the examination to become a certified firesafety inspector under Section 633.081, Florida Statutes.

(3) No change.

(4)(a) No change.

(b) If the Manufacturer's Modular Data Plate indicates that the building is in compliance with Chapter 633, Florida Statutes, and the rules of the Department, the local fire official safety authority shall recognize and approve such

manufactured building. Nothing in this section prevents or prohibits a fire official from conducting performance tests of life safety systems.

(c) No change.

(d) Nothing contained herein shall restrict the local fire official safety authority from approving the site conditions for such matters as fire department access, water supplies, and the exit discharge from the manufactured building; however, this section relating to manufactured buildings is not subject to any local amendment.

(5) No change.

Law Implemented 633.01, 633.0215, 633.025 FS.

4A-60.008 Exceptions Applicable to Broward County.

(1) The following exceptions to NFPA 1 and NFPA 101 are applicable to Broward County, only, and have no force or effect throughout the remainder of the state.

(a) through (e) No change.

~~(f) Subdivision 1-19.5 of NFPA 1 is created to read:~~

~~1. COMPLIANCE WITH ORDERS AND NOTICES:~~

~~2. Subdivision 1-19.5 UNLAWFUL CONTINUANCE OF FIRE/LIFE SAFETY HAZARD: Any person or persons operating or maintaining any occupancy, premises, or vehicle subject to this code, who shall permit any fire and/or life safety hazard to exist on premises or property under their control, and who shall fail to take immediate action to abate such hazards, when ordered or notified to do so by the Fire Chief or designee, shall be guilty of a second degree misdemeanor. Criminal enforcement of this code shall remain with local law enforcement departments and officials charged with enforcement of the criminal laws of the state.~~

3. through 5. No change.

~~(f)(g)~~ The following language is added to Chapter 16 of NFPA 1 as 16-10.9, and supersedes any existing conflicting portion of Chapter 16 of NFPA 1: GENERAL REQUIREMENTS.

1. through 11. No change.

~~(g)(h)~~ The following language is added to Chapter 16 of NFPA 1, as 16-10.10 of NFPA 1, and supersedes any existing conflicting portion of Chapter 16 of NFPA 1: Requirements for the Sales, Display, Merchandising, Storage and Handling of Approved Sparklers and Novelty Items within Buildings, Structures, Canopies and Outdoor Sites.

1. through 5. No change.

6. Subdivision (a) In addition to the permit requirements specified within Section 5238.4, South Florida Fire Prevention Code which is hereby adopted and incorporated herein by reference, and may be obtained by writing to the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, (local ordinance); written approval from the property owners located adjacent the proposed display site property is required prior to approval of a permit for outdoor fireworks display.

7. through 13. No change.

(h)(i) The following language is added to Chapter 16 of NFPA 1, as 16-10.11 of NFPA 1, and supersedes any existing conflicting portion of Chapter 16 of NFPA 1:

6. Subdivision (F) Buildings or structures used in whole or in part for sales (retail or wholesale), display, merchandising, handling, or storage of sparklers and/or novelty items shall be fully protected throughout with an automatic sprinkler system in accordance with NFPA 13, the edition as adopted in Section 4A-60.005, Florida Administrative Code.

(i) No change.

1. through 5. No change.

e. No change.

(I) Subdivision (1) All electrical equipment and associated wiring shall comply with NFPA-70, the edition as adopted in Section 4A-60.005, Florida Administrative Code. Provide copy of permit for electrical service and equipment.

Law Implemented 633.01, 633.0215, 633.025 FS.

DEPARTMENT OF EDUCATION

Board of Regents

RULE NO.:

RULE TITLE:

6C-7.001

Tuition, Fee Schedule and
Percentage of Cost

NOTICE OF CHANGE

Notice is hereby given that additional changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 27, No. 17, April 27, 2001, issue of the Florida Administrative Weekly. The rule has been further amended to reflect legislative action in the 2001 Session adopting a 7.5 percent across-the-board tuition increase, signed into law by the Governor. The notice presented a five percent tuition increase. The rule is also further amended in paragraphs (4)(c) and (4)(d) to show the calculations of the charges assessed students enrolled in the same undergraduate course more than twice, and to FAMU students enrolled in the same college-preparatory class more than twice, as prescribed by law. Rule 6C-7.001 is revised to read, as follows:

6C-7.001 Tuition, Fee Schedule and Percentage of Cost.

(1) through (3) No change.

(4) The following tuition shall be levied and collected effective the fall semester indicated for each student regularly enrolled, unless provided otherwise in this chapter.

(a) Students enrolled in programs other than the MD, DMD or DVM in the University of Florida College of Medicine, College of Dentistry, or College of Veterinary Medicine, or in the MD program in the University of South Florida College of Medicine will be assessed the following fees per credit hour:

Fall 2001

Fee	Undergraduate		Graduate		Law	
	Resident	Non-Resident	Resident	Non-Resident	Resident	Non-Resident
Matriculation	\$53.02	\$53.02	\$127.58	\$127.58	\$144.99	\$144.99
Matriculation						
5% Maximum						
Differential	\$2.65	\$2.65	\$6.37	\$6.37	\$7.24	\$7.24
Non-Resident		\$238.49		\$369.32		\$384.68
Non-Resident						
5 % Maximum						
Differential		\$11.92		\$18.46		\$19.23
Student Financial						
Aid	\$2.65	\$2.65	\$6.37	\$6.37	\$7.24	\$7.24
Student Financial						
Aid 5%						
Maximum	\$0.13	\$0.13	\$0.31	\$0.31	\$0.36	\$0.36
Differential						
Non-Resident						
Student		\$11.92		\$18.46		\$19.23
Financial Aid						
Non-Resident						
Student						
Financial Aid						
5% Maximum		\$0.59		\$0.92		\$0.96
Differential						
Capital						
Improvement	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44
Trust Fund						
Building	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32
Activity and						
Service						
Health						
Athletic						
Total ^a	\$60.43	\$310.84	\$138.71	\$526.49	\$156.99	\$560.90
Total ^{ab}	\$63.21	\$326.13	\$145.39	\$552.55	\$164.59	\$588.69

^a Excludes fees that vary by university per Rule 6C-7.003.

^b Total including the maximum differential charges.

Fall 2000

Fee	Undergraduate		Graduate		Law	
	Resident	Non-Resident	Resident	Non-Resident	Resident	Non-Resident
Matriculation	\$49.33	\$49.33	\$118.68	\$118.68	\$134.88	\$134.88
Matriculation						
5% Maximum						
Differential	\$2.46	\$2.46	\$5.93	\$5.93	\$6.74	\$6.74
Non-Resident		\$221.86		\$343.56		\$357.85
Non-Resident						
5 % Maximum						
Differential		\$11.09		\$17.17		\$17.89
Student Financial						
Aid	\$2.46	\$2.46	\$5.93	\$5.93	\$6.74	\$6.74
Student Financial						
Aid 5%						
Maximum	\$0.12	\$0.12	\$0.30	\$0.30	\$0.34	\$0.34
Differential						
Non-Resident						
Student		\$11.09		\$17.17		\$17.89
Financial Aid						
Non-Resident						
Student						
Financial Aid						
5% Maximum		\$0.55		\$0.86		\$0.89
Differential						
Capital Improvement						
Trust Fund	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44
Building	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32

Activity and Service							
	Varies by University per Rule 6C-7.003						
Health	Varies by University per Rule 6C-7.003						
Athletic	Varies by University per Rule 6C-7.003						
Total ^a	\$56.55	\$289.50	\$129.37	\$490.10	\$146.38	\$522.12	
Total ^{ab}	\$59.13	\$303.72	\$135.60	\$514.36	\$153.46	\$547.98	

^a Excludes fees that vary by university per Rule 6C-7.003.

^b Total including the maximum differential charges.

~~Fall 1999 includes the maximum university differential fee increase of 5%.~~

Fee	Undergraduate		Graduate		Law	
	Resident	Non-Resident	Resident	Non-Resident	Resident	Non-Resident
Matriculation	\$49.33	\$49.33	\$118.68	\$118.68	\$134.88	\$134.88
Non-Resident		\$221.86		\$343.56		\$357.85
Student Financial Aid	\$2.46	\$2.46	\$5.93	\$5.93	\$6.74	\$6.74
Non-Resident Student Financial Aid		\$11.09		\$17.17		\$17.89
Capital Improvement Trust Fund	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44
Building	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32
Activity and Service	Varies by University per Rule 6C-7.003					
Health	Varies by University per Rule 6C-7.003					
Athletic	Varies by University per Rule 6C-7.003					
Total ^a	\$56.55	\$289.50	\$129.37	\$490.10	\$146.38	\$522.12

^a ~~Excludes fees that vary by university per Rule 6C-7.003~~

(b) Students enrolled in the MD, DMD or DVM programs in the University of Florida College of Medicine, College of Dentistry, or College of Veterinary Medicine, or in the MD program in the University of South Florida College of Medicine will be assessed the following fees per student for the academic year as defined by each university:

Fall 2001

Fee	Medical		Dental		Veterinary	
	Resident	Non-Resident	Resident	Non-Resident	Resident	Non-Resident
Matriculation	\$10,410.26	\$10,410.26	\$9,052.42	\$9,052.42	\$7,603.98	\$7,603.98
5% Maximum Differential	\$520.50	\$520.50	\$452.62	\$452.62	\$380.18	\$380.18
Non-Resident		\$18,974.86		\$16,499.86		\$13,859.90
Non-Resident 5% Maximum Differential		\$948.74		\$824.98		\$692.98
Student Financial Aid	\$520.50	\$520.50	\$452.62	\$452.62	\$380.18	\$380.18
Student Financial Aid 5% Maximum Differential	\$26.02	\$26.02	\$22.62	\$22.62	\$19.00	\$19.00

<u>Non-Resident Student Financial Aid</u>							
		\$948.74		\$824.98		\$692.98	
<u>Non-Resident Student Financial Aid 5% Maximum Differential</u>							
		\$47.42		\$41.24		\$34.64	
Capital Improvement Trust Fund	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60
Building	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80
Activity and Service	Varies by University per Rule 6C-7.003						
Health	Varies by University per Rule 6C-7.003						
Athletic	Varies by University per Rule 6C-7.003						
Total ^a	\$11,121.16	\$31,044.76	\$9,695.44	\$27,020.28	\$8,174.56	\$22,727.44	
Total ^{ab}	\$11,667.68	\$32,587.14	\$10,170.68	\$28,361.74	\$8,573.74	\$23,854.24	

^a Excludes fees that vary by university.

^b Total including the maximum differential charges.

Fall 2000

Fee	Medical		Dental		Veterinary	
	Resident	Non-Resident	Resident	Non-Resident	Resident	Non-Resident
Matriculation	\$9,683.98	\$9,683.98	\$8,420.86	\$8,420.86	\$7,073.48	\$7,073.48
5% Maximum Differential	\$484.18	\$484.18	\$421.04	\$421.04	\$353.66	\$353.66
Non-Resident		\$17,651.04		\$15,348.72		\$12,892.94
Non-Resident 5% Maximum Differential		\$882.54		\$767.42		\$644.64
Student Financial Aid	\$484.18	\$484.18	\$421.04	\$421.04	\$353.66	\$353.66
Student Financial Aid 5% Maximum Differential	\$24.22	\$24.22	\$21.04	\$21.04	\$17.68	\$17.68
Non-Resident Student Financial Aid		\$882.54		\$767.42		\$644.64
Non-Resident Student Financial Aid 5% Maximum Differential		\$44.12		\$38.38		\$32.22
Capital Improvement Trust Fund	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60
Building	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80
Activity and Service	Varies by University per Rule 6C-7.003					
Health	Varies by University per Rule 6C-7.003					
Athletic	Varies by University per Rule 6C-7.003					
Total ^a	\$10,358.56	\$28,892.14	\$9,032.30	\$25,148.44	\$7,617.54	\$21,155.12
Total ^{ab}	\$10,866.95	\$30,327.20	\$9,474.38	\$26,396.32	\$7,988.88	\$22,203.32

^a Excludes fees that vary by university.

^b Total including the maximum differential charges.

Fall 1999—includes the maximum university differential fee increase of 5%

	Medical		Dental		Veterinary	
	Resident	Non-Resident	Resident	Non-Resident	Resident	Non-Resident
Fee						
Matriculation	\$9,683.98	\$9,683.98	\$8,420.86	\$8,420.86	\$7,073.48	\$7,073.48
Non-Resident		\$17,651.04		\$15,348.72		\$12,892.94
Student						
Financial Aid	\$484.18	\$484.18	\$421.04	\$421.04	\$353.66	\$353.66
Non-Resident						
Student						
Financial Aid		\$882.54		\$767.42		\$644.64
Capital						
Improvement	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60	\$97.60
Trust Fund						
Building	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80	\$92.80
Activity—and						
Service		Varies by University per Rule 6C-7.003				
Health		Varies by University per Rule 6C-7.003				
Athletic		Varies by University per Rule 6C-7.003				
Total*	\$10,358.56	\$28,892.14	\$9,032.30	\$25,148.44	\$7,617.54	\$21,155.12

* Excludes fees that vary by university per Rule 6C-7.003

(c) Pursuant to Section 240.124, F.S., each student enrolled in the same undergraduate course more than twice, shall be assessed an additional \$185.34 ~~\$186.26~~ per credit hour charge in addition to the fees outlined above in Rule 6C-7.001(4)(a) for each such course.

(d) Pursuant to Section 240.117, F.S., each FAMU student enrolled in the same college-preparatory class, more than twice shall be assessed an additional \$191.55 ~~\$188.51~~ per credit hour charge in addition to the fees outlined above in Rule 6C-7.001(4)(a) for each such class.

Specific Authority 240.209(1), (3)(e) FS. Law Implemented 240.209(3)(e), (h), 240.235(1), 240.124, 240.117 FS., General Appropriations Act, 2001-02, Conference Committee Report on Senate Bill 2500, 1999, Conference Committee Report on General Appropriations Act, 2000, CS/CS/HB 1567, 2000 Legislature. History—Adopted 4-8-79, Renumbered 12-16-74, Amended 6-28-76, 7-4-78, 8-6-79, 9-28-81, 12-14-83, 7-25-84, 10-2-84, 10-7-85, Formerly 6C-7.01, Amended 12-25-86, 11-16-87, 10-19-88, 10-17-89, 10-15-90, 9-15-91, 1-8-92, 11-9-92, 7-22-93, 8-1-94, 11-29-94, 4-16-96, 8-12-96, 9-30-97, 12-15-97, 8-11-98, 9-30-98, 8-12-99, 8-3-00, 8-28-00, _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-302.107
RULE TITLE: Offender Classification System

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. 21, May 25, 2001, issue of the Florida Administrative Weekly:

33-302.107 Offender Classification System.

(1) through (4) No change.

(5) Reassessments will be conducted by the correctional probation officer six months after the initial assessment, and every six months thereafter. The reassessment is conducted to evaluate the offender's adjustment in each area since the previous assessment.

(a) The same criteria used to evaluate the offender's needs is utilized in the reassessment.

(b) Criteria used to evaluate an offender's risk of re-offending or violating supervision in the reassessment include:

1. Employment;

2. Financial status;

3. Alcohol usage;

4. Other drug usage;

5. Interpersonal relationships;

6. Living arrangements;

7. Address change since last reassessment;

8. Officer's assessment; and

9. Use of community resources.

(6) No change.

(7) The following offenders are not included in the Offender Classification System's minimum, medium, and maximum levels of supervision due to their unique supervision requirements:

(a) Sex offenders and sexual predators;

(b) through (e) No change.

(f) Offenders on "Mail in" status; and

(g)(4) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 948.015, 948.12 FS. History—New _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-603.201
RULE TITLE: Transfer of Inmates

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 Vol. 27, No. 15, April 13, 2001 and Vol. 27, No. 21, May 25, 2001, issues of the Florida Administrative Weekly:

33-603.201 Transfer of Inmates.

(1) through (10)(e) No change.

(f) The reception centers shall be authorized to transport close management I, II, and III inmates in the secure caged area within a specially designed secure transfer bus without the necessity of a trailing escort vehicle. The restraint requirements for these inmates shall be as outlined in (14)(c).

(g) through (13) No change.

(14) No change.

(a) When inmates are transferred within the state from one secure perimeter to another secure perimeter and a specially designed secure transfer bus is used, inmates may be restrained with leg irons only. Death row, close management, and high-risk inmates will require restraints as noted in (10) above during any transport.

(b) through (19) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 7-12-86, Amended 5-21-92, 1-6-94, 2-12-97, 11-8-98, Formerly 33-7.009, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Code Administrators and Inspectors Board

RULE NO.: 61G19-7.004
RULE TITLE: Approval of Training Programs

NOTICE OF ADDITIONAL PUBLIC HEARING

The Building Code Administrators and Inspectors Board hereby gives notice of an additional public hearing on the above-referenced rule to be held on August 2, 2001 at 9:00 a.m., or shortly thereafter, at Biltmore Hotel Coral Gables, 1200 Anasiasia Avenue, Coral Gables, Florida, (305)445-8066. The rule was originally published in Vol. 26, No. 41, of the October 13, 2000, Florida Administrative Weekly, and a Notice of Change was published in Vol. 27, No. 18, May 4, 2001 F.A.W.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, Northwood Centre, 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 HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-6.001
RULE TITLE: Manner of Application

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 27, No. 17, April 27, 2001 issue of the Florida Administrative Weekly has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THIS 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 Nursing

RULE NO.: 64B9-3.009
RULE TITLE: Practice of Nursing by Applicants for Licensure by Endorsement

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)1., F.S., published in Vol. 27, No.16, of the April 20, 2001, issue of the Florida Administrative Weekly. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The Board at its meeting of June 12-15th, voted to reword subsection (2) of the proposed rule to read as follows:

“(2) If a license by endorsement has not been issued within the 60-day limit, the applicant shall make a written or verbal request of the Board to continue working. The permit shall 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.”
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Ruth Stiehl, Executive Director, Board of Nursing, 4080 Woodcock Drive, Suite 202, Jacksonville, Florida 32207

Section IV Emergency Rules

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12AER01-1
RULE TITLE: Sales of Clothing and School Supplies During the Period July 28 through August 5, 2001

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized promulgation of an emergency rule to administer the provisions of the Florida Residents' Tax Relief Act. Additionally, an emergency rule is the most expedient and appropriate means of notifying dealers and taxpayers of the Florida Residents' Tax Relief Act.

SUMMARY OF THE RULE: This emergency rule notifies the general public and retailers of the Florida Residents' Tax Relief Act (Chapter 2001-148, Laws of Florida) granting a nine day exemption from sales tax on the sales of clothing, and certain accessories, that have a sales price of \$50.00 or less, and on certain school supplies that have a sales price of \$10.00 or less. The nine day exemption begins at 12:01 a.m. on July 28, 2001, and expires at midnight on August 5, 2001. The exemption does not apply to sales within a theme park or entertainment complex as defined in s. 509.013(9), F.S., or within a public lodging establishment as defined in s. 509.013(4), F.S., or within an airport as defined in s. 330.27(2), F.S. The rule defines “clothing,” “school supplies,” “theme park or entertainment complex,” “public lodging establishment,” “airport,” and “mail order sales”; describes the items that are included in the exemption; and explains how various transactions are to be handled for purposes of the