

**Section I**

**Notices of Development of Proposed Rules  
and Negotiated Rulemaking**

**DEPARTMENT OF STATE**

**Division of Library and Information Services**

RULE NO.: 1B-2.011                      RULE TITLE: Library Grant Programs

PURPOSE AND EFFECT: The purpose of this amendment is to modify the guidelines, application, and reporting forms for the State Aid to Libraries Grant program. These revisions will implement the changes made to the grant program in Florida Statutes and update the application and reporting process and forms.

SUBJECT AREA TO BE ADDRESSED: The State Aid to Libraries Grant program administered by the Division of Library and Information Services.

RULEMAKING AUTHORITY: 257.14, 257.15, 257.17, 257.171, 257.172, 257.18, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25 FS.

LAW IMPLEMENTED: 257.14, 257.15, 257.17, 257.171, 257.172, 257.18, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25 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: April 23, 2009, 2:00 p.m.

PLACE: Room 307, State Library and Archives of Florida, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Marian Deeney, Library Program Administrator, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250; (850)245-6620. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Judith A. Ring, Director, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250; (850)245-6600

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

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.: 6D-7.006                      RULE TITLE: Student Progression Plan and Requirements for Graduation

PURPOSE AND EFFECT: This rule establishes the Board of Trustees' approval of the revised Student Progression Plan and Requirements for Graduation for students at the Florida School for the Deaf and the Blind in compliance with State Board of Education Rules and Section 1003.49, F.S.

SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Student Progression Plan and Requirements for Graduation.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4), 1003.49 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: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.: 6D-8.002                      RULE TITLE: Food Service Staff

PURPOSE AND EFFECT: This rule establishes the services and supervision of the Food Service Staff at the Florida School for the Deaf and the Blind.

SUBJECT AREA TO BE ADDRESSED: Indicate that the Food Service Department at the Florida School for the Deaf and the Blind is under the direct supervision of the Administrator of Business Services.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) 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: Elaine F. Ocuto, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32080

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

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.: 6D-8.003  
 RULE TITLE: Food Service Responsibilities  
 PURPOSE AND EFFECT: This rule establishes guidelines to be followed to provide nutritionally balanced meals to the students at the Florida School for the Deaf and the Blind following state and federal mandates.  
 SUBJECT AREA TO BE ADDRESSED: Indicates conditions to be maintained in the Food Service Department and responsibilities of the Food Service Director.  
 RULEMAKING AUTHORITY: 1002.36(4)(c) FS.  
 LAW IMPLEMENTED: 1002.36(4)(e) 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: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

**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."

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: 19B-16.003  
 RULE TITLE: Participation Agreement  
 PURPOSE AND EFFECT: To update the Florida College Investment Plan Participation Agreement Form.  
 SUBJECT AREA TO BE ADDRESSED: The Florida College Investment Plan Participation Agreement Form.  
 RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.  
 LAW IMPLEMENTED: 1009.81(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: April 20, 2009, 2:00 p.m.  
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: fax a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308; telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-16.003 Participation Agreement.

(1) The contract between the Board and a benefactor shall consist of the benefactor's completed application and the participation agreement. The Florida College Investment Plan Participation Agreement, Form No. FPCB 2009-4, (Effective Date), ~~2008-4~~, is hereby incorporated by reference. The form may be obtained from the Board by calling 1(800)552-GRAD (4723)(prompt 1).

(2) through (4) No change.

Rulemaking Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981(2) FS. History--New 11-27-02, Amended 12-28-04, 6-2-05, 7-17-06, 12-4-07, 5-29-08,\_\_\_\_\_.

**DEPARTMENT OF CITRUS**

RULE NO.: 20-13.011  
 RULE TITLE: Ambersweet: Classification and Standards

PURPOSE AND EFFECT: Lowering maturity standards for Ambersweet oranges to better market the fruit for the industry.  
 SUBJECT AREA TO BE ADDRESSED: Lowering maturity standards for Ambersweet oranges.

RULEMAKING AUTHORITY: 601.10(1), (7), 601.11, 601.9910(3) FS.

LAW IMPLEMENTED: 601.11, 601.9910 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: Alice P.

Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148 or awiggins@citrus.state.fl.us

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

## DEPARTMENT OF MANAGEMENT SERVICES

### Agency for Workforce Innovation

RULE NO.: RULE TITLE:

60BB-9.300 Child Care Resource and Referral

PURPOSE AND EFFECT: The purpose of the proposed rule development is to implement the authority of the Agency for Workforce Innovation to adopt rules related to the establishment of uniform child care resource and referral programs.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed by the proposed rules are minimum standards for providing child care resource and referral services to families within each early learning coalition's county or multicounty service area including the methods of providing referrals and the use of the Agency's statewide information system with respect to resource and referral.

RULEMAKING AUTHORITY: 411.0101 FS.

LAW IMPLEMENTED: 411.0101 FS.

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

DATE AND TIME: Friday April 17, 2009, 1:00 p.m. – 2:30 p.m. or until business is concluded

PLACE: Agency for Workforce Innovation, 107 East Madison Street, Room B-49, Tallahassee, Florida 32399-4128

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kristin R. Harden, Assistant General Counsel, Agency for Workforce Innovation, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128; (850)245-7150

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60BB-9.300 Child Care Resource and Referral.

(1) Child Care Resource and Referral (CCR&R) Services.

(a) CCR&R services shall be locally administered, coordinated, and overseen by CCR&R agencies as established in accordance with section 411.0101, F.S.

(b) Early learning coalitions and/or their contracted CCR&R agencies shall offer CCR&R services including early learning referrals, consumer education resources, and information regarding community resources to each individual requesting CCR&R services, including but not limited to individuals specifically requesting CCR&R services, individuals applying for School Readiness services, and

individuals with a child who has a suspected or diagnosed special need or disability. CCR&R services shall be offered without regard to the age of an individual's child(ren), level of income, or individual circumstances.

(c) Each CCR&R agency shall provide CCR&R services without cost to the individual requesting services within three (3) business days of the individual's request for services. Each CCR&R agency shall provide services within twenty-four (24) hours to an individual requesting services in emergency situations. Emergency situations include but are not limited to:

1. Closure of a child care or early learning provider with less than forty-eight (48) hours of notice;

2. Declaration of a state of emergency is by local, state, or federal officials; and

3. Family emergencies including the death or hospitalization of a parent or guardian, a change in custody of a child with less than forty-eight (48) hours of notice, or a change in employment or employment status with less than forty-eight (48) hours of notice.

(d) Each CCR&R agency shall maintain at least one physical location for CCR&R services, in each county of the coalition's service area. Each CCR&R agency shall designate a minimum of eight (8) hours each week at each physical location when individuals requesting services may meet with staff in person on an appointment or walk-in basis. In addition, each CCR&R agency shall make staff members available for a minimum of forty (40) hours per week via telephone.

(e) Each CCR&R agency shall maintain a web site and an advertisement in the yellow pages of the telephone directory that describes the services offered and provides the CCR&R agency's contact information and, if the CCR&R agency is not also an early learning coalition, the contact information of the early learning coalition in which the CCR&R agency operates.

(2) Child care referrals and information may be offered via telephone, e-mail, on-line, fax or in person. Child care referrals shall be generated using the statewide information system maintained by the Agency for Workforce Innovation. Each referral shall be customized by entering the following information:

(a) Type of household;

(b) Relationship to child;

(c) Reason for care;

(d) Child care issues;

(e) Days/time care is needed;

(f) Child's date of birth;

(g) Type of program requested;

(h) Child's special need, if applicable; and

(i) Requests for enhanced services.

(3) Each CCR&R agency shall provide an informational packet to each individual requesting service within three (3) business days of the date upon which the individual requesting services received an early learning referral. The early learning

coalition and/or CCR&R agency is not required to provide an informational packet if the individual requesting services has declined receipt of an informational packet. The individual requesting services may choose to pick up an informational packet in person or to receive an informational packet by mail, email, or fax. At a minimum, an informational packet shall contain:

(a) A cover letter including:

1. A disclaimer statement indicating that the information contained in the informational packet constitutes an unbiased referral for child care services and is not a recommendation regarding the quality of a child care program or the provider's services;

2. Suggestions describing how a family may proceed in the search for an appropriate provider;

3. The web address of the state child care provider licensing database and, if available, the phone number of the local licensing agency;

4. An invitation to contact the CCR&R agency again if further assistance is required; and

5. The contact information of the CCR&R agency, the contact information of the early learning coalition in the event that the early learning coalition is not the CCR&R agency, and the toll-free phone number and website (flready.com) of the Agency for Workforce Innovation's Office of Early Learning.

(b) A child care referral printout which lists a minimum of five (5) providers matching the criteria requested by the individual requesting information unless less than five (5) providers within the CCR&R agency's service area meet the criteria requested.

(c) Other information deemed appropriate by the CCR&R agency, as requested by the individual requesting services. Requests for other appropriate information shall be recorded in the statewide information system maintained by the Agency.

(4) Each CCR&R agency shall offer relevant consumer education resources and community resources to all individuals requesting CCR&R services based upon the information provided by the individual requesting services. The CCR&R agency is not required to provide consumer education resources or community resources if the individual requesting services has declined receipt. Relevant consumer education resources and community resources may include:

(a) A resource list or directory of community services for all counties in the early learning coalition service area in which the CCR&R agency operates;

(b) United Way Directory, FLAIRS, 2-1-1;

(c) Information from and contact information for the Department of Children and Families;

(d) Information from and contact information for the Department of Education;

(e) Information regarding Florida KidCare;

(f) Information regarding Abuse Registry;

(g) The Florida Directory of Early Childhood Services (Central Directory);

(h) Resources provided by the Agency for Workforce Innovation including "A Family Guide for Selecting Quality Early Learning Programs" and "A Quality Checklist for Evaluating Early Learning Programs"; and

(i) Any other resources as needed and appropriate to the specific needs of the individual family.

(5) Each CCR&R agency shall ensure that all early learning and school-age child care providers, including licensed, registered, and license-exempt providers, legally operating within the early learning coalition's service area, are included in the statewide information system maintained by the Agency for Workforce Innovation. Early learning coalitions and/or CCR&R agencies are prohibited from charging a provider a fee for identifying the provider through the statewide information system. At a minimum, each CCR&R agency shall provide and annually update the following information for each legally operating provider:

(a) Contact information;

(b) Accreditation status;

(c) Program styles offered;

(d) Schedule;

(e) Ages served;

(f) Enrollment information and vacancies;

(g) Curriculum type;

(h) Private pay rates charged;

(i) Environment;

(j) Special services offered;

(k) Staffing;

(l) Transportation; and

(m) Meal options.

Rulemaking Authority 411.0101 FS. Law Implemented 411.0101 FS. History—New \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.:

RULE TITLE:

61-24.004

Collection and Payment of Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to streamline the application process saving processing time and effort by having criminal records checks performed electronically through a contracted vendor. The applicant will pay directly to the vendor for this service.

SUBJECT AREA TO BE ADDRESSED: The fee schedule as it relates to records checks, adopted by the Department of Business and Professional Regulation for the licensure of persons desiring to practice as an athlete agent pursuant to Section 468.453, Florida Statutes.

RULEMAKING AUTHORITY: 455, 215.405, 455.203, 455.213, 468.457 FS.

LAW IMPLEMENTED: 468.453, 468.4536 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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Richard Morrison at (850)922-6020. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Morrison at (850)922-6020

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-22.001      RULE TITLE: Mediation

PURPOSE AND EFFECT: The Board proposes to review the rule to make necessary changes as needed.

SUBJECT AREA TO BE ADDRESSED: Mediation procedures.

RULEMAKING AUTHORITY: 489.108, 455.2233 FS.

LAW IMPLEMENTED: 455.2335 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: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257

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

**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 Orthotists and Prosthetists**

RULE NO.: 64B14-5.002      RULE TITLE: Continuing Education Requirement

PURPOSE AND EFFECT: The purpose and effect of this rule development is to make the C.E. requirement effective in the next biennium rather than in the middle of the current biennium.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirement.

RULEMAKING AUTHORITY: 468.802, 468.806 FS.

LAW IMPLEMENTED: 456.013, 456.024, 468.806 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-5.002 Continuing Education Requirement.

(1) As a condition of license renewal or recertification, each licensee must complete approved continuing education.

(a) No change

(b) For the biennium beginning December 1, ~~2009~~ 2007, each licensee's continuing education must include two hours on Chapters 456, 468 Part XIV, F.S., and Rule Chapter 64B14, F.A.C.; an up to date registration showing competency as a Healthcare Provider by the American Heart Association, the American Safety and Health Institute or the American Red Cross; and two hours of continuing education relating to the prevention of medical errors, which shall include a study of root cause analysis, error reduction and prevention, and patient safety. The two hour medical errors course shall be a course approved by the Board and shall count toward the total number of continuing education hours required for the biennium.

(2) through (8) No change.

Rulemaking Specific Authority 468.802, 468.806 FS. Law Implemented 456.013, 456.024, 468.806 FS. History—New 7-1-98, Amended 5-18-00, 7-18-02, 11-11-02, 2-15-05, 11-1-05, 3-2-08, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE NO.: 64B14-7.002      RULE TITLE: Patient Records

PURPOSE AND EFFECT: The purpose of this rule development is to ensure that medical records are retained during the period of the statute of limitations.

SUBJECT AREA TO BE ADDRESSED: Patient Records.

RULEMAKING AUTHORITY: 456.057(16), 468.802 FS.

LAW IMPLEMENTED: 456.057(16), 468.802 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-7.002 Patient Records.

(1) through (2) No change.

(3) The licensee shall retain the patient record for at least seven ~~two~~ years from the date of last entry, unless otherwise provided by law.

Rulemaking Specific Authority 456.057(16), 468.802 FS. Law Implemented 456.057(16), 468.802 FS. History—New 7-1-98, Amended \_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-21.0015	Definitions
68B-21.003	Prohibition of Sale of Snook
68B-21.004	Seasons
68B-21.005	Size Limits
68B-21.006	Bag and Possession Limits
68B-21.007	Restrictions on Gear and Methods Used to Take Snook

PURPOSE AND EFFECT: The primary purpose of the proposed rule amendments is to clarify that the Commission prohibits the sale of snook harvested or taken within or without the state in order to fully protect the snook resources from illegal sales or importation.

SUBJECT AREA TO BE ADDRESSED: Snook.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600; (850)487-1764

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

**Section II  
Proposed Rules**

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NOS.:	RULE TITLES:
9B-1.002	Definitions
9B-1.003	Administration and Department Responsibilities
9B-1.004	Adoption of Model Codes
9B-1.006	Certification of Agencies
9B-1.007	Manufacturer Certification
9B-1.009	Design Plan and Systems Approval
9B-1.0095	Component System
9B-1.010	Manufacturer’s Quality Control Manual Procedures
9B-1.011	Alterations and Relocation
9B-1.016	Department Insignia
9B-1.017	Insignia Application and Issuance
9B-1.018	Insignia Denial
9B-1.019	Removal of Insignia
9B-1.020	Schedule of Fees
9B-1.0211	Change in Manufacturer’s Status
9B-1.0221	Manufacturer’s Obligations Upon Sale of Building Oversight, Complaint
9B-1.023	Factory-built Schools, Certifications
9B-1.026	Factory-built Schools, Inspections
9B-1.028	Factory-built Schools, Inspections and Work Progress Reports
9B-1.030	Factory-built Schools, Insignia and Data Plate

PURPOSE AND EFFECT: To eliminate rule provisions that duplicate requirements of the Florida Building Code; improve accountability of third-party agencies; and institute programmatic changes to increase compliance with the Florida Building Code.

**Section I**

**Notices of Development of Proposed Rules  
and Negotiated Rulemaking**

**DEPARTMENT OF STATE**

**Division of Library and Information Services**

RULE NO.: 1B-2.011                      RULE TITLE: Library Grant Programs

PURPOSE AND EFFECT: The purpose of this amendment is to modify the guidelines, application, and reporting forms for the State Aid to Libraries Grant program. These revisions will implement the changes made to the grant program in Florida Statutes and update the application and reporting process and forms.

SUBJECT AREA TO BE ADDRESSED: The State Aid to Libraries Grant program administered by the Division of Library and Information Services.

RULEMAKING AUTHORITY: 257.14, 257.15, 257.17, 257.171, 257.172, 257.18, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25 FS.

LAW IMPLEMENTED: 257.14, 257.15, 257.17, 257.171, 257.172, 257.18, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25 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: April 23, 2009, 2:00 p.m.

PLACE: Room 307, State Library and Archives of Florida, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Marian Deeney, Library Program Administrator, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250; (850)245-6620. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Judith A. Ring, Director, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250; (850)245-6600

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

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.: 6D-7.006                      RULE TITLE: Student Progression Plan and Requirements for Graduation

PURPOSE AND EFFECT: This rule establishes the Board of Trustees' approval of the revised Student Progression Plan and Requirements for Graduation for students at the Florida School for the Deaf and the Blind in compliance with State Board of Education Rules and Section 1003.49, F.S.

SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Student Progression Plan and Requirements for Graduation.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4), 1003.49 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: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.: 6D-8.002                      RULE TITLE: Food Service Staff

PURPOSE AND EFFECT: This rule establishes the services and supervision of the Food Service Staff at the Florida School for the Deaf and the Blind.

SUBJECT AREA TO BE ADDRESSED: Indicate that the Food Service Department at the Florida School for the Deaf and the Blind is under the direct supervision of the Administrator of Business Services.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) 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: Elaine F. Ocuto, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32080

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

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.: 6D-8.003  
 RULE TITLE: Food Service Responsibilities  
 PURPOSE AND EFFECT: This rule establishes guidelines to be followed to provide nutritionally balanced meals to the students at the Florida School for the Deaf and the Blind following state and federal mandates.  
 SUBJECT AREA TO BE ADDRESSED: Indicates conditions to be maintained in the Food Service Department and responsibilities of the Food Service Director.  
 RULEMAKING AUTHORITY: 1002.36(4)(c) FS.  
 LAW IMPLEMENTED: 1002.36(4)(e) 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: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

**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."

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: 19B-16.003  
 RULE TITLE: Participation Agreement  
 PURPOSE AND EFFECT: To update the Florida College Investment Plan Participation Agreement Form.  
 SUBJECT AREA TO BE ADDRESSED: The Florida College Investment Plan Participation Agreement Form.  
 RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.  
 LAW IMPLEMENTED: 1009.81(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: April 20, 2009, 2:00 p.m.  
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: fax a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308; telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-16.003 Participation Agreement.

(1) The contract between the Board and a benefactor shall consist of the benefactor's completed application and the participation agreement. The Florida College Investment Plan Participation Agreement, Form No. FPCB 2009-4, (Effective Date), ~~2008-4~~, is hereby incorporated by reference. The form may be obtained from the Board by calling 1(800)552-GRAD (4723)(prompt 1).

(2) through (4) No change.

Rulemaking Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981(2) FS. History--New 11-27-02, Amended 12-28-04, 6-2-05, 7-17-06, 12-4-07, 5-29-08,\_\_\_\_\_.

**DEPARTMENT OF CITRUS**

RULE NO.: 20-13.011  
 RULE TITLE: Ambersweet: Classification and Standards

PURPOSE AND EFFECT: Lowering maturity standards for Ambersweet oranges to better market the fruit for the industry.  
 SUBJECT AREA TO BE ADDRESSED: Lowering maturity standards for Ambersweet oranges.

RULEMAKING AUTHORITY: 601.10(1), (7), 601.11, 601.9910(3) FS.

LAW IMPLEMENTED: 601.11, 601.9910 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: Alice P.



Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148 or awiggins@citrus.state.fl.us

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

## DEPARTMENT OF MANAGEMENT SERVICES

### Agency for Workforce Innovation

RULE NO.: RULE TITLE:

60BB-9.300 Child Care Resource and Referral

PURPOSE AND EFFECT: The purpose of the proposed rule development is to implement the authority of the Agency for Workforce Innovation to adopt rules related to the establishment of uniform child care resource and referral programs.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed by the proposed rules are minimum standards for providing child care resource and referral services to families within each early learning coalition's county or multicounty service area including the methods of providing referrals and the use of the Agency's statewide information system with respect to resource and referral.

RULEMAKING AUTHORITY: 411.0101 FS.

LAW IMPLEMENTED: 411.0101 FS.

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

DATE AND TIME: Friday April 17, 2009, 1:00 p.m. – 2:30 p.m. or until business is concluded

PLACE: Agency for Workforce Innovation, 107 East Madison Street, Room B-49, Tallahassee, Florida 32399-4128

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kristin R. Harden, Assistant General Counsel, Agency for Workforce Innovation, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128; (850)245-7150

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60BB-9.300 Child Care Resource and Referral.

(1) Child Care Resource and Referral (CCR&R) Services.

(a) CCR&R services shall be locally administered, coordinated, and overseen by CCR&R agencies as established in accordance with section 411.0101, F.S.

(b) Early learning coalitions and/or their contracted CCR&R agencies shall offer CCR&R services including early learning referrals, consumer education resources, and information regarding community resources to each individual requesting CCR&R services, including but not limited to individuals specifically requesting CCR&R services, individuals applying for School Readiness services, and

individuals with a child who has a suspected or diagnosed special need or disability. CCR&R services shall be offered without regard to the age of an individual's child(ren), level of income, or individual circumstances.

(c) Each CCR&R agency shall provide CCR&R services without cost to the individual requesting services within three (3) business days of the individual's request for services. Each CCR&R agency shall provide services within twenty-four (24) hours to an individual requesting services in emergency situations. Emergency situations include but are not limited to:

1. Closure of a child care or early learning provider with less than forty-eight (48) hours of notice;

2. Declaration of a state of emergency is by local, state, or federal officials; and

3. Family emergencies including the death or hospitalization of a parent or guardian, a change in custody of a child with less than forty-eight (48) hours of notice, or a change in employment or employment status with less than forty-eight (48) hours of notice.

(d) Each CCR&R agency shall maintain at least one physical location for CCR&R services, in each county of the coalition's service area. Each CCR&R agency shall designate a minimum of eight (8) hours each week at each physical location when individuals requesting services may meet with staff in person on an appointment or walk-in basis. In addition, each CCR&R agency shall make staff members available for a minimum of forty (40) hours per week via telephone.

(e) Each CCR&R agency shall maintain a web site and an advertisement in the yellow pages of the telephone directory that describes the services offered and provides the CCR&R agency's contact information and, if the CCR&R agency is not also an early learning coalition, the contact information of the early learning coalition in which the CCR&R agency operates.

(2) Child care referrals and information may be offered via telephone, e-mail, on-line, fax or in person. Child care referrals shall be generated using the statewide information system maintained by the Agency for Workforce Innovation. Each referral shall be customized by entering the following information:

(a) Type of household;

(b) Relationship to child;

(c) Reason for care;

(d) Child care issues;

(e) Days/time care is needed;

(f) Child's date of birth;

(g) Type of program requested;

(h) Child's special need, if applicable; and

(i) Requests for enhanced services.

(3) Each CCR&R agency shall provide an informational packet to each individual requesting service within three (3) business days of the date upon which the individual requesting services received an early learning referral. The early learning

coalition and/or CCR&R agency is not required to provide an informational packet if the individual requesting services has declined receipt of an informational packet. The individual requesting services may choose to pick up an informational packet in person or to receive an informational packet by mail, email, or fax. At a minimum, an informational packet shall contain:

(a) A cover letter including:

1. A disclaimer statement indicating that the information contained in the informational packet constitutes an unbiased referral for child care services and is not a recommendation regarding the quality of a child care program or the provider's services;

2. Suggestions describing how a family may proceed in the search for an appropriate provider;

3. The web address of the state child care provider licensing database and, if available, the phone number of the local licensing agency;

4. An invitation to contact the CCR&R agency again if further assistance is required; and

5. The contact information of the CCR&R agency, the contact information of the early learning coalition in the event that the early learning coalition is not the CCR&R agency, and the toll-free phone number and website (flready.com) of the Agency for Workforce Innovation's Office of Early Learning.

(b) A child care referral printout which lists a minimum of five (5) providers matching the criteria requested by the individual requesting information unless less than five (5) providers within the CCR&R agency's service area meet the criteria requested.

(c) Other information deemed appropriate by the CCR&R agency, as requested by the individual requesting services. Requests for other appropriate information shall be recorded in the statewide information system maintained by the Agency.

(4) Each CCR&R agency shall offer relevant consumer education resources and community resources to all individuals requesting CCR&R services based upon the information provided by the individual requesting services. The CCR&R agency is not required to provide consumer education resources or community resources if the individual requesting services has declined receipt. Relevant consumer education resources and community resources may include:

(a) A resource list or directory of community services for all counties in the early learning coalition service area in which the CCR&R agency operates;

(b) United Way Directory, FLAIRS, 2-1-1;

(c) Information from and contact information for the Department of Children and Families;

(d) Information from and contact information for the Department of Education;

(e) Information regarding Florida KidCare;

(f) Information regarding Abuse Registry;

(g) The Florida Directory of Early Childhood Services (Central Directory);

(h) Resources provided by the Agency for Workforce Innovation including "A Family Guide for Selecting Quality Early Learning Programs" and "A Quality Checklist for Evaluating Early Learning Programs"; and

(i) Any other resources as needed and appropriate to the specific needs of the individual family.

(5) Each CCR&R agency shall ensure that all early learning and school-age child care providers, including licensed, registered, and license-exempt providers, legally operating within the early learning coalition's service area, are included in the statewide information system maintained by the Agency for Workforce Innovation. Early learning coalitions and/or CCR&R agencies are prohibited from charging a provider a fee for identifying the provider through the statewide information system. At a minimum, each CCR&R agency shall provide and annually update the following information for each legally operating provider:

(a) Contact information;

(b) Accreditation status;

(c) Program styles offered;

(d) Schedule;

(e) Ages served;

(f) Enrollment information and vacancies;

(g) Curriculum type;

(h) Private pay rates charged;

(i) Environment;

(j) Special services offered;

(k) Staffing;

(l) Transportation; and

(m) Meal options.

Rulemaking Authority 411.0101 FS. Law Implemented 411.0101 FS. History—New \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.:

RULE TITLE:

61-24.004

Collection and Payment of Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to streamline the application process saving processing time and effort by having criminal records checks performed electronically through a contracted vendor. The applicant will pay directly to the vendor for this service.

SUBJECT AREA TO BE ADDRESSED: The fee schedule as it relates to records checks, adopted by the Department of Business and Professional Regulation for the licensure of persons desiring to practice as an athlete agent pursuant to Section 468.453, Florida Statutes.

RULEMAKING AUTHORITY: 455, 215.405, 455.203, 455.213, 468.457 FS.

LAW IMPLEMENTED: 468.453, 468.4536 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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Richard Morrison at (850)922-6020. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Morrison at (850)922-6020

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-22.001      RULE TITLE: Mediation

PURPOSE AND EFFECT: The Board proposes to review the rule to make necessary changes as needed.

SUBJECT AREA TO BE ADDRESSED: Mediation procedures.

RULEMAKING AUTHORITY: 489.108, 455.2233 FS.

LAW IMPLEMENTED: 455.2335 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: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257

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

**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 Orthotists and Prosthetists**

RULE NO.: 64B14-5.002      RULE TITLE: Continuing Education Requirement

PURPOSE AND EFFECT: The purpose and effect of this rule development is to make the C.E. requirement effective in the next biennium rather than in the middle of the current biennium.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirement.

RULEMAKING AUTHORITY: 468.802, 468.806 FS.

LAW IMPLEMENTED: 456.013, 456.024, 468.806 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-5.002 Continuing Education Requirement.

(1) As a condition of license renewal or recertification, each licensee must complete approved continuing education.

(a) No change

(b) For the biennium beginning December 1, ~~2009~~ 2007, each licensee's continuing education must include two hours on Chapters 456, 468 Part XIV, F.S., and Rule Chapter 64B14, F.A.C.; an up to date registration showing competency as a Healthcare Provider by the American Heart Association, the American Safety and Health Institute or the American Red Cross; and two hours of continuing education relating to the prevention of medical errors, which shall include a study of root cause analysis, error reduction and prevention, and patient safety. The two hour medical errors course shall be a course approved by the Board and shall count toward the total number of continuing education hours required for the biennium.

(2) through (8) No change.

Rulemaking Specific Authority 468.802, 468.806 FS. Law Implemented 456.013, 456.024, 468.806 FS. History—New 7-1-98, Amended 5-18-00, 7-18-02, 11-11-02, 2-15-05, 11-1-05, 3-2-08,

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE NO.: 64B14-7.002      RULE TITLE: Patient Records

PURPOSE AND EFFECT: The purpose of this rule development is to ensure that medical records are retained during the period of the statute of limitations.

SUBJECT AREA TO BE ADDRESSED: Patient Records.

RULEMAKING AUTHORITY: 456.057(16), 468.802 FS.

LAW IMPLEMENTED: 456.057(16), 468.802 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-7.002 Patient Records.

(1) through (2) No change.

(3) The licensee shall retain the patient record for at least seven ~~two~~ years from the date of last entry, unless otherwise provided by law.

Rulemaking Specific Authority 456.057(16), 468.802 FS. Law Implemented 456.057(16), 468.802 FS. History—New 7-1-98, Amended \_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-21.0015	Definitions
68B-21.003	Prohibition of Sale of Snook
68B-21.004	Seasons
68B-21.005	Size Limits
68B-21.006	Bag and Possession Limits
68B-21.007	Restrictions on Gear and Methods Used to Take Snook

PURPOSE AND EFFECT: The primary purpose of the proposed rule amendments is to clarify that the Commission prohibits the sale of snook harvested or taken within or without the state in order to fully protect the snook resources from illegal sales or importation.

SUBJECT AREA TO BE ADDRESSED: Snook.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600; (850)487-1764

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

**Section II  
Proposed Rules**

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NOS.:	RULE TITLES:
9B-1.002	Definitions
9B-1.003	Administration and Department Responsibilities
9B-1.004	Adoption of Model Codes
9B-1.006	Certification of Agencies
9B-1.007	Manufacturer Certification
9B-1.009	Design Plan and Systems Approval
9B-1.0095	Component System
9B-1.010	Manufacturer’s Quality Control Manual Procedures
9B-1.011	Alterations and Relocation
9B-1.016	Department Insignia
9B-1.017	Insignia Application and Issuance
9B-1.018	Insignia Denial
9B-1.019	Removal of Insignia
9B-1.020	Schedule of Fees
9B-1.0211	Change in Manufacturer’s Status
9B-1.0221	Manufacturer’s Obligations Upon Sale of Building Oversight, Complaint
9B-1.023	Factory-built Schools, Certifications
9B-1.026	Factory-built Schools, Inspections
9B-1.028	and Work Progress Reports
9B-1.030	Factory-built Schools, Insignia and Data Plate

PURPOSE AND EFFECT: To eliminate rule provisions that duplicate requirements of the Florida Building Code; improve accountability of third-party agencies; and institute programmatic changes to increase compliance with the Florida Building Code.