

(a) Each rate filing which proposes changes to base rates shall contain separate rate level indications and support for such indications on a statewide basis for each type of motor vehicle coverage which the insurer writes in Florida. This provision shall apply to all rate filings regardless of whether a filing requests rate changes for one, more than one, or all coverages written. This subsection shall not apply if a rate change is filed in response to law changes which relate to specific types of coverage or if a rate change is filed in response to specific factual developments or circumstances that are reasonably expected to affect only certain types of coverage for which the changes are filed.

~~(b)(6)~~ Each rate filing which proposes changes to base rates as to any coverage for which rates vary by territory shall contain separate support by territory for each type of motor vehicle coverage for which a proposed rate change is filed. This provision shall apply to each territory regardless of whether the rate filing requests rate changes for one, more than one, or all territories.

~~(c)(7)~~ All rate filings which propose changes to base rates shall include calendar/accident year, Florida-only data for liability coverages and either calendar year or calendar/accident year, Florida-only data for physical damage coverages, and any other data which the insurer believes to be pertinent to the filing.

(d) The expense factors in each private passenger automobile rate filing shall be divided into the following categories:

1. Commissions and brokerages;
2. Other acquisition expenses;
3. General expenses;
4. Premium taxes;
5. Miscellaneous licenses and fees; and
6. Other special expenses.

~~(4)(8)~~ Private passenger motor vehicle rates, rating schedules, or rating manuals shall contain provisions for individual risk premium modification for collision, personal injury protection, bodily injury liability, and property damage liability coverage based on, among other factors, at least one aspect of an insured's driving record unless the insurer demonstrates with adequate support that failure to do so is not unfairly discriminatory. For purposes of this subsection, aspects of "driving record" include number or type of accidents, and number or type of violations.

~~(9) The following forms, which are hereby adopted and incorporated by reference, are included in the private passenger rate filing software provided by the Office:~~

~~(a) Form OIR-B-1575, "Florida Private Passenger Auto Rating Examples/Annual Rates," (Rev. 2/91);~~

~~(b) Form OIR-B-1576, "Florida Statewide Rate Level Effect/Voluntary Private Passenger Auto," with its instructions, (Rev. 2/91);~~

~~(c) Form OIR-B-1577, "Florida Rate Level Effect by Coverage by Territory/Voluntary Private Passenger Auto," with its instructions, (Rev. 2/91); and~~

~~(d) Form OIR-B-1578, "Florida Rate Level Effect for All Coverages by Territory/Voluntary Private Passenger Auto," with its instructions, (Rev. 2/91).~~

~~(10) All Office of Insurance Regulation Forms may be obtained from:~~

~~(a) The Department of Financial Service's Web site located at www.fldfs.com; or~~

~~(b) The Bureau of Property and Casualty Forms and Rates, Division of Insurer Services, Office of Insurance Regulation, Larson Building, Tallahassee, FL 32399-0330, (850)413-3146.~~

~~(11) The expense factors in each private passenger automobile rate filing shall be divided into the following categories:~~

- ~~(a) Commissions and brokerages;~~
- ~~(b) Other acquisition expenses;~~
- ~~(c) General expenses;~~
- ~~(d) Premium taxes;~~
- ~~(e) Miscellaneous licenses and fees; and~~
- ~~(f) Other special expenses.~~

Specific Authority 624.308(1) FS. Law Implemented 624.307(+), 624.424, 627.062, 627.0651 FS. History--New 11-29-89, Amended 6-9-91, Formerly 4-57.003, Amended 11-2-92, 10-2-96, 3-31-98, 1-25-99, 6-19-03, Formerly 4-175.005, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Frank Dino, Actuary, Life and Health Product Review, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Streukens, Deputy Commissioner, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 7, 2004 and July 23, 2004

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### Section III Notices of Changes, Corrections and Withdrawals

#### 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. 041017-TI

RULE NOS.:	RULE TITLES:
25-24.455	Scope and Waiver
25-24.474	Cancellation of a Registration
25-24.480	Records and Reports
25-24.600	Application and Scope

**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. 31, No. 5, February 4, 2005, issue of the Florida Administrative Weekly:

25-24.455 Scope and Waiver.

~~(2)(4)~~ An IXC may petition for a waiver of any provision of this Part. The waiver shall be granted in whole, granted in part, or denied based on the following: The Commission may grant a waiver to the extent that it determines that it is consistent with the public interest to do so. The Commission may grant the petition in whole or part, may limit the waiver to certain geographic areas and/or may impose reasonable alternative regulatory requirements on the petitioning company. In disposing of a petition, the Commission may consider:

(a) The factors enumerated in Section 364.337(4), Florida Statutes;

~~(b)(a)~~ The extent to which competitive forces may serve the same function as, or obviate the necessity for, the provision sought to be waived; ~~and~~

~~(c)(b)~~ Alternative regulatory requirements for the company which may serve the purposes of this part; ~~and~~

(d) Whether the waiver is in the public interest.

25-24.474 Cancellation of a Registration.

(1) The following are grounds for cancellation of Commission may on its own motion cancel a company's registration for any of the following reasons:

(a) Violation of the terms and conditions under which the authority was originally granted;

(b) Violation of Commission rule or order; or

(c) Violation of Florida Statutes.

25-24.480 Records and Reports; ~~Rules Incorporated.~~

(2) Each IXC shall furnish to the Commission at such times and in such form as the Commission may require, the results of any required tests and summaries of any required records. The IXC shall also furnish the Commission with any information concerning the IXC's facilities or operations which the Commission may reasonably request and require. All such data, unless otherwise specified, shall be consistent with and reconcilable with the IXC's regulatory assessment fee report to the Commission. Any IXC that keeps its records outside the State shall reimburse the Commission for the reasonable travel expense incurred by each Commission representative during any review of the out-of-state records of

the IXC or its affiliates. Reasonable travel expenses are those travel expenses that are equivalent to travel expenses paid by the Commission in the ordinary course of its business.

~~(a) The IXC shall remit reimbursement for out of state travel expenses within 30 days from the date the Commission mails the invoice.~~

~~(b) The reimbursement requirement in subsection (2) shall be waived:~~

~~1. For any IXC that makes its out of state records available at its office located in Florida or at another mutually agreed upon location in Florida within 10 working days from the Commission's initial request. If 10 working days is not reasonable because of the complexity and nature of the issues involved or the volume and type of material requested, the Commission may establish a different time frame for the IXC to bring records into the state. For individual data requests made during an audit, the response time frame established in Rule 25-4.0201, F.A.C., shall control; or~~

~~2. For an IXC whose records are located within 50 miles of the Florida state line.~~

(3) Where an IXC is operated with another enterprise, records must be separated in such manner that the results of the IXC operations may be determined at any time. Each IXC shall furnish to the Commission at such times and in such form as the Commission may require, the results of any required tests and summaries of any required records. The IXC shall also furnish the Commission with any information concerning the IXC's facilities or operations which the Commission may reasonably request and require. All such data, unless otherwise specified, shall be consistent with and reconcilable with the IXC's regulatory assessment fee report to the Commission.

~~(4) Where an IXC is operated with another enterprise, records must be separated in such manner that the results of the IXC operations may be determined at any time.~~

(4)(3) Upon notification to the IXC, members may, at reasonable times, make personal visits to the company offices or other places of business within or without the State and may inspect any accounts, books, records, and papers of the IXC which may be necessary in the discharge of Commission duties. Commission staff members will present Commission identification cards as the written authority to inspect records. During such visits the IXC shall provide the staff member(s) with adequate and comfortable working and filing space, consistent with the prevailing conditions and climate, and comparable with the accommodations provided the IXC's outside auditors.

25-24.600 Application and Scope.

~~(3) Each company subject to this Part may petition for exemption from applicable portions of Chapter 364, Florida Statutes, or for application of different requirements than those prescribed for telecommunications companies in Chapter 364, Florida Statutes, under the authority of Section 364.377, Florida Statutes.~~

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-501.401  
 RULE TITLE: Admissible Reading Material  
 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. 31, No. 22, (June 3, 2005), issue of the Florida Administrative Weekly:

33-501.401 Admissible Reading Material.

(1) through (8) No change.

(9) Incoming publications that have not been previously rejected by the literature review committee.

(a) No change.

(b) The warden or designee shall advise the inmate in writing on Form DC5-101, Notice of Rejection or Impoundment of Publications, of the specific reasons for the impoundment within 15 calendar days of receipt of the publication at the institution and shall provide two copies of the form to the inmate. The warden or designee of the institution that originated the impoundment shall also provide a copy of the completed form to the publisher, mail order distributor, bookstore or sender, and to the literature review committee. The copy of the impoundment notice that is sent to the literature review committee shall also include as attachments a copy of the publication's front cover or title page and a copy of all pages cited on Form DC5-101, Notice of Rejection or Impoundment of Publications, as including inadmissible subject matter. The actual date that Form DC5-101, Notice of Rejection or Impoundment of Publications, is mailed to the publisher, mail order distributor, bookstore or sender shall be documented by date stamp on the copies provided to the publisher or sender, the literature review committee, and the institution's copy. A Notice of Rejection or Impoundment of Publications, Form DC5-101, shall only address one publication. If a single mailing or package includes more than one publication and more than one are determined to be inadmissible, separate Notice of Rejection or Impoundment of Publications, Form DC5-101, shall be prepared for each.

(c) through (d) No change.

(10) No change.

(11) Single issues of periodicals and newspapers, any book, and any other printed material addressed to a specific inmate or found in the property of an inmate shall be impounded when circumstances detailed in an individual inmate's criminal conviction, detailed in departmental disciplinary reports, or detailed in prior criminal convictions, indicates it would be a threat to the security, order or rehabilitative objectives of the correctional system or the safety of any person to allow the inmate access to subject matter in that publication.

(a) No change.

(b) Publications received through the mail. Within 15 calendar days of receipt of the publication at the institution, the warden or designee shall advise the inmate in writing on Form DC5-101, Notice of Rejection or Impoundment of Publications, of the specific subject matter that is cause for impoundment pursuant to this subsection, to include the page numbers in the publication where this information is found, and the specific security, safety, or rehabilitation concerns that justify denying the individual inmate access to the publication. The warden or designee shall provide a copy of the completed Form DC5-101, Notice of Rejection or Impoundment of Publications, to the publisher, mail order distributor, bookstore, or sender. The actual date that the Form DC5-101, Notice of Rejection or Impoundment of Publications, is mailed to the publisher, mail order distributor, bookstore, or sender shall be documented by date stamp on the copies provided to the publisher or sender, the literature review committee, and the institution's copy. The inmate also shall be provided two copies of the form. Form DC5-101, Notice of Rejection or Impoundment of Publications, shall only address one publication. If a single mailing or package includes more than one publication and more than one are determined to be inadmissible, a Form DC5-101, Notice of Rejection or Impoundment of Publications, shall be prepared for each.

(c) through (h) No change.

(12)(a) Rejected and impounded publications shall be held at the institution for 30 days. Upon receipt of a Form DC5-101, Notice of Rejection or Impoundment of Publications, an inmate shall have 30 days ~~from date of receipt of the form~~ to make arrangements to have the publication picked up by an approved visitor or sent to a relative or friend or the sender at the inmate's expense. If the publication is not picked up or mailed out within 30 days, the institution shall destroy it.

~~(b) The 30 day limit shall not include any time that a grievance appeal is pending provided that: the inmate has provided the warden with the written notice required in paragraph (14)(b) of this rule. However, if the inmate fails to provide the warden with written notice of his or her appeal within 15 days of the impoundment or rejection, the institution shall not be required to store the publication beyond 30 days.~~

1. The grievance is timely filed as prescribed in Chapter 33-103, F.A.C.; and

2. In grievances challenging the impoundment or rejection of publications pursuant to the criteria established in subsections (3) and (11) of this rule, the inmate provided the warden with written notice of his or her intent to file a grievance with the office of the secretary as prescribed in paragraph (14)(b) of this rule.

~~(c)(b)~~ No change.

(13) No change.

(14) Inmates may appeal the impoundment or rejection of reading material through use of the inmate grievance procedure, Chapter 33-103, F.A.C.

(a) When publications are rejected for reasons not relating to subject matter, inmates shall file an informal grievance as prescribed by Rule 33-103.005, F.A.C.

1. Only one impounded or rejected publication shall be addressed in the grievance;

2. A copy of the Form DC5-101, Notice of Rejection or Impoundment of Publications, that documents the rejection, must be attached to the informal grievance; and;

3. The complaint must be filed within 15 days from the date of rejection.

(b) When publications are impounded or rejected pursuant to the criteria established in subsections (3) and (11) this rule, inmates shall bypass the informal and formal institutional level of review, and file grievances direct to the office of the secretary as prescribed by Rule 33-103.007, F.A.C.

1. Only one impounded or rejected publication shall be addressed in the grievance;

2. The inmate shall identify the grievance as being related to admissible reading material by writing the words "Admissible Reading Material" at the top of the grievance;

3. A copy of the Form DC5-101, Notice of Rejection or Impoundment of Publications, which documents the impoundment or rejection, must be attached to the grievance;

4. The complaint must be filed within 15 days from the date of impoundment or rejection;

5. The grievance appeal shall be addressed to the office of the secretary and not to the literature review committee or to the library services administrator; and;

6. The inmate must provide written notice to the warden on Form DC6-236, Inmate Request, that he or she intends to appeal the impoundment or rejection to the office of the secretary if he or she wishes to have the order to dispose of the publication within 30 days stayed while the grievance is pending. The written notice shall include a statement that the inmate intends to appeal the impoundment or rejection of admissible reading material and must specifically identify the publications on which the appeal is to be based. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

~~(e) If the inmate decides to appeal the impoundment or rejection to the office of the secretary, he or she shall file the appeal within 15 calendar days of the impoundment or rejection and must include a copy of Form DC5-101, Notice of Rejection or Impoundment of Publications with the appeal. The inmate shall identify the grievance as being related to admissible reading material by writing the words "Admissible Reading Material" at the top of the grievance. Only one impounded or rejected publication shall be addressed in the appeal.~~

~~(d) If the inmate intends to appeal the impoundment or rejection decision and wishes to have the order to dispose of the publication within 30 days stayed while the appeal is proceeding, the inmate must provide written notice to the warden on form DC6-236, Inmate Request, that he or she~~

~~intends to appeal the impoundment or rejection to the office of the secretary. The written notice must be filed within 15 calendar days of the impoundment or rejection, and shall include a statement that the inmate intends to appeal the impoundment or rejection of admissible reading material and must specifically identify the publications on which the appeal is to be based. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.~~

~~(e) If the inmate fails to file within 15 calendar days, fails to provide the impoundment or rejection notice as an attachment to his or her appeal, addresses more than one impounded or rejected publication or in any other way violates the grievance procedure as described in Chapter 33-103, F.A.C., his or her appeal shall be returned without response to the issue raised.~~

~~(f) If the inmate's appeal is denied, he or she shall have 30 days to make arrangements to have the publication picked up by an approved visitor, relative or friend, or pay to have the publication sent to one of these approved individuals or to the sender. If the publication is not picked up or mailed out within 30 days, the institution shall destroy it.~~

(15) through (25) No change.

Specific Authority 944.09, 944.11 FS. Law Implemented 944.11 FS. History-- New 10-8-76, Amended 3-3-81, 9-24-81, Formerly 33-3.12, Amended 6-9-87, 3-11-91, 12-17-91, 3-30-94, 11-2-94, 5-10-98, 10-20-98, Formerly 33-3.012, Amended 3-21-00, 8-10-00, 10-13-02, 7-2-03, 12-30-04,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Certificate of Need**

RULE NO.: 59C-1.005  
 RULE TITLE: Certificate of Need Exemption Procedure

**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. 31, No. 18, May 6, 2005, issue of the Florida Administrative Weekly.

**TEXT OF PROPOSED RULE CHANGES:**

59C-1.005 Certificate of Need Exemptions Procedure.

(6)

~~(f)(h)~~ Provision of adult inpatient diagnostic cardiac catheterization services.

1. A request for exemption of a proposed adult inpatient diagnostic cardiac catheterization program shall include certifications by the applicant that:

a. The applicant will not provide therapeutic cardiac catheterization pursuant to the grant of the exemption;

b. The applicant will meet and continuously maintain the minimum licensure requirements specified in subsection 59A-3.2085(13), F.A.C.; and,

c. At least 2 percent of the applicant’s annual adult diagnostic cardiac catheterization admissions will be charity and Medicaid patients.

2. An exemption granted for provision of adult inpatient diagnostic catheterization services remains in effect while the requirements specified in Section 408.036(3)(i), F.S., and subsection 59A-3.2085(13), F.A.C., are met.

3. Annual reports of compliance with standards for minimum program volume and minimum services to charity and Medicaid patients, as specified in paragraphs 59A-3.2085(13)(d) and (i), F.A.C., shall be forwarded to the agency’s Certificate of Need Office. The total volume reported shall include both inpatient and outpatient admissions to the adult diagnostic cardiac catheterization program. A single admission is equal to one patient visit to the cardiac catheterization program. The first annual report for the exempted program shall be forwarded within 30 days of the end of the first 12 month period completed subsequent to the 18th month of operation. Annual reports thereafter shall be forwarded within 30 days after the anniversary of the first annual report. The reports should be submitted to the address shown in subsection (1) of this rule.

4. The agency shall provide written notification to the exempted hospital of a determination of non-compliance with the annual compliance requirements of subparagraph (h)3. of this rule. Action upon a finding of non-compliance shall be consistent with the provisions of Section 408.036(3)(i)3.b., F.S.

(6)

(f), (g), (h), (i) renumbered as (g), (h), (i), (j)

**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 Dentistry**

RULE NO.: 64B5-16.002  
 RULE TITLE: Required Training

**NOTICE OF CORRECTION**

The above-proposed rule was published in the June 17, 2005 issue of the Florida Administrative Weekly, Vol. 31, No. 24.

In the “DATE PROPOSED RULE APPROVED BY AGENCY HEAD block” of May 6, 2005. The date should have been July 23, 2004.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CHANGE IS: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.009  
 RULE TITLE: Standard of Care for Office Surgery

**NOTICE OF CORRECTION**

The Board of Medicine hereby gives notice of the following correction to the above-referenced rule which was published in Vol. 31, No. 24, of the June 17, 2005, Florida Administrative Weekly. The Notice of Rule Development indicated the that a Rule Development Workshop would be held at the Adams Mark Hotel. The name of the hotel has been changed to the Hyatt Regency, Jacksonville Riverfront. The address remains the same. No other changes to the original notice are necessary. The person to be contacted with regard to the above-referenced rule is: Larry McPherson, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.0093  
 RULE TITLE: Standards for the Delivery of Anesthesia in Certain Practice Settings

**NOTICE OF CORRECTION**

The Board of Medicine hereby gives notice of the following correction to the above-referenced rule which was published in Vol. 31, No. 24, of the June 17, 2005, Florida Administrative Weekly. The Notice of Rule Development Workshop indicated the that the Workshop would be held at the Adams Mark Hotel. The name of the hotel has been changed to the Hyatt Regency, Jacksonville Riverfront. The address remains the same. No other changes to the original notice are necessary. The person to be contacted with regard to the above-referenced rule is: Larry McPherson, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

**DEPARTMENT OF HEALTH**

**Board of Speech-Language Pathology and Audiology**

RULE NO.: 64B20-7.001  
 RULE TITLE: Disciplinary Guidelines

**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. 31, No. 2, of the January 14, 2005, issue of the Florida Administrative Weekly. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). The Board, at its meeting held on May 25, 2005, voted to make changes to the rule to address the JAPC concerns. The changes are as follows:

6B20-7.001(4)(n) First offense shall read: "From reprimand to probation of the license, and an administrative fine of \$10,000.00. If omission of the full disclosure is unintentional, then reprimand to probation of the license, and an administrative fine of up to \$10,000.00."

Second offense shall read: "From probation to revocation of the license, and an administrative fine of \$10,000.00. If omission of the full disclosure is unintentional then probation to revocation of the license and an administrative fine of up to \$10,000.00."

64B20-7.001(4)(o) First offense shall read: "From letter of concern to suspension of the license, and an administrative fine of \$10,000.00. If the violation is unintentional then a letter of concern to suspension of the license and an administrative fine of up to \$10,000.00

Second offense shall read: "From suspension to revocation of the license, and an administrative fine of \$10,000.00. If the violation is unintentional then suspension to revocation of the license and an administrative fine of up to \$10,000.00."

64B20-7.001(4)(p) First offense shall read: "From reprimand to probation of the license, and an administrative fine of \$10,000.00. If the violation is unintentional, then reprimand to probation of the license and an administrative fine of up to \$10,000.00.

Second offense shall read: "From probation to suspension of the license, and an administrative fine of \$10,000.00. If the violation is unintentional then probation to revocation of the license and an administrative fine of up to \$10,000.00.

64B20-7.001(4)(z) First offense shall read: "Reprimand and six months suspension to probation or revocation of the license, and an administrative fine ranging from \$2,500.00 to \$5,000.00, or refusal to certify an application for licensure."

Second offense shall read: "From probation and/or suspension to revocation of the license and an administrative fine ranging from \$5,000.00 to \$7,500.00, or refusal to certify an application for licensure.

Third offense shall read: "From suspension to revocation of the license, and an administrative fine ranging from \$7,500.00 to \$10,000.00, or refusal to certify an application for licensure.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela E. King, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Workers' Compensation**

RULE NO.: 69L-7.100  
 RULE TITLE: Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers (ASCs)

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 16, April 22, 2005, of the Florida Administrative Weekly. These changes are being made to address concerns expressed. The following amendments have been made to page 1 in Section II and page 2 in Section VI of the Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers, 2005 Edition to read:

**Section II: Eligibility**

All licensed free-standing Ambulatory Surgical Centers (ASCs) must comply with ~~rules and standards of Chapter 59A-5, Florida Administrative Code (F.A.C.), as authorized under Chapter 395, Florida Statutes (F.S.).~~

**Section VI: Medical Records**

ASC facilities shall establish a system for maintaining complete, comprehensive, and accurate medical records according to ~~Chapter 395, F.S. Rule Chapter 59A-5.012, F.A.C. to ensure adequate patient care.~~

The remainder of the rule reads as previously published.

**FINANCIAL SERVICES COMMISSION**

**Office of Insurance Regulation**

RULE NO.: 69O-137.004  
 RULE TITLE: Reports of Information by Health Insurers Required

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 15, April 15, 2005, of the FAW. These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

Subsection (2)(a) is changed to read:

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

(a) OIR-B2-1094, (rev. 05/2005), "Report of Gross Annual Premiums and Enrollment Data for Health Benefit Plans Issued to Florida Residents".

The remainder of the rule reads as previously published.

**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."