

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE TITLE: Voting System Equipment Regulations
 RULE NO.: 1S-5.001

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is update the current rule that establishes minimum standards for hardware and software for electronic and electromechanical voting systems pursuant to Section 101.015(2), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Florida Voting Systems Standards.

SPECIFIC AUTHORITY: 101.015 FS.

LAW IMPLEMENTED: 101.015 FS.

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

TIME AND DATE: 3:00 p.m., December 19, 2002

PLACE: The Collins Building, 107 West Gaines Street, Room 102, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Paul Craft, Division of Elections, 107 West Gaines Street, Room 231, Tallahassee, Florida 32399-0250, pcraft@mail.dos.state.fl.us, (850)245-6220

Pursuant to the Americans with Disabilities Act, persons needing special accommodations to participate in this meeting should contact Paul Craft, (850)245-6220, at least three days in advance of the meeting.

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: Campus/Security Police Department
 RULE NO.: 6D-12.002

PURPOSE AND EFFECT: This rule establishes the guidelines for the Campus Security/Police Department of the Florida School for the Deaf and the Blind and shows that the Policies and Procedures Manual of the Department have been revised.

SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Campus Security/Police Policies and Procedures Manual.

SPECIFIC AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4),(8)(f) FS.

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

TIME AND DATE: 9:00 a.m., December 14, 2002

PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE TITLE: Transportation Policies and Procedures
 RULE NO.: 6D-14.002

PURPOSE AND EFFECT: The purpose of this Rule is to establish written Polices and Procedures that will be followed by the Transportation Department of the Florida School for the Deaf and the Blind.

SUBJECT AREA TO BE ADDRESSED: Policies and Procedures Manual of the Transportation Department of the Florida School for the Deaf and the Blind.

SPECIFIC AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4) FS.

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

TIME AND DATE: 9:00 a.m., December 14, 2002

PLACE: Music Building Auditorium, FSDB Campus, St. Augustine, Florida

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

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE CHAPTER TITLE: Communications Services Tax
 RULE CHAPTER NO.: 12A-19

RULE TITLE: Taxable Services; Exclusions
 RULE NO.: 12A-19.002

PURPOSE AND EFFECT: The purpose and effect of the rule development is to amend Rule Chapter 12A-19, F.A.C., by creating a new rule section addressing the application of communications services taxes to digital subscriber line services.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is whether digital subscriber line services are subject to the communications services tax provided in Chapter 202, F.S.

SPECIFIC AUTHORITY: 202.26(2), 213.06 FS.

LAW IMPLEMENTED: 202.11(3),(7) FS.

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

TIME AND DATE: 10:00 a.m., December 4, 2002

PLACE: Room 116, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0100

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Jennifer Silvey, Senior Attorney, Technical Assistance and Dispute Resolution, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4727 or e-mail: silveyj@dor.state.fl.us

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

DOCKET NO.: 02-50R

RULE CHAPTER TITLE: State Buffer Preserves
RULE CHAPTER NO.: 18-23

PURPOSE AND EFFECT: The Office of Coastal and Aquatic Managed Areas (CAMA) will amend the Rules of Chapter 18-23, Florida Administrative Code to ensure that the State Buffer Preserves and natural islands within the State Aquatic Preserves are appropriately managed for today’s citizens and for future generations. CAMA is seeking public input in the development of these rule amendments.

SUBJECT AREA TO BE ADDRESSED: The properties under CAMA authority for which rulemaking will proceed are the state-owned buffer preserve uplands, adjacent to the aquatic preserves, leased to CAMA for management and the natural islands located within the boundaries of the state’s aquatic preserves and/or leased to CAMA for management. The natural islands are managed under the authority of the statutes and rules applicable to state-owned uplands. Spoil islands will not be within the jurisdiction of this rule.

CAMA has experienced a variety of issues requiring effective management and will address those management issues in the amendments to Chapter 18-23, including but not limited to:

Encouraging public access that is sustainable and protective of the long-term health of the resources;

Preventing boundary encroachments (private fences, trash dumping, mowing, etc.);

- Protecting cultural artifacts;
- Preventing structural damage or destruction of facilities by vandals;
- Protecting habitat;
- Preventing wildfires;
- Preventing plant and animal harvesting;
- Protecting wildlife from excessive disturbance;
- Preventing the introductions of non-indigenous animals and plants;
- Protecting the hydrology of the preserves;
- Enacting a prescribed fire maintenance program;
- Preventing resource degradation from excessive use;
- Protecting seasonal habitat (e.g. nesting birds); and,
- Addressing conflicting uses.

Additionally, CAMA will implement Section 253.086, Fla. Stat., which provides for fines for persons who violate this rule.

SPECIFIC AUTHORITY: 253.86(1) FS.

LAW IMPLEMENTED: 253.86(1),(2) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 6:00 p.m. – 9:00 p.m., December 2, 2002

PLACE: Florida Marine Research Institute, 100 Eighth Ave., East, Room 3001, St. Petersburg, Florida

TIME AND DATE: 6:00 p.m. – 9:00 p.m., December 3, 2002

PLACE: DEP South District Office, 2295 Victoria Avenue, Room 165 C & D, Ft. Myers, Florida

TIME AND DATE: 6:00 p.m. – 9:00 p.m., December 4, 2002

PLACE: DEP Southeast District Office, 400 North Congress Avenue, Second Floor Public Meeting Conference Room, West Palm Beach, Florida

TIME AND DATE: 6:00 p.m. – 9:00 p.m., December 5, 2002

PLACE: West Melbourne Public Library, 2755 Wingate Boulevard, West Melbourne, Florida

TIME AND DATE: 6:00 p.m. – 9:00 p.m., December 6, 2002

PLACE: Black Hammock Island Park, 15770 Sawpit Road, Jacksonville, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these workshops is asked to advise the agency at least 48 hours before the workshop by contacting the Bureau of Personnel Services, (850)245-2511. If you are hearing or speech impaired, please contact the Florida Relay Service by calling 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Danny Riley, Assistant Director, Office of Coastal and Aquatic Managed Areas, 3900 Commonwealth Blvd., M.S. 235,

Tallahassee, Florida 32399-3000, (850)245-2094 or SC 205-2094, Fax (850)245-2110 or SC 205-2110, E-mail: danny.riley@dep.state.fl.us

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

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Market Classification, Maturity Standards and Processing or Packing Restrictions for Hybrids

RULE CHAPTER NO.: 20-13

RULE TITLE: Oranges: 2002-2003 Anhydrous Acid Maturity Standards

RULE NO.: 20-13.0011

PURPOSE AND EFFECT: Lowering minimum acid requirement for fresh oranges by 10% as allowed by statute.

SUBJECT AREA TO BE ADDRESSED: Lowering minimum acid requirement for fresh oranges.

SPECIFIC AUTHORITY: 601.10(1),(7), 601.11, 601.19 FS.

LAW IMPLEMENTED: 601.111, 601.19 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Ownership and Use of "Florida Citrus Growers" Certification Mark

RULE CHAPTER NO.: 20-109

RULE TITLE: Standards for Citrus Fruit and Citrus Products Bearing the Mark

RULE NO.: 20-109.005

PURPOSE AND EFFECT: Modifying standards for use of the "Florida Citrus Growers" symbol to allow products exceeding maximum ratio Grade A limitations to qualify.

SUBJECT AREA TO BE ADDRESSED: Modifying standards for use of the mark.

SPECIFIC AUTHORITY: 601.10(1), 601.11, 601.15(10)(a) FS.

LAW IMPLEMENTED: 601.101, 601.9918, 601.15(2) FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

RULE TITLE: Strategic Regional Policy Plan

RULE NO.: 29C-9.001

PURPOSE AND EFFECT: The Council proposes to amend the North Central Florida Strategic Regional Policy.

SUBJECT AREA TO BE ADDRESSED: The Council proposes to amend the North Central Florida Strategic Regional Policy Plan to incorporate the recommendations of its evaluation and appraisal report (EAR) completed in accordance with Section 186.511, Florida Statutes.

SPECIFIC AUTHORITY: 186.505, 186.507, 186.511, 120.54 FS.

LAW IMPLEMENTED: 186.511 FS.

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

TIME AND DATE: 8:00 p.m., December 5, 2002

PLACE: Holiday Inn, U.S. 90 and I-75, Lake City, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Charles F. Justice, Executive Director, North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, FL 32653-1603

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

29C-9.001 Strategic Regional Policy Plan.

There is hereby adopted, for the North Central Florida Region, the Strategic Regional Policy Plan of the North Central Florida Regional Planning Council, dated ~~_____ May 23, 1996,~~ ~~amended October 16, 1997,~~ which is incorporated herein by reference and copies of which are kept at the Council office at: 2009 N. W. 67 Place, Suite A, Gainesville, FL 32653-1603.

Specific Authority 186.508(1), 186.511 FS. Law Implemented 120.535(1), 186.507, 185.501(1), 186.511 FS. History—New 7-14-96, Amended 10-16-97.

DEPARTMENT OF CORRECTIONS

RULE TITLE: Inmate Grievances – Training Requirements
RULE NO.: 33-103.003

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to correct an office title and provide a cross-reference for a previously incorporated form.

SUBJECT AREA TO BE ADDRESSED: Inmate grievance procedure staff training.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-103.003 Inmate Grievances – Training Requirements.

(1) Staff Training. The staff development section within the Bureau of Human Resources ~~Staff Development~~ shall develop and implement a standardized plan to train staff in the use of the inmate grievance procedure. The training shall be designed to familiarize staff with the provisions of Chapter 33-103, F.A.C., and the standardized forms utilized in the grievance procedure. Staff training is governed by Chapter 33-209, F.A.C.

(a) through (b) No change.

(c) The provision of training shall be documented on Form DC2-901, Training Attendance Report. Form DC2-901 is incorporated by reference in Rule 33-103.019, F.A.C.

(2) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 944.09 FS. History– New 10-12-89, Amended 1-15-92, 4-10-95, 12-7-97, Formerly 33-29.003, Amended 8-1-00, 10-11-00, _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: General and Procedural
RULE CHAPTER NO.: 40E-1

PURPOSE AND EFFECT: The purpose and effect of the rule development is to modify and update the District’s forms and application processing fees.

SUBJECT AREA TO BE ADDRESSED: Amend the water use compliance forms, water use permit application, and supporting information forms and amend the application processing fees for individual public water supply permits,

individual irrigation permits, individual mining (dewatering) permits, individual industrial permits, and minor permit modifications.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: Parts I and II, Chapter 373 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m. – 12:00 p.m., Tuesday, December 3, 2002

PLACE: Orlando Service Center, Shingle Creek Conference Room, 1707 Orlando Central Parkway, Suite 200, Orlando, FL, (407)858-6100

TIME AND DATE: 1:00 p.m. – 4:00 p.m., Wednesday, December 4, 2002

PLACE: Ft. Myers Service Center, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929

TIME AND DATE: 9:00 a.m. – 12:00 p.m., Friday, December 6, 2002

PLACE: South Florida Water Management District, B-1 Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)686-8800 or 1(800)432-2045

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6294 or (561)682-6294 (internet: jjennison@sfwmd.gov)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT’S WEBSITE AT http://www.sfwmd.gov/org/wsd/wateruse/b_list.html OR CONTACT RUFINO OSORIO, (561)682-6261, rosorio@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Consumptive Use
RULE CHAPTER NO.: 40E-2

PURPOSE AND EFFECT: The purpose and effect of the rule development is to create Mandatory Year Round Landscape Irrigation Measures for Lee and Collier counties and that portion of Charlotte county within the South Florida Water Management District.

SUBJECT AREA TO BE ADDRESSED: Proposed measures include regulations, procedures, and specific day of the week and time of day irrigation restrictions for residential and commercial landscape irrigation uses, golf courses, and recreation areas.

SPECIFIC AUTHORITY: 120.54, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 120.54, 373.042, 373.0421, 373.103, 373.117, 373.223, 373.609 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 3:00 p.m., December 3, 2002

PLACE: Big Cypress Basin, 6089 Janes Lane, Naples, FL 34109

TIME AND DATE: 6:30 p.m., December 3, 2002

PLACE: South County Regional Library, 21100 Three Oaks Parkway, Estero, FL 33928

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact the District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS:
For technical issues: Bruce Adams, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6785 or (561)682-6785 (badams@sfwmd.gov). For procedural issues: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (jjenniso@sfwmd.gov).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE OR BY CONTACTING NILENE PERRY, (561)682-6273.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Consumptive Use **RULE CHAPTER NO.:** 40E-2

PURPOSE AND EFFECT: The purpose and effect of the rule development is to modify and update the District's Water Use Rules to reflect new legislative direction, new policy development and regional water supply plan implementation.

SUBJECT AREA TO BE ADDRESSED: The following topics will be discussed:

Supplemental irrigation requirement, pollution remediation; interference with existing legal uses; offsite land use impacts; pasture irrigation; use of reclaimed water; wellfield operational plans; diversion/impoundment allocation; permit duration; permit renewal process; impact evaluations; local sources first; aquifer storage and recovery; wetland protection; areas with maximum developable limits; year round water conservation measures, including those for the Lower West Coast region; water conservation, water shortage plan; fees and forms. The changes will also correct citations and make changes to clarify language currently in the rule.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: Parts I and II, Chapter 373 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m. – 12:00 p.m., Tuesday, December 3, 2002

PLACE: Orlando Service Center, Shingle Creek Conference Room, 1707 Orlando Central Parkway, Suite 200, Orlando, FL, (407)858-6100

TIME AND DATE: 1:00 p.m. – 4:00 p.m., Wednesday, December 4, 2002

PLACE: Ft. Myers Service Center, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929

TIME AND DATE: 9:00 a.m. – 12:00 p.m., Friday, December 6, 2002

PLACE: South Florida Water Management District, B-1 Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)686-8800 or 1(800)432-2045

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS:
Regarding procedural questions: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (internet:jjenniso@sfwmd.gov); regarding substantive questions: Scott Burns, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6817 or (561)682-6817.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE AT http://www.sfwmd.gov/org/wsd/wateruse/b_list.html OR CONTACT RUFINO OSORIO, (561)682-6261, rosorio@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Artificial Recharge
 RULE CHAPTER NO.: 40E-5

PURPOSE AND EFFECT: The purpose and effect of the rule development is to modify and update the rules regarding artificial recharge systems pursuant to sections 373.106 and 373.219, F.S.

SUBJECT AREA TO BE ADDRESSED: Artificial recharge systems in conjunction with aquifer recharge, aquifer storage and recovery systems, and heat exchange and the intentional introduction of water into any underground formation, except activities under Chapter 377, F.S. The changes will also correct citations and make changes to clarify language currently in the rule.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.106 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m. – 12:00 p.m., Tuesday, December 3, 2002

PLACE: Orlando Service Center, Shingle Creek Conference Room, 1707 Orlando Central Parkway, Suite 200, Orlando, FL, (407)858-6100

TIME AND DATE: 1:00 p.m. – 4:00 p.m., Wednesday, December 4, 2002

PLACE: Ft. Myers Service Center, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929

TIME AND DATE: 9:00 a.m. – 12:00 p.m., Friday, December 6, 2002

PLACE: South Florida Water Management District, B-1 Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)686-8800 or 1(800)432-2045

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Julie Jennison, South Florida Water Management District, Post

Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (internet:jjennison@sfwmd.gov).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE AT http://www.sfwmd.gov/org/wsd/wateruse/b_list.html OR CONTACT RUFINO OSORIO, (561)682-6261, rosorio@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

Water Use Department, Water Supply Division

RULE CHAPTER TITLE: General Water Use Permits
 RULE CHAPTER NO.: 40E-20

PURPOSE AND EFFECT: The purpose and effect of the rule development is to modify and update the District's Water Use Rules to reflect new legislative direction, new policy development and regional water supply plans.

SUBJECT AREA TO BE ADDRESSED: Conditions for permit issuance, conditions for permit modifications, conditions for dewatering permits, and permit durations. The changes will also correct citations and make changes to clarify language currently in the rule.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: Parts I and II, Chapter 373 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

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TIME AND DATE: 1:00 p.m. – 4:00 p.m., Wednesday, December 4, 2002

PLACE: Ft. Myers Service Center, 2301 McGregor Boulevard, Ft. Myers, FL 33901, Phone: (239)338-2929

TIME AND DATE: 9:00 a.m. to 12:00 p.m., Friday, December 6, 2002

PLACE: South Florida Water Management District, B-1 Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406, Phone: (561)686-8800 or (800)432-2045

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6294 or (561)682-6294 (internet:jjennison@sfwmd.gov). Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is

to be based. Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, at (561)682-6371 at least two business days in advance to make appropriate arrangements.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE AT http://www.sfwmd.gov/org/wsd/wateruse/b_list.html OR CONTACT RUFINO OSORIO, (561)682-6261, rosorio@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Water Shortage Plan
 RULE CHAPTER NO.: 40E-21

PURPOSE AND EFFECT: The purpose and effect of the rule development is to amend and update Chapter 40E-21 relating to the Water Shortage Plan.

SUBJECT AREA TO BE ADDRESSED: Water Shortage Restrictions and water shortage basin boundaries. The changes will also correct citations and make changes to clarify language currently in the rule.

SPECIFIC AUTHORITY: 120.54, 373.044, 373.113 FS.
 LAW IMPLEMENTED: 120.54, 373.026, 373.042, 373.0421, 373.103, 373.119, 373.175, 373.246, 373.603, 373.609 FS.

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PLACE: Ft. Myers Service Center, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929

TIME AND DATE: 9:00 a.m. to 12:00 p.m., Friday, December 6, 2002

PLACE: South Florida Water Management District, B-1 Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)686-8800 or 1(800)432-2045

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, at (561)682-6206 at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Julie Jennison, South Florida Water Management District, Post

Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (internet:jjennison@sfwmd.gov).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE AT http://www.sfwmd.gov/org/wsd/wateruse/b_list.html OR CONTACT RUFINO OSORIO, (561)682-6261, rosorio@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Regional Water Shortage Plans
 RULE CHAPTER NO.: 40E-22

PURPOSE AND EFFECT: The purpose and effect of the rule development is to amend and update the Regional Water Shortage Plans.

SUBJECT AREA TO BE ADDRESSED: Basin specific water shortage criteria for aquifers in the Lower West Coast region and basin boundaries for the Lake Istokpoga/Indian Prairie Area.

SPECIFIC AUTHORITY: 120.54, 373.044, 373.113 FS.
 LAW IMPLEMENTED: 120.54, 373.026, 373.042, 373.0421, 373.103, 373.119, 373.175, 373.246, 373.603, 373.609 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:
 TIME AND DATE: 10:00 a.m. – 12:00 p.m., Tuesday, December 3, 2002

PLACE: Orlando Service Center, Shingle Creek Conference Room, 1707 Orlando Central Parkway, Suite 200, Orlando, FL, (407)858-6100

TIME AND DATE: 1:00 p.m. – 4:00 p.m., Wednesday, December 4, 2002

PLACE: Ft. Myers Service Center, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929

TIME AND DATE: 9:00 a.m. – 12:00 p.m., Friday, December 6, 2002

PLACE: South Florida Water Management District, B-1 Storch Room, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)686-8800 or 1(800)432-2045

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Regarding procedural questions: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West

Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (internet:jjenniso@sfwmd.gov); regarding substantive questions: Scott, Burns, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6817 or (561)682-6817.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE AT http://www.sfwmd.gov/org/wsd/wateruse/b_list.html OR CONTACT RUFINO OSORIO, (561)682-6261, rosorio@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER TITLE: Mandatory Year Round Landscape Irrigation Measures for Lee, Collier, and Charlotte Counties

RULE CHAPTER NO.: 40E-24

PURPOSE AND EFFECT: The purpose and effect of the rule development is to create Mandatory Year Round Landscape Irrigation Measures for Lee and Collier Counties and that portion of Charlotte county within the South Florida Water Management District.

SUBJECT AREA TO BE ADDRESSED: Proposed measures include regulations, procedures, and specific day of the week and time of day irrigation restrictions for residential and commercial landscape irrigation uses, golf courses, and recreation areas.

SPECIFIC AUTHORITY: 120.54, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 120.54, 373.042, 373.0421, 373.103, 373.117, 373.223, 373.609 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 3:00 p.m., December 3, 2002

PLACE: Big Cypress Basin, 6089 Janes Lane, Naples, FL 34109

TIME AND DATE: 6:30 p.m., December 3, 2002

PLACE: South County Regional Library, 21100 Three Oaks Parkway, Estero, FL 33928

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact the District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: For technical issues: Bruce Adams, South Florida Water Management District, Post Office Box 24680, West Palm

Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6785 or (561)682-6785 (badams@sfwmd.gov). For procedural issues: Julie Jennison, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6294 or (561)682-6294 (jjenniso@sfwmd.gov).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE DISTRICT'S WEBSITE OR BY CONTACTING NILENE PERRY, (561)682-6273.

AGENCY FOR HEALTH CARE ADMINISTRATION

Division of Health Quality Assurance

RULE CHAPTER TITLE: Minimum Standards for Home Medical Equipment Providers

RULE CHAPTER NO.: 59A-25

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete the language located in paragraph 59A-25.002(5)(a), F.A.C., that states the following: AHCA will send out applications 120 to 150 days prior to the expiration of the license.

SUBJECT AREA TO BE ADDRESSED: Minimum Standards for Home Medical Equipment Providers.

SPECIFIC AUTHORITY: 400.935 FS.

LAW IMPLEMENTED: Part X of Chapter 400, 400.92-.957 FS.

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

TIME AND DATE: 10:00 a.m. – 11:00 a.m., December 9, 2002

PLACE: Agency for Healthcare Administration, Fort Knox Boulevard, 2727 Mahan Drive, Building 3, Room 3207D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Monteen S. Heikkila, Agency for Health Care Administration, Home Care Unit, Mail Stop 34, 2727 Mahan Drive, Tallahassee, FL 32308, (850)414-6010, E-mail: heikkilm@fdhc.state.fl.us

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE CHAPTER TITLE: Athlete Agents

RULE CHAPTER NO.: 61-24

PURPOSE AND EFFECT: The rule chapter is being amended following the 2002 legislative changes made to Section 468.453, Florida Statutes, which eliminated the examination and surety bond requirements for athlete agent licensure.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-8.001 Renewal of Clinical Laboratory Personnel License.

~~The department shall renew a license upon receipt of the renewal fee. A licensee shall submit a signed renewal application and renewal fee to the Department. The application shall contain the following:~~

- ~~(1) Name and address of the licensee.~~
- ~~(2) A signed affidavit that the licensee has met the continuing education requirements of Chapter 64B3-11, F.A.C., or has demonstrated competency by reexamination as provided by Section 483.821, F.S.~~
- ~~(3) The type of clinical laboratory personnel license to be renewed.~~
- ~~(4) Name and address of the current employer which shall be the licensee's place of practice unless the licensee is unemployed.~~
- ~~(5) The appropriate renewal fee, as provided in Rule Chapter 64B3-9, F.A.C.~~
- ~~(6) Upon request, original or certified copy(ies) of certificate(s) of attendance from continuing education course(s) approved pursuant to Chapter 64B3-11, F.A.C., including HIV/AIDS continuing education.~~

Specific Authority 456.035, 483.805(4), 483.817(2) FS. Law Implemented 456.035, 483.817, 483.821 FS. History—New 2-22-94, Formerly 61F3-8.001, Amended 12-26-94, 5-3-95, 12-3-96, Formerly 590-8.001, Amended _____.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLE: Inactive Status and Reactivation of Inactive

RULE NO.:

Clinical Laboratory Personnel License 64B3-8.002

PURPOSE AND EFFECT: The Board proposes to update the existing rule.

SUBJECT AREA TO BE ADDRESSED: Inactive Status and Reactivation of Inactive Clinical Laboratory Personnel License.

SPECIFIC AUTHORITY: 456.036, 483.805(4), 483.819 FS.

LAW IMPLEMENTED: 456.036, 483.817 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-8.002 Inactive Status and Reactivation of Inactive Clinical Laboratory Personnel License.

- (1) No change.
- (2) An inactive status licensee may change to active status at any time provided the licensee meets the continuing education or reexamination requirements of subsection (3) of this rule. The licensee shall be requested to provide copies of all continuing education hours, and:

- (a) through (b) No change.
- (c) Pays, if applicable, the change of status processing fee of Rule 64B3-9.010, F.A.C.; and
- (d) Pays the change of status fee of Rule 64B3-9.013, F.A.C.

~~(3) A licensee seeking reactivation to active status must demonstrate competency by reexamination as provided by Section 483.821, F.S.; or by documenting continuing education hours as follows:~~

- ~~(a) For the last biennium of active licensure plus up to one year of inactive status—documents 36 contact hours of Board approved continuing education; or,~~
- ~~(b) For the last biennium of active licensure plus up to two years of inactive status—documents 48 contact hours of Board approved continuing education; or,~~
- ~~(c) For the last biennium of active licensure plus up to three years of inactive status—documents 60 contact hours of Board approved continuing education; or,~~
- ~~(d) For the last biennium of active licensure plus up to four years of inactive status—documents 72 contact hours of Board approved continuing education.~~

~~(4) An inactive licensee who elects active status is not eligible to elect to return to inactive status until the next biennial licensure renewal period.~~

Specific Authority 456.036, 483.805(4), 483.819 FS. Law Implemented 456.036, 483.817 FS. History—New 2-22-94, Formerly 61F3-8.002, Amended 12-26-94, 5-3-95, 12-3-96, Formerly 590-8.002, Amended 9-12-99, 5-16-00, _____.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLE: Delinquent Status License
 RULE NO.: 64B3-8.005
 PURPOSE AND EFFECT: The Board proposes to update the existing rule.
 SUBJECT AREA TO BE ADDRESSED: Delinquent Status License.
 SPECIFIC AUTHORITY: 456.036, 483.805(4) FS.
 LAW IMPLEMENTED: 456.036 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE TO BE ANNOUNCED.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64B3-8.005 Delinquent Status License.
- (1) through (2) No change.
- (3) The delinquent status licensee who applies for active or inactive license status shall ~~submit an application and:~~
 - (a) Pay either the active status fee of Rule 64B3-9.004, F.A.C., or the inactive status license fee of Rule 64B3-9.006, F.A.C., the delinquent status license fee of Rule 64B3-9.011, F.A.C., and, if applicable, the change of status processing fee of Rule 64B3-9.010, F.A.C., ~~and the change of status fee of Rule 64B3-9.013, F.A.C.;~~ and
 - (b) No change.

Specific Authority 456.036, 483.805(4) FS. Law Implemented 456.036 FS. History--New 12-26-94, Amended 12-3-96, Formerly 59O-8.005, Amended 12-21-99, _____.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLE: Continuing Education
 RULE NO.: 64B3-11.001
 PURPOSE AND EFFECT: The Board proposes to add new text to the existing rule.
 SUBJECT AREA TO BE ADDRESSED: Continuing Education.
 SPECIFIC AUTHORITY: 456.013, 483.821 FS.
 LAW IMPLEMENTED: 456.013, 483.821 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE TO BE ANNOUNCED.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 64B3-11.001 Continuing Education.
- (1) through (7) No change.
- (8) Licensed clinical laboratory personnel who teach continuing education may claim three hours of continuing education credit for each hour of prepared lecture. These hours, however, may be claimed only once per biennium during which the person teaches the program. No continuing education credit shall be granted to a school faculty member merely as credit for the faculty member's regular teaching assignments.
- (9) In addition to the continuing education credits authorized herein, former Board members will receive eight hours of credit per biennium for annual service on a Probable Cause Panel.

Specific Authority 456.013, 483.821 FS. Law Implemented 456.013, 483.821 FS. History--New 2-22-94, Amended 7-13-94, Formerly 61F3-11.001, Amended 12-11-94, 3-28-95, 12-4-95, 7-1-97, Formerly 59O-11.001, Amended 3-19-98, 12-13-99, 3-20-01, 10-13-02, _____.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Application for Licensure Fees
 RULE NO.: 64B7-27.002
 PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine if amendments are necessary.
 SUBJECT AREA TO BE ADDRESSED: Application for licensure fees.
 SPECIFIC AUTHORITY: 480.035(7), 480.044(1) FS.

LAW IMPLEMENTED: 480.044(1) FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE TITLE: Display of Licenses
PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine if any amendments are necessary.

RULE NO.: 64B7-28.008

SUBJECT AREA TO BE ADDRESSED: Display of licenses.
SPECIFIC AUTHORITY: 480.035(7), 480.043(1),(2),(9) FS.
LAW IMPLEMENTED: 480.043(1),(2),(9), 456.013(2) FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE TITLE: Application Fees for Physical Therapists
PURPOSE AND EFFECT: The Board proposes to add to current rule text.

RULE NO.: 64B17-2.001

SUBJECT AREA TO BE ADDRESSED: Application Fees for Physical Therapists.
SPECIFIC AUTHORITY: 486.025, 486.041(1), 486.081(2) FS.
LAW IMPLEMENTED: 486.041(1) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND FOR A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B17-2.001 Application Fees for Physical Therapists.

(1) No change.

(2) Examination – An applicant for licensure by examination shall remit an application fee of \$100. When the Board certifies the applicant to sit for the examination, it is the

applicant’s responsibility to complete the examination process with the national vendor. In compliance with the Americans with Disabilities Act, any applicant requesting special accommodations shall comply with the Department of Health’s Rule 64B-1.005, F.A.C. The initial application fee for the jurisprudence examination shall be in the amount of \$25.

Specific Authority 486.025, 486.041(1), 486.081(2) FS. Law Implemented 486.041(1), FS. History–New 12-13-83, Amended 5-29-85, Formerly 21M-7.25, Amended 6-20-89, Formerly 21M-7.025, 21MM-2.001, 61F11-2.001, 59Y-2.001, Amended 2-1-99, _____.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE TITLE: Application Fees for Physical
Therapist Assistant

RULE NO.: 64B17-2.003

PURPOSE AND EFFECT: The Board proposes to add to current rule text.

SUBJECT AREA TO BE ADDRESSED: Application Fees for Physical Therapist Assistant.

SPECIFIC AUTHORITY: 486.025, 486.103(1), 486.107(2) FS.

LAW IMPLEMENTED: 486.103(1), 486.107(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND FOR A COPY OF THE PRELIMINARY DRAFT IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B17-2.003 Application Fees for Physical Therapist Assistant.

(1) No change.

(2) Examination – An applicant for licensure by examination shall remit an application fee of \$100. When the Board certifies the applicant to sit for the examination, it is the applicant’s responsibility to complete the examination process with the national vendor. In compliance with the Americans with Disabilities Act, any applicant requesting special accommodations shall comply with the Department of Health’s Rule 64B-1.005, F.A.C. The initial application fee for the jurisprudence examination shall be in the amount of \$25.

Specific Authority 486.025, 486.103(1), 486.107(2) FS. Law Implemented 486.103(1), 486.107(2) FS. History–New 12-13-83, Amended 5-29-85, Formerly 21M-10.25, Amended 6-20-89, Formerly 21M-10.025, 21MM-2.003, 61F11-2.003, 59Y-2.003, Amended 2-1-99, _____.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE TITLE: Examination Security and Sanctions for Subversion
RULE NO.: 64B17-3.006

PURPOSE AND EFFECT: The Board proposes to create a new rule.

SUBJECT AREA TO BE ADDRESSED: Examination Security and Sanctions for Subversion.

SPECIFIC AUTHORITY: 486.023(4), 486.025 FS.

LAW IMPLEMENTED: 456.017(1)(d) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE TO BE ANNOUNCED.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND FOR A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE TITLE: Examination Security and Sanctions for Subversion
RULE NO.: 64B17-4.006

PURPOSE AND EFFECT: The Board proposes to create a new rule.

SUBJECT AREA TO BE ADDRESSED: Examination Security and Sanctions for Subversion.

SPECIFIC AUTHORITY: 486.023(4), 486.025 FS.

LAW IMPLEMENTED: 456.017(1)(d) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND FOR A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

**Section II
Proposed Rules**

DEPARTMENT OF BANKING AND FINANCE

Division of Securities and Finance

RULE TITLES: Books and Records 3D-40.170
Mortgage Brokerage Files 3D-40.175

RULE NOS.:

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments to 3D-40.170 clarify that before a licensee may maintain required books, accounts, and records at a location other than the licensee’s principle place of business, the Department must be notified of the location in writing. The Department’s confirmation letter must be maintained at the licensee’s principle place of business. When these requirements for off-site records maintenance have been met, the licensee shall have three days from the date of the Department’s written request to produce the documents. In all other cases, the required documents must be maintained for inspection by the Department upon demand at the licensee’s principle place of business. The proposed amendments to Rule 3D-40.175, F.A.C., clarify that, in addition to the documentation listed with specificity in subsections (2) through (7) of the rule, all other documentation originated, received, and/or related to the mortgage loan from application to final disposition must be maintained for three years from the date of origination.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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: 494.0011(2), 494.0016(4) FS.

LAW IMPLEMENTED: 494.0016, 494.0038, 494.0041, 494.0043 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m., December 6, 2002

PLACE: Room 547, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida

Pursuant to the American’s with Disabilities Act, any person requiring special accommodations to participate in this hearing, please advise the Department at least 5 calendar days before the hearing by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Bob Tedcastle, Financial Administrator, or Rick Morgan, Financial Control Analyst, Suite 550, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350, (850)410-9500