

Section I

Notices of Development of Proposed Rules
and Negotiated Rulemaking**DEPARTMENT OF COMMUNITY AFFAIRS****Florida Communities Trust**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
9K-7	Florida Forever Program
RULE NOS.:	RULE TITLES:
9K-7.001	Purpose
9K-7.002	Definitions
9K-7.003	General Requirements and Eligibility Standards
9K-7.004	Submission of Application and Application Materials
9K-7.005	Communications to the Governing Board
9K-7.006	Application Review
9K-7.007	Project Evaluation Criteria
9K-7.008	Ranking and Selection of Applications
9K-7.009	Project Approval
9K-7.010	Modification to the Project Boundary
9K-7.011	Preparation and Acceptance of the Management Plan
9K-7.012	Title, Acquisition Procedures, Project Plans, Lease Agreements and Transfer of Title
9K-7.013	Annual Stewardship Report Requirement

PURPOSE AND EFFECT: To improve Florida Communities Trust's efficiency in administering Florida Forever Funds and ensure the rules are user-friendly for the customers.

SUBJECT AREA TO BE ADDRESSED: Florida Communities Trust Grant Application Procedures and Land Acquisition Procedures.

SPECIFIC AUTHORITY: 380.507(1) FS.

LAW IMPLEMENTED: 259.105, 380.508, 380.501-.515, 380.508, 380.510 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS WORKSHOP WILL NOT BE HELD):

DATE AND TIME: August 23, 2006, 2:00 p.m. – 4:00 p.m.

PLACE: The Randall Kelley Training Center, Third Floor, Room 305, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

Any person requiring special accommodation at the workshops because of a disability or physical impairment should contact Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida, (850)922-2207, SUNCOM 292-2207, at

least seven days before the date of the workshops. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida, (850)922-2207, SUNCOM 292-2207

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

DEPARTMENT OF COMMUNITY AFFAIRS**Florida Communities Trust**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
9K-8	Land Acquisition Procedures With Florida Forever Program
RULE NOS.:	RULE TITLES:
9K-8.001	Purpose
9K-8.002	Definitions
9K-8.003	General Information
9K-8.004	Election by Recipient of Titleholder and Negotiating Entity; Rules Governing Acquisitions; Title
9K-8.005	Title Report and Evidence of Marketable Title
9K-8.006	Certified Survey
9K-8.007	Appraisal Procedures, Appraisal Report Requirements and Determination of Maximum Approved Purchase Price
9K-8.008	Confidentiality of Appraisals, Other Reports Relating to Value, Offers and Counteroffers
9K-8.009	Negotiation of Offers and Counteroffers
9K-8.010	Purchase Agreements
9K-8.011	Preparation and Acceptance of Project Plans
9K-8.012	Examination for Hazardous Materials Contamination
9K-8.013	Trust Governing Board Action
9K-8.014	Closing

PURPOSE AND EFFECT: To improve Florida Communities Trust's efficiency in administering Florida Forever Funds and ensure the rules are user-friendly for the customers.

SUBJECT AREA TO BE ADDRESSED: Florida Communities Trust Grant Application Procedures and Land Acquisition Procedures.

SPECIFIC AUTHORITY: 380.507(11) FS.

LAW IMPLEMENTED: 259.105, 380.501-.515, 380.507(11), 380.508, 380.510 FS.

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

DATE AND TIME: August 23, 2006, 2:00 p.m. – 4:00 p.m.

PLACE: The Randall Kelley Training Center, Third Floor, Room 305, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

Any person requiring special accommodation at the workshops because of a disability or physical impairment should contact Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida, (850)922-2207, SUNCOM 292-2207, at least seven days before the date of the workshops. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida, (850)922-2207, SUNCOM 292-2207

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

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."

STATE BOARD OF ADMINISTRATION

RULE NOS.:	RULE TITLES:
19-8.010	Reimbursement Contract
19-8.013	Revenue Bonds Issued Pursuant to Section 215.555(6), F.S.

PURPOSE AND EFFECT: The 2006 Legislature passed CS/CS for SB 1980 on Friday, May 5, 2006 and this Bill became law on May 16, 2006. Due to this legislation, emergency rules were necessary. On May 16 and May 31, 2006, respectively, Emergency Rules 19ER06-1 (19-8.010 Reimbursement Contract) and 19ER06-2 (19-8.013 Revenue Bonds Issued Pursuant to Section 215.555(6), F.S.) were filed and became effective. Pursuant to Section 120.54(4), Florida Statutes, these emergency rules are effective for only 90 days. Thus, the Florida Hurricane Catastrophe Fund (FHCF) is now entering into the rulemaking process to incorporate the changes made by the emergency rules into permanent rules.

SUBJECT AREA TO BE ADDRESSED: Contract requirements for the 2006-2007 Contract Year and Revenue Bonds.

SPECIFIC AUTHORITY: 215.555(3), (6) FS.

LAW IMPLEMENTED: 215.555 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 IS: Jack E. Nicholson, Senior FHCF Officer, State Board of Administration, P. O. Box 13300, Tallahassee, Florida 32317-3300; telephone (850)413-1340

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE FHCF WEBSITE www.sbafla.com/fhcf OR MAY BE OBTAINED AT NO CHARGE FROM: Tracy Allen, Senior FHCF Attorney, State Board of Administration, P. O. Box 13300, Tallahassee, Florida 32317-3300; telephone (850)413-1341.

STATE BOARD OF ADMINISTRATION

RULE NO.:	RULE TITLE:
19-15.001	Insurance Capital Build-Up Incentive Program

PURPOSE AND EFFECT: The 2006 Legislature passed CS/CS for SB 1980 on Friday, May 5, 2006 and this Bill became law on May 16, 2006. Due to this legislation, an emergency rule was necessary. On May 31, 2006, Emergency Rule 19ER06-3 "Insurance Capital Build-Up Incentive Program" was filed and became effective. Pursuant to Section 120.54(4), Florida Statutes, this emergency rule is effective for only 90 days. Thus, the State Board of Administration is now entering into the rulemaking process to incorporate the language in the emergency rule into a permanent rule.

SUBJECT AREA TO BE ADDRESSED: The rule addresses all aspects of the new Insurance Capital Build-Up Incentive Program created by Section 215.5595, F.S.

SPECIFIC AUTHORITY: 215.5595 FS.

LAW IMPLEMENTED: 215.5595 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 IS: Tracy Allen, Senior FHCF Attorney, State Board of Administration, P. O. Box 13300, Tallahassee, Florida 32317-3300; telephone (850)413-1341

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE FHCF WEBSITE www.sbafla.com/icbi OR MAY BE OBTAINED

AT NO CHARGE FROM: Tracy Allen, Senior FHCF Attorney, State Board of Administration, P. O. Box 13300, Tallahassee, Florida 32317-3300; telephone (850)413-1341

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-208.405
RULE TITLE: Employment of Relatives

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to address nepotism and the employment of relatives within the department.

SUBJECT AREA TO BE ADDRESSED: Nepotism and the employment of relatives.

SPECIFIC AUTHORITY: 944.09, 945.0311 FS.

LAW IMPLEMENTED: 112.3135, 944.09, 945.0311 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: Dorothy M. Ridgway, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.405 Employment of Relatives.

(1) For the purposes of this rule, the following definitions shall apply:

(a) Hiring Authority – the Secretary, Deputy Secretary, Chief of Staff, General Counsel, Assistant Secretaries, Directors, Circuit Administrators, and Wardens as designated by the Secretary to be responsible for ensuring that work assignments do not violate the provisions of this rule or its authorizing statutes.

(b) Line of Authority – refers to any position having supervisory authority within the direct chain of command or supervisory path that organizationally links any position in the department.

(c) Relative – as defined by Sections 112.3135 and 945.0311, F.S., refers to an individual who is related to an employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, daughter-in-law, son-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

(d) Unit – refers to a work section within the department that has overall responsibility for:

1. A specific function in an institution (e.g., security, education, medical, health services, maintenance, warehouse, classification, chaplaincy);

2. A specific function within the central office (a bureau or comparable unit); or

3. A specific function within a regional office such as administrative services, health services, personnel, programs, or operations;

4. A work release center, road prison, forestry camp or boot camp; or

5. A probation and parole circuit office or field office.

(2) The employment of relatives in positions in which one employee would be in the line of authority over the other or under the direct supervision of the other is prohibited. The hiring authority is responsible for ensuring that relatives are not employed in such positions unless an exception is granted pursuant to subsection (4) below.

(3) Relatives who are not in the same line of authority shall be permitted to work in the same unit, but shall be assigned to different shifts or areas unless an exception is granted pursuant to subsection (4) below.

(4) When circumstances exist where the employment of relatives in a capacity prohibited by subsections (2) and (3) of this rule is necessary or beneficial to the department, the hiring authority shall make requests for such exceptions through the chain of command to the Secretary.

(5) In accordance with Section 112.3135, F.S., an employee is prohibited from appointing, employing, promoting, advancing or advocating for appointment, employment, or advancement any relative to a position in the department or to a position over which the employee exercises jurisdiction or control. In the event of an emergency as defined in Section 252.34(3), F.S., the Secretary is authorized to approve the temporary employment of individuals whose employment would otherwise be prohibited by Section 112.3135, F.S., when such employment is necessary to carry out emergency management responsibilities.

Specific Authority 944.09, 945.0311 FS, Law Implemented 112.3135, 944.09, 945.0311 FS. History–New _____.

INTERLOCAL AGENCIES

Lake Apopka Natural Gas District

RULE NO.: 54C-1.001
RULE TITLE: Tariff

PURPOSE AND EFFECT: The purpose is to develop amendments to existing Rule 54C-1.001, F.A.C., the tariff of Lake Apopka Natural Gas District (District), modifying the rate schedules for labor, equipment and material, residential sales service, commercial sales service, interruptible sales service, and transportation service by increasing the fees and charges made by the District, eliminating the rate schedule for residential air conditioning sales service, and increasing the deposit requirement for residential customers. All classes of customers will experience an increase in the cost of gas.

SUBJECT AREA TO BE ADDRESSED: The rate schedules for all gas sales and transportation service, the rate schedule for District labor, equipment and material and the deposit requirements for residential customers in Rule 54C-1.001, F.A.C.

SPECIFIC AUTHORITY: Section (12), Chapter 99-454, Laws of Florida, 1999

LAW IMPLEMENTED: Chapter 99-454, Laws of Florida, 1999

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

DATE AND TIME: June 26, 2006, 10:00 a.m.

PLACE: The office of Lake Apopka Natural Gas District at 1320 S. Vineland Road (CR 535), Winter Garden, Florida 34787

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: George F. Crabtree, General Manager, Lake Apopka Natural Gas District, 1320 South Vineland Road (CR 535), Winter Garden, Florida 34787; Telephone (407)656-2734, Facsimile (407)656-9371

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

DEPARTMENT OF ELDER AFFAIRS

Aging and Assisted Living Programs

RULE CHAPTER NO.: RULE CHAPTER TITLE:

58A-5 Assisted Living Facilities

RULE NOS.: RULE TITLES:

58A-5.0181 Residency Criteria and Admission Procedures

58A-5.0182 Resident Care Standards

58A-5.0191 Staff Training Requirements and Competency Test

58A-5.024 Records

PURPOSE AND EFFECT: The proposed rule amendments were developed in consultation with the Agency for Health Care Administration. Pursuant to Section 400.441(1)(l), F.S., the department is required to establish specific policies and procedures on resident elopement.

SUBJECT AREA TO BE ADDRESSED: Resident elopement policies and procedures as they relate to residency criteria and admission procedures, resident care standards, staff training requirement and competency test, and records.

SPECIFIC AUTHORITY: 400.407, 400.426, 400.441 FS.

LAW IMPLEMENTED: 400.402, 400.407, 400.4075, 400.426, 400.441 FS.

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

DATE AND TIME: June 28, 2006, 9:00 a.m. – 10:30 a.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jim Crochet, Office of the General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, telephone (850)414-2000, E-Mail address: crochethj@elderaffairs.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

58A-5.0181 Residency Criteria and Admission Procedures.

(1) through (2) No change.

(3) ADMISSION PACKAGE.

(a) The facility shall make available to potential residents a written statement or statements which includes the following information. A promotional brochure prepared by the facility or a copy of the facility resident contract form used by the facility which contains all of the required information shall meet this requirement:

1. through 10. No change.

11. If the facility also has an extended congregate care program, the ECC program's residency criteria, and a description of the additional personal, supportive, and nursing services provided by the program, additional costs, and any limitations, if any, on where ECC residents must reside based on the policies and procedures described in Rule 58A-5.030, F.A.C.; ~~and~~

12. If the facility advertises that it provides special care for persons with Alzheimer's disease or related disorders, a written description of those special services as required under Section 400.4177, F.S.; and

13. A copy of the facility's resident elopement protocol.

(b) through (c) No change.

(4) through (5) No change.

Specific Authority 400.407, 400.426, 400.441 FS. Law Implemented 400.402, 400.407, 400.4075, 400.426, 400.441 FS. History—New 9-17-84, Formerly 10A-5.181, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.0181, Amended 10-30-95, 6-2-96, 10-17-99, _____.

58A-5.0182 Resident Care Standards.

An assisted living facility shall provide care and services appropriate to the needs of residents accepted for admission to the facility.

(1) through (5) No change.

(6) RESIDENT RIGHTS AND FACILITY PROCEDURES.

(a) through (d) No change.

(e) The facility shall have a written statement of ~~its the~~ the facility's house rules and procedures which shall be included in the admission package provided pursuant to Rule 58A-5.0181,

F.A.C. The rules and procedures shall address the facility's policies with respect to such issues, for example, as resident responsibilities, the facility's alcohol and tobacco policy, medication storage, the delivery of services to residents by third party providers, resident elopement, and other administrative and housekeeping practices, schedules, and requirements.

(f) through (h) No change.

(7) No change.

(8) ELOPEMENT STANDARDS.

(a) Residents Assessed At Risk for Elopement.

All residents assessed at risk for elopement or with any history of elopement shall be identified so staff can be alerted to their needs for support and supervision.

1. The facility shall ensure at risk residents have identification on their persons that includes their name and the facility's name, address, and telephone number. Staff attention shall be directed towards residents assessed at high risk for elopement and those with Alzheimer's disease and related disorders.

2. The facility shall have current photo identification of at risk residents on file that is accessible to all facility staff and law enforcement as necessary.

(b) Facility Resident Elopement Response Protocol.

The facility shall develop a detailed written protocol for responding to a resident elopement. At a minimum, the protocol shall include:

1. An immediate staff search of the facility and premises, including a periodic re-check of where the resident was last seen;

2. The identification of staff responsible for implementing each part of the elopement response protocol, including specific duties and responsibilities;

3. The identification of staff responsible for contacting law enforcement, the resident's family, guardian, health care surrogate, and case manager; and

4. The continued care of all residents within the facility in the event of an elopement.

(c) Facility Resident Elopement Drills.

The facility shall conduct resident elopement drills pursuant to Section 400.441(1)(l), F.S.

(9)(8) OTHER STANDARDS. Additional care standards for residents residing in a facility holding a limited mental health, extended congregate care or limited nursing services license are provided in Rules 58A-5.029, 58A-5.030 and 58A-5.031, F.A.C., respectively.

Specific Authority 400.402, 400.441 FS. Law Implemented 400.402, 400.4255, 400.4256, 400.426, 400.428, 400.441 FS. History—New 9-17-84, Formerly 10A-5.182, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.0182, Amended 10-30-95, 4-20-98, 11-2-98, 10-17-99,_____.

58A-5.0191 Staff Training Requirements and Competency Test.

(1) No change.

(2) STAFF IN-SERVICE TRAINING. Facility administrators or managers must provide or arrange for the following in-service training to facility staff:

(a) through (e) No change.

(f) All facility staff shall receive a minimum of one hour of in-service training regarding the facility's resident elopement response protocol within thirty (30) days of employment and annually thereafter. All facility staff shall be provided with a copy of the facility's resident elopement response protocol. All facility staff shall demonstrate an understanding and competency in the implementation of the protocol.

(3) through (11) No change.

Specific Authority 400.407, 400.4178, 400.441, 400.452 FS. Law Implemented 400.407, 400.4075, 400.4178, 400.441, 400.452 FS. History—New 9-30-92, Formerly 10A-5.0191, Amended 10-30-95, 6-2-96, 4-20-98, 11-2-98, 10-17-99, 7-5-05,_____.

58A-5.024 Records.

The facility shall maintain the following written records in a form, place and system ordinarily employed in good business practice and accessible to department and agency staff.

(1) FACILITY RECORDS. Facility records include:

(a) through (p) No change.

(q) The facility's resident elopement response protocol.

(r) The facility's documented resident elopement response drills.

(2) STAFF RECORDS.

(a) Personnel records for each staff member shall contain, at a minimum, a copy of the original employment application with references furnished and verification of freedom from communicable disease including tuberculosis. In addition, records shall contain the following, as applicable:

1. through 4. No change.

5. Documentation of facility direct care staff and administrator participation in resident elopement drills pursuant to paragraph 58A-5.0182(8)(c), F.A.C.

(b) through (c) No change.

(3) through (4) No change.

Specific Authority 400.441, 400.4275 FS. Law Implemented 400.407, 400.4075, 400.424, 400.427, 400.4275, 400.428, 400.435, 400.441 FS. History—New 5-14-81, Amended 1-6-82, 5-19-83, 9-17-84, Formerly 10A-5.24, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.024, Amended 10-30-95, 4-20-98, 11-2-98, 10-17-99,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Board of Accountancy**

RULE NO.: 61H1-20.0053 RULE TITLE: Standards for Assembled Financial Statements

PURPOSE AND EFFECT: The Board proposes to amend the rule to add that a Public Accounting Firm may offer to perform assembled financial statements.

SUBJECT AREA TO BE ADDRESSED: Standards for Assembled Financial Statements.

SPECIFIC AUTHORITY: 473.304, 473.315 FS.

LAW IMPLEMENTED: 473.302, 473.322 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-20.0053 Standards for Assembled Financial Statements.

A Certified Public Accountant holding an active license may offer to perform or perform services involving assembled financial statements so long as the Certified Public Accountant complies with the standards for assembled financial statements, which are as follows:

(1) through (7) No change.

(8) The transmittal letter shall include the name and license number of the Certified Public Accountant who offers to perform or performs services involving assembled financial statements. If more than one Certified Public Accountant offers to perform or performs such services, then the name and license number of the Certified Public Accountant who assumes responsibility for the statements shall be included. If a Licensed Audit Firm or Public Accounting Firm offers to perform or performs such services, the name and license number of the firm may be utilized instead of the name and license number of an individual Certified Public Accountant.

(9) through (12) No change.

Specific Authority 473.304, 473.315 FS. Law Implemented 473.302, 473.322 FS. History—New 10-28-98, Amended 9-20-00,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Board of Accountancy**

RULE NO.: 61H1-26.004 RULE TITLE: Licensure of Changes by Firms

PURPOSE AND EFFECT: The Board proposes to amend the rule to delete the requirement that every two years firms file with the Division of Certified Public Accounting, a list of co-partners, shareholders or members who are non-CPAs.

SUBJECT AREA TO BE ADDRESSED: Licensure of Changes by Firms.

SPECIFIC AUTHORITY: 473.304, 473.3101 FS.

LAW IMPLEMENTED: 473.3101 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: John Johnson, Executive Director, Board of Accountancy/ MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-26.004 Licensure of Changes by Firms.

(1) No change.

~~(2) A firm licensed pursuant to Rule 61H1-26.003, F.A.C., shall file with the Division of Certified Public Accounting by March 1 every two years a list of all co-partners, shareholders or members in the U.S. as of December 31, indicating those that are non-CPAs.~~

~~(2)(3)~~ No change.

Specific Authority 473.304, 473.3101 FS. Law Implemented 473.3101 FS. History—New 12-4-79, Amended 2-3-81, Formerly 21A-26.04, Amended 6-4-86, Formerly 21A-26.004, Amended 11-3-97, 7-16-98, 8-17-98, 1-31-05,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Board of Accountancy**

RULE NO.: 61H1-29.002 RULE TITLE: Temporary License

PURPOSE AND EFFECT: The Board proposes to amend the rule to delete the requirements that out-of-state certified public accountants of firms who have received a temporary permit submit various financial statements in certain circumstances.

SUBJECT AREA TO BE ADDRESSED: Temporary License Requirements.

SPECIFIC AUTHORITY: 473.304, 473.305, 473.314 FS.

LAW IMPLEMENTED: 473.314, 473.315 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-29.002 Temporary License.

(1) through (8) No change.

~~(9)(a) Any out of state certified public accountant or firm who receives a temporary permit during any calendar year is hereby required to submit one audited, one reviewed, and one compiled financial statement at the time the first permit application is made during each calendar year for review by the Board of compliance with the requirements of Section 473.315, F.S., and the rules promulgated thereto.~~

~~(b) An out-of-state CPA or firm who seeks to perform a peer review or a quality review on a Florida CPA or firm shall not be required to provide the information set forth in paragraph 61H1-29.002(9)(a), F.A.C., as long as the CPA or firm seeking to perform the review has received an unqualified peer review report from the AICPA approved by the Board within three years of the date of completion of the peer review for which the temporary permit is being sought and provides evidence thereof to the Board. Association of certified public accounting firms who wish to be exempted under the provisions of Section 473.302(4), F.S. must submit their plans of administration or evidence of authorization from the AICPA to conduct quality reviews to the Board for approval on an annual basis.~~

Specific Authority 473.304, 473.305, 473.314 FS. Law Implemented 473.314, 473.315 FS. History—New 12-4-79, Amended 2-3-81, 10-19-83, Formerly 21A-29.02, Amended 5-3-88, 12-3-89, 6-13-90, 3-29-92, 12-2-92, Formerly 21A-29.002, Amended 6-28-94, 1-11-95, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.:

61H1-29.0025

RULE TITLE:

Temporary License – Electronic Practice

PURPOSE AND EFFECT: The Board proposes to amend the rule to change the fee to obtain a temporary license for practice using electronic means.

SUBJECT AREA TO BE ADDRESSED: Temporary License – Electronic Practice

SPECIFIC AUTHORITY: 473.304, 473.314 FS.

LAW IMPLEMENTED: 473.314 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-29.0025 Temporary License – Electronic Practice.

(1) through (2) No change.

(3) At the time of submission of the application, the out-of-state certified public accountant or firm shall pay to the Department the ~~\$400.00~~ ~~200.00~~ license fee. The fee will not be refunded in the event the application is withdrawn or denied.

(4) through (5) No change.

Specific Authority 473.304, 473.314 FS. Law Implemented 473.314 FS. History—New 2-12-98, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.:

61H1-31.001

RULE TITLE:

Fees

PURPOSE AND EFFECT: The Board proposes to amend the rule to add language regarding initial licensure fees, continuing education provider status and course approval fees, and to update other fees.

SUBJECT AREA TO BE ADDRESSED: Fees.

SPECIFIC AUTHORITY: 455.213(2), 455.219(4), 455.271, 473.305, 473.312 FS.

LAW IMPLEMENTED: 119.07, 455.219(4), 455.271, 473.305, 473.312, 473.313 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-31.001 Fees.

(1) through (2) No change.

(3) For individual active and inactive status licenses, biennial renewal fee provided in Section 473.305, F.S., one hundred and five dollars (\$105.00) ~~ninety-five dollars (\$95.00)~~.

(4) For change of status other than during the renewal period, fifty dollars (\$50.00); for reactivation of an inactive status license to active status, two hundred and fifty dollars (\$250.00), ~~fifty dollars (\$50.00)~~; for reactivation of a delinquent status license to active, two hundred and fifty dollars (\$250.00); ~~or~~ changing a delinquent status license to inactive status, fifty dollars (\$50.00). In all cases completion of the requirements of Rule 61H1-33.006, F.A.C., and passage of the examination on Chapters 455 and 473, F.S., and related rules shall be required for reactivation.

(5) The biennial renewal fee provided in Section 473.305, F.S., for partnerships, corporations, and limited liability companies licensed in Section 473.3101, F.S., one hundred fifty dollars (\$150.00). The biennial renewal fee provided in Section 473.305, F.S., for sole proprietor firms and other legal entities owned by a sole proprietor licensed in Section 473.3101, F.S., fifty dollars (\$50.00) ~~twenty-five (\$25.00)~~.

(6) No change.

(7) For application for license by endorsement provided in Section 473.308, F.S., two one hundred fifty dollars (\$250.00) ~~(\$150.00)~~ per person. If such application is withdrawn or denied, no portion of the fee will be refunded by the Department.

(8) through (10) No change.

(11) Duplicate licensee fee – If a licensee requests a duplicate license or wall certificate, the Board will issue the duplicate if the request is made in writing and is accompanied by a payment of \$50.00 ~~\$25.00~~.

(12) For verification of licensure to other states, fifty dollars (\$50.00).

(13) For initial licensure, fifty dollars (\$50.00). However, in no event shall an initial license be issued if the initial licensure fees and all required documents are not received within 12 months of the date of certification by the board; in such case, the certification expires and the applicant may reapply for licensure by endorsement, pursuant to Section 473.308(3)(a), F.S.

(14) For approval of continuing education provider status, one hundred dollars (\$100.00), valid for two years. For approval of continuing education courses, twenty-five dollars (\$25.00), per credit hour.

Specific Authority 455.213(2), 455.219(4), 455.271, 473.305, 473.312 FS. Law Implemented 119.07, 455.219(4), 455.271, 473.305, 473.312, 473.313 FS. History—New 12-4-79, Amended 2-3-81, 3-4-82, 11-6-83, 3-29-84, Formerly 21A-31.01, Amended 6-4-86, 9-16-87, 2-1-88, 8-30-88, 2-6-89, 12-18-89, 12-28-89, 8-16-90, 4-8-92, 12-2-92, Formerly 21A-31.001, Amended 11-4-93, 2-14-95, 11-3-97, 6-22-98, 10-28-98, 7-15-99, 4-3-02, 1-27-04, 1-31-05, 7-14-05, 4-9-06,_____.

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 CHAPTER NO.: RULE CHAPTER TITLE:

64B32-6 Continuing Education

PURPOSE AND EFFECT: The Board proposes to amend the rule for continuing education courses.

SUBJECT AREA TO BE ADDRESSED: Procedures for approval of attendance at continuing education courses.

SPECIFIC AUTHORITY: 468.353(1), 468.361(2) FS.

LAW IMPLEMENTED: 468.361(2) FS.

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

DATE AND TIME: July 14, 2006, 8:30 a.m.

PLACE: Renaissance Ft. Lauderdale Hotel, 1617 Southeast Street, Ft. Lauderdale, Florida 33316

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

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

Section II Proposed 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."