

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Bruce Brown, Chief of Compliance, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69L-6.019 Policies and Endorsements Covering Employees Engaged in Work in Florida.

(1) Every employer who is required to provide workers' compensation coverage for employees engaged in work in this state shall obtain a Florida policy or endorsement for such employees that utilizes Florida class codes, rates, rules and manuals that are in compliance with and approved under the provisions of Chapter 440, Florida Statutes, and the Florida Insurance Code, pursuant to Sections 440.10(1)(g) and 440.38(7), Florida Statutes.

(2) In order to comply with Sections 440.10(1)(g) and 440.38(7), Florida Statutes, any policy or endorsement presented by an employer as proof of workers' compensation coverage for employees engaged in work in this state must be issued by an insurer that holds a valid Certificate of Authority in the State of Florida.

(3) In order to comply with Sections 440.10(1)(g) and 440.38(7), Florida Statutes, for any workers' compensation policy or endorsement presented by an employer as proof of workers' compensation coverage for employees engaged in work in this state:

(a) the policy information page (NCCI form number WC 00 00 01 A) must list "Florida" in Section 3.A. and use Florida approved classification codes, rates, and estimated payroll in Section 4.

(b) the policy information page endorsement (NCCI form number WC 89 06 00 B) must list "Florida" in Section 3.A. and use Florida approved classification codes, rates, and estimated payroll in Section 4.

(4) A workers' compensation policy that lists "Florida" in Section 3.C. of the policy information page (NCCI form number WC 00 00 01 A) does not meet the requirements of Sections 440.10(1)(g) and 440.38(7), Florida Statutes, and is not valid proof of workers' compensation coverage for employees engaged in work in this state.

(5) NCCI form numbers WC 00 00 01 A and WC 89 06 00 B are hereby adopted and incorporated herein by reference.

Specific Authority 440.107(9), 440.591 FS. Law Implemented 440.10(1)(g), 440.38(7) FS. History--New _____.

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: The Dale Hickam Excellent Teaching Program
 RULE NO.: 6A-10.060

PURPOSE AND EFFECT: The purpose of this rule amendment is to clarify the provisions for payment of the fee subsidies, incentives and bonuses to instructional personnel provided for by the Dale Hickam Excellent Teaching Program. The effect of this rule is to provide an appropriate framework for payment of the fee subsidies, incentives and bonuses to instructional personnel provided for by the Dale Hickam Excellent Teaching Program.

SUMMARY: This rule clarifies the provisions for payment of the fee subsidies, incentives and bonuses to instructional personnel provided for by the Dale Hickam Excellent Teaching Program by clarifying the conditions for payment and repayment.

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 the notice.

SPECIFIC AUTHORITY: 1012.01, 1012.34, 1012.72 FS.

LAW IMPLEMENTED: 1012.72 FS.

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

TIME AND DATE: 8:30 a.m., April 20, 2004

PLACE: 325 West Gaines Street, Tallahassee, Florida 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Betty Cox, K-12 Deputy Chancellor, Department of Education, 325 West Gaines Street, Rm. 514, Tallahassee, Florida 32399-0400, (850)245-0420

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 6A-10.060 follows. See Florida Administrative Code for present text.)

6A-10.060 The Dale Hickam Excellent Teaching Program.

(1) Eligibility for payment(s) of the certification fee subsidy, teaching salary bonus, and mentoring salary bonus, pursuant to Section 1012.72, Florida Statutes, requires the following:

(a) Full-time employment as instructional personnel within the meaning of Section 1012.01(2)(a)-(c), Florida Statutes, as reflected by contract, the school district's personnel salary schedule, or the school district's approved staffing plan;

(b) Engaging exclusively in activities that further student instruction; for example, through advising, teaching and mentoring students, coaching or mentoring teachers through in class modeling, monitoring, and advising, and offering information resources to students;

(c) Teaching students a majority of the time;

(d) Completing and signing, as applicable, the following forms incorporated herein by reference and submitting all items they require: DHETP-1, Application and Instructions for Teacher Certification Fee Subsidy, DHETP-2, Letter of Intent/Promissory Note, DHETP-3, Salary Bonus Request Form, and DHETP-4, Mentoring Services Bonus Request Form, all available at the Florida Department of Education, Florida Excellent Teaching Program, 325 W. Gaines St., Ste. 126, Tallahassee, FL 32399;

(e) Demonstrating satisfactory performance on the most recent, regular annual performance appraisal conducted pursuant to Section 1012.34, Florida Statutes;

(f) Holding a valid Florida educator's certificate that has never been subject to discipline as the result of a final order of the Education Practices Commission after a formal, informal, or show cause hearing or settlement agreement.

(2) Eligibility to receive the certificate fee subsidy additionally requires adherence to all requirements, procedures, and deadlines of the school district, Department, and National Board for Professional Teaching Standards (NBPTS).

(3) Eligibility to receive payments of the teaching salary bonus and mentoring salary bonus additionally requires proof of a valid NBPTS certificate or notice of certificate award.

(4) Eligibility to receive payment(s) of the mentoring salary bonus additionally requires meeting the requirements for the teaching salary bonus and the equivalent of twelve (12) work-days of mentoring and related services to public classroom teachers pursuant to Section 1012.72, Florida Statutes. Related services must include instruction in helping teachers work more effectively with the families of their students. The twelve (12) workdays of mentoring and related services may not be completed during student contact hours during the one hundred ninety six (196) days of required service.

(5)(a) The Department shall forgive repayment of the certification fee subsidy paid to the NBPTS under the circumstances set forth in Section 1012.72(2)(d), Florida Statutes, in the event of the death of the recipient, a total and permanent disability which renders the recipient unable to work, or a reassignment of a military spouse to active duty outside the State of Florida.

(b) Death shall be verified by submission of a copy of the certificate of death. A total and permanent disability shall be verified in writing by a Florida licensed medical physician. An active military assignment outside the State of Florida shall be verified by a copy of the order of reassignment.

(6) Pro rata repayment to the Department of the teaching salary bonus and mentoring salary bonus shall be required of all recipients who during the teaching year in which the subsidy or bonus was received satisfy paragraphs (1)(a)-(c) of this rule less than the entire school year except for leave duly authorized and granted.

(7) Full repayment to the Department of the teacher certification fee, teaching salary bonus and mentoring salary bonus shall be required of all recipients who following receipt of same no longer satisfy the eligibility requirement listed in paragraphs (1)(e) and (1)(f) of this rule during the fiscal year in which the subsidy or bonus was received.

(8)(a) A recipient of the certification fee subsidy, teaching salary bonus and mentoring salary bonus owing a refund to the State of Florida may establish a repayment schedule agreeable to the Department which shall not exceed a period of two (2) years from the date of the written notice from the Department requesting repayment of the fee.

(b) Repayment of the certification fee subsidy, teaching salary bonus, and mentoring salary bonus may be deferred for a period not to exceed one (1) year from the date of the written notice from the Department requesting repayment of the fee for a temporary disability which renders a recipient unable to work or for other hardships as determined by the Department to render the recipient unable to work or to make repayment. A written request shall be submitted to the Department for consideration of a deferment of the repayment. The Department may request documentation of the conditions supporting the request for a deferment.

(c) Repayment of the certification fee, teaching salary bonus, and mentoring salary bonus shall be to the Florida Department of Education.

Specific Authority 1012.01, 1012.34, 1012.72,—236-08106 FS. Law Implemented 1012.72,—236-08106 FS. History—New 7-12-99, Amended 5-29-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Nathan A. Adams, IV., Deputy General Counsel, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John Winn, Chief of Staff, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2004

DATE NOTICE OF PROPOSED DEVELOPMENT PUBLISHED IN FAW: January 16, 2004

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."

STATE BOARD OF ADMINISTRATION**Florida Prepaid College Board**

RULE TITLE: Unclaimed Refunds

RULE NO.: 19B-11.007

PURPOSE AND EFFECT: To revise the procedures for notifying purchasers of terminated advance purchase contracts of unclaimed refunds and for notifying contract purchasers that have made certain inadvertent payment to the Florida Prepaid College Program, so the purchasers may obtain a refund.

SUMMARY: This rule change revises the procedure and methods that the Board will use to notify purchasers of terminated advance purchase contracts of unclaimed refunds and to notify contract purchasers that have made certain inadvertent payment to the Florida Prepaid College Program, so the purchasers may obtain a refund.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None prepared.

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

SPECIFIC AUTHORITY: 1009.971(1),(4),(6) FS.

LAW IMPLEMENTED: 1009.971, 1009.972(5), 1009.98(5) 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: 2:00 p.m., March 15, 2004

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-11.007 Unclaimed Refunds.

(1) The Board will send a refund to any purchaser whose contract is terminated after July 1, 1996, pursuant to Rule 19B-10.001 or 19B-10.002, F.A.C. Such refund will shall consist of any monies paid into the program minus any applicable fees due against the account. The Board will mail written notice to purchasers when the refund check for a

contract terminated after July 1, 1996, has not been negotiated for six years and when a refund is available for a contract that was terminated prior to July 1, 1996. The notice will indicate the procedure which the purchaser must follow to obtain a refund of the monies held by the Board and that if a refund claim is not timely made that the funds will escheat to the Florida Prepaid College Trust Fund. An alphabetical list of the names and city of residence of such purchasers will be posted on the Board's website on the Internet. Any refund which remains unclaimed seven years after an account is terminated or on December 31, 2004, whichever is later, will escheat to the Florida Prepaid College Trust Fund.

~~(2)(a) As to accounts which were terminated pursuant to Rule 19B 10.001 or 19B 10.002 prior to July 1, 1996, the Board shall mail a written notice to the purchaser of such accounts, if an unclaimed refund is available for the terminated account, regarding the procedure which the purchaser must follow to obtain a refund of the monies held by the Board for said accounts. The notice shall be sent to the purchaser when the refund has been unclaimed for six years after the date the account was terminated.~~

~~(b) Each year, the Board shall publish in newspapers of general circulation throughout the state an alphabetical list of the names of those purchasers due a refund of fifty dollars or more who have not made a claim for the refund within ninety (90) days after the mailing of the written notice to the purchaser pursuant to subsection (2)(a). The notice shall indicate the procedure which the purchaser must follow to obtain a refund of the monies held by the Board for such accounts and that if a claim for a refund is not made within seven years of the termination of the account or within one year after the date of publication of the notice, whichever is later, that the funds shall escheat to the Florida Prepaid College Trust Fund. Said notice shall be posted on the Board's website on the Internet.~~

~~(c) Following notice as provided in this subsection, any refund which relates to an account terminated pursuant to Rule 19B-10.001 or 19B-10.002 prior to July 1, 1996, that remains unclaimed for seven years after the termination of the account or for one year after the publication of the notice required in subsection (2)(b), whichever is later, shall escheat to the Florida Prepaid College Trust Fund.~~

~~(3) As to accounts terminated pursuant to Rules 19B 10.001 and 19B 10.002 after July 1, 1996, the Board shall mail written notice to any purchaser of such accounts when the purchaser has not negotiated the refund check for such account after a period of six years. The notice shall indicate the procedure which the purchaser must follow to obtain a refund of the monies held by the Board for said accounts and that if a claim for a refund is not made within seven years of the termination of the account that the funds shall escheat to the Florida Prepaid College Trust Fund. An alphabetical list of the names of the purchasers of such accounts shall be posted on the~~

~~Board's website on the Internet. Any such refunds for any account terminated pursuant to Rule 19B-10.001 or 19B-10.002 which remains unclaimed after seven years shall escheat to the Florida Prepaid College Trust Fund.~~

~~(2)(4)~~ The Board will attempt to identify purchasers who have made inadvertent payments of fifty dollars or more into the Program and who are owed a refund of such payments. The Board will mail a written notice to persons who made such payments informing them that they are entitled to a refund of the inadvertent payments when such refunds have been unclaimed for six years. The notice will shall indicate the procedure which the person must follow to obtain a refund of the monies held by the Board and that if a claim for a refund is not timely made within seven years after the date such refund became unclaimed that the funds will shall escheat to the Florida Prepaid College Trust Fund. An alphabetical list of the names and city of residence of such purchasers will shall be posted on the Board's website on the Internet. Any refund of an inadvertent payment into the Program which remains unclaimed after seven years or on December 31, 2004, whichever is later, will shall escheat to the Florida Prepaid College Trust Fund.

~~(3)(5)~~ When the Board determines one or more additional methods for locating and notifying purchasers due an unclaimed refund or entitled to a refund of an inadvertent payment are available which are likely to increase the number and amounts of refunds provided to purchasers entitled to a refund or provided to purchasers who have made inadvertent payments, the Board will use such methods to locate and provide refunds to purchasers.

~~(4)(6)~~ The Board will shall annually review and approve the list of unclaimed refunds and inadvertent payments which have remained unclaimed for the periods required under this rule and have escheated to the Florida Prepaid College Trust Fund.

Specific Authority 1009.971(1),(4),(6) FS. Law Implemented 1009.971, 1009.972(5), 1009.98(5) FS. History--New 6-20-96, Amended 12-29-98,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Prepaid College Board
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 18, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 16, 2004

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE:
Rural Health Clinic Services

RULE NO.:
59G-4.280

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Rural Health Clinic Services Coverage and Limitations Handbook, October 2003. The effect will be to provide Florida Federally Qualified Health Centers with new HIPAA policy and HIPAA compliant Level II HCPCS for services that use the CMS-1500 for billing.

SUMMARY: The rule is amended to include new HIPAA policy, language, and new HIPAA compliant level II HCPCS. Policy changes include family planning services that are necessary to comply with recommendations of the U.S. Preventive Services Task Force by omitting the requirement for urinalysis and hemoglobin/hematocrit laboratory analyses with family planning health assessments. In addition, mental health services have been changed to include mental health group therapy as a component.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 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: 9:30 a.m., March 15, 2004

PLACE: 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 32308-5407

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kay Aloï, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7330

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.280 Rural Health Clinic Services.

(1) No change.

~~(2) Payment Methodology for Covered Services:~~

~~(a) Provider based clinics shall be reimbursed for rural health clinic services on the basis of a fixed all inclusive rate per visit, calculated by the Medicare Part A carrier that services the provider.~~

~~(b) Independent clinics shall be reimbursed for rural health clinic services at a cost based all inclusive rate per visit, calculated by the Medicare Part A carrier Blue Cross/Blue shield of Chattanooga, Tennessee.~~

~~(c) Medicaid will utilize the annual rate established by the Medicare Part A carrier for reimbursement of rural health clinics with the exception of immunizations, emergency~~

services, radiology, services rendered in a hospital, Norplant kits, intrauterine devices and DepoProlvera, which are reimbursed based on a fee schedule established by Medicaid.

(d) In lieu of retroactive payment to a clinic, a percentage allowance will be added to the per encounter rate as of July 1 of each year based on the clinic's last year end cost report. The percentage allowance will be based on the Consumer Price Index (CPI) estimated for the month of the clinic's fiscal year end divided into the CPI projected for December of the same rate period. The established rate multiplied by this ration will determine the clinic's rate encounter for each subsequent twelve month period. The effective date of each rate change will be July 1 of each year.

(2)(3) All rural health clinic providers enrolled in the Medicaid program must comply with the Florida Medicaid Rural Health Clinic Coverage and Limitations Handbook, October 2003 June 2000, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA 1500 and Child Health Check Up 221, incorporated by reference in Rule 59G-4.001 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History--New 4-14-80, Formerly 10C-7.051, Amended 6-29-94, 6-10-96, 6-24-98, 12-4-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kay Aloï

NAME OF PERSON WHO APPROVED THE PROPOSED RULE: Rhonda M. Medows, M.D., FAAFP, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 30, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 3, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE TITLE: Certification of Additional New Business

RULE NO.:

Entity or Transfers 61G6-5.006

PURPOSE AND EFFECT: The Board proposes to add language to the existing rule to address an applicant's appearance before the Application Review committee and/or Board.

SUMMARY: A rule will be amended to address an applicant's appearance before the Application Review committee and /or Board.

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 cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 489.507(3), 489.511(3), 489.521(2),(3)(a) FS.

LAW IMPLEMENTED: 489.511(3), 489.521(2),(3)(a) 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: John Knap, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-5.006 Certification of Additional New Business Entity or Transfers.

(1) A qualifying agent who wishes to engage in contracting in his own name or in affiliation with another business entity shall be required to submit an application to the Department. The application shall be accompanied by the materials listed in Rule 61G6-5.004, F.A.C. The application shall be accompanied by the application fee. The applicant shall appear before the Application Review Committee for review of the application and may appear before both the committee and the Board. The Board office shall schedule all qualified applicants for appearance before the Committee.

(2) through (4) No change.

Specific Authority 489.507(3), 489.511(3), 489.521(2),(3)(a) FS. Law Implemented 489.511(3), 489.521(2),(3)(a),(8) FS. History--New 1-2-80, Amended 4-16-82, 6-22-82, Formerly 21GG-5.06, Amended 11-3-92, Formerly 21GG-5.006, Amended 11-30-94, 5-2-96, 6-16-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Electrical Contractors' Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 22, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE TITLE: Certification Examination Requirements

RULE NO.:

PURPOSE AND EFFECT: The Board proposes to revise the existing rule to address the percentage of questions in each subject area of the examination and to add a specialty certification examination.

SUMMARY: A rule will be amended to address the percentage of questions in each subject area of the examination and to add a specialty certification examination.

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 cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 455.217(1)(b) FS.

LAW IMPLEMENTED: 455.217(1)(b) 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: John Knap, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-6.001 Certification Examination Requirements.

(1) The areas of competency to be covered by the certification examination and the approximate percentage of questions in each area, shall be as follows:

Technical knowledge, 60%; General Business knowledge, 33%; and Ssafety knowledge, 7%.

(2) The examination shall be open book. The applicant is responsible for bringing and may use during the examination the applicable code books, reference materials and calculators as approved by the Board. Security measures as set forth by the Department shall be followed during the examination.

(3) The following certification examinations are offered
~~The content areas of each examination and the approximate weight assigned to each section are as follows:~~

(a) Unlimited Electrical Contractor. ~~Technical section 64%; General Business Section 33%; and Safety Section 3%.~~

(b) Residential Electrical Contractor. ~~Technical Section 59%; General Business Section 33%; and Safety Section 8%;~~

(c) Alarm Systems Contractor I. ~~Technical Section 66%; General Business Section 25%; and Safety Section 9%.~~

(d) Alarm Systems Contractor II. ~~Technical Section 70%; General Business Section 25%; and Safety Section 5%.~~

(e) Limited Energy Contractor. ~~Technical Section 69%; General Business Section 25%; and Safety Section 6%.~~

(f) Sign Specialty Contractor. ~~Technical Section 70%; General Business Section 25%; and Safety Section 5%.~~

(g) Lighting Maintenance Contractor. ~~Technical Section 70%; General Business Section 25%; and Safety Section 5%.~~

(h) Utility Electrical Line Contractor.

(4) No change.

Specific Authority 455.217(1)(b) FS. Law Implemented 455.217(1)(b) FS. History—New 1-2-80, Amended 4-26-81, 1-19-84, Formerly 21GG-6.01, 21GG-6.001, Amended 3-20-95, 5-2-96, 5-7-97, 10-6-97, 9-7-98, 10-7-99, 2-17-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors' Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 22, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLE: Schedule of Fees

RULE NO.: 61G15-24.001

PURPOSE AND EFFECT: The Board proposes to amend this rule to remove obsolete language and provide for a specific fee for testing in additional disciplines as requested by an existing licensee.

SUMMARY: This rule sets forth the fees for application, examination, reexamination, licensing and renewal, temporary registration, late renewal, registration by endorsement, reactivation fees, and replacement certificate fees.

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 cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 455.213, 455.217(3), 455.219, 455.271, 471.011, 471.019 FS.

LAW IMPLEMENTED: 119.07(1)(a), 455.217(3), 471.011, 471.019 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW. (IF NOT REQUESTED IN WRITING, A HEARING WILL NOT BE HELD):

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Natalie Lowe, Executive Director, Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-24.001 Schedule of Fees.

(1) No change.

(2) Engineering fees (individuals and firms):

(a) No change.

(b) Examination and re-examination fee ~~Initial examination fee~~ – \$ 100.00 ~~(both parts)~~, except the fee for Structural II examination is \$ 450.00.

- (c) Application fee for licensure by endorsement – \$125.00.
- (d) Initial registration and licensure – \$ 100.00.
- (e) Renewal – \$ 125.00 per biennium.
- (f) Delinquency Fee – \$ 100.00.
- (g) Temporary registration (individual) – \$ 25.00.
- (h) Temporary Certificate of Authorization (firm) – \$50.00.
- (i) Registration for a Certificate of Authorization (firm) – \$125.00.
- (j) Biennial Renewal of Certificate of Authorization (firm) – \$125.00.
- ~~(k) Re-examination – \$ 100.00 per part.~~
- (l) through (p) renumber (k) through (o) No change.
- (3)(a) through (c) No change.

Specific Authority 455.213, 455.217(3), 455.219, 455.271, 471.011, 471.019 FS. Law Implemented 119.07(1)(a), 455.217(3), (7), 471.011, 471.019 FS. History–New 1-8-80, Amended 8-26-81, 12-19-82, 6-2-83, 2-28-84, Formerly 21H-24.01, Amended 3-10-86, 12-11-86, 3-10-87, 4-12-88, 12-21-88, 1-10-90, 8-15-90, 1-6-93, Formerly 21H-24.001, Amended 11-15-94, 8-10-98, 6-16-99, 5-8-00, 11-15-01, 2-21-02, 9-16-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 19, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLE: Retention of Engineering Documents
RULE NO.: 61G15-30.009

PURPOSE AND EFFECT: The Board proposes this new rule to set forth criteria for retaining engineering documents.

SUMMARY: This rule sets forth the requirement for licensees to retain documents bearing their signature, seal, date and all related calculations for a minimum period of three years .

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 cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.033(1)(g) FS.

IF REQUESTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW. (IF NOT REQUESTED IN WRITING, A HEARING WILL NOT BE HELD):

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Natalie Lowe, Executive Director, Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-30.009 Retention of Engineering Documents.

At least one copy of all documents displaying the licensee’s signature, seal, date and all related calculations shall be retained by the licensee or the licensee’s employer for a minimum of three years from the date the documents were sealed.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.033(1)(g) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 19, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE TITLE: Exemption of Spouses of Members of Armed Forces from Licensure
RULE NO.: 61G19-6.018

PURPOSE AND EFFECT: The Board proposes to promulgate a new rule to address exemption of spouses of members of armed forces from licensure renewal provisions.

SUMMARY: A new rule will be developed to address exemption of spouses of members of armed forces from licensure renewal provisions.

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 cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 455.02(2), 468.606 FS.
LAW IMPLEMENTED: 455.02(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-6.018 Exemption of Spouses of Members of Armed forces from Licensure Renewal Provisions.

A licensee who is the spouse of a member of the Armed Forces of the United States and was caused to be absent from the State of Florida because of the spouse's duties with the armed forces shall be exempt from all licensure renewal provisions under these rules during such absence. The licensee must show proof to the Board of the absence and the spouse's military status. Such proof shall consist of copies of the military orders requiring the change of duty station and must be sent to the Board office in order to qualify for the exemption.

Specific Authority 455.02(2), 468.606 FS. Law Implemented 455.02(2) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 23, 2004

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 Hearing Aid Specialists

RULE TITLES:	RULE NOS.:
Initial Licensure Fee	64B6-4.003
Biennial Renewal Fee for Active License	64B6-4.004
Special Assessment Fee	64B6-4.011

PURPOSE AND EFFECT: To update the current initial licensure and biennial renewal fees and promulgate a new rule for a special assessment fee.

SUMMARY: The Board proposes to revise the initial licensure and biennial renewal fees and implement a new rule pertaining to a special assessment fee.

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 cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 455.587(1), 456.013(2), 456.017, 456.025(1),(5), 484.044, 484.0447(4),(6) FS.

LAW IMPLEMENTED: 456.013(2), 456.017, 484.0447(4),(8), 484.047(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sue Foster, Executive Director, Board of Hearing Aid Specialist, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULES IS:

64B6-4.003 Initial Licensure Fee.

(1) The licensure fee for each applicant certified for licensure in the first year of a biennium shall be ~~\$600.00~~ 375.00.

(2) The licensure fee for each applicant certified for licensure in the second year of a biennium shall be ~~\$320.00~~ 200.00, except that during the renewal period the applicant shall pay the amount of the biennial renewal fee, under Rule 64B6-4.004, F.A.C., and the license issued shall be good for the next biennium.

Specific Authority 456.013(2), 456.017, 456.025(1), 484.044, 484.0447(4) FS. Law Implemented 456.013(2), 456.017, 484.0447(4) FS. History--New 1-10-84, Amended 1-20-85, Formerly 21JJ-5.02, 21JJ-5.002, Amended 1-4-87, 12-25-88, 8-19-91, Formerly 21JJ-4.006, 61G9-4.006, Amended _____.

64B6-4.004 Biennial Renewal Fee for Active License.

The licensure fee for renewal of an active license shall be ~~\$600.00~~ 410.00.

Specific Authority 456.025(1), 455.587(1), 484.044, 484.0447(4),(6) FS. Law Implemented 484.0447(4),(8), 484.047(2) FS. History--New 1-10-84, Formerly 21JJ-5.03, 21JJ-5.003, Amended 1-4-87, 12-25-88, Formerly 21JJ-4.007, 61G9-4.007, Amended 6-6-02, _____.

64B6-4.011 Special Assessment Fee.

(1) In an effort to eliminate the current cash deficit of the Board, each active status licensee and inactive status licensee shall pay a special assessment fee of \$500.00 to the Department. The fee must be paid to the Department by no later than 5:00 p.m.-E.S.T. on August 31, 2004.

(2) Failure to comply with this rule and pay the required fee shall constitute a citation violation as set forth in section 456.077, F.S.

Specific Authority 456.025(5), 484.044 FS. Law Implemented 456.025(5) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Hearing Aid Specialists
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 3, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: February 6, 2004

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Definitions
RULE NO.: 64B8-2.001

PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify that the infiltration by injection of local anesthetic agents by medical assistants is prohibited.

SUMMARY: The proposed rule amendment prohibits the infiltration by injection of local anesthetic agents by medical assistants.

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: 458.309, 458.315(1), 458.317(1)(c), 458.319(1), 766.314(4) FS.

LAW IMPLEMENTED: 456.072(2)(g), 458.303, 458.311, 458.313, 458.315(1), 458.317(1)(c), 458.331(1)(u), 458.3485, 766.314(4) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-2.001 Definitions.

(1) through (11) No change.

(12) Pursuant to Section 458.3485(2), Florida Statutes, the infiltration by injection of local anesthetic agents by medical assistants is prohibited.

Specific Authority 458.309, 458.315(1), 458.317(1)(c), 458.319(1), 766.314(4) FS. Law Implemented 456.072(2)(g), 458.303, 458.311, 458.313, 458.315(1), 458.317(1)(c), 458.331(1)(u), 458.3485, 766.314(4) FS. History—New 11-10-82, Amended 12-4-85, Formerly 21M-29.01, Amended 12-4-86, 11-15-88, 3-13-89, 1-1-92, 9-24-92, 2-21-93, Formerly 21M-29.001, Amended 4-14-94, Formerly 61F6-29.001, 59R-2.001, Amended 4-7-99, 10-2-01, 11-10-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 7, 2004
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: December 26, 2003

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Application, Certification, Registration,
and Licensure Fees
RULE NO.: 64B8-3.002

PURPOSE AND EFFECT: The proposed rule amendment is intended to address an increase in the initial certification fee from \$385 to \$424.

SUMMARY: The proposed rule amendment increases the initial certification fee from \$385 to \$424.

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: 456.013, 456.025, 458.309, 458.311, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS.

LAW IMPLEMENTED: 456.013, 456.025, 456.036, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-3.002 Application, Certification, Registration, and Licensure Fees.

The following fees are prescribed by the Board:

(1) through (6) No change.

(7) The initial certification fee for any person who is issued a temporary certificate to practice in areas of critical need, public health certificate, public psychiatry certificate, or medical faculty certificate and the initial license fee for a person who is issued a license to practice as a physician as provided in Section 458.311, 458.3115, 458.3124, F.S., or

Section 458.313, F.S.; or a limited license as provided in Section 458.317, F.S., shall be \$424.00 ~~\$385.00~~ with the following exceptions:

- (a) through (d) No change.
- (8) through (9) No change.

Specific Authority 456.013, 456.025, 458.309, 458.311, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. Law Implemented 456.013, 456.025, 456.036, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. History—New 12-5-79, Amended 11-10-82, 8-11-85, 10-24-85, Formerly 21M-19.02, Amended 12-4-86, 11-3-87, 7-4-88, 10-23-89, 11-12-89, 11-11-90, 1-16-91, 1-9-92, 2-10-92, 9-7-92, Formerly 21M-19.002, Amended 9-21-93, Formerly 61F6-19.002, Amended 2-13-95, 2-20-96, 6-24-96, Formerly 59R-3.002, Amended 6-7-98, 8-11-98, 11-22-98, 12-14-99, 1-31-01, 11-20-01, 10-19-03, 12-2-03, 1-26-04,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6-7, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 26, 2003

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Continuing Education for Biennial Renewal
PURPOSE AND EFFECT: The proposed rule amendments are intended to address continuing education credit for Board members.

SUMMARY: The proposed rule amendments permit Board members to receive up to 10 hours of continuing medical education (CME) credit per biennium in the area of risk management for attendance at Board meetings.

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: 456.013(6),(7), 456.031(4), 458.309, 458.319 FS.

LAW IMPLEMENTED: 456.013(6),(7), 456.031(1)(a),(3), 458.319(4) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-13.005 Continuing Education for Biennial Renewal.

(1) No change.

(2)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing, or eliminating identifiable risks.

(b) Five hours of continuing medical education in the subject area of risk management may be obtained by attending one full day or eight (8) hours, whichever is more, of disciplinary hearings at a regular meeting of the Board of Medicine in compliance with the following:

1. through 2. No change.

3. The licensee must sign out with the Executive Director of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CME credit in risk management for attending the disciplinary portion of a Board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose. A member of the Board of Medicine may obtain 10 ~~5~~ hours of continuing medical education per biennium in the subject area of risk management for attendance at the disciplinary portion of ~~one~~ Board meetings.

(3) through (7) No change.

(8) In addition to the continuing medical education credits authorized above, current and former Board members shall receive up to a maximum of 5 hours of credit per biennium in the area of risk management for serving on the Board's probable cause panel.

(9) through (11) No change.

Specific Authority 456.013(6),(7), 456.031(4), 458.309, 458.319 FS. Law Implemented 456.013(6),(7), 456.031(1)(a),(3), 458.319(4) FS. History—New 9-7-86, Amended 11-17-87, 11-15-88, 1-31-90, 9-15-92, Formerly 21M-28.002, Amended 12-5-93, Formerly 61F6-28.002, Amended 3-1-95, 1-3-96, 1-26-97, Formerly 59R-13.005, Amended 5-18-99, 2-7-01, 6-4-02, 10-8-03, _____

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 26, 2003