

their business dealings with the public. As used in this rule, "accessible to the public means tThe entrance shall be suitably designated by a sign or other display, readable from a reasonable distance, which provides at a minimum the agency name ~~and the name of every individually licensed bail bond agent, and temporary bail bond agent employed at that agency location.~~ Additionally, if a bail bond agency is located in a building which maintains a uniform office directory on its premises, the directory shall provide at a minimum the current name of that bail bond agency.

(3) No change.

(4)(a) A temporary bail bond agent must be employed ~~at least 30 hours per week, which is considered working~~ full-time and shall be physically accompanied by the supervising bail bond agent or bail bond agent from the same agency as required by Sections 648.25(9) and 648.355(8), Florida Statutes. As used in this rule, the term "full-time" means that the temporary bail bond agent must work at least 1,540 hours during 12 months of employment as a temporary bail bond agent. This will result in an average of slightly less than 30 hours per week. Each employer of a temporary bail bond agent must provide the temporary bail bond agent the opportunity to work at least 30 hours a week during the period of employment and may allow the temporary bail bond agent to work more than 30 hours per week.

(b) through (c) No change.

Specific Authority 648.26, 648.355(1)(e) FS. Law Implemented 648.25, 648.34, 648.355, 648.387 648.44(6) FS. History—Repromulgated 12-24-74, Amended 7-27-78, 12-23-82, Formerly 4-1.04, 4-1.004, Amended 4-14-97, 7-2-98, 1-22-03, _____.

69B-221.060 Notice of Change of Address.

Each licensee under Chapter 648, Florida Statutes, shall notify in writing the Department of ~~Financial Services Insurance~~, Bail Bond Section, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0320, insurer, managing general agent and the clerks of each court in which they are registered, of a change of each business address, telephone number, or name of each agency or firm for which they write bonds within ten (10) working days of such change. Each licensee shall use Form DFS-H2-1564, entitled "Bail Bond Agent Notice of Change of Address," which is hereby incorporated and adopted by reference, to comply with the notice requirements of this rule. This form may be obtained from the address listed above or from the Department's website: www.fldfs.com.

Specific Authority 648.26 FS. Law Implemented 648.421 FS. History—New 12-23-82, Formerly 4-1.17, Amended 9-10-91, Formerly 4-1.017, Amended 4-14-97, 1-22-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jerry Whitmore, Chief, Bureau of Agent and Agency Investigations, Division of Agent and Agency Services, Department of Financial Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Glenda Ostreich, Management Review Specialist, Bureau of Agent and Agency Investigations, Division of Agent and Agency Services, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 16, 2004

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 5, 2004

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.: RULE TITLE:
5J-15.003 Denials

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 30, No. 9, February 27, 2004, Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE CHAPTER NO.: RULE CHAPTER TITLE:
9B-70 Florida Building Commission –
Building Code Training Program

RULE NO.: RULE TITLE:
9B-70.001 Building Code Training Program

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.543(3)(d)1., F.S., published in Vol. 29, No. 51, December 19, 2003, issue of the Florida Administrative Weekly.

9B-70.001 Building Code Training Program.

The purpose of the Building Code Training Program is to educate licensed building department personnel, contractors, and design professionals through required core curriculum courses or equivalency examination that addresses the Florida Building Code.

(1) The Core Curriculum:

(a) The Core Curriculum is comprised of the Basic Core Course that emphasizes the administrative, enforcement and procedural aspects of the Florida Building Code and updates and amendments thereto. Licensees regulated under Chapters 468, Part XII, 481, and 489, Parts I and II, F.S., shall at a minimum complete ~~the one~~ course by June 1, 2003 or within two (2) years of initial certification or registration, whichever is later. Licensees regulated under Chapter 471, F.S., are

required to complete ~~the one~~ core course only if the licensee actively participates in designing buildings, structures, or facilities covered by the Florida Building Code.

(b) The Core Course shall be delivered ~~by pursuant to the approval of~~ providers approved by the respective licensing standards board, or by the Department of Business and Professional Regulation, if there is no board. Licensees will receive four (4) hours of continuing education credit for each core course completed.

(c) No change.

(d) The core courses shall be delivered through customized instructor-led training at multiple sites, Internet, or CD-ROM supported interactive multimedia training materials as provided by the appropriate licensing board in their continuing education rules.

(e) through (f) No change.

(2) No change.

(3) Voluntary Accreditation of Advanced Building Code Training Courses.

(a) No change.

(b) Accreditors shall review courses submitted by course developers, and providers approved by the Department of Business and Professional Regulation to determine if the course contains the following:

1. through 4. No change.

(4) Courses are to address the technical and administrative responsibilities in the effective execution of the Florida Building Code. In the event the Commission identifies areas or topics of advanced Building Code education insufficiently served by available resources, the Commission shall report the insufficiency to the appropriate licensing board. The Florida Building Commission shall have the authority to contract for the purpose of administering the core courses and equivalency examination.

Specific Authority 553.841(2) FS. Law Implemented 553.841 FS. History--New 4-20-00, Amended 10-14-01, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

RULE NO.: 15B-2.007
 RULE TITLE: Approval Requirements
 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. 30, No. 5, of the January 30, 2004, issue of the Florida Administrative Weekly. The

proposed rule amendment was approved, with the following added language: "meets the following requirements", by the Governor and Cabinet at the March 30, 2004, public hearing. The remaining proposed rule amendments were not changed.

TEXT OF PROPOSED RULE CHANGE:

15B-2.007 Approval Requirements.

(2) In addition, evidence of the speed of a vehicle measured by any radar speed measuring device (RSMD), ~~or~~ laser speed measuring device (LSMD) or Average Speed Calculator (ASC), is inadmissible in any proceeding with respect to an alleged violation of provisions of law regulating the lawful speed of vehicles unless such evidence of speed is obtained by a law enforcement officer who meets the following requirements:

Specific Authority 316.1905, 316.1906 FS. Law Implemented 316.1905, 316.1906, 943.17 FS. History--New 9-11-78, Amended 7-12-82, Formerly 15B-2.07, Amended 11-16-92, 10-18-94, _____.

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."

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:
 59G-9.070

RULE TITLE:
 Administrative Sanctions on
 Providers, Entities, and Persons

NOTICE OF PUBLIC HEARING

The Agency for Health Care Administration hereby gives notice of a public hearing on the above-referenced rule.

TIME AND DATE: 9:00 a.m., Wednesday May 5, 2004

PLACE: 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida

This public hearing is being held in response to requests received for public hearing. The rule notice was originally published in Vol. 30, No. 9, Pages 865-874 of the February 27, 2004 issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kelly A. Bennett

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact Kelly A. Bennett, (850)921-1802, at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact Kelly A. Bennett using the Florida Dual Party Relay System, 1(800)955-8771 (TDD).

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.010	Single Source Purchases of Commodities or Contractual Services

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified “March 5, 2004” as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.011	Identical Responses Received

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified “March 5, 2004” as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.015	Insurance

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified “March 5, 2004” as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES**Division of Purchasing**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.019	Delegation to State University System

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified "March 5, 2004" as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES**Division of Purchasing**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.025	State Purchasing Agreements

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified "March 5, 2004" as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES**Division of Purchasing**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.026	Interagency Planning and Cooperation

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified "March 5, 2004" as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES**Division of Purchasing**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.044	State Term Contracts; Usage and Exclusivity; Exceptions

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified "March 5, 2004" as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

DEPARTMENT OF MANAGEMENT SERVICES**Division of Purchasing**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60A-1	General Regulations
RULE NO.:	RULE TITLE:
60A-1.047	Alternate Contract Sources of Commodities and Services

NOTICE OF CORRECTION

The Department of Management Services, Division of State Purchasing, announces a correction to the Proposed Rule which appeared in the March 5, 2004 issue of the Florida Administrative Weekly, Vol. 30, No. 10. Specifically, the Proposed Rule inadvertently identified "March 5, 2004" as the date the proposed rule development was initially published. The actual publication date of the notice of rule development was September 5, 2003.

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.:	RULE TITLE:
64B3-5.003	Technologist

NOTICE OF PUBLIC HEARING

The Board of Clinical Laboratory Personnel hereby gives notice of a public hearing on the above-referenced rule to be held on June 18, 2004, 9:00 a.m., at the Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida 32202, (904)355-6664. This public hearing is being held at the request of a representative from the American Clinical Laboratory

Association. The rule was originally published in Vol. 30, No. 9, February 27, 2004, 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, (850)245-4355

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
64E-6	Standards for Onsite Sewage Treatment and Disposal Systems
RULE NOS.:	RULE TITLES:
64E-6.005	Location and Installation
64E-6.0101	Portable Restrooms and Holding Tanks
64E-6.0151	Additive Use
64E-6.021	Issuance of Registration Certificates and Renewal
64E-6.022	Standards of Practice and Disciplinary Guidelines
64E-6.023	Certification of Partnerships and Corporations
64E-6.030	Fees

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. 30, No. 4, January 23, 2004, of the Florida Administrative Weekly, to reflect comments received during the public hearing held February 16, 2004, and from the Joint Administrative Procedures Committee.

64E-6.005 Location and Installation.

Unnumbered introductory paragraph – No change.

(1) Systems and septage stabilization facilities established after the effective date of the rule shall be placed no closer than the minimum distances indicated for the following:

(a) Seventy-five feet from a private potable well as defined in paragraph 64E-6.002(44)(a), F.A.C., a multi-family water well as defined in paragraph 64E-6.002(44)(c), F.A.C., ~~or a cistern collecting groundwater as a potable water supply.~~

(b) through (c) No change.

(d) Fifty feet from a non-potable water well as defined in subsection 64E-6.002(39), F.A.C., ~~or a cistern collecting groundwater for irrigation.~~

(e) through (f) No change.

(2) Systems shall not be located under buildings or within 5 feet of building foundations, including pilings for elevated structures, or within 5 feet of mobile home walls, swimming pool walls, or within 5 feet of property lines except where property lines abut utility easements which do not contain underground utilities, or where recorded easements are specifically provided for the installation of systems for service to more than one lot or property owner.

(a) No change.

(b) Systems shall not be located within 10 feet of ~~sealed~~ water storage tanks in contact with the ground or potable water lines unless such lines are sealed with a water proof sealant within a sleeve of similar material pipe to a distance of at least 10 feet from the nearest portion of the system. In no case shall the sleeved water line be located within 24 inches of the onsite sewage treatment and disposal system. Potable water lines within 5 feet of the drainfield shall not be located at an elevation lower than the drainfield absorption surface. Non-potable water lines shall not be located within 24 inches of the system without backflow preventers or check valves being installed on the water line so as to preclude contamination of the water system.

(c) No change.

(3) through (9) No change.

64E-6.0101 Portable Restrooms and Holding Tanks.

(1) through (2) No change.

(3) When a permit is issued, the number of said permit along with the name of the company, its phone number, and the gallon capacity of the truck shall be prominently and permanently displayed on the service truck in contrasting colors with 3 inch or larger letters. Use of removable magnetic signs shall not be considered permanent display of vehicle identification information. ~~An operating permit shall be suspended, revoked or denied by the department in accordance with Chapter 120, FS, for failure to comply with requirements of this Chapter.~~

(4) through (6) No change.

(7) Portable Restrooms, Portable Holding Tanks, Stationary Holding Tanks, Mobile Restroom Trailers, Mobile Shower Trailers, and Portable Sinks.

(a) The department shall allow, on a temporary basis, portable restrooms, mobile restrooms, mobile shower trailers, and portable or stationary holding tanks for fairs, carnivals, revivals, field locations, encampments and other locations which lack permanent structures where people congregate for short periods of time, provided the construction, maintenance, and utilization of such systems conform to the general provisions of this Chapter. Portable restrooms, portable or stationary holding tanks or other restroom facilities shall be provided at commercial and residential building sites for the duration of construction any time workers are present, and shall not be bound by the definition of temporary. All required

restroom facilities shall remain accessible whenever the intended users are present. Where the department determines that no health hazard will result, portable restrooms, portable holding tanks, stationary holding tanks, mobile restroom trailers, mobile shower trailers, and portable sinks shall be permitted meeting setbacks that are 50% of the setback requirements of subsections 64E-6.005(1) through (3), F.A.C., provided ~~The department shall waive or reduce any of the setback requirements of subsections 64E-6.005(1) (3), where it is determined no health hazard will result. Where setbacks are waived or reduced,~~ portable or stationary holding tanks shall be placed within secondary containment structures with a containment capacity of no less than 110% of the total waste capacity of the holding tank. For purposes of this rule, a holding tank is any sealed, water tight fixture for receiving and storing domestic wastewater from plumbing fixtures in remote locations or at building sites or special events. For purposes of this rule, a portable restroom is a transportable, self contained static or flush-type toilet constructed to promote a sanitary environment at remote locations, building sites or special events, comprised of at least a waste storage receptacle, a riser and toilet seat and a protective enclosure. Portable restrooms, mobile restrooms, and mobile shower trailers at building sites or at a location for a temporary period of time do not require a permit from the department but must comply with the provisions of this rule. A construction permit (DH 4016) shall be obtained before placing or installing any portable or stationary holding tanks.

(b) through (s) No change.

(t) There is no change to the first paragraph (t)

The second paragraph (t) is renumbered to (u) with the following change:

~~(u)(t)~~ Holding tank, portable restroom, and portable hand sink wastes shall be disposed of into a septage treatment and disposal facility approved by the department or into a treatment facility approved or permitted for such disposal by the Department of Environmental Protection. These wastes shall be land applied under provisions of subsection 64E-6.010(7), F.A.C., provided a DEP-regulated an approved DEP treatment facility is not available. Companies which service holding tanks or portable restrooms which use quaternary ammonium sanitizing and deodorizing compounds are prohibited from having the wastes treated or disposed of at lime stabilization facilities.

(u) through (w) renumbered (v) through (x) No change.

(8) No change.

64E-6.0151 Additive Use.

(1) Any onsite sewage treatment and disposal system additive or drainfield conditioner or restorative product sold or used in the state shall be in compliance with the requirements of s. 381.0065(4)(m), F.S. The following criteria shall be used in determining product compliance.

(a) Use of the product shall not result in violations of Surface Water Quality Rule 62-302.500, F.A.C., effective 5-15-2002, or Groundwater Quality Rules 62-520.400 and 62-520.420, F.A.C., effective 12-9-1996.

(b) The product's formula itself shall not exceed water quality contaminant concentrations in Section 62-302.500, F.A.C., effective 5-15-2002, or Sections 62-520.400 and 62-520.420, F.A.C., effective 12-9-1996.

(c) No change.

(2) If the Department determines an onsite sewage treatment and disposal system additive or drainfield conditioner or restorative product is not in compliance with the criteria in Rule 64E-6.0151, F.A.C., the Department shall notify the product manufacturer of the items in non-compliance. The product shall be allowed to be continued for sale and use in Florida for a maximum of 90 days from date of receipt of notification of violation. This is to allow the manufacturer an opportunity to exhibit to the department that the product satisfactorily complies with the conditions of Section 381.0065(4)(m), F.S., and this rule. In attempting to demonstrate compliance with Section 381.0065(4)(m), F.S., and this rule, the manufacturer shall provide at a minimum the following information:

(a) through (b) No change.

(c) Test results from a State or EPA-certified laboratory demonstrating that use of the additive, drainfield conditioner or restorative product will not result in violations of surface water or groundwater standards in Sections 64E-6.0151, F.A.C. Tests shall be conducted on the product as sold and the test results shall include:

1. Acute Definitive Toxicity test [96 hour LC₅₀] according to EPA Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms (EPA-821-R-02-012), October 2002, herein incorporated by reference, for *Pimephales promelas* (fathead minnow) or any of the following species: *Ceriodaphnia dubia* (daphnid), *Cyprinella leedsii* (bannerfin shiner), *Daphnia pulex* and *Daphnia magna* (daphnids). The 96-hour LC₅₀ shall be reported as a concentration in mg/l or ml/l, needs to bracket a toxicity concentration, and;

2. No change.

(d) through (g) No change.

(3) No change.

64E-6.021 Issuance of Registration Certificates and Renewal.

(1) through (4) No change.

(5) No change.

(6) Beginning in 2004 and every 5 years thereafter, registration renewal applications shall include a recent color passport style photograph 1 1/2 X 1 1/2 inches in size and not

older than 12 months. The applicant may provide the required photograph as a photographic print or in digital JPEG or TIFF format.

~~A registered septic tank contractor that becomes incarcerated while serving a prison sentence cannot advertise or provide septic tank contracting services until proof of release of incarceration is provided to the department. A registered septic tank contractor participating in a work release program must provide legal documentation of their participation in order to advertise or provide septic tank contracting services.~~

~~(7) All advertisements for septic tank contracting services shall include the qualifying contractor's registration number or business authorization number.~~

~~(7)(8)~~ No change.

64E-6.022 Standards of Practice and Disciplinary Guidelines.

(1) It shall be the responsibility of persons registered under this rule to see that work for which they have contracted and which has been performed by them or under their supervision is carried out in conformance with the requirements of all applicable Florida Statutes and Chapter 64E-6, FAC. The following actions by a person included under this rule shall be deemed unethical and subject to penalties as set forth in this section. The penalties listed shall be used as guidelines in disciplinary cases, absent aggravating or mitigating circumstances and subject to other provisions of this section.

(a) through (r) No change.

~~(s) Advertising septic tank contracting services without the required business authorization number or qualifying septic tank contractor's registration number. First violation, letter of warning or fine up to \$500; repeat violation, \$500 fine or suspension or revocation of registration.~~

(t) through (u) renumbered (s) through (t) No change.

(2) through (5) No change.

64E-6.023 Certification of Partnerships and Corporations.

(1) Authorization of a corporation is only effective as to that corporation; subsidiaries or parents of authorized corporations must be separately authorized.

(a) No change.

(b) Any certificate of authorization not renewed in a timely manner shall expire ~~revert to inactive status~~. Applications for renewal shall be considered timely filed if the application has been post marked prior to the close of business on the date of expiration of the certificate. If that date falls on a weekend or legal holiday, the day of expiration shall be the first working day after the expiration date of the certificate.

(2) through (5) No change.

~~(6) All advertisements for septic tank contracting services that include the name of the business shall include the business authorization number or the qualifying contractor's registration number.~~

64E-6.030 Fees.

(1) The following fees are required to accompany applications for site evaluations, construction, modifications to existing systems or repair permits, and other services provided by the department.

(a) Application for permitting of an onsite sewage treatment and disposal system, which includes application and plan review \$50

(b) Application and approval for existing system, does not include system inspection. \$35

(c) Application for permitting of a new performance-based treatment system \$125

(d) Site evaluation for a new system which includes an evaluation of criteria specified in subsection 64E-6.004(3), F.A.C., system repair or modification \$115

(e) Site evaluation for a system repair which includes an evaluation of criteria specified in Rule 64E-6.015(1), or modification of a system \$75

~~(f)(e)~~ Site re-evaluation, new or repair, or modification of a system \$75 ~~80~~

~~(g)(f)~~ Permit or permit amendment for new system, or modification to system \$55 ~~110~~

~~(h)(g)~~ New system or modification of a system installation inspection \$80 ~~110~~

The following research fee is to be collected in addition to, and concurrent with the permit for a new system installation fee \$5

~~(i)(h)~~ Repair permit issuance, which includes inspection \$50

~~(j)(i)~~ Inspection of existing system, does not include modifications to system \$50 ~~75~~

~~(k)(j)~~ Reinspection fee per visit for site inspections after system construction approval \$50

~~(l)(k)~~ Installation reinspection for non-compliant system per each site visit \$50

~~(m)(l)~~ System abandonment permit, includes permit issuance and inspection \$40 ~~80~~

~~(n)(m)~~ Annual operating permit fee for systems in industrial, manufacturing, and equivalent areas, and for systems receiving commercial sewage waste \$150

Amendments or changes to the operating permit during the permit period per change or amendment \$50

~~(o)(n)~~ Aerobic treatment unit biennial operating permit \$100

~~(p)(o)~~ Biennial operating permit fee for performance-based treatment system. A prorated fee is to be charged beginning with second year of operation. \$100

(q)(p) Review of application due to proposed amendments or changes after initial operating permit issuance for a performance-based treatment system	\$75
(r)(q) Tank Manufacturer's Inspection per annum	\$100 200
(s)(r) Septage Disposal Service permit per annum	\$75 100
Additional charge per pumpout vehicle	\$35 50
(t)(s) Portable or Temporary Toilet Service permit per annum	\$75 100
Additional charge per pumpout vehicle	\$35 50
(u)(t) Septage stabilization facility inspection fee per annum per facility	\$150 200
(v)(u) Septage disposal site evaluation fee per annum	\$200
(w)(v) Aerobic treatment unit maintenance entity permit per annum	\$25 50
(x)(w) Variance Application for a single family residence per each lot or building site	\$150
(y)(x) Variance Application for a multi-family or commercial building per each building site	\$200
(z)(y) Application for innovative product approval	\$500
(2) through (3) No change.	

DEPARTMENT OF HEALTH

Office of Vital Statistics

RULE NO.:	RULE TITLE:
64V-1.003	Birth Certificate Amendments; Documentary Evidence Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 30, No. 2, January 9, 2004, Florida Administrative Weekly, and the notice of change relative to subsection (6) of this rule published in Vol. 30, No. 9, February 27, 2004, Florida Administrative Weekly has been withdrawn.

Section IV Emergency Rules

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE TITLES:	RULE NOS.:
Assignment of Service Addresses to Local Taxing Jurisdictions; Liability for Errors; Avoidance of Liability Through Use of Specified Methods; Reduction in Collection	12BER04-1

Allowance for Failure to Use Specified Methods Department of Revenue Electronic Database	12BER04-2
Certification of Service Address Databases	12BER04-3
Use of Enhanced Zip Code Method to Assign Service Addresses to Local Taxing Jurisdictions	12BER04-4

SPECIFIC FACTS AND REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY, OR WELFARE: The Communications Services Tax Simplification Law (Chapter 202, F.S.) requires that communications services dealers must collect and remit local communications services taxes based on the rate of the local taxing jurisdiction in which customer service addresses are located. The Department of Revenue is required to develop and maintain an electronic database in which local service addresses are assigned to local jurisdictions, and local governments are required to provide information for inclusion in the database. The initial electronic database has been developed, and the announcement concerning its availability and initial effective date was included in the April 5, 2002, issue of the Florida Administrative Weekly. Use of certain methods to assign service addresses, including use of a database that has been certified by the Department of Revenue as meeting statutory accuracy standards, entitles a dealer to a higher collection allowance and to protection against liability for taxes, interest, and penalties resulting from erroneous service address assignments. The promulgation of these emergency rules ensures the following: 1) that communications services tax dealers are informed of their obligations concerning the assignment of customer service addresses, of the methods of assigning addresses that will entitle dealers to protection against liability, and of the methods of assigning addresses that will entitle a dealer to a higher collection allowance; 2) that the procedures and forms for the Department and local governments to maintain the accuracy of the database on an on-going basis are immediately available; and 3) that the procedures and forms for application for certification by the Department of databases used by communications services tax dealers are available.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized promulgation of emergency rules, and the renewal of such rules, to administer the provisions of the Communications Services Tax Simplification Law. Emergency rules are the most appropriate means of ensuring that local governments have procedures and forms in place to assure they can meet the statutory deadline to submit changes for inclusion in the next update of the Department of Revenue database. Emergency rules are also the most appropriate means for providing communications services dealers and others with procedures and forms to apply for certification of service address databases.