

incorporated by reference. The forms may be obtained by writing to the Office of Insurance Regulation, Bureau of Life and Health Forms and Rates, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0328. The forms may be reproduced at will.

(e) A certification as to the actuarial soundness of the Plan prepared by an actuary who is a member of the Society of Actuaries or the American Academy of Actuaries accompanied by an explanation or basis of how the certification was made.

(2) The filing forms adopted in subsection (1), above, shall be submitted to the Office electronically through <https://iportal.fldfs.com/> accompanied by a certification as to the actuarial soundness of the Plan prepared by an actuary who is a member of the Society of Actuaries or the American Academy of Actuaries.

Specific Authority 112.08(6) FS. Law Implemented 112.08(2) FS. History—New 7-9-91, Formerly 4-111.002, Formerly 4-149.052, Amended _____.

690-149.053 On-Going Review of the Self-Funded Health Benefit Plan.

(1) Once the Plan has been approved by the Office and has commenced operations, the local governmental unit shall submit the following to the Office, no later than 90 days after the close of the Plan’s fiscal year:

(a) Form OIR-B2-570 “General Information on Self-Funded Health Benefit Plans”, as adopted in Rule 690-149.154, F.A.C.;

(b) Form OIR-B2-572, “Annual Report of Self-Funded Health Benefit Plans”, as adopted in Rule 690-149.154, F.A.C.; which is hereby adopted and incorporated by reference. In addition, the local governmental unit shall submit

(c) Form OIR-B2-573, “Operating Projections for Self-Funded Health Benefit Plans”, as adopted in Rule 690-149.154, F.A.C.; as adopted and incorporated by reference in subsection 4 149.052(1), F.A.C. If the current fiscal year shows a fund deficit, the local governmental unit shall submit

(d) Form OIR-B2-574, “General Information and Surplus Statement Deficit Elimination Plan for Self-Funded Health Benefit Plans”, as adopted in Rule 690-149.154, F.A.C. which is hereby adopted and incorporated by reference; and

(e) A certification as to the actuarial soundness of the Plan prepared by an actuary who is a member of the Society of Actuaries or the American Academy of Actuaries accompanied by an explanation or basis of how the certification was made.

(2) The filing shall be submitted to the Office electronically through <https://iportal.fldfs.com/>. All forms adopted in this rule may be obtained from the Bureau of Life and Health Rate and Reserve Analysis and may be reproduced at will.

Specific Authority 112.08(6) FS. Law Implemented 112.08(2) FS. History—New 7-9-91, Formerly 4-111.003, Formerly 4-149.053, Amended _____.

690-149.054 Forms Incorporated by Reference.

(1) The following forms are hereby adopted and incorporated by reference:

(a) Form OIR-B2-570 (12/03) “General Information on Self-Funded Health Benefit Plans”;

(b) Form OIR-B2-571 (12/03) “New Plan Operating Projections for Self-Funded Health Benefit Plans”;

(c) Form OIR-B2-572 (12/03) “Annual Report of Self-Funded Health Benefit Plans”;

(d) Form OIR-B2-573 (12/03) “Operating Projections for Self-Funded Health Benefit Plans”;

(e) Form OIR-B2-574 (12/03) “General Information and Surplus Statement for Self-Funded Health Benefit Plans”;

(2) The above forms are hereby adopted and incorporated by reference.

(3) All forms are available and may be printed from the Office website: <http://www.fldfs.com/>.

Statutory Authority 112.08(6) FS. Law Implemented 112.08 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Frank Dino, Bureau of Life and Health Forms and Rates,
Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Richard Robleto, Chief, Bureau of
Life and Health Forms and Rates, Office of Insurance
Regulation

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 5, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: June 27, 2003 and October 17, 2003

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: 5B-54.018 RULE TITLE:
Compensation for Infested or
Infected Colonies

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. 50, December 12, 2003, issue of the Florida Administrative Weekly.

Text of Proposed Rule Change Is:

5B-54.018 Compensation for Infested or Infected Colonies.

(1) Florida resident owners of colonies and regulated articles destroyed due to infection or infestation with American foulbrood ~~will shall~~ be compensated at the rate of 1/2 the estimated value of the honeybees and equipment, provided funding is available for this purpose; however, compensation shall not exceed \$30.00 per colony. Also, compensation will be paid in full for the first 10 diseased colonies, after which payment will be discounted as follows: If the disease rate exceeds 50 percent of the total colony inventory, then the payment will be discounted 50 percent. The condition of the equipment to be destroyed shall be rated by the inspector and the beekeeper as good, fair, or poor. Any disagreement over the condition or value of equipment to be destroyed shall be arbitrated by the Chief of Apiary Inspection, the Cooperative Extension Service Apiary Specialist, and the Chairman of the Honeybee Technical Council. A Compensation Agreement, including the owner's Social Security number, must be signed by the owner. The Compensation Agreement form, DACS-08062, Revised 7/99, is hereby incorporated in this rule by reference. A copy of DACS-08062 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.13, 586.14 FS. History—New 11-22-88, Amended 11-4-92, 6-20-00, _____.

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."

PUBLIC SERVICE COMMISSION

DOCKET NO. 030697-WS

RULE NO.:	RULE TITLE:
25-30.445	General Information and Instructions Required of Water and Wastewater Utilities in an Application for a Limited Proceeding

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed Rule 25-30.445, F.A.C., in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 29, No. 45, November 7, 2003, issue of the Florida Administrative Weekly. The changes have been made to the proposed rule to

address comments made by the Joint Administrative Procedures Committee and to correct inadvertent errors in reference to forms contained in the rule.

Paragraph (4)(m) of Rule 25-30.445, F.A.C., is changed as follows:

(m) If the limited proceeding is being requested to change the current rate structure, provide a copy of all workpapers and calculations used to calculate requested rates and allocations between each customer class. The test year should be the most recent 12-month period. In addition, the following schedules, which are incorporated herein by reference, from Form PSC/ECR 19 (11/93), entitled "Class A Water and/or Wastewater Utilities Financial, Rate and Engineering Minimum Filing Requirements", ~~should be provided~~ ~~should be provided from the Class A Water and/or Wastewater Utilities Accounting, Rate and Engineering Minimum Filing Requirements (Form PSC/ECR 20 (11/93))~~. The schedules can be obtained from the Commission's Division of Economic Regulation.

1. Schedule E-2, entitled "Revenue Schedule at Present and Proposed Rates", ~~Revenue Schedule at Test Year Rates—Proof of Revenue.~~

2. Schedule E-14 ~~12~~, entitled "Billing Analysis Schedules". Only two copies are required.

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-501.302	Copying Services for Inmates

THIRD 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), Vol. 29, No. 44, (October 31, 2003) and in Vol. 29, No. 51, (December 19, 2003) issue of the Florida Administrative Weekly:

33-501.302 Copying Services for Inmates.

(1) through (5) No change.

(6)(a) Inmates shall not be provided copying services for legal or administrative proceedings that do not relate to a challenge of convictions or sentences, or to challenges of prison conditions unless they have sufficient funds in their inmate trust account to cover the complete cost of making the copies. Inmates shall not be provided copying services for records requests pursuant to Rule 33-601.901, F.A.C., unless they have sufficient funds in their inmate trust fund account to cover the complete cost of making the copies. Liens will not be placed to recover these costs at a future date.

(b) Where a court order has been issued directing the department to provide copies of department records to an inmate, the copies shall be provided and a lien shall be placed on the inmate's account to recover the cost of the copies as provided in subsection (5) of this rule unless otherwise ordered by the court.

(7) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 10-6-83, Formerly 33-3.051, Amended 6-13-88, 8-20-89, 2-12-91, 4-10-94, 4-21-96, 6-29-98, Formerly 33-3.0051, Formerly 33-602.405, Amended _____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.713
 RULE TITLE: Inmate Visiting – Definitions

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. 50, (December 12, 2003), issue of the Florida Administrative Weekly:

33-601.713 Inmate Visiting – Definitions.

(1) through (3) No change.

(4) “Institutional Classification Team (ICT)” refers to the team consisting at the institutional level responsible for making local classification decisions as defined in rule and procedure. The ICT shall be comprised of the warden or assistant warden who shall serve as chairperson, classification supervisor, a correctional officer chief of security, and other members as necessary when appointed by the warden or designated by rule. The ICT is responsible for making work, program, housing and inmate status decisions at a facility and for making other recommendations to the State Classification Office (SCO).

(5) through (16) No change.

Specific Authority 20.315, 944.09, 944.23 FS. Law Implemented 944.09, 944.23 FS. History—New 11-18-01, Amended 5-27-02, 9-29-03, _____.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-4.091
 RULE TITLE: Publications and Agreements
 Incorporated by Reference

NOTICE OF CHANGE

Notice is hereby given in accordance with subparagraph 120.54(3)(d)1., F.S., that the following changes have been made to the Environmental Resource Permitting Basis of Review Chapter 5, Sections 5.11 and 5.12 published in Vol. 29, No. 49, December 5, 2003, pages 4781-4792 of the Florida Administrative Weekly:

5.11 The reason for the monitoring requirement will be stated in the staff report for each permit, along with the monitoring schedule and the parameters of interest. Samples will be collected at discharge locations unless other locations are identified in the monitoring schedule. Monitoring schedules will require the periodic collection of samples, once per month during the wet season, Permittees will also be required to collect samples during storm events, in addition to monthly sampling provide the rate of discharge and total discharge quantities at the time of sample collection, and

~~total monthly discharge each month for the duration of the permit, if necessary to ensure that state water quality standards will be met.~~

5.12 ~~Monitoring required of permittees will be confined to points within the project boundaries. If additional sampling is needed to assess off site impacts of the projects, such sampling will be conducted by the District.~~

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

DEPARTMENT OF ELDER AFFAIRS

Health Facility and Agency Licensing

RULE NO.: 59A-3.255
 RULE TITLE: Emergency Care

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. 36, September 5, 2003, issue of the Florida Administrative Weekly.

59A-3.255(3) Off-Site Emergency Departments.

A hospital operating an emergency department located other than on the hospital campus shall meet all of the criteria in this Rule 59A-3.255, F.A.C., section and Chapter 395.1041, Florida Statutes, required of that hospital’s on-site emergency department. This criteria includes, but is not limited to:

- (a) Inspection by the agency’s Office of Plans and Construction prior to occupancy;
- (b) Meeting all state and federal emergency access requirements including transfer to the nearest hospital with capability to treat the patient;
- (c) Accreditation, consistent with the hospital’s accreditation;

(d) The provision of emergency services equal to the services provided at the hospital’s on-site emergency department, 24 hours per day, 7 days per week. Actual services may be provided at the off-site emergency department or via transport to the on-site emergency department or hospital. Transportation from the off-site emergency department to hospital’s main campus must be provided by the hospital and not rely on the local community EMS system. All services provided by on-call physicians must be available to patients that present at the off-site emergency department as well as the hospital’s on-site emergency department.

(e) Outdoor signage must clearly identify the off-site emergency department as an emergency department of the hospital.

Specific Authority 395.1031, 395.1041, 395.1055, 401.024 FS. Law Implemented 395.1031, 395.1041, 395.1055 FS. History--New 9-4-95, Formerly 59A-3.207, Amended _____.

THE PERSON TO BE CONTACTED REGARDING THIS NOTICE OF CHANGE IS: Bill McCort, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)487-0641

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Asbestos Consultants/Asbestos Consultant Examination

RULE NO.: RULE TITLE:
61E1-1.002 Continuing Education Requirements for Asbestos Consultants/Contractors

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. 41, October 10, 2003, issue of the Florida Administrative Weekly.

61E1-1.002 Continuing Education Requirements for Asbestos Consultants/Contractors.

(1) through (2)(a) No change.

(b) Maintain records demonstrating that each asbestos abatement worker and onsite supervisor has completed a 1 day refresher course in each calendar year of each biennial period ~~refresher course each calendar year for each biennial period.~~ The refresher courses must have ~~met the requirements of Section 469.012, Florida Statutes, and been courses of continuing education~~ approved and required by the Department, and the records related to such course shall be furnished upon request pursuant to Rule 61-6.010, Florida Administrative Code.

(3) No change.

Specific Authority 469.011 FS. Law Implemented 469.005(6), 455.004(6) 469.004(3), 469.012(4) FS. History--New 8-13-90, Formerly 21-25.002, Amended 11-11-97, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Asbestos Consultants/Asbestos Consultant Examination

RULE NO.: RULE TITLE:
61E1-2.001 Written Examination Designated; General Requirements

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. 41, October 10, 2003, issue of the Florida Administrative Weekly.

61E1-2.001 Written Examination ~~Designated~~; General Requirements.

~~A~~ ~~The Department of Professional Regulation hereby determines that a~~ written examination shall be given and passed prior to any applicant receiving a license to practice as an asbestos consultant or an asbestos contractor as provided in Chapter ~~469~~ 455.303(1)(a), (b) and (2), Florida Statutes. The examination shall be provided by the Department pursuant to Section 455.217, Florida Statutes or a computer based testing vendor contract consultant approved by the Department. The written examination shall consist of one day (approximately 8 hours). Examinations are closed book and; ~~that is~~, the use of notes and reference books is ~~are~~ prohibited. All materials including pens and pencils are to be furnished by the applicant. The examination security requirements as set forth by the Department in Rule 61-11.014, Florida Administrative Code, shall be followed throughout the administration of the examination.

Specific Authority ~~469.011~~ 469.011 455.307 FS. Law Implemented ~~469.405(6) 469.005(6), 455.217, 455.2171~~ 469.405(6) 455.217, 455.2171 455.303 FS. History--New 2-15-89, Formerly 21-23.001, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Asbestos Consultants/Asbestos Consultant Examination

RULE NO.: RULE TITLE:
61E1-3.001 Fees; License Renewal; Active, Inactive, Delinquent Licenses; Change of Status

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. 41, October 10, 2003, issue of the Florida Administrative Weekly.

61E1-3.001 Fees; License Renewal; Active, Inactive, Delinquent Licenses; Change of Status.

(1) The following fee schedule is adopted by the Department regarding the applications, initial licensure, examinations, delinquent licenses, reactivation, change of status, active and inactive licenses, renewals, late renewals, unlicensed activities, transfers, and changing a qualifying agent or financially responsible officer, for asbestos consultants and asbestos contractors, and for business organizations or qualified agents proposing to engage in consulting or contracting under a name other than the applicant's legal name, training provider and course renewal pursuant to Sections ~~455.203(1)~~, 455.271, 455.2281, 469.006, 469.008, F.S.:

(a) Application fee	\$300.00
(b) Initial License fee	\$500.00
(c) Delinquent fee	\$250.00
(d) Reactivation fee	\$100.00
(e) Biennial License Renewal fee for Asbestos Consultants, Asbestos Contractors	\$300.00
(f) Biennial License Renewal fee for Asbestos Business Organizations	\$500.00
(g) Biennial Inactive License Renewal fee for Asbestos Consultants, Asbestos Contractors	\$200.00
(h) Examination fee	\$400.00
(i) Reexamination fee	\$400.00
(j) Change of Status fee	\$100.00
(k) Unlicensed Activity fee	\$5.00
(l) To change a Financial Officer	\$100.00
(m) To <u>add or</u> change a Qualifying Agent	\$100.00
(n) Transfer fee	\$200.00
<u>(o) Provider renewal fee</u>	<u>\$100.00</u>
<u>(p) Training course initial or refresher renewal fee</u>	<u>\$100.00</u>

~~(1)(2) All~~ The fees shall be made payable to: ~~t~~The Department of Business and Professional Regulation. Any fee due to the testing vendor for computer based testing shall be made payable directly to the vendor.

(3) No change.

(4) Any license, ~~other than a business organization or qualifying agent license~~, which is not renewed prior to the end of each biennium renewal period, shall automatically revert to a delinquent status.

(a) A licensee may change a delinquent status license by remitting a delinquent fee and the applicable biennial license renewal fee(s) to the department and complying with the continuing education requirements of s. 455.271(10), F.S.

(b) through (f) No change.

(5) through (6) No change.

Specific Authority ~~455.271, 469.004, 469.006, 469.008, 469.011, 455.2035~~ FS. Law Implemented ~~455.271, 469.006, 469.008, 455.2179~~ FS. History—New 9-22-94, Amended 10-17-95, 10-29-97, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Asbestos Consultants/Asbestos Consultant Examination

RULE NOS.:	RULE TITLES:
61E1-4.001	Licensure of Business Organizations and Qualifying Agents
61E1-4.002	Financial Responsibility; Definitions; Grounds for Denial
61E1-4.003	Public Liability and Property Damage Insurance

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. 41, October 10, 2003, issue of the Florida Administrative Weekly.

61E1-4.001 Licensure of Business Organizations and Qualifying Agents.

(1)(a) As a prerequisite to the initial issuance of a license to a qualifying agent, business organization, or a change in the status of an active business organization license, the applicant shall pay the required fee as provided for in Rule 61E1-3.001, F.A.C., of this Chapter, and submit a signed, completed application on a form approved by the department. The form is entitled “Initial Licensure and Change of Status Application.” ~~DBPR ALU 4052-1, Effective Date: December 12, 2003 “Application For Business Organizations or Qualifying Agents,” Form AB/LP, effective 6-20-95,~~ and incorporated herein by reference. Individuals shall also complete the following forms: DBPR 0010-2, Master Individual Application, Effective Date: December 12, 2003 and DBPR 0030-1, Attest Statement, Revised: July 31, 2002, incorporated herein by reference. Organizations shall also complete the following forms: DBPR 0020-1, Master Organization Application, Effective: December 12, 2003; DBPR 0040, Officers and Directors Form, Revised March 5, 2003; and DBPR ALU-4053-1, Secondary Qualifier Application, Effective Date: December 12, 2003, incorporated herein by reference. Copies of the application and other forms required by this Rule can be obtained by contacting the Department at the following address: Asbestos Licensing Unit, 1940 North Monroe Street, Tallahassee, Florida 32399-1006, or at http://www.state.fl.us/dbpr/pro/forms/asbest/initial_licensure_of_business_package.pdf.

If the applicant proposes to engage in asbestos consulting or asbestos contracting as a partnership, corporation, business trust or other legal entity, or in any name other than the applicant’s legal name, the legal entity must comply with s. 469.006(2), F.S. The applicant must furnish evidence of statutory compliance of Section 865.09, F.S., if a fictitious name is used.

(b) No change.

(c) In order that the department may carry out its statutory duty to investigate the financial responsibility, credit and business reputation of a new applicant for licensure or a change of status of a licensee, an applicant shall be required to forward the following, in addition to the signed, completed application for licensure, to the Department for review:

~~(1)(e)1.~~ 1. A credit report on, not older than six months, from any recognized credit bureau which includes liens, judgments, suits and bankruptcy obtained from county, state, and federal records but is not limited to. The credit report must be dated within six (6) months of the date of filing the application.

Reports which are limited to only information obtained from the qualifying agent or past or present employers are not acceptable.

2. through 4. No change.

5. Answers to the following questions on the application:

a.(+) Has any bonding or surety company ever completed or made a financial settlement upon any construction contract or work undertaken by any person named in (i) below or any organization in which such person was a responsible person as defined in paragraph (j)? Yes () No ().

b.(+) Are there any unpaid past-due bills or claims for labor, materials, or services, as a result of the consultant or construction operations of any person named in (i) below or any organization in which any such person was a responsible person as defined in paragraph (j)? Yes () No ().

c.(+) Are there now any liens, suits or judgments of record or pending against any person named in (i) below or any organization in which such person was a responsible person as defined in paragraph (j), as a result of the consultant or construction operations of such persons or organization? Yes () No ().

d.(+) Are there now any liens of record by the U.S. Internal Revenue Service or the State of Florida Corporate Tax Division against any person named in (i) below or any organization in which such a person was a responsible person as defined in paragraph (j)? Yes () No ().

e.(+) Has any person named in (i) below or has any organization in which any such person was a responsible person as defined in paragraph (j) been adjudicated as bankrupt, within the past five years or is any such person or organization presently in the process of bankruptcy proceedings? Yes () No ().

f.(+) Has any person named in (i) below or has any organization in which any such person was a responsible person as defined in paragraph (j) ever made an assignment of assets in settlement of consultant or construction obligations for less than the total amount of indebtedness? Yes () No ().

g.(+) Has any person named in (i) below or has any business organization in which any such person was a member been convicted of acting in the capacity of a consultant or contractor without a license or if licensed as a consultant or contractor in this or any other state, has any disciplinary action (including probation, fine or reprimand) ever been taken against such license by a state, county, or municipality? Yes () No ().

h.(+) Has any person in (i) below or has any business organization in which any such person was a responsible person as defined in paragraph (j) ever been convicted of any offense in this state or elsewhere, other than a traffic violation? Yes () No ().

i.(+) Required signatures: if an individual, the qualifying consultant or contractor; if a partnership, the qualifying consultant or contractor and the partners; if a corporation, the qualifying consultant or contractor, the president, vice-president and secretary.

j.(+) For purposes of this rule, "responsible person" includes any partner, officer, trustee, qualifying consultant or contractor, or any person having managerial or supervisory role in a business organization functioning as an asbestos consultant or asbestos contractor as defined in s. 469.001, F.S. 469.006, F.S.

Specific Authority 455.203(5), 469.011 FS. Laws Implemented 469.006, 469.007 FS. History--New 10-17-95, Amended 10-29-97, _____.

61E1-4.002 Financial Responsibility; Definitions; Grounds for Denial.

(1) No change.

(2) In determining financial responsibility, the Department shall consider the following grounds: The financial responsibility grounds on which the Department may refuse to qualify an applicant can include:

(a) through (c) No change.

(d) A determination by the Department that the applicant lacks the financial stability necessary to assure compliance with the standards set forth in section (1) of this rule. As guidelines for the determination of financial stability the Department shall consider the applicant's financial statement and responses to the questions set forth in subsection 61E1-4.001(1) 61G4.001(1), F.A.C.

(3) No change.

Specific Authority 455.203(5) 469.011 FS. Law Implemented 469.006, 469.007 FS. History--New _____.

61E1-4.003 Public Liability and Property Damage Insurance.

(1) through (5) No change.

Specific Authority 455.203(5), 469.011, 455.2035 FS. Law Implemented 469.006, 469.007 FS. History--New _____.

Change Paragraph 2, Instructions for Completing Initial Licensure and Change of Status Application DBPR ALU 4052-1:

Applicants are cautioned to read questions thoroughly. Be certain that all questions are answered truthfully, and that all the information requested is furnished. Please type or print in ink. A false answer concerning financial or background information will subject applicant to denial or subsequent license disciplinary action. In conformance with s. 120.60(1), F.S., the Department shall examine the application and notify the applicant of any apparent errors or omissions. As mandated by statute, completed applications will be processed within 30 days of receipt.

Change Application Checklist, Business Application, Fifth Item:

- Submit a credit report, from any recognized Credit Bureau, not older than 6 months, on the business organization, which includes, ~~but is not limited to,~~ liens, judgments, suits, and bankruptcy obtained from county, state and federal records. The credit report must state that a search off county, state and federal records has been conducted.

Change Application Checklist, Business Application Section, Eighth and Ninth Items:

- Submit an affidavit on a form provided by the Department of Business and Professional Regulation attesting that the applicant has evidence ~~of workers' compensation insurance as required by Chapter 440, F.S., or exemption. Contact the Department of Labor & Employment Security (850)488-2333 for information.~~
- Submit an affidavit on a form provided by the Department of Business and Professional Regulation attesting that the applicant has evidence ~~of public liability insurance in the amount of at least \$100,000/\$300,000 and property damage insurance in the amount of at least \$100,000/\$300,000. All insurance certificates must list the Department of Business and Professional Regulation as the certificate holder.~~

Change Application Checklist, Individual Application (For Self-Qualification) Section, Seventh and Eighth Items:

- Submit an affidavit on a form provided by the Department of Business and Professional Regulation attesting that the applicant has evidence ~~of workers' compensation insurance as required by Chapter 440, F.S., or exemption. Contact the Department of Labor & Employment Security (850)488-2333 for information.~~
- Submit an affidavit on a form provided by the Department of Business and Professional Regulation attesting that the applicant has evidence ~~of public liability insurance in the amount of at least \$100,000/\$300,000 and property damage insurance in the amount of at least \$100,000/\$300,000. All insurance certificates must list the Department of Business and Professional Regulation as the certificate holder.~~

Change Application Checklist, Transfer (Name Change) Section, Fifth Item:

- Submit a credit report, from any recognized Credit Bureau, not older than 6 months, on the business organization, which includes, ~~but is not limited to,~~ liens, judgments, suits, and bankruptcy obtained from county, state and federal records. The credit report must state that a search off county, state and federal records has been conducted.

Change Application Checklist, Transfer (Name Change) Section, Eighth and Ninth Items:

- Submit an affidavit on a form provided by the Department

of Business and Professional Regulation attesting that the applicant has evidence ~~of workers' compensation insurance as required by Chapter 440, F.S., or exemption. Contact the Department of Labor & Employment Security (850)488-2333 for information.~~

- Submit an affidavit on a form provided by the Department of Business and Professional Regulation attesting that the applicant has evidence ~~of public liability insurance in the amount of at least \$100,000/\$300,000 and property damage insurance in the amount of at least \$100,000/\$300,000. All insurance certificates must list the Department of Business and Professional Regulation as the certificate holder.~~

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 FINANCIAL SERVICES

Office of Insurance Regulation

RULE NOS.:	RULE TITLES:
690-149.203	Group Conversion Premium
690-149.204	Outline of Coverage
690-149.205	Indemnity Standard Risk Rate
690-149.206	Preferred Provider/Exclusive Provider Standard Risk Rates
690-149.207	Health Maintenance Organization Standard Risk Rates

NOTICE OF CHANGE

Notice is hereby given that rules 4-149.203, 4-149.204, 4-149.205, 4-149.206, and 4-149.207, published in Vol. 29, No. 52, December 26, 2003, of the Florida Administrative Weekly, will be adopted as rules 690-149.203, 690-149.204, 690-149.205, 690-149.206, and 690-149.207.

The remainder of the rules read as previously published.

DEPARTMENT OF FINANCIAL SERVICES

Office of Insurance Regulation

RULE NOS.:	RULE TITLES:
690-154.201	Scope
690-154.202	Definitions
690-154.203	Categories of Reserves
690-154.204	Specific Minimum Standards for Morbidity, Mortality and Interest
690-154.210	Tables

