

~~weekly. The same counselor has 38 clients who need to be seen every other week. This counts for 19 clients on the caseload, because they are seen every two weeks. The counselor also has 16 clients who are seen once per month. This counts for 4 clients on the caseload, because they are seen every four weeks. Therefore, the counselor has a caseload the equivalent of 38 participating clients with a total of 69 actual clients.~~

~~(m)(4)~~ Termination From Treatment.

1. There will be occasions when clients will need to be terminated from maintenance treatment. Clients who fall into this category ~~are those who: attempt to sell or deliver their prescribed drugs, become or continue to be actively involved in criminal behavior, or consistently fail to adhere to the requirements of the provider.~~

a. Attempt to sell or deliver their prescribed drugs;

b. Become or continue to be actively involved in criminal behavior;

c. Consistently fail to adhere to the requirements of the provider;

d. Persistently use drugs other than methadone; or

e. Do not effectively participate in treatment programs to which they are referred.

Such clients shall be ~~withdrawn detoxified~~ in accordance with a dosage reduction schedule prescribed by the physician and referred to other treatment, as clinically indicated. ~~This Such~~ action shall be documented in the client record by the physician.

2. Providers shall establish criteria for involuntary termination from treatment that describe the rights of clients as well as the responsibilities and rights of the provider. All clients shall be given a copy of these criteria upon placement at admission and shall sign and date a statement that they have received the criteria acknowledging receipt of same.

~~(n)(m)~~ Withdrawal from Maintenance.

1. The physician shall ensure that all clients in maintenance treatment receive an annual assessment ~~conducted face-to-face by the physician.~~ This assessment may coincide with the annual assessment of the treatment plan and shall include an evaluation of the client's progress in treatment and the justification for continued maintenance, ~~or medical clearance for voluntary withdrawal or a dose reduction protocol.~~ The assessment and recommendations shall be recorded in the client record ~~by the physician who shall sign and date these entries.~~

2. A client being withdrawn from maintenance treatment shall be closely supervised during withdrawal. A ~~schedule of~~ dosage reduction schedule shall be established by the physician.

~~(o)(n)~~ Services.

1. No change.

2. Counseling.

a. No change.

b. If fewer sessions are clinically indicated for a client, this shall be justified and documented in the client record. In no case shall sessions be scheduled less frequently than every 90 days. This would apply to those clients who have been with the program longer than three years and have demonstrated the need for less frequent counseling in accordance with documentation in the treatment plan.

c. No change.

(6) Satellite Maintenance.

(a) A satellite maintenance dosing station must be operated by a primary, licensed comprehensive maintenance provider and must meet all applicable regulations in Rule section 65D-30.004, F.A.C., and subsection 65D-30.014(4), F.A.C.

(b) No change.

Specific Authority 397.21(5) FS. Law Implemented 397.311(19)(f), 397.321(1), 397.419, 397.427, 465 FS. History--New 5-25-00, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Phil Emenheiser

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ken DeCerchio, Program Director for Substance Abuse

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 1, 2002

Purchase Order No.: HA0058

### Section III Notices of Changes, Corrections and Withdrawals

#### DEPARTMENT OF STATE

##### Division of Historical Resources

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
1A-36	Florida Main Street Program
RULE NOS.:	RULE TITLES:
1A-36.001	Purpose
1A-36.002	Definitions
1A-36.003	Program Information
1A-36.004	Program Description
1A-36.005	Eligibility Requirements
1A-36.006	Application Procedures
1A-36.007	Ad Hoc Florida Main Street Advisory Committee
1A-36.008	Application Review
1A-36.009	Program Administration
1A-36.010	Active Local Programs
1A-36.011	Secretary of State's Florida Main Street Awards Program

NOTICE OF WITHDRAWAL

Notice is hereby given that the proposed rule, published in the Florida Administrative Weekly, Vol. 28, No. 10, March 8, 2002, has been withdrawn.

DEPARTMENT OF INSURANCE

Division of Workers' Compensation

RULE NO.: RULE TITLE:  
4L-6.022 Confidentiality of Records  
Produced by the Division

NOTICE OF WITHDRAWAL

Notice is hereby given that the above Rule as noticed in Vol. 28, No. 43, October 25, 2002, of the Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: RULE CHAPTER TITLE:  
14-15 Incorporation by Reference  
RULE NO.: RULE TITLE:  
14-15.0081 Toll Facilities Description and Toll  
Rate Schedule

NOTICE OF CHANGE

SUMMARY OF CHANGES: The purpose of this rulemaking is to allow the public an opportunity to provide input to changes in the Toll Facilities Description and Toll Rate Schedule required by the construction of an interchange that is constructed for SunPass use only on Florida's Turnpike at State Road 710/Northlake Boulevard in Palm Beach County. This new interchange will be located approximately 6.6 miles north of the existing Okeechobee Boulevard interchange and approximately 2.4 miles south of the existing PGA Boulevard interchange. Only SunPass users may enter or exit at this interchange location. Appropriate signage will be in place to advise motorists that the interchange is for SunPass users only. A revised hearing notice is as follows:

A RULEMAKING PUBLIC HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIMES AND DATE: Informal Open House: 6:00 p.m.; Formal Hearing: 6:30 p.m., December 3, 2002

PLACE: Palm Beach Gardens Community High School, 4245 Holly Drive, Palm Beach Gardens, Florida

This hearing is being conducted in conjunction with a design public hearing, which also is announced in the meetings, hearings, and workshops section of this Florida Administrative Weekly.

The original Notice of Rulemaking was published in Vol. 28, No. 34, Florida Administrative Weekly, dated August 23, 2002.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: RULE CHAPTER TITLE:  
14-99 Rest Area Information (RestInfo)  
Program

RULE NO.: RULE TITLE:  
14-99.001 RestInfo Program

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 Florida Administrative Weekly, Vol. 28, No. 40, dated October 4, 2002.

SUMMARY OF CHANGE: In response to a review by the Joint Administrative Procedures Committee, the last sentence of the proposed paragraph (5)(a) is deleted in its entirety as shown below:

(5) Fees and Costs.

(a) Program participants shall be charged a permit fee for each display area at which a message is displayed. Such permit fees shall not exceed \$1800.00 per year for a 14" x 22" message, depending upon the location of the message within the display area. A \$50.00 production fee shall be charged for each message. An additional \$50.00 production fee will be charged for any requested changes to the initial message, or for any requested changes of message location. ~~Discounts may be given for the purchase of additional space within a display area or for purchase of space in multiple display areas.~~

NOTE: Although this is a new rule, the above deletion is coded with a strike through coding to indicate deletion of the language which was proposed in the notice of rulemaking.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:  
40D-1.659 Forms and Instructions

NOTICE OF RESCHEDULED PUBLIC HEARING

The Southwest Florida Water Management District hereby gives notice in accordance with subparagraph 120.54(3)(c), F.S., that the public hearing regarding the Notice of Proposed Rulemaking for Rule 40D-1.659, F.A.C., to incorporate the Wholesale Public Supply Water Use Permit Application, Form No. 46.20-014 (\_\_\_/02) published in Vol. 28, No. 27, Pages 2884 and 2885 on July 5, 2002 of the Florida Administrative Weekly, and subsequent Notice of Change published in Vol. 28, No. 30, Page 3277 on July 26, 2002 of the Florida Administrative Weekly is rescheduled from October 29, 2002 to a date to be announced.

The Southwest Florida Water Management District does not discriminate on the basis of any individual's disability status. Anyone requiring reasonable accommodation as provided for in the American's With Disability Act should contact Dianne Lee at (352)796-7211 or 1(800)423-1476, extension 4658; TDD only number 1(800)231-6103; FAX number (352)754-6878/SUNCOM 663-6878.

**AGENCY FOR HEALTH CARE ADMINISTRATION****Medicaid**

RULE NO.:

59G-12.005

RULE TITLE:

Program Forms

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the Ron Silver Senior Drug Program, as published in Vol. 28 No. 33, August 16, 2002, issue of the Florida Administrative Weekly.

**59G-12.005 Program Forms.**

The following forms shall be used by the Silver Saver program, and are hereby incorporated by reference and available through either the agency or the Department of Children and Families:

(1) Silver Saver Application form, Silver Saverx CF-ES 2935, effective July 2002, may be obtained by calling 1(888)419-3456 developed by the Department of Children and Families.

(2) Recipient notifications of eligibility ~~and enrollment, form CF-ES 2936, effective August 2002, is mailed to the applicant after eligibility is determined developed by the Department of Children and Families and the agency, respectively. Upon receiving eligibility status from DCF, recipient notifications of enrollment letter, form AHCA SSEAL 01, effective July 2002, notifies the applicant that he/she has been enrolled or placed on a waiting list.~~

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION****Board of Employee Leasing Companies**

RULE NO.:

61G7-10.0014

RULE TITLE:

Requirements for Evidence of  
Workers' Compensation  
Coverage**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 published in Vol. 28, No. 40, September 27, 2002, issue of the Florida Administrative Weekly. Based on comments received from the Joint Administrative Procedures Committee the Board has voted to change subsection (3) as follows:

(3) Evidence which meets the requirements of (2) above shall consist of:

(a) A statement, initially filed with the application and thereafter filed quarterly at the same time that the statements provided for in Rule 61G7-10.001, F.A.C., are submitted, which is signed by all of the controlling persons of the applicant or licensee and which attests that all leased employees in the State are covered by methods (2)(a) or (b) above; or

(b) If the employee leasing company performs its duties regarding workers' compensation coverage utilizing method (2)(c) either alone or in combination with methods (2)(a) or (b), by submitting a written statement to the Department, initially filed with the application and thereafter filed quarterly at the same time that the statements provided for in Rule 61G7-10.001, F.A.C., are submitted, which has been executed by all of the controlling persons, the CEO, the CFO, and the Chairman of the Board of the employee leasing company. The statement shall include an attestation by the signing parties that the statement was executed after due inquiry of the employee leasing company's books and records and that, after making such an inquiry, the signing persons have taken reasonable steps to ascertain that all leased employees have workers' compensation coverage under methods (2)(a)-(c) above. The term "Reasonable Steps" as used herein is defined as requiring those persons making the above attestation, at a minimum,

1. To receive and review a workers' compensation certificate from all clients which are maintaining their own workers' compensation policy, which certification its face provides workers' compensation coverage to such clients' leased employees and,

2. To confirm that the client has reported that it has obtained such workers' compensation coverage to the Florida Department of Insurance.

(c) In addition to the foregoing, the statement shall set out the percentage of leased employees in the State which are covered by each of the methods set out in subsections (2)(a)-(c) above as of the date of the statement.

(d) The information and assertions contained in the statement shall be subject to audit and verification by the Department as per section 468.535, Fla. Stat.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Leon Biegalski, Executive Director, Board of Employee Leasing, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0767

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION****Florida Real Estate Commission**

RULE NO.:

61J2-3.015

RULE TITLE:

Notices of Satisfactory Course  
Completion**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as notice in Vol. 28, No. 22, May 31, 2002, has been withdrawn.

**DEPARTMENT OF HEALTH**

RULE NO.:

64-2.002

RULE TITLE:

Scope of Responsibility for Medical  
and Clinical Directors

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**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. 28, No. 37, September 13, 2002, issue of the Florida Administrative Weekly. The changes are in response to comments received from the public during a rule hearing held on September 26, 2002.

The rule shall now read as follows:

Effective February 1, 2003, a medical or clinical director shall not maintain responsibility for more than five (5) health care clinics, and oversee more than 200 licensees as that term is defined in s. 456.001(6), F.S.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Executive Director, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399

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**Section IV  
Emergency Rules**

**NONE**

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

**PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from BellSouth Telecommunications, Inc. in Docket No. 021070-TL, filed October 22, 2002, seeking waiver from paragraph 25-4.073(1)(d), Florida Administrative Code. The rule addresses the time in which a incumbent local exchange carrier must answer incoming calls.

A copy of the petition can be obtained from the Division of the Commission Clerk and Administrative Services.

Comments on the petition should be filed with the Commission's Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice.

For additional information, please contact Patricia A. Christensen, Office of the General Counsel, at the above address or telephone (850)413-6220.

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NOTICE IS HEREBY GIVEN that on October 21, 2002, the Florida Public Service Commission received a Petition from BellSouth Telecommunications, Inc. (Docket No. 021062-TL) seeking, among other things, emergency waiver of Rule 25-4.118, Florida Administrative Code. The rule requires that a

customer's service provider cannot be changed without the customer's authorization, and sets forth the process by which such authorization must be obtained.

Comments on this Petition should be filed with the Commission's Division of Commission Clerk and Administrative Services, Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice.

A copy of the Petition may be obtained from: Commission's Division of Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6770.

For additional information, contact: Wayne Knight, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, telephone (850)413-6232.

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NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from City Gas Company in Docket No. 021065-GU, seeking waiver from Rules 25-7.084 and 25-7.085, Florida Administrative Code.

A copy of the petition can be obtained from the Division of the Commission Clerk and Administrative Services. The rules address meter readings and customer billing.

Comments on the petition should be filed with the Commission's Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days after publication of this notice.

For additional information, please contact Jennifer Brubaker, Office of the General Counsel, at the above address or telephone (850)413-6199.

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The Department of Environmental Protection is granting a petition for variance received from EnviroLogic, Inc., (OGC Case Number 02-1128) on July 30, 2002. Notice of receipt of this petition was published in the Florida Administrative Weekly and the Department's Internet, on September 6, 2002. The petition requested a variance from the zone of discharge prohibition for discharges through wells under subsection 62-522.300(3) of the Florida Administrative Code.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices," under the underground injection control program area.

For information on this final order call: Cathy McCarty, (850)245-8654.

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The Department of Environmental Protection is granting a petition for variance received from ARCADIS G&M, Inc., (OGC Case Number 02-1032) on July 16, 2002. Notice of