

Section I

Notices of Development of Proposed Rules
and Negotiated Rulemaking**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

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

WATER MANAGEMENT DISTRICTS**Tampa Bay Regional Planning Council**

RULE TITLE: Future of the Region: A Strategic

RULE NO.:

Regional Policy Plan

29H-9.003

PURPOSE AND EFFECT: Adoption of EAR-based SRPP amendments.

SUBJECT AREA TO BE ADDRESSED: Strategic Regional Policy Plan.

SPECIFIC AUTHORITY: 186.507(2), 186.511 FS.

LAW IMPLEMENTED: 186.508, 186.511 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., June 13, 2005

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, FL 33782

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: H. Gerald Smelt, AICP, (727)570-5151, Ext. 28, e-mail: gerry@tbrpc.org

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

AGENCY FOR HEALTH CARE ADMINISTRATION**Division of Health Quality Assurance**

RULE TITLE: Spontaneous Fetal Demise

RULE NO.:

59A-3.281

PURPOSE AND EFFECT: The Agency proposes to adopt Rule 59A-3.281, Florida Administrative Code, consistent with provisions of Section 383.33625, F.S. The statute provides for adoption of rules to develop forms to be used for notifications and elections by health care facilities.

SUBJECT AREA TO BE ADDRESSED: The proposed rule establishes procedures and a form to be used by health care facilities to provide notification to a mother of the options

available for the disposition of fetal remains in the event of a spontaneous fetal demise occurring after a gestation period of less than 20 completed weeks.

SPECIFIC AUTHORITY: 383.33625(6) FS.

LAW IMPLEMENTED: 383.33625 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., June 20, 2005

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, FL 32303

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Bill McCort, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)487-0641

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59A-3.281 Spontaneous Fetal Demise.

When a spontaneous fetal demise occurs after a gestation of less than 20 completed weeks, the health care facility identified in Section 383.33625, F.S., shall follow the provisions of that section and shall provide AHCA Form 3100-0006, which is incorporated by reference, to the mother for her completion. A copy of the signed and completed form shall be retained in the mother's hospital file and shall be available for review by the Agency or Department of Health.

Specific Authority 383.33625(6) FS. Law Implemented 383.33625 FS. History-New _____.

AGENCY FOR HEALTH CARE ADMINISTRATION**Health Facility and Agency Licensing**

RULE CHAPTER TITLE: Clinical Laboratories

RULE CHAPTER NO.:

59A-7

RULE TITLES: Definitions

RULE NOS.:

59A-7.020

General Quality Control Requirements

59A-7.029

Quality Control – Specialties and Subspecialties

59A-7.030

PURPOSE AND EFFECT: Chapter 59A-7, F.A.C., is being amended to update clinical laboratory licensing requirements to reflect recent advances in clinical laboratory technology.

SUBJECT AREA TO BE ADDRESSED: Licensure for clinical laboratories.

SPECIFIC AUTHORITY: 483.051 FS.

LAW IMPLEMENTED: 483.051 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Patricia L. James, Health Services and Facilities Consultant Supervisor, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #32, Tallahassee, Florida 32308, (850)487-3109
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

AGENCY FOR HEALTH CARE ADMINISTRATION

Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals

RULE TITLES:	RULE NOS.:
Florida Hospital Uniform Reporting System	59E-5.102
Prior Year Report Requirements	59E-5.201
Notice of Violation or Deemed Not Filed and Response	59E-5.205
Instructions and Specifications for Using the Financial Analysis Data Entry System (FADES) to Prepare and Transmit Hospital Reports in Accordance with the Florida Hospital Uniform Reporting System (FHURS)	59E-5.206

PURPOSE AND EFFECT: The Agency intends to replace the electronic Financial Analysis Data Entry System (FADES) with a new electronic data entry system known as (COMPASS). The Agency proposes to require that COMPASS be used as the method by which all hospitals prepare and transmit the Prior Year actual report electronically to the Agency in accordance with the FHURS.

SUBJECT AREA TO BE ADDRESSED: There will be a demonstration and discussion of COMPASS during the rule development workshop shown below.

SPECIFIC AUTHORITY: 408.15(8) FS.

LAW IMPLEMENTED: 408.061(4) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 11:00 a.m. – 2:30 p.m., June 17, 2005

PLACE: Agency for Health Care Administration, Conference Room E, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Chris Augsburger, Health Facility Regulation/Financial Analysis Section, MS 28, Building 1, 2727 Mahan Drive, Tallahassee, Florida 32308, (850)922-7754, e-mail: augsburc@ahca.myflorida.com

A PRE-RELEASE VERSION OF COMPASS IS AVAILABLE TO THE PUBLIC FOR TESTING AND EVALUATION AT THE FOLLOWING WEBSITE: http://ahca.myflorida.com/MCHQ/CON_FA/fa_data/compass.shtml

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE:	RULE NO.:
Outpatient Hospital Services	59G-4.160

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to incorporate by reference the revised Florida Medicaid Hospital Services Coverage and Limitations Handbook, June 2005. The revised handbook contains policy and coding changes to comply with the Health Insurance Portability and Accountability Act (HIPAA); revenue center codes, procedure codes, and code descriptions for billing newborn hearing screening services; revisions to the inpatient prior authorization policy; and policy for a recipient coinsurance for using the hospital emergency room for non-emergency services. The effect will be to incorporate in the rule the Florida Medicaid Hospital Services Coverage and Limitations Handbook, June 2005.

This Notice of Rule Development replaces the Notice of Rule Development that was published in the Florida Administrative Weekly on October 31, 2003.

SUBJECT AREA TO BE ADDRESSED: Hospital Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 10:00 a.m., Monday, June 20, 2005

PLACE: Agency for Health Care Administration, 2728 Fort Knox Boulevard, Building 3, Conference Room B, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melissa Vergeson, Medical Health Care Program Analyst, Bureau of Medicaid Services, 2727 Mahan Boulevard, MS #20, Tallahassee, Florida 32308, (850)922-7724

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.160 Outpatient Hospital Services.

(1) No change.

(2) All hospital providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Hospital Services Coverage and Limitations Handbook, ~~June 2005~~ ~~March 2003~~, updated January 2005, and the Florida Medicaid Provider Reimbursement Handbook, UB-92, April 2004, both incorporated by reference in this rule. Both handbooks are available from the Medicaid fiscal agent contractor.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 12-7-78, 1-18-82, Amended 7-1-83, 7-16-84, 7-1-85, 10-31-85, Formerly 10C-7.40, Amended 9-16-86, 2-28-89, 5-21-91, 5-13-92, 7-12-92, 1-5-93, 6-30-93, 7-20-93, 12-21-93, Formerly 10C-7.040, Amended 6-13-94, 12-27-94, 2-21-95, 9-11-95, 11-12-95, 2-20-96, 10-27-98, 5-12-99, 10-18-99, 3-22-01, 8-12-01, 2-25-03, 8-14-03, 11-28-04.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE CHAPTER TITLE: Membership
RULE TITLE: Participation
RULE CHAPTER NO.: 60S-1
RULE NO.: 60S-1.004

PURPOSE AND EFFECT: The purpose of the rule amendment is to add visiting international teachers working in Florida under a J-1 visa to the list of exemptions from inclusion in the Florida Retirement System.

SUBJECT AREA TO BE ADDRESSED: The subject area to be discussed is the participation in the Florida Retirement system and those positions that are specifically exempt from participating in the Florida Retirement System.

SPECIFIC AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.011, 121.021, 121.051(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Research and Education Section, Division of Retirement, Department of Management Services, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32315-9000, (850)488-5706

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

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 Respiratory Care

RULE TITLES: Licensure by Endorsement
Fees for Application and Initial Licensure
RULE NOS.: 64B32-2.001
64B32-2.003

PURPOSE AND EFFECT: The Board proposes to update the existing language in this rule.

SUBJECT AREA TO BE ADDRESSED: Licensure by Endorsement; Fees for Application and Initial Licensure.

SPECIFIC AUTHORITY: 456.013(2), 456.065, 468.353(1), 468.358(3), 468.364 FS.

LAW IMPLEMENTED: 456.065, 468.358(2),(3), 468.364, 468.365 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kaye Howerton, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

LICENSURE REQUIREMENTS ADMISSION OF REGISTERED RESPIRATORY THERAPISTS

64B32-2.001 Licensure Registration by Endorsement.

(1) Each applicant applying for licensure shall pay an application fee in the form of a check or money order payable to the Department of Health. The initial application must be accompanied by the application fee. The application fee is nonrefundable and may not be used for more than one year from the original submission of the application. After one year from the date of the original submission of an application and application fee, a new application and new fee shall be required from any applicant who desires to be considered for licensure.

(2) Every applicant for licensure registration as a registered respiratory therapist or certified respiratory therapist by endorsement shall demonstrate the following:

(a) 1.(1)(a) That the applicant holds the "Registered Respiratory Therapist" or "Certified Respiratory Therapist" credential issued by the National Board for Respiratory Care, or an equivalent credential acceptable to the Board; or

2.(b) That the applicant holds licensure registration, or the equivalent, to deliver respiratory care in another state and such licensure registration was granted pursuant to requirements determined to be equivalent to, or more stringent than, the requirements in Florida.

(b) (2) That the applicant is not otherwise disqualified by reason of a violation of Chapter 456, or Chapter 468, Part V, Florida Statutes, or the rules promulgated thereunder.

(c) (3) That the applicant has completed a Board approved 2-hour course in medical error prevention meeting the criteria set forth in Rule 64B32-6.006, F.A.C.

Specific Authority 468.353(1), 468.358(3) FS. Law Implemented 468.358(2),(3), 468.365 FS. History—New 4-29-85, Formerly 21M-34.02, 21M-34.002, 61F6-34.002, 59R-71.002, 64B8-71.002, Amended 7-22-02.

64B32-2.003 Fees for Application; and Initial Licensure and Renewal Registration.

(1) The application fee for a person desiring to be granted licensure registration as a registered respiratory therapist shall be \$50.00.

(2) through (3) No change.

Specific Authority 456.013(2), 456.065, 468.364 FS. Law Implemented 456.065, 468.364 FS. History—New 4-29-85, Formerly 21M-34.04, 21M-34.004, Amended 2-15-94, Formerly 61F6-34.004, Amended 9-29-94, Formerly 59R-71.004, 64B8-71.004, Amended 4-27-00, _____.

DEPARTMENT OF HEALTH**Division of Environmental Health**

RULE CHAPTER TITLE: Standards for Onsite Sewage
RULE CHAPTER NO.: 64E-6

PURPOSE AND EFFECT: Develop rules to incorporate necessary technical changes and incorporate modifications proposed through the Technical Review and Advisory Panel.

SUBJECT AREA TO BE ADDRESSED: Areas to be discussed include: Onsite sewage treatment and disposal system design, permitting, construction, and maintenance; Septic Tank Contractor and Portable Restroom Contractor registration and training standards.

SPECIFIC AUTHORITY: 381.0011(4),(13), 381.006, 381.0065(3)(a),(4)(k), 381.0069, 489.553(2),(3), 489.557(1) FS.

LAW IMPLEMENTED 154.01, 381.001(2), 381.0011(4), 381.006(7), 381.0061, 381.0065, 381.00655, FS.154.06, 381.0011, 381.0012, 381.0025, 381.006, 381.0061, 381.0065, 381.0066, 381.0067, 381.0069, 386.041, 489.552, 489.553, 489.557 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Gerald Briggs, Department of Health, Bureau of Onsite Sewage Programs, HSES, 4042 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713

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

FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
General	67-55.001
Definitions	67-55.002
Hurricane Housing Recovery Assistance Plans and Distribution of Funds	67-55.003
Uses of and Restrictions Upon Hurricane Housing Recovery Program Funds	67-55.004

Hurricane Housing Recovery

Program Trust Funds	67-55.005
Annual Report	67-55.006
Compliance Monitoring	67-55.007

PURPOSE AND EFFECT: These Rules establish the procedures by which the Florida Housing Finance Corporation shall administer the Hurricane Housing Recovery (HHR) Program which provides funds to eligible counties and municipality's as an incentive to create partnerships to produce and preserve affordable housing. The adoption of these rules will increase the efficiency and effectiveness of local program service delivery and will provide greater clarification of the program.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-55, Florida Administrative Code.

SPECIFIC AUTHORITY: HB 1889, 2005 Legislative Session

LAW IMPLEMENTED: HB 1889, 2005 Legislative Session

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 11:00 a.m., June 20, 2005

PLACE: Florida Housing Finance Corporation, Seltzer Room, Sixth Floor, 227 North Bronough Street, Tallahassee, Florida 32301

Any person requiring special accommodations at this workshop because of a disability or physical impairment should contact: Darlene Raker, (850)488-4197. If you are hearing or speech impaired, please use the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Robert Dearduff, HHR Program Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON FLORIDA HOUSING FINANCE CORPORATION'S WEB SITE: www.floridahousing.org

DEPARTMENT OF FINANCIAL SERVICES**Division of State Fire Marshal**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Uniform Firesafety Standards for Elevators	69A-47
RULE TITLES:	RULE NOS.:
Uniform Elevator Keys	69A-47.012
Regional Access	69A-47.013
Compliance Dates	69A-47.014
Requirements for Elevator Keys	69A-47.015
Access to Elevator Keys	69A-47.016

Duplication of Elevator Keys Prohibited 69A-47.017
 Obtaining Elevator Keys 69A-47.018
 Lockboxes 69A-47.019
 Enforcement 69A-47.020
 Administrative Penalties 69A-47.021

PURPOSE AND EFFECT: To adopt firefighter accessible uniform elevator key requirements pursuant to the direction in Section 399.15, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Firefighter accessible uniform keys for elevators in the seven emergency response regions.

SPECIFIC AUTHORITY: 399.15 FS.

LAW IMPLEMENTED: 399.15 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., June 21, 2005

PLACE: Florida Atlantic University, 1515 W. Commercial Blvd., Room 401, Ft. Lauderdale, FL 33309

TIME AND DATE: 9:00 a.m., June 22, 2005

PLACE: North Park Center, 6800 North Dale Mabry Hwy., Conference Room 220, Tampa, FL 33607

TIME AND DATE: 9:00 a.m., June 23, 2005

PLACE: Larson Bldg, Room 116, 200 E. Gaines Street, Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act and Section 286.26, Florida Statutes, any person requiring special accommodations to participate in this program, please advise the Department at least 48 hours before the program by contacting: Kimberly Riordan, (850)413-3170.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342, (850)413-3171, Fax (850)922-2553

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69A-47.012 Uniform Elevator Keys.

(1) As used in Sections 69A-47.012 through 69A-47.021, "these rules" refers to Rules 69A-47.012 through 69A-47.021, F.A.C.

(2) Each lock for all elevators in each region of the seven emergency response regions in this state that permits public access must be keyed for one master elevator key as required in these rules.

(3) The purpose of these rules is to allow all elevators within each of the seven state emergency response regions to be operated by firefighters in a fire emergency.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History—New

69A-47.013 Regional Access.

Regional emergency elevator access shall be provided for each of the following buildings in this state.

(1) Any building which is six or more stories in height, and which construction was begun after June 30, 2004, or

(2) Any building which is six or more stories in height and has undergone "substantial improvement" as defined in Section 161.54(12), Florida Statutes.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History—New

69A-47.014 Compliance Dates.

Each existing building which is six stories or more in height must comply with these rules no later than July 1, 2007.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History—New

69A-47.015 Requirements for Elevator Keys.

(1) All elevator keys within each of the seven emergency response regions as set forth in these rules shall be uniform and specific for that region.

(2) The following elevator keys shall be used in each of the following regions:

(a) Emergency Response Region 1, consisting of the following counties: Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Jackson, Washington, Bay, Gulf, Calhoun, shall use _____;

(b) Emergency Response Region 2, consisting of the following counties: Gadsden, Liberty, Leon, Franklin, Wakulla, Taylor, Jefferson, Madison, Lafayette, Hamilton, Suwannee, Columbia, Dixie, shall use _____;

(c) Emergency Response Region 3, consisting of the following counties: Nassau, Duval, Clay, St. John, Flagler, Putnam, Bradford, Union, Baker, Levy, Alachua, Gilchrist, shall use _____;

(d) Emergency Response Region 4, consisting of the following counties: Citrus, Hernando, Pasco, Pinellas, Hillsborough, Polk, Manatee, shall use _____;

(e) Emergency Response Region 5, consisting of the following counties: Marion, Sumter, Lake, Orange, Seminole, Osceola, Brevard, Volusia, shall use _____;

(f) Emergency Response Region 6, consisting of the following counties: Hardee, Sarasota, Desoto, Charlotte, Glades, Highland, Okeechobee, Hendry, Lee, Collier, shall use _____;

(g) Emergency Response Region 7, consisting of the following counties: Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, shall use _____;

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History—New

69A-47.016 Access to Elevator Keys.

(1) Uniform elevator keys shall be made available only to

(a) Elevator owners or their authorized agents,

(b) Elevator contractors,

(c) State-certified inspectors,

(d) Authorized state agency representatives and

(f) An authorized representative of a local fire department.

(2) Elevator keys shall not be issued to any other emergency response agency or any other person.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History--New

69A-47.017 Duplication of Elevator Keys Prohibited.

(1) No person may duplicate a master elevator key for issuance to, and no person shall issue a duplicated key to, anyone other than authorized fire department personnel.

(2) Each elevator key subject to these rules must be engraved "DO NOT DUPLICATE."

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History--New

69A-47.018 Obtaining Elevator Keys.

(1) Any person authorized under this rule chapter to have possession of a uniform elevator key shall apply to an authorized vendor selected by the Division of State Fire Marshal on form DFS-Kx.XXX for the issuance of such key.

(2) Upon, the applicant presenting a fully completed and executed copy of form DFS-Kx.XXX to an authorized vendor, the applicant may obtain a key or keys from such vendor.

(3) The issuing vendor must maintain a copy of each form DFS-Kx.XXX following the issuance of each key or keys. This form may be maintained in its original form or in an electronic format.

(4) Copies of executed form DFS-Kx.XXX shall be provided to the State Fire Marshal or the local fire official upon receipt of a written request. Such request may be in the form of electronic mail.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History--New

69A-47.019 Lockboxes.

(1) If the local fire official determines that it is technically, financially, or physically impossible to bring a building's elevators into compliance with this rule the local fire official may accept as an alternative the installation of a keyed lockbox that accepts the uniform key for that specific region. The lock box shall be installed in accordance with this section.

(2) The local fire official's decision regarding the alternative measure may be appealed to the State Fire Marshal whose decision shall constitute final agency action for purposes of Chapter 120, Florida Statutes.

(3) Alternative installation of Lock Boxes.

(a) The lock box may be installed flush or recessed mounted.

(b) The lock box's front cover shall be hinged on the right side and shall be engraved or painted with the words "Fire Department Use Only – Elevator keys."

(c) The lock box shall be mounted at each elevator bank at the lobby nearest to the lowest level of fire department access.

(d) Only keys used for the operation of the elevator or an elevator component shall be placed inside the lock box.

(4)(a) In buildings subject to alternative provisions of this section and which houses two different elevator banks, a single lock box may be used when such banks are separated by not more than 30 feet.

(b) In buildings with elevators or elevator banks separated by more than 30 feet, separate lockboxes must be used for each elevator or elevator bank so separated.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History--New

69A-47.020 Enforcement.

(1) The Division of State Fire Marshal of the Department of Financial Services shall have the exclusive authority to enforce these rules.

(2) Upon determination of a violation of this rule regarding the unauthorized possession of a uniform key, the local fire officials shall provide complete written details to the State Fire Marshal for legal action by the Department.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History--New

69A-47.021 Administrative Penalties.

The Department of Financial Services may assess an administrative penalty of not more than \$1,000, in addition to any other penalty provided by law, for failure to comply with these rules.

Specific Authority 399.15 FS. Law Implemented 399.15 FS. History--New