## Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

# DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

### **Division of Forestry**

RULE CHAPTER TITLE: Best Management Practices for Silviculture RULE CHAPTER NO.:

5I-6

PURPOSE AND EFFECT: The purpose of this proposed rule is to effect pollutant reduction through the implementation of non-regulatory and incentive-based Best Management Practices (BMPs) which may be determined to have minimal individual or cumulative adverse impacts to the water resources of the state. The effect of the proposed rule is to establish a procedure for submitting a "Notice of Intent to Implement" BMPs, that, when filed with the Florida Department of Agriculture and Consumer Services, Division of Forestry (DOF), and BMPs are implemented, provides a presumption of compliance with state water quality standards and release from the provisions of s. 376.307(5), F.S., for those pollutants addressed by the practices. Once filed with DOF, the Notice of Intent shall enable the applicant to apply for assistance with the implementations as identified in s. 403.067(7)(d), F.S. This proposed rule also provides that records maintained by the applicant confirming implementation of non-regulatory and incentive-based BMPs are subject to DOF inspection.

SUBJECT AREA TO BE ADDRESSED: The subject area for this proposed rule development is the adoption of silviculture Best Management Practices.

SPECIFIC AUTHORITY: 403.067(7)(d) FS.

LAW IMPLEMENTED: 403.067(7)(d), 589.04(1)(a) 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., December 4, 2003

PLACE: Doyle Conner Building-Eyster Auditorium, 3125 Conner Blvd., Tallahassee, FL

If special accommodations are needed to attend this meeting because of a disability, please contact the person listed below at least seven days prior to the meeting.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jeffery L. Vowell, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)414-9935, Fax (850)488-0863

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

#### **DEPARTMENT OF EDUCATION**

State Board of Education	
RULE TITLE:	RULE NO .:
Opportunity Scholarship Program	6A-6.0950
PURPOSE AND EFFECT: Clarify and	establish specific
student, school, school district, and state	requirements for
program eligibility, participation, and accountability.	
SUBJECT AREA TO BE ADDRESS	ED. Opportunity

SUBJECT AREA TO BE ADDRESSED: Opportunity Scholarship Program.

SPECIFIC AUTHORITY: 1002.38 FS.

LAW IMPLEMENTED: 1002.38 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.

Requests for the rule development workshop should be addressed to Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Theresa Klebacha, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

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

#### **DEPARTMENT OF EDUCATION**

#### State Board of Education

RULE TITLE:RULE NO.:Corporate Tax Credit Scholarship Program6A-6.0960PURPOSE AND EFFECT: Clarify and establish specificstudent, school, state, and Scholarship Funding Organizationrequirements for program eligibility, participation, andaccountability.

SUBJECT AREA TO BE ADDRESSED: Corporate Tax Credit Scholarship Program.

SPECIFIC AUTHORITY: 220.187 FS.

LAW IMPLEMENTED: 220.187 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.

Requests for the rule development workshop should be addressed to Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Theresa Klebacha, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

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

#### **DEPARTMENT OF EDUCATION**

#### State Board of Education

RULE TITLE:

John M. McKay Scholarship Programs 6A-6.0970 PURPOSE AND EFFECT: Clarify and establish specific student, school, school district, and state requirements for program eligibility, participation, and accountability.

RULE NO.:

SUBJECT AREA TO BE ADDRESSED: McKay Scholarship Program.

SPECIFIC AUTHORITY: 1002.39 FS.

LAW IMPLEMENTED: 1002.39 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.

Requests for the rule development workshop should be addressed to: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Theresa Klebacha, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

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

#### 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."

#### WATER MANAGEMENT DISTRICTS

# St. Johns River Water Management DistrictRULE TITLE:RULE NO.:District Funds40C-1.004

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to amend the effective date of the revision being made to District Policy 99-02.

SUBJECT AREA TO BE ADDRESSED: District Policy Number 99-02 is being revised to include a provision for mandatory direct deposit of employees' salaries, subject to an exception for instances of hardship. The portion of District Policy No. 99-02 pertaining to investment of funds is being deleted from District Policy No. 99-02 and established as a separate District policy. Subsection 40C-1.004(2), F.A.C, is revised to amend the title and effective date of the policy.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.553 FS.

LAW IMPLEMENTED: 373.079, 373.553 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-1.004 District Funds.

(1) No change.

(2) District funds may be disbursed, by wire or electronic transfer according to the procedure set forth in Section II, of Policy 99-02, as revised 11/11/03 2/10/99, entitled "Investment of Funds and Wire or and Electronic Transfer (W/EFT) Procedures," which is hereby incorporated by reference.

Specific Authority 373.044, 373.113, <u>373.553</u> FS. Law Implemented <del>120.53,</del> 373.553, <u>373.079</u> FS. History–New 10-8-91, Amended 3-1-92, 1-3-00,

#### WATER MANAGEMENT DISTRICTS

#### St. Johns River Water Management District

RULE TITLES:	RULE NOS.:
Definitions	40C-8.021
Minimum Surface Water Levels and Flows	
and Groundwater Levels	40C-8.031
DUDDORE AND EFFECT. The summers and	affact of these

PURPOSE AND EFFECT: The purpose and effect of these proposed rule amendments is to establish a minimum flow regime for Blue Spring, Volusia County, pursuant to the mandates of sections 373.042 and 373.0421, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Minimum mean flows will be established for Blue Spring. The minimum flows proposed increase incrementally during the time period from 2004 to 2029. The term "minimum mean flow" is defined in the proposed rule. As with the minimum flows and levels previously established by the District, if adopted, this rule amendment would require an applicant for a permit, pursuant to Chapters 40C-2, 40C-20, 40C-4, or 40C-40, F.A.C., to provide assurance that minimum flows would not be violated by a proposed water withdrawal or the construction or operation of a proposed surface water management system.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 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 LISTED BELOW:

TIME AND DATE: 6:00 p.m. – 9:00 p.m., December 8, 2003 PLACE: City of Deltona Council Chambers, 2345 Providence Blvd., Deltona, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma K. Messer, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, P. O. Box 1429, Palatka, Florida 32178-1429, (386)329-4459, Suncom 860-4459, email: nmesser@sjrwmd.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-8.021 Definitions.

Unless the context indicates otherwise, the following terms shall have the following meanings.

(1) through (11) No change.

(12) "Minimum mean flow" is the long term mean flow necessary to maintain an adequate manatee refuge under catastrophic conditions.

(12) through (19) renumbered (13) through (20) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.415 FS. History–New 9-16-92, Amended 8-17-94, 6-8-95, 3-19-02,\_\_\_\_\_.

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

(1) The following minimum surface water levels and flows and minimum groundwater levels are established:

(a) through (e) No change.

(f) Blue Spring, Volusia County	
Minimum Mean Flow	Flow
	<u>Cfs</u>
(effective date) through March 31, 2009	<u>130</u>
April 1, 2009 through March 31, 2014	<u>133</u>
April 1, 2014 through March 31, 2019	<u>136</u>
April 1, 2019 through March 31, 2024	<u>140</u>
April 1, 2024 through March 31, 2029	<u>150</u>
After March 31, 2029	<u>157</u>
(2) through (4) No change.	

Specific Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History–New 9-16-92, Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02,

#### AGENCY FOR HEALTH CARE ADMINISTRATION Medicaid

RULE TITLE:

Home and Community-Based Waivers

RULE NO.: 59G-8.200

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference the Florida Supported Living Home and Community-Based Wavier Coverage and Limitations Handbook, March 2004. This is the initial Handbook covering supported living services and contains the most current rate structure matrices. The effect will be to incorporate by reference in the rule the Florida Medicaid Home and Community-Based Waiver Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Home and Community-Based Waiver Services.

SPECIFIC AUTHORITY: 409.906 FS.

LAW IMPLEMENTED: 409.906(13), 409.908, 409.913(7)(e), 409.913 FS.

IF REQUESTED IN WRITING WITHIN 14 DAYS 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: 2:00 p.m., December 9, 2003

PLACE: 2727 Mahan Drive, Building #3, Room C, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Colm McAindriu, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)488-7875

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-8.200 Home and Community-Based Waivers.

(1) through (15) No change.

(16) All service providers enrolled in the Medicaid program must comply with the Florida Medicaid Home and Community-Based Waiver Services Coverage and Limitations Handbook, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, Institutional 081, which is incorporated by reference in Rule 59G-8.200, F.A.C., available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.913, 409.913(7)(e) FS. History–New 4-20-82, Formerly 10C-7.527, Amended 3-22-87, 11-23-89, Formerly 10C-7-0527, Amended 1-16-96, 7-23-97, 1-6-02, 10-27-02, 6-11-03.\_\_\_\_\_.

#### DEPARTMENT OF MANAGEMENT SERVICES

RULE CHAPTER TITLE:	RULE CHAPTER NO .:
Division of State Group Insurance	60R-1
RULE TITLE:	RULE NO .:
Medical Evidence	60R-1.00481

PURPOSE AND EFFECT: The State Retirement Commission proposes to amend its rules of "Practice and Procedure Before the State Retirement Commission," so as to conform the rule to the decision of the court in Carver v. State, Division of Retirement, 848 So.2d 1203 (Fla. 1st DCA 2003).

SUBJECT AREA TO BE ADDRESSED: Deletion of the paragraph in the rules of the State Retirement Commission that states that a determination of disability retirement eligibility must be supported by medical evidence of total and permanent disability.

SPECIFIC AUTHORITY: 121.031(1) FS.

LAW IMPLEMENTED: 120.57, 120.58, 121.24 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., December 12, 2003

PLACE: The Department of Management Services, Room 101 (Front Lobby), 4050 Esplanade Way, Tallahassee, Florida

Pursuant to the American with Disabilities Act, persons needing special accommodations to participate in the meeting, if held, should advise the Department of Management Services at least two (2) calendar days before the workshop, by contacting: Julie Shaw, (850)487-3423.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tommy Wright, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399-0950

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

#### 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**

Board of Clinical Laboratory Personnel	
RULE TITLE:	RULE NO .:
Trainee Registration	64B3-4.001

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

SUBJECT AREA TO BE ADDRESSED: Trainee Registration.

SPECIFIC AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 483.809(3), 483.811(2),(3),(4), 483.825, 483.827 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: 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:

64B3-4.001 Trainee Registration.

(1) All trainee applicants shall be enrolled in a clinical laboratory training program approved according to Chapter 64B3-3, F.A.C.

<u>(2)(1)</u> An applicant for trainee registration shall apply to the Department on forms DH 1083 (10/97), Clinical Laboratory Trainee Application, effective 2-15-01, which is incorporated by reference herein and which can be obtained from the Department <u>or at www.DOH.state.fl.us/mqa</u>.

(3)(2) No change.

(4)(3) Trainee registration may not be <u>extended beyond its</u> <u>expiration date</u> renewed except upon recommendation of the program director and approval by the <u>Department Board</u> based <u>upon one of on</u> the following circumstances:

(a) Approved training program failed to <u>commence</u> start on the date indicated in the training program's application for approval.

(b) No change.

(c) <u>Training</u> If the approved training program ceases to operate after trainee's registration.

(d) No change.

(4) through (5) renumbered (5) through (6) No change.

(6) All trainee applicants shall be enrolled in a clinical laboratory training program approved according to Chapter 64B3 3, F.A.C.

Specific Authority 483.805(4) FS. Law Implemented 483.809(3), 483.811(2), (3), (4), 483.825, 483.827 FS. History–New 7-20-93, Formerly 21KK-4.001, 61F3-4.001, Amended 4-10-96, 7-3-97, Formerly 59O-4.001, Amended 3-19-98, 2-15-01, 3-24-02,\_\_\_\_\_.

67-21.017

67-21.019

#### **DEPARTMENT OF HEALTH**

#### **Board of Psychology**

RULE TITLE: RULE NO.: Prohibition Against Treating Psychologists Performing Forensic Evaluations of Minors for the Purpose of Addressing

Custody, Residence or Visitation 64B19-18.006 PURPOSE AND EFFECT: The Board proposes to review the existing rule to determine if changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Prohibition against treating Psychologists performing forensic evaluations of minors for the purpose of addressing custody, residence or visitation.

SPECIFIC AUTHORITY: 490.004(4) FS.

LAW IMPLEMENTED: 490.009(2)(s) 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: Kaye Howerton, Executive Director, Board of Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

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

#### FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
Definitions	67-21.002
Application and Selection Process for Loans	67-21.003
Applicant Administrative Appeal Procedures	67-21.0035
Federal Set-Aside	67-21.004
Public Policy Criteria Requirements and	
Qualified Resident Programs	67-21.0041
Determination of Method of Bond Sale	67-21.0045
Selection of Qualified Lending Institutions as	
Credit Underwriters, Originators and Servicer	rs 67-21.005
Development Requirements	67-21.006
Fees	67-21.007
Terms and Conditions of Loans	67-21.008
Interest Rate on Mortgage Loans	67-21.009
Issuance of Revenue Bonds	67-21.010
No Discrimination	67-21.011
Advertisements	67-21.012
Private Placements of Multifamily Mortgage	
Revenue Bonds	67-21.013
Credit Underwriting Procedures	67-21.014
Use of Bonds with Other Affordable Housing	
Finance Programs	67-21.015
Compliance Procedures	67-21.016
-	

Transfer of Ownership

Refundings and Troubled Development Review 67-21.018

Issuance of Bonds for 501(c)(3) Entities

PURPOSE AND EFFECT: The purpose of this Rule is to establish the procedures by which the Corporation shall: administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond (MMRB) Program authorized by Section 42 of the Code and Section 420.509, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to the development of the 2004 application and program requirements for the MMRB Program, as specified in Rule Chapter 67-21, Florida Administrative Code (F.A.C.).

SPECIFIC AUTHORITY: 420.507, 420.508 FS.

LAW IMPLEMENTED: 420.502, 420.503, 420.507, 420.508, 420.509 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: 3:00 p.m., December 11, 2003

PLACE: Hilton Key West Resort and Marina, 245 Front Street, Key West, Florida 33040

Any person requiring special accommodation at this workshop because of a disability or physical impairment should contact: Jean Salmonsen, (850)488-4197. If you are hearing or speech impaired, please use the Florida Dual Party Relay System, 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Wayne Conner, Deputy Development Officer, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON FLORIDA HOUSING'S WEB SITE WWW.FLORIDAHOUSING.ORG.

#### FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
Purpose and Intent	67-48.001
Definitions	67-48.002
Application and Selection Procedures	
for Developments	67-48.004
Applicant Administrative Appeal Procedures	67-48.005
Compliance and Reporting Requirements	67-48.006
Fees	67-48.007
SAIL General Program Procedures	
and Restrictions	67-48.009
Additional SAIL Application Ranking	
and Selection Procedures	67-48.0095

Terms and Conditions of SAIL Loans	67-48.010
Sale, Refinancing or Transfer of a	
SAIL Development	67-48.0105
SAIL Credit Underwriting and Loan Procedures	67-48.012
SAIL Construction Disbursements and	
Permanent Loan Servicing	67-48.013
HOME General Program Procedures	
and Restrictions	67-48.014
Match Contribution Requirement for	
HOME Allocation	67-48.015
Eligible HOME Activities	67-48.017
Eligible HOME Applicants	67-48.018
Eligible and Ineligible HOME Development Costs	67-48.019
Terms and Conditions of Loans for	
HOME Rental Developments	67-48.020
Sale or Transfer of a HOME Development	67-48.0205
HOME Credit Underwriting and Loan Procedures	67-48.021
HOME Disbursements Procedures	
and Loan Servicing	67-48.022
Housing Credits General Program Procedures	
and Requirements	67-48.023
Qualified Allocation Plan	67-48.025
Housing Credit Underwriting Procedures	67-48.026
Tax-Exempt Bond-Financed Developments	67-48.027
Carryover Allocation Provisions	67-48.028
Extended Use Agreement	67-48.029
Sale or Transfer of a Housing Credit Development	67-48.030
Termination of Extended Use Agreement and	

Disposition of Housing Credit Developments 67-48.031 PURPOSE AND EFFECT: The purpose of this Rule is to establish the procedures by which the Corporation shall: (1) administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, Florida Statutes (F.S.), and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, Florida Statutes; and (2) administer the Application process, determine Housing Credit (HC) amounts and implement the provisions of the Housing Credit Program authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to (1) the development of the 2004 application and program requirements for the SAIL, HOME, HC Programs, as specified in Rule Chapter 67-48, Florida Administrative Code (F.A.C.) and (2) amendments to the Florida Housing Finance Corporation's 2003 Qualified Allocation Plan (QAP).

SPECIFIC AUTHORITY: 420.507 FS.

LAW IMPLEMENTED: 420.5087, 420.5089, 420.5099 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: 3:00 p.m., December 11, 2003

PLACE: Hilton Key West Resort and Marina, 245 Front Street, Key West, Florida 33040

Any person requiring special accommodation at this workshop because of a disability or physical impairment should contact: Jean Salmonsen, (850)488-4197. If you are hearing or speech impaired, please use the Florida Dual Party Relay System, 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Kerey Carpenter, Deputy Development Officer, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON FLORIDA HOUSING'S WEB SITE WWW.FLORIDAHOUSING.ORG.

# Section II Proposed Rules

#### **DEPARTMENT OF EDUCATION**

Commission for Independent Education

RULE TITLE:	RULE NO.:
Fair Consumer Practices	6E-1.0032

PURPOSE AND EFFECT: The proposed rule amendment intends to clarify the antihazing policy and make it consistent with Florida Statutes.

SUMMARY: The proposed rule amendment deletes language regarding antihazing policies for licensed colleges and universities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower regulatory cost alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 1005.22(1)(e)1., 1005.34 FS.

LAW IMPLEMENTED: 1005.04, 1005.22(1)(k), 1005.31(13), 1005.32(5), 1005.34 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 2650 Apalachee Parkway, Suite A, Tallahassee, Florida 32301