

(b) Non-Direct Respiratory Patient Care (i.e. management, risk management, personal growth, and educational techniques)	No more than 8 hours in this area will be acceptable for the purpose of biennial renewal of a license pursuant to subsection 64B32-6.004(3), F.A.C.
(c) Home Study Courses	No more than 12 hours per biennium pursuant to subsection 64B32-6.004(3), F.A.C.

(d) Other requirements that satisfy continuing education are listed in Rule 64B32-6.004, F.A.C.

Specific Authority 456.013(8), 468.361(2) FS. Law Implemented 468.361 FS. History--New 4-29-85, Formerly 21M-38.01, Amended 9-29-86, Formerly 21M-38.001, Amended 1-2-94, Formerly 61F6-38.001, Amended 11-1-94, Formerly 59R-75.001, Amended 6-9-99, Formerly 64B8-75.001, Amended 5-15-05,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Respiratory Care  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Respiratory Care  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 14, 2006  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 9, 2006

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

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE NO.: 40C-8.031  
RULE TITLE: Minimum Surface Water Levels and Flows and Groundwater Levels

**NOTICE OF CONTINUATION OF PUBLIC MEETING**

Notice is hereby given that the Public Hearing to consider revisions to Rule 40C-8.031, F.A.C., for the Minimum Flow Regime for Blue Spring, Volusia County, was convened on August 8, 2006, and was continued until the date, time and place listed below:

DATE AND TIME: October 10, 2006, following the Governing Board meeting which begins at 1:00 p.m.

PLACE: St. Johns River Water Management District, 4049 Reid Street, Palatka, FL 32177

The Notice of Proposed Rule was published in the May 19, 2006 issue of the Florida Administrative Weekly, Vol. 32, No. 27.

If a person decides to appeal any decision with respect to any matter considered at the above listed public hearing, such person may need to ensure that a verbatim record of the proceeding is made to include testimony and evidence upon which the appeal is to be based.

Anyone requiring special accommodations to participate in this meeting is requested to advise the District at least 5 work days before the meeting by contacting Norma Messer, (386)329-4459 or (386)329-4450 (TDD).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-12.009  
RULE TITLE: Fees

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 47, November 23, 2005 issue of the Florida Administrative Weekly.

The change is response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The Board, at its meeting held on August 9-11, 2006, voted to change subsection (14) of the rule to read as follows:

(14) The fee for application to re-instate a null and void license is one hundred dollars (\$100.00).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G.W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-17.001  
RULE TITLE: Normal Penalty Ranges

**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. 32, No. 23, June 9, 2006 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee.

The changes are as follows:

(1) Subsection (1)(c) shall now read as follows:

(c) Section 489.129 (1)(c), F.S.: 1. Section 455.227 (1)(a), F.S.: Fraud, deceit, misleading, or untrue representations.	\$5,000 fine and/or probation or suspension.  \$5,000 fine and/or probation or suspension.	\$10,000 fine and revocation.  \$10,000 fine and revocation.
2. Section 455.227 (1)(r), F.S.: Improperly interfering with an investigation or disciplinary action.		

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G.W. Harrell, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Employee Leasing Companies**

RULE NO.: 61G7-5.0033  
 RULE TITLE: Consolidated and Combined Financial Statements

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 32 No. 35, September 1, 2006 issue of the Florida Administrative Weekly.

The correct date for the publication of the Notice of Proposed Rule Development is: July 21, 2006.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Morrison, Executive Director, Board of Employee Leasing Companies, Department of Business and Professional Regulations, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.: 64B2-13.004  
 RULE TITLE: Continuing Education

**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. 32, No. 35, September 1, 2006 issue of the Florida Administrative Weekly.

"When attending an approved course, a licensee must provide a photo identification and sign in and out each time they enter or exit the meeting site. ~~each day and his or her attendance~~ Attendance must be certified by the course's registrar and submitted to the Board as verification."

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-28.009  
 RULE TITLE: Continuing Education

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 32, No. 34, August 25, 2006 issue of the Florida Administrative Weekly.

In the "DATE PROPOSED RULE APPROVED BY THE AGENCY HEAD block" please add "July 28, 2006."

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CHANGE IS: Pamela E. King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399

**DEPARTMENT OF HEALTH**

**Division of Disease Control**

RULE CHAPTER NO.: 64D-4  
 RULE CHAPTER TITLE: Eligibility Requirements for HIV/AIDS Patient Care Programs

RULE NOS.: 64D-4.002, 64D-4.003, 64D-4.005  
 RULE TITLES: Definitions, Eligibility and Documentation Requirements, Re-Determination and Continued Eligibility

**SECOND NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the Notice of Change published in the Vol. 32, No. 30, July 28, 2006 issue of the Florida Administrative Weekly. The changes are in response to written and verbal comments received from the Joint Administrative Procedures Committee (JAPC). The changes are as follows:

The rule becomes effective 20 days after it is filed for adoption.  
~~Proposed Effective Date is 10-15-06.~~

64D-4.002 Definitions.

(2) "Application" means the application, instructions and information in the brochure titled the Application and Eligibility Requirements (DH 150-884, #~~DH~~—2133, effective\_\_\_\_\_) which is incorporated by reference.

64D-4.003 Eligibility and Documentation Requirements.

(2) Must be living in Florida. ~~Must be a resident in the state of Florida.~~

64D-4.005 Re-Determination and Continued Eligibility.

(3)(a) A client is no longer living in Florida. ~~A client is no longer a resident in the state of Florida.~~

Modifications to the Application and Eligibility Requirements (DH 150-884) which is incorporated by reference included the following:

On the application the following changes were made:

- Minor spelling and grammatical corrections in Parts 1, 3 and 5.
- Part 2: Deleted all wording.
- Relocated a new Part 2 Living Arrangements with the address information.
- Changed the “Address Where You Live” to Address Where You Currently Live.
- Deleted reference to “Social Security Number (SSN).”
- Part 4. Household Monthly Income. Deleted the word “together” and added “with the applicant” to the second sentence, and deleted “roommates” in the third sentence.

In the brochure portion of the Application the following changes were made:

- Changed “Must be a resident in the state of Florida” to Must be living in Florida.
- Part 2. Deleted all wording except “Living in Florida. Bring Photo ID if possible.”
- Reworded the response to the last question to read as follows: You will receive a written letter explaining why you are not eligible and if you are still not satisfied you will be provided information about your right to ask for a fair hearing.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pamela McWilliams, Patient Care Program, Bureau of HIV/AIDS, Department of Health

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Tom Liberti, Chief, Bureau of HIV/AIDS, Department of Health

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 28, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 18, 2004

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Office of Domestic Violence Program**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
65H-2	Batterer Intervention Program Certification Minimum Standards
RULE NOS.:	RULE TITLES:
65H-2.001	Purpose
65H-2.002	Definitions
65H-2.003	Application for Certification
65H-2.004	Program Requirements
65H-2.005	Program Content
65H-2.006	Facilitator Eligibility
65H-2.007	Assessment Requirements
65H-2.008	Assessor Eligibility
65H-2.009	Trainer Requirements

65H-2.010	Monitoring
65H-2.011	Conflicts of Interest
	<b>NOTICE OF CORRECTION</b>

Rule Chapter Numbers 65C-5.001 through 65C-5.011 for the “Batterer Intervention Program Certification Minimum Standards” has been changed. The proposed rule chapters were printed in the Florida Administrative Weekly, July 21, 2006 edition. The new chapter numbers are as follows:

**Section IV  
Emergency Rules**

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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**DEPARTMENT OF THE LOTTERY**

RULE NO.:	RULE TITLE:
53ER06-49	Instant Game Number 680, DEAL OR NO DEAL

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 680, “DEAL OR NO DEAL,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER06-49 Instant Game Number 680, DEAL OR NO DEAL.

(1) Name of Game. Instant Game Number 680, “DEAL OR NO DEAL.”

(2) Price. DEAL OR NO DEAL lottery tickets sell for \$5.00 per ticket.

(3) DEAL OR NO DEAL lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning DEAL OR NO DEAL lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) The “YOUR CASE NUMBERS” play symbols and play symbol captions are as follows: