

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Clyde Benedix, Policy Development Officer, Office of
 Administration, Department of Juvenile Justice
 NAME OF SUPERVISOR OR PERSON WHO APPROVED
 THE PROPOSED RULE: Noah M. Powers, Assistant
 Secretary for Administration, Department of Juvenile Justice
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: October 29, 2003
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: November 7, 2003

DEPARTMENT OF HEALTH

Child Care Food Program

RULE TITLE: Federal Regulations
 PURPOSE, EFFECT AND SUMMARY: The Department
 proposes to revise the effective date of the Code of Federal
 Regulations citation.

RULE NO.: 64F-17.001

SPECIFIC AUTHORITY: 383.011(2) FS.
 LAW IMPLEMENTED: 383.011(1)(i) FS.
 THIS RULEMAKING IS UNDERTAKEN PURSUANT TO
 SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE
 SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS
 NOTICE TO: JULIA P. FORRESTER, ASSISTANT
 GENERAL COUNSEL, 4052 BALD CYPRESS WAY, BIN
 #A02, TALLAHASSEE, FLORIDA 32399-1703.

SUBSTANTIALLY AFFECTED PERSONS MAY, WITHIN
 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN
 OBJECTION TO THIS RULEMAKING WITH THE
 AGENCY. THE OBJECTION SHALL SPECIFY THE
 PORTIONS OF THE PROPOSED RULE TO WHICH THE
 PERSON OBJECTS AND THE SPECIFIC REASONS FOR
 THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-17.001 Federal Regulations.

Any party receiving program funds, either directly or
 indirectly, shall comply with 7 C.F.R. Part 226, effective
 January 1, 2003 and 7 C.F.R. Parts 3015 and 3016, effective
 August 14, 2000, 7CFR Part 226 which is dated January 1,
 1998 and which are is hereby incorporated by reference and are
 is available from the Department of Health. Copies A copy
 may be obtained by writing the Florida Department of Health,
 Bureau of Child Care Nutrition Services, 4052 Bald Cypress
 Way 2020 Capital Circle, Southeast, Bin #A-17, Tallahassee,
 Florida 32399-1727.

Specific Authority 383.011(2) FS. Law Implemented 383.011(1)(i) FS.
 History—New 7-22-99, Amended _____.

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE TITLES:	RULE NOS.:
12C-1.0187	Credits for Contributions to Nonprofit Scholarship Funding Organizations
12C-1.051	Forms

NOTICE OF CHANGE

Notice is hereby given that the following changes have been
 made to the proposed creation of Rule 12C-1.0187, F.A.C., and
 to the proposed amendments to Rule 12C-1.051, F.A.C., as
 published in the November 26, 2003 edition of the Florida
 Administrative Weekly (Vol. 29, No. 48, pp. 4710-4712).
 These changes are in accordance with Section 120.54(3)(d)1.,
 F.S., and are in response to oral comments received by the
 Department from the Joint Administrative Procedures
 Committee.

Subsection (1) of the proposed creation of Rule 12C-1.0187,
 F.A.C. (Credits for Contributions to Nonprofit Scholarship
 Funding Organizations), has been changed so that, when
 adopted, that subsection will read:

(1) An Application for Corporate Income Tax Credit for
 Contributions to Nonprofit Scholarship Funding Organizations
 (SFOs) (Form F-1160, incorporated by reference in Rule
 12C-1.051, F.A.C.) must be filed with the Department to
 receive such credit.

(a) Taxpayers that paid \$30,000 or more in corporate
 income tax in the state fiscal year prior to application must
 apply online via the Department's Internet site at
 www.myflorida.com/dor. When the application for credit has
 been completed and submitted electronically, a confirmation
 screen will provide a confirmation number and will confirm
 receipt of the electronic application for credit.

(b) Taxpayers that paid less than \$30,000 in corporate
 income tax in the state fiscal year prior to application are
 encouraged to apply online via the Department's Internet site
 at www.myflorida.com/dor. However, a taxpayer that paid less
 than \$30,000 in corporate income tax in the state fiscal year
 prior to application may apply for an allocation of credit by
 mailing a paper version of Form F-1160 to: Florida
 Department of Revenue, Revenue Accounting – CIT SFO
 Credit, 5050 W. Tennessee Street, Building I, Tallahassee, FL
 32399-0100.

(c) The Department will send written correspondence to
 each applicant within ten working days of receipt of
 application (Form F-1160) regarding the amount of the tax
 credit approved or the reason the credit could not be approved.

Subsection (5) of the proposed creation of Rule 12C-1.0187, F.A.C. (Credits for Contributions to Nonprofit Scholarship Funding Organizations), has been changed so that, when adopted, that subsection will read:

(5) If the credit granted pursuant to this section is not fully used in any one year, the unused amount may be carried forward for a period not to exceed three years. Any taxpayer that seeks to carry forward an unused amount of credit must submit Form F-1160 to the Department in the year that the taxpayer intends to use the carry forward amount. The Department will send written correspondence to the applicant within ten working days regarding the amount of carry forward credit that the taxpayer may use or the reason the Department could not approve the use of a carry forward credit.

The proposed amendments to subsection ~~(15)(16)~~ of Rule 12C-1.051, F.A.C. (Forms), have been changed so that, when adopted, that subsection will read:

Form Number	Title	Effective Date
(15)(16) F-1160	Application for Corporate Income Tax Credit for Contributions to Nonprofit Scholarship Funding Organizations (SFOs) (R. 01/04 01/03)	<u>06/03</u>

The provisions of Form F-1160, Application for Corporate Income Tax Credit for Contributions to Nonprofit Scholarship Funding Organizations (SFOs), have been revised, so that, when adopted, the form will provide that taxpayers who paid \$30,000 or more in corporate income tax in the state fiscal year prior to application must apply for the credit online. Taxpayers who paid less than \$30,000 in corporate income tax in the state fiscal year prior to application are encouraged to file electronically but may apply by mailing a completed Form F-1160 to the Department. Provisions were also included so that the Department could process the form when an applicant completes Form F-1160 and mails it to the Department.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF 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 NO.: 64B3-3.002
 RULE TITLE: Personnel of Clinical Laboratory Personnel Training Programs

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule is being withdrawn. This proposed rule was published in the Vol. 29, No. 50, December 12, 2003 issue of the Florida Administrative Weekly.

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

DEPARTMENT OF FINANCIAL SERVICES

Office of Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-149.203	Group Conversion Premium
69O-149.204	Outline of Coverage
69O-149.205	Indemnity Standard Risk Rate
69O-149.206	Preferred Provider/Exclusive Provider Standard Risk Rates
69O-149.207	Health Maintenance Organization Standard Risk Rates

NOTICE OF RESCHEDULED HEARING

Notice is hereby given that the public hearing regarding these rules which was scheduled for January 21, 2004, as published in the Florida Administrative Weekly, Vol. 29, No. 52, on December 26, 2003, has been rescheduled to be held on February 25, 2004, at 9:00 a.m., in Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida.

**Section IV
 Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 520, SET FOR LIFE
 RULE NO.: 53ER04-1
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 520, “SET FOR LIFE,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule