

(v) "Specified drug" means all dosage forms, strengths and container sizes of the following prescription drugs:

1. Combivir (lamivudine/zidovudine);
2. Crixivan (indinavir sulfate);
3. Diflucan (fluconazole);
4. Epivir (lamivudine);
5. Epogen (epoetin alfa);
6. Gamimune (globulin, immune);
7. Gammagard (globulin, immune);
8. Immune globulin;
9. Lamisil (terbinafine);
10. Lipitor (atorvastatin calcium)
- ~~11.10.~~ Lupron (leuprolide acetate);
- ~~12.11.~~ Neupogen (filgrastim);
- ~~13.12.~~ Nutropin AQ (somatropin, e-coli derived);
- ~~14.13.~~ Panglobulin (globulin, immune);
- ~~15.14.~~ Procrit (epoetin alfa);
- ~~16.15.~~ Retrovir (zidovudine);
- ~~17.16.~~ Risperdal (risperidone);
- ~~18.17.~~ Rocephin (ceftriaxone sodium);
- ~~19.18.~~ Serostim (somatropin, mammalian derived);
- ~~20.19.~~ Sustiva (efavirenz);
- ~~21.20.~~ Trizivir (abacavir sulfate/lamivudine/zidovudine);
- ~~22.21.~~ Venoglobulin (globulin, immune);
- ~~23.22.~~ Videx (didanosine);
- ~~24.23.~~ Viracept (nelfinavir mesylate);
- ~~25.24.~~ Viramune (nevirapine);
- ~~26.25.~~ Zerit (stavudine);
- ~~27.26.~~ Ziagen (abacavir sulfate);
- ~~28.27.~~ Zocor (simvastatin);
- ~~29.28.~~ Zofran (ondansetron);
- ~~30.29.~~ Zoladex (goserelin acetate); and
- ~~31.30.~~ Zyprexa (olanzapine).

(w) through (x) No change.

Specific Authority 499.05, 499.61, 499.701 FS. Law Implemented 499.003, 499.004, 499.005, 499.0054, 499.0057, 499.006, 499.007, 499.008, 499.009, 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.015, 499.023, 499.024, 499.025, 499.028, 499.03, 499.033, 499.035, 499.039, 499.041, 499.05, 499.051, 499.052, 499.06, 499.066, 499.067, 499.069, 499.61, 499.62, 499.63, 499.64, 499.65, 499.66, 499.67, 499.71, 499.75 FS. History--New 1-1-77, Amended 12-12-82, 1-30-85, Formerly 10D-45.31, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.031, Amended 1-26-99, 4-17-01, 6-30-03, 10-7-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jerry Hill, Chief of Statewide Pharmaceutical Services
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Phil E. Williams, Director, Division of Health Awareness and Tobacco

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 31, 2003

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Historical Resources

RULE NOS.:	RULE TITLES:
1A-35.005	Grant Funding
1A-35.007	Application Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules as noticed in Vol. 28, No. 18, May 3, 2002 of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF INSURANCE

RULE NO.:	RULE TITLE:
4-154.203	Categories of Reserves

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. 29, No. 37, September 12, 2003, of the Florida Administrative Weekly.

These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

4-154.203(1)(b)2.c.(I)(B) is changed to read:

(B)b. A reasonable method approved by the Office Department after a public hearing prior to the statement date, A reasonable method is one where the company is able to demonstrate that the claim reserves calculated using the company's method would not be less than those calculated using a generally accepted actuarial method; or

The remainder of the rule reads as previously published.

DEPARTMENT OF REVENUE

Property Tax Administration Program

RULE NO.:	RULE TITLE:
12D-8.0068	Assessment Reduction for Living Quarters of Parents or Grandparents

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to this proposed rule, as published in Vol. 29, No. 44, October 31, 2003, issue of the Florida Administrative Weekly. This change is in accordance with s. 120.54(3)(d)1., F.S.

Paragraph (a) of subsection (6) will be changed so that, when adopted, this paragraph will read:

(6)(a) On the first January 1 on which the construction or reconstruction qualifying as providing living quarters is substantially complete, the property appraiser shall determine the increase in the just value of the property due to such construction or reconstruction. For that year and each year thereafter in which the property qualifies for the assessment reduction, the assessed value calculated pursuant to Section 193.155, F.S., shall be reduced by the amount so determined. In no year may the assessment reduction, inclusive and aggregate of all qualifying parents or grandparents, exceed twenty percent of the total assessed value of the property as improved prior to the assessment reduction being taken. If in any year the reduction as calculated pursuant to this subsection exceeds twenty percent of assessed value, the reduction shall be reduced to equal twenty percent.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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.”

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-302.109 Offender Orientation
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. 29, No. 40, (October 3, 2003), issue of the Florida Administrative Weekly:

- 33-302.109 Offender Orientation.
- (1) through (5) No change.

(6) The correctional probation officer shall instruct on and review the information contained in the Instructions to the Offender, Form DC3-246. Form DC3-246 is hereby incorporated by reference. A copy of this form may be obtained from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is September 15, 2002.

- (a) through (7) No change.

Specific Authority 944.09 FS., 45 CFR 164.520 Law Implemented 20.315, 944.09 FS., 45 CFR Part 160, 164. History–New 7-19-01, Amended 9-15-02, 7-30-03, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers
RULE NO.: RULE TITLE:
61G15-20.002 Experience
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 29, No. 31, August 1, 2003, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers
RULE NO.: RULE TITLE:
61G15-20.006 Educational Requirements
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 29, No. 31, August 1, 2003, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE NOS.: RULE TITLES:
61M-1.001 Procedures for Operation
(Formerly 61B-36.001)
61M-1.002 Claims Procedures
(Formerly 61B-36.002)
61M-1.003 Approved Forms
(Formerly 61B-36.003)

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. 29, No. 17, April 25, 2003, issue of the Florida Administrative Weekly:

CHAPTER 61M FLORIDA MOBILE HOME RELOCATION CORPORATION

- Rule No. 61B-36.001 has been changed to Rule No. 61M-1.001 – Procedures for Operation
- Rule No. 61B-36.002 has been changed to Rule No. 61M-1.002 – Claims Procedures
- Rule No. 61B-36.003 has been changed to Rule No. 61M-1.003 – Approved Forms

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Connie Prince, Executive Director, Florida Mobile Home Relocation Corporation, Post Office Box 14125, Tallahassee, FL 32317-4125, 1(888)862-7010 (Toll free)

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are 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.”

DEPARTMENT OF HEALTH

Division of Health Awareness and Tobacco

RULE NOS.:	RULE TITLES:
64F-12.001	General Regulations; Definitions
64F-12.012	Records of Drugs, Cosmetic, and Devices
64F-12.013	Prescription Drugs; Receipt, Storage and Security
64F-12.015	Licensing, Application, Permitting

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. 29, No. 40, on October 3, 2003, issue of the Florida Administrative Weekly. The changes are the result of some non-substantive technical revisions; written comments received from staff of the Joint Administrative Procedures Commission; and comments received during the Public Hearing on October 27, 2003.

Paragraph (2)(z) of Rule 64F-12.001, F.A.C., shall now read as follows:

64F-12.001 General Regulations; Definitions.

(2) In addition to definitions contained in Sections 499.003, 499.012(1), 499.0121(6), 499.0122(1), 499.028(1), and 499.61, F.S., the following definitions apply to Rule Chapter 64F-12, F.A.C.:

(z) “Verifiable account” means a number issued by the manufacturer to a wholesaler when the wholesaler sets up an account with the manufacturer for the purchase of a prescription drug from that manufacturer that uniquely identifies the wholesaler and that is to be used on a recurring basis.

PROPOSED EFFECTIVE DATE: January 1, 2004.

Specific Authority 499.05, 499.61, 499.701 FS. Law Implemented 499.003, 499.004, 499.005, 499.0054, 499.0057, 499.006, 499.007, 499.008, 499.009, 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.015, 499.023, 499.024, 499.025, 499.028, 499.03, 499.033, 499.035, 499.039, 499.041, 499.05, 499.051, 499.052, 499.06, 499.066, 499.067, 499.069, 499.61, 499.62, 499.63, 499.64, 499.65, 499.66, 499.67, 499.71, 499.75 FS. History—New 1-1-77, Amended 12-12-82, 1-30-85, Formerly 10D-45.31, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.031, Amended 1-26-99, 4-17-01, 6-30-03, 10-7-03, 1-1-04.

Paragraph (3)(e) of Rule 64F-12.012 shall now read as follows:

64F-12.012 Records of Drugs, Cosmetics and Devices.

(e) Effective March 1, 2004, a pedigree paper under s. 499.0121(6)(d), F.S., must trace a prescription drug back to the last authorized distributor of record. The department will maintain a database of authorized distributors of record on its website at www.doh.state.fl.us/pharmacy/drugs. A prescription drug wholesaler that receives or prepares a pedigree paper under s. 499.0121(6)(d), F.A.C., and this chapter that traces the previous distributions of a prescription drug back to a prescription drug wholesaler that is not listed on the department’s website as an authorized distributor of record for the drug’s manufacturer for the date in which the transaction occurred must maintain and have available for inspection documentation that supports the fact the prescription drug wholesaler is an authorized distributor of record in accordance with the criteria of s. 499.0121(6)(d)5.a., b., or c, F.S.

PROPOSED EFFECTIVE DATE: January 1, 2004.

Specific Authority 499.05, 499.0121, 499.0122, 499.013, 499.014, 499.052 FS. Law Implemented 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.051, 499.052 FS. History—New 1-1-77, Amended 12-12-82, 7-8-84, 1-30-85, Formerly 10D-45.53, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.053, Amended 1-26-99, 4-17-01, 10-7-03, 1-1-04.

Paragraphs (3)(d), (5)(d) and (7) of Rule 64F-12.013 shall now read as follows:

64F-12.013 Prescription Drugs; Receipt, Storage and Security.

(3)(d) Facility requirements for the storage and handling of prescription drugs.

1. An applicant for an initial prescription drug wholesaler permit must have a facility that is large enough to store the estimated quantity of prescription drugs the applicant intends to possess under its initial application to comply with the requirements of s. 499.0121(1), F.S. An applicant for renewal of a prescription drug wholesaler permit must have a facility that is large enough for the ongoing operations of the wholesale establishment based on the prior year’s volume of activity with prescription drugs, which may be modified for reasonable fluctuations in inventory management for the current year. These determinations will be based on the type of prescription drugs the applicant possesses, or intends to possess, considering the size of the containers as well as any other products the applicant possesses or intends to possess. Notwithstanding the contention that an applicant will distribute all prescription drugs the same day received, the facility must be large enough to accommodate prescription drugs as set forth herein in case the drugs are not distributed the same day received.

2. An applicant for an initial prescription drug wholesaler permit must have a refrigeration capacity and freezer capacity large enough to store the estimated quantity of prescription drugs that might require refrigeration or freezing that the applicant intends to possess under its initial application to comply with the requirements of s. 499.0121(1) and (3), F.S., and this rule. An applicant for renewal of a prescription drug wholesaler permit must have a refrigeration capacity and freezer capacity that is large enough for the ongoing operations of the wholesale establishment based on the prior year's volume of activity with prescription drugs that required refrigeration or freezing, which may be modified for reasonable fluctuations in inventory management for the current year, to comply with the requirements of s. 499.0121(1) and (3), F.S., and this rule. These determinations will be based on the type of prescription drugs the applicant possesses, or intends to possess, considering the size of the containers as well as any other products the applicant possesses or intends to possess that might require refrigeration or freezing. Notwithstanding the contention that an applicant will distribute all prescription drugs the same day received, the refrigeration and freezer capacity must be large enough to accommodate prescription drugs as set forth herein in case the drugs are not distributed the same day received.

(5) Examination of Prescription Drugs; Physical Product and Records.

(a) through (c) No change.

(d) Authentication.

1. A prescription drug wholesaler may use any, all, or any combination of the following methods to authenticate each transaction on a pedigree paper and must maintain the corresponding documentation regarding the authentication for the method used:

a. Receipt of an invoice (or shipping document) from the seller to the purchaser, which may have the prices redacted. Documentation requirements include at a minimum a copy of the invoice or shipping document.

b. Telephone call to the seller. Documentation requirements include a signed statement by the person placing the telephone call identifying the person's name and position title representing the seller who provides the information, the date the information was provided, and verification of the sales transaction between the parties, including verification of the date of the transaction and the quantity of prescription drugs involved in the transaction.

c. E-mail communication with the seller. Documentation requirements include a copy of the e-mail that identifies the person's name and position title representing the seller who provides the information, that date the information was provided, and verification of the sales transaction between the parties, including verification of the date of the transaction and the quantity of prescription drugs involved in the transaction.

d. Verification of the transaction per a web-based system established by the seller or an independent person that is secure from intentional or unintentional tampering or manipulation to conceal an accurate and complete history of the prescription drug transaction(s). Documentation requirements include a written representation from the seller or independent person that the seller or independent person, as applicable, is responsible for the information included on the website and has adequate security on the information posted to prevent unauthorized tampering, manipulation, or modification of the information and a copy of the (dated) website page that confirms the sales transaction between the parties, including the date of the transaction and the quantity of prescription drugs involved in the transaction.

e. Receipt of a legible and unaltered copy of a previous transaction's pedigree paper that had been signed under oath at the time of the previous transaction to support the transaction to which the pedigree paper relates.

2. Authentication of the purchase of a prescription drug directly from the manufacturer by an affiliated group member for a prescription drug that is subject to the statement in s. 499.0121(6)(e)1.a., F.S., may be documented by a written agreement between or among the affiliated group members that each affiliated group member will only transfer prescription drugs included on the specified list that were purchased directly from the manufacturer to an affiliated group member that is required to include the statement in s. 499.0121(6)(e)1.a., F.S., on its wholesale distributions to other wholesale distributors.

(7) Due Diligence Inspection. With respect to the inspection required under s. 499.0121(12)(e), F.S., a prescription drug wholesaler may rely on a due diligence inspection performed by a person that is independent of both wholesalers for purposes of the requirement in s. 499.0121(12)(e), F.S.

PROPOSED EFFECTIVE DATE: January 1, 2004.

Specific Authority 499.0121(1), 499.05 FS. Law Implemented 499.004, 499.006, 499.007, 499.0121, 499.028(6), 499.052 FS. History—New 7-8-84, Amended 1-30-85, Formerly 10D-45.535, Amended 11-26-86, 7-1-96, Formerly 10D-45.0535, Amended 1-26-99, 4-17-01, 1-1-04.

Paragraphs (7)(e)7.; (9)(a); and (11)(f) of Rule 64F-12.015, F.A.C., shall now read as follows:

64F-12.015 Licensing, Application, Permitting.

(7) WHOLESALER PERMITS.

(e) Application requirements for Prescription Drug Wholesalers, Prescription Drug Wholesalers – Broker Only, or Out-of-State Prescription Drug Wholesalers include:

7. Identify a person who has been Certified pursuant to s. 499.012(11), F.S., to serve as the certified designated representative. If the prescription drug wholesaler operates in 'shift' schedules, a different person per shift may be designated; however the shift hours for which each person is

responsible must be clearly identified. You may use Notification of Designated Representative form DH 2130, effective January 2004, which is incorporated by reference herein, for the initial notification or for changes in the designated representative.

(9) DESIGNATED REPRESENTATIVE.

(a) In order to provide a method for drug wholesalers to comply with s. 499.012(11), F.S., the department will issue a provisional permit to a designated representative prior to full implementation of the testing requirements below.

(11) PERMIT RENEWALS FOR PRESCRIPTION DRUG WHOLESALER, PRESCRIPTION DRUG WHOLESALER – BROKER ONLY, OR OUT-OF-STATE PRESCRIPTION DRUG WHOLESALER.

(e) Submit \$47.00 for each fingerprint card submitted.

PROPOSED EFFECTIVE DATE: January 1, 2004.

Specific Authority 499.01, 499.012, 499.0122, 499.013, 499.014, 499.028, 499.04, 499.041, 499.05, 499.62, 499.63, 499.64, 499.66, 499.67, 499.701 FS. Law Implemented 499.01, 499.012, 499.0121, 499.0122, 499.013, 499.028, 499.04, 499.041, 499.05, 499.06, 499.062, 499.063, 499.064, 499.066, 499.067 FS. History--New 12-12-82, Amended 7-8-84, 1-30-85, Formerly 10D-45.54, Amended 11-26-86, 2-4-93, 7-1-96, Formerly 10D-45.054, Amended 1-26-99, 4-17-01, 10-29-02, 7-6-03, 1-1-04.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sandra Stovall, Compliance Officer, 2818-A Mahan Drive, Tallahassee, Florida 32308, (850)487-1257 Ext. 210, e-mail: sandra_stovall@doh.state.fl.us.fl

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:
69A-21.115 "Appropriate Training" for Servicing Fire Extinguishers and Preengineered Systems Defined; Limitations; Restrictions

NOTICE OF CORRECTION

Notice is hereby given that Proposed Rule 4A-21.115, F.A.C., as published in Vol. 29, No. 37, September 12, 2003, issue of the Florida Administrative Weekly has been transferred to Chapter 69 and renumbered to Rule 69A-21.115, F.A.C.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE CHAPTER NO.: RULE CHAPTER TITLE:
69A-60 The Florida Fire Prevention Code
RULE NOS.: RULE TITLES:
69A-60.001 Title
(Formerly 4A-60.001)
69A-60.002 Scope
(Formerly 4A-60.002)

69A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Fire Prevention Code, Adopted
(Formerly 4A-60.003)
69A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Adopted
(Formerly 4A-60.004)
69A-60.005 Publications Added to NFPA 1 and NFPA 101
(Formerly 4A-60.005)
69A-60.006 Manufactured Buildings
(Formerly 4A-60.006)
69A-60.007 Enforcement of the Florida Fire Prevention Code
(Formerly 4A-60.007)
69A-60.008 Exceptions applicable to Broward County
(Formerly 4A-60.008)
69A-60.009 Educational and Ancillary Facilities
(Formerly 4A-60.009)

NOTICE OF CORRECTION

Notice is hereby given that Proposed Rules 4A-60.001-.009, F.A.C. have been transferred to Chapter 69 and renumbered to Rules 69A-60.001-.009, F.A.C.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE CHAPTER NO.: RULE CHAPTER TITLE:
69A-62 Uniform Minimum Firefighter Employment Standards
RULE NOS.: RULE TITLES:
PART I: ADOPTION OF UNIFORM FIREFIGHTER EMPLOYMENT STANDARDS
69A-62.0001 Definitions
(Formerly 4A-62.0001)
69A-62.001 Uniform Minimum Firefighter Employment Standards; Adoption of OSHA Standards
(Formerly 4A-62.001)
69A-62.002 Uniform Minimum Firefighter Employment Standards; Adoption of National Fire Protection Association Standards
(Formerly 4A-62.002)
69A-62.003 Uniform Minimum Firefighter Employment Standards; Adoption of 29 C.F.R. 1910.134(g)(3) and 1910.134(g)(4), Including Notes One and Two and Additional Requirements Relating to Fire Scenes
(Formerly 4A-62.003)
69A-62.006 Requirements for Recognition as a Fire Department
(Formerly 4A-62.006)
69A-62.007 Minimum Requirements for Class 9 Protection
(Formerly 4A-62.007)

PART II: WORKPLACE SAFETY AND HEALTH PROGRAMS

- 69A-62.020 Definitions
(Formerly 4A-62.020)
- 69A-62.021 General Guidelines for Firefighter Employer Comprehensive Safety and Health Programs
(Formerly 4A-62.021)
- 69A-62.022 Firefighter Employer Comprehensive Safety and Health Remediation Plan
(Formerly 4A-62.022)
- 69A-62.023 Criteria for Identifying Firefighter Employers With a High Frequency or Severity of Injuries
(Formerly 4A-62.023)

PART III: SAFETY AND HEALTH COMPLIANCE

- 69A-62.030 Definitions
(Formerly 4A-62.030)
- 69A-62.031 Right of Entry
(Formerly 4A-62.031)
- 69A-62.032 Division Inspection or Investigation
(Formerly 4A-62.032)
- 69A-62.033 Employers
(Formerly 4A-62.033)
- 69A-62.034 Notice of Violation
(Formerly 4A-62.034)
- 69A-62.035 Safety Training
(Formerly 4A-62.035)
- 69A-62.036 Procedures Relating to Penalties
(Formerly 4A-62.036)

PART IV: WORKPLACE SAFETY COMMITTEES

- 69A-62.040 Definitions
(Formerly 4A-62.040)
- 69A-62.041 Scope
(Formerly 4A-62.041)
- 69A-62.042 Firefighter employer Requirements
(Formerly 4A-62.042)
- 69A-62.043 Duties and Functions of the Safety Committee and Workplace Safety Coordinator
(Formerly 4A-62.043)
- 69A-62.044 Firefighter Employer Evaluation by the Division
(Formerly 4A-62.044)
- 69A-62.045 Penalties
(Formerly 4A-62.045)

NOTICE OF CORRECTION

Notice is hereby given that Proposed Rules 4A-62.0001, 4A-62.001, 4A-62.002, 4A-62.003, 4A-62.005, 4A-62.006, 4A-62.007, 4A-62.020, 4A-62.021, 4A-62.022, 4A-62.023, 4A-62.030, 4A-62.031, 4A-62.032, 4A-62.033, 4A-62.034, 4A-62.035, 4A-62.036, 4A-62.040, 4A-62.041, 4A-62.042, 4A-62.043, 4A-62.044 and 4A-62.045, F.A.C., as published in Vol. 29, No. 44, October 31, 2003, issue of the Florida Administrative Weekly, have been transferred to Chapter 69 and renumbered to Rules 69A-62.0001, 69A-62.001, 69A-62.002, 69A-62.003, 69A-62.005, 69A-62.006,

- 69A-62.007, 69A-62.020, 69A-62.021, 69A-62.022, 69A-62.023, 69A-62.030, 69A-62.031, 69A-62.032, 69A-62.033, 69A-62.034, 69A-62.035, 69A-62.036, 69A-62.040, 69A-62.041, 69A-62.042, 69A-62.043, 69A-62.044 and 69A-62.045, F.A.C.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

- | | |
|----------------------------------|---|
| RULE NOS.: | RULE TITLES: |
| 69L-6.008
(Formerly 4L-6.008) | Cancellation of Workers' Compensation Insurance by an Insurer |
| 69L-6.014
(Formerly 4L-6.014) | Policy Information Filing Requirements for Insurers |

NOTICE OF CORRECTION

Notice is hereby given that the Proposed Rule Development as published in Vol. 29, No. 42, October 17, 2003, issue of the Florida Administrative Weekly regarding Rules 4L-6.008 and 4L-6.014, F.A.C., have been transferred to Chapter 69 and renumbered to Rules 69L-6.008 and 69L-6.014, F.A.C.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

- | | |
|----------------------------------|---|
| RULE NO.: | RULE TITLE: |
| 69L-7.020
(Formerly 4L-7.020) | Florida Workers' Compensation Health Care Provider Reimbursement Manual |

NOTICE OF CORRECTION

Notice is hereby given that Proposed Rule 4L-7.020, F.A.C., as published in Vol. 29, No. 38, September 29, 2003, issue of the Florida Administrative Weekly, has been transferred to Chapter 69, F.A.C., and renumbered to Rule 69L-7.020, F.A.C.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

- | | |
|--------------------------------------|--|
| RULE NO.: | RULE TITLE: |
| 69L-24.0231
(Formerly 4L-24.0231) | Benefits and Administration Trust Fund Penalties Improper Filing Practices |

NOTICE OF CORRECTION

Notice is hereby given that Proposed Rule 4L-24.0231, F.A.C., as published in Vol. 29, No. 39, September 26, 2003, issue of the Florida Administrative Weekly, has been transferred to Chapter 69 and renumbered to 69L-24.0231, F.A.C.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

- | | |
|------------------|--|
| RULE NO.: | RULE TITLE: |
| 69L-24.0231 | Benefits and Administration Trust Fund Penalties Improper Filing Practices |

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. 29, No. 39, September 26, 2003, of the Florida Administrative Weekly.

Due to comments received at the hearing the rule has been changed to read as follows:

69L-24.0231 Benefits and Administration Trust Fund Penalties Improper Filing Practices.

(1)(a) Failure to timely file, by electronic or paper submission, legible and complete forms, reports, or documents as required by Chapter 440, Florida Statutes, Chapter 694L-3, F.A.C., or other Division rules implementing Chapter 440, Florida Statutes, shall subject the party required to file such form, report or document to assessment by the Division of an administrative fine a civil penalty. For purposes of this rule, a paper form, report or document is timely filed when it is postmarked and mailed prepaid prior to the expiration of the time periods prescribed in this rule, and Chapter 694L-3, F.A.C. For purposes of this rule, if disability is immediate and continuous for 8 or more calendar days after the injury, an electronic equivalent of a First Report of Injury or Illness will be considered timely filed with the Division when it is received by the Division on or before the 21st day after the carrier's knowledge of the injury and is assigned an acknowledgement code of Transaction Accepted (TA). If the first 7 days of disability are nonconsecutive or delayed, the electronic equivalent of a First Report of Injury or Illness will be considered timely filed with the Division when it is received by the Division on or before the 13th day after the carrier's knowledge of the 8th day of disability and is assigned an acknowledgement code of Transaction Accepted (TA). Penalties shall be assessed as follows:

(b) No change.

Specific Authority 440.13(11)(b), 440.185, 440.591, 440.593(5) FS. Law Implemented 440.13(11)(b), 440.185(9), 440.20(8)(a) FS. History--New 8-29-94, Amended 5-14-95, 6-4-97, 11-28-01, Formerly 38F-24.0231, 4L-24.0231, Amended _____.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

RULE NOS.:	RULE TITLES:
69L-26.002 (Formerly 4L-26.002)	Definitions
69L-26.004 (Formerly 4L-26.004)	Requesting Assistance

NOTICE OF CORRECTION

Notice is hereby given that the proposed Rules 4L-26.002 and 4L-26.004, F.A.C., have been transferred to Chapter 69 and renumbered to Rules 69L-26.002 and 69L-26.004, F.A.C.

Section IV
Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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."

DEPARTMENT OF CITRUS

RULE TITLE:	RULE NO.:
Agency Travel Rule	20ER03-2

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 120.54(4)(b), Florida Statutes, states that those rules pertaining to perishable agricultural commodities shall be included in the definition of rules relating to the public health, safety, or welfare.

At the recommendation of the Department of Financial Services, Department is adopting 20ER03-2 codifying Florida Department of Citrus Fiscal Policy #304, Rev. 4-4-99, State Travel Expense. Such travel is required to carry out the mandates contained throughout the Florida Citrus Code, specifically the requirement of Section 601.15(2), F.S., to "...plan and conduct campaigns for commodity advertising, publicity and sales promotion..." Employees of the Department of Citrus who incur actual and necessary expenses in furtherance of their duties under the Florida Citrus Code would be irreparably restrained in executing these duties through the non-adoption of this rule on an emergency basis, and perishable agricultural commodities would not be marketed and timely sold, resulting in great economic damage to the state of Florida.

After taking testimony and discussing the matter at a public meeting and hearing in Lakeland, Florida on October 29, 2003, the Florida Citrus Commission found that there exists a need to codify Florida Department of Citrus Fiscal Policy #304, Rev. 4-4-99, State Travel Expense, into an official rule in order to solidify Section 601.15(2), F.S., allowing for reimbursement of actual and necessary expenses for travel outside the state of Florida and voted to adopt Emergency Rule 20ER03-2.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Adequate notice procedures were used by the Department of Citrus to inform the public and the Florida citrus industry of the pending adoption of Emergency Rule 20ER03-2, F.A.C., adopting by reference those portions of Florida Department of Citrus Fiscal Policy #304, Rev. 4-4-99, State Travel Expense, pertaining to reimbursement of actual and necessary expenses for travel outside the state of Florida, in that notice was made via mailing