

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 26, 2008

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NOS.: RULE TITLES:
IT-1.001 Division of Cultural Affairs
IT-1.031 Application Requirements
IT-1.032 Application Review

NOTICE OF CORRECTION

The hearing date and time for the above proposed rules published in Vol. 35, No. 1, January 9, 2009 issue of the Florida Administrative Weekly is incorrect.

The correct hearing date should have read:

DATE AND TIME: Monday, February 2, 2009, 9:00 a.m.

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."

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NO.: RULE TITLE:
29H-1.005 Officers and Committees

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. 34, No. 47, November 21, 2008 issue of the Florida Administrative Weekly.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (8)(b) will be changed to make it clear that a preapplication conference will always be held either by the Clearinghouse Review Committee or by staff. The introductory sentence will be revised to read, "The Committee or the staff shall conduct a preapplication conference for each DRI to be assessed by the Council"

2. Subsection (8)(c) will be changed to remove the proposed discretionary language and return this rule to its current language, as follows, "A site inspection for committee members, other agency representatives and staff will be held,

as needed, during the month following the preapplication conference and shall be scheduled for the mutual convenience of the parties involved."

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

Division of Emergency Medical Operations

RULE NOS.: RULE TITLES:
64J-2.007 Trauma Agency Formation Requirements
64J-2.008 Trauma Agency Plan Approval and Denial Process
64J-2.009 Trauma Agency Implementation and Operation Requirements

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 1, January 9, 2009 issue of the Florida Administrative Weekly. The date of the Notice of Proposed Rule Development published in the December 5, 2008, Vol. 34, No. 49 of the Florida Administrative Weekly was not accurate. The correct date of the Notice of Proposed Rule Development for the above referenced rules is September 5, 2008.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:
64J-3.001 Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 43, October 24, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:
64J-3.001 Certification of 911 Emergency Dispatchers

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. 34, No. 43, October 24, 2008 issue of the Florida Administrative Weekly.

These changes reflect comments received from the Joint Administrative Procedures Committee. Changes to DH Form 5066 can be found at: <http://www.fl-ems.com/Rulesstatutes/rulesreghome.html>

Proposed as Rule 64J-3.002.

64J-3.001 Certification of 911 Emergency Dispatchers.

~~(1) Qualifications and procedures for Certification pursuant to Section 401.465, F.S. To be qualified for 911 emergency dispatch certification, an individual must:~~

(a) Application for 911 Emergency Dispatcher Certification is done through Apply for Florida 911 emergency dispatch certification on DH Form 5066, 10/08, 911 Emergency Dispatcher Initial/Original Certificate Application, which is incorporated by reference and available from the department, as defined by subsection 64J-1.001(8) 64J-3.001(1), F.A.C., or is found on the internet forms page of at <http://www.fl-ems.com>.

The proposed effective date is March 1, 2009 ~~February 1, 2009~~.

Specific Authority 401.35, 401.465 FS. Law Implemented 401.465 FS. History--New 3-1-09 ~~2-1-09~~.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-157.302	Facility Only Rates
69O-157.303	Home Health Care Only Rates
69O-157.304	Comprehensive Only Rates

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. 34, No. 43, October 24, 2008 issue of the Florida Administrative Weekly.

69O-157.302 Facility Only Rates.

~~(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006 254, L.O.F., provides that “[t]his act shall apply to long term care insurance policies issued or renewed on or after July 1, 2006. For any long term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”~~

~~(1)(2)~~ The following maximum new business rates are effective for 2009~~6~~ rate increase filings and for 2010~~07~~ rate filings until new rates are published. These annual rates are appropriate for:

- (a) Tax qualified policies;
- (b) A benefit of \$100/day;
- (c) An elimination period of 90 days.
- (d) Policies offering Restoration of Benefits, and
- (e) Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.00.

~~(2)(3)(a)~~ Facility Only Rates:

<u>Issue Age</u>	<u>3-Yr Benefit Period</u>	<u>5-Yr. Benefit Period</u>	<u>Unlimited Benefit Period</u>
<u>30</u>	<u>\$244.38</u>	<u>\$296.71</u>	<u>\$324.72</u>
<u>31</u>	<u>\$245.76</u>	<u>\$299.01</u>	<u>\$324.72</u>
<u>32</u>	<u>\$247.18</u>	<u>\$301.32</u>	<u>\$324.72</u>
<u>33</u>	<u>\$248.61</u>	<u>\$303.70</u>	<u>\$324.72</u>
<u>34</u>	<u>\$250.08</u>	<u>\$306.08</u>	<u>\$324.72</u>
<u>35</u>	<u>\$274.33</u>	<u>\$339.84</u>	<u>\$393.60</u>
<u>36</u>	<u>\$275.92</u>	<u>\$342.43</u>	<u>\$393.60</u>
<u>37</u>	<u>\$277.56</u>	<u>\$345.02</u>	<u>\$393.60</u>
<u>38</u>	<u>\$279.19</u>	<u>\$347.65</u>	<u>\$393.60</u>
<u>39</u>	<u>\$280.87</u>	<u>\$350.32</u>	<u>\$393.60</u>
<u>40</u>	<u>\$305.37</u>	<u>\$378.71</u>	<u>\$447.72</u>
<u>41</u>	<u>\$307.09</u>	<u>\$381.46</u>	<u>\$447.72</u>
<u>42</u>	<u>\$308.81</u>	<u>\$384.30</u>	<u>\$447.72</u>
<u>43</u>	<u>\$310.57</u>	<u>\$387.18</u>	<u>\$447.72</u>
<u>44</u>	<u>\$312.37</u>	<u>\$390.10</u>	<u>\$447.72</u>
<u>45</u>	<u>\$362.59</u>	<u>\$455.72</u>	<u>\$575.64</u>
<u>46</u>	<u>\$365.02</u>	<u>\$459.37</u>	<u>\$575.64</u>
<u>47</u>	<u>\$367.49</u>	<u>\$463.12</u>	<u>\$575.64</u>
<u>48</u>	<u>\$370.01</u>	<u>\$466.94</u>	<u>\$575.64</u>
<u>49</u>	<u>\$372.56</u>	<u>\$470.84</u>	<u>\$575.64</u>
<u>50</u>	<u>\$392.25</u>	<u>\$497.62</u>	<u>\$629.76</u>
<u>51</u>	<u>\$403.43</u>	<u>\$510.23</u>	<u>\$649.44</u>
<u>52</u>	<u>\$411.81</u>	<u>\$525.78</u>	<u>\$669.12</u>
<u>53</u>	<u>\$431.63</u>	<u>\$549.95</u>	<u>\$713.40</u>
<u>54</u>	<u>\$454.37</u>	<u>\$579.89</u>	<u>\$762.60</u>
<u>55</u>	<u>\$477.16</u>	<u>\$607.08</u>	<u>\$816.72</u>

<u>56</u>	<u>\$511.89</u>	<u>\$650.81</u>	<u>\$870.84</u>
<u>57</u>	<u>\$547.50</u>	<u>\$695.62</u>	<u>\$934.80</u>
<u>58</u>	<u>\$589.72</u>	<u>\$747.22</u>	<u>\$1,008.60</u>
<u>59</u>	<u>\$632.91</u>	<u>\$805.76</u>	<u>\$1,087.32</u>
<u>60</u>	<u>\$682.93</u>	<u>\$865.57</u>	<u>\$1,170.96</u>
<u>61</u>	<u>\$734.08</u>	<u>\$932.48</u>	<u>\$1,264.44</u>
<u>62</u>	<u>\$789.34</u>	<u>\$1,000.87</u>	<u>\$1,362.84</u>
<u>63</u>	<u>\$859.63</u>	<u>\$1,093.53</u>	<u>\$1,485.84</u>
<u>64</u>	<u>\$937.93</u>	<u>\$1,192.11</u>	<u>\$1,613.76</u>
<u>65</u>	<u>\$1,017.65</u>	<u>\$1,289.90</u>	<u>\$1,756.44</u>
<u>66</u>	<u>\$1,105.08</u>	<u>\$1,399.93</u>	<u>\$1,913.88</u>
<u>67</u>	<u>\$1,200.43</u>	<u>\$1,521.37</u>	<u>\$2,081.16</u>
<u>68</u>	<u>\$1,320.99</u>	<u>\$1,677.23</u>	<u>\$2,322.24</u>
<u>69</u>	<u>\$1,471.97</u>	<u>\$1,856.70</u>	<u>\$2,583.00</u>
<u>70</u>	<u>\$1,637.36</u>	<u>\$2,071.79</u>	<u>\$2,878.20</u>
<u>71</u>	<u>\$1,842.51</u>	<u>\$2,312.52</u>	<u>\$3,207.84</u>
<u>72</u>	<u>\$2,059.81</u>	<u>\$2,579.92</u>	<u>\$3,576.84</u>
<u>73</u>	<u>\$2,274.97</u>	<u>\$2,868.25</u>	<u>\$3,936.00</u>
<u>74</u>	<u>\$2,502.28</u>	<u>\$3,190.21</u>	<u>\$4,334.52</u>
<u>75</u>	<u>\$2,767.75</u>	<u>\$3,547.64</u>	<u>\$4,777.32</u>
<u>76</u>	<u>\$3,074.08</u>	<u>\$3,942.45</u>	<u>\$5,259.40</u>
<u>77</u>	<u>\$3,415.26</u>	<u>\$4,385.38</u>	<u>\$5,790.76</u>
<u>78</u>	<u>\$3,796.56</u>	<u>\$4,872.71</u>	<u>\$6,435.28</u>
<u>79</u>	<u>\$4,215.98</u>	<u>\$5,416.32</u>	<u>\$7,153.60</u>
<u>80</u>	<u>\$4,683.37</u>	<u>\$6,020.61</u>	<u>\$7,950.64</u>
<u>81</u>	<u>\$5,205.93</u>	<u>\$6,725.28</u>	<u>\$8,836.24</u>
<u>82</u>	<u>\$5,782.36</u>	<u>\$7,499.43</u>	<u>\$9,820.24</u>
<u>83</u>	<u>\$6,313.69</u>	<u>\$8,190.73</u>	<u>\$10,622.20</u>
<u>84</u>	<u>\$6,890.31</u>	<u>\$8,918.80</u>	<u>\$11,488.12</u>
<u>85</u>	<u>\$8,214.34</u>	<u>\$10,442.14</u>	<u>\$12,427.84</u>
<u>86</u>	<u>\$8,930.08</u>	<u>\$11,338.00</u>	<u>\$13,446.28</u>
<u>87</u>	<u>\$9,702.70</u>	<u>\$12,319.18</u>	<u>\$14,543.44</u>
<u>88</u>	<u>\$10,546.42</u>	<u>\$13,380.94</u>	<u>\$15,734.00</u>
<u>89</u>	<u>\$11,461.24</u>	<u>\$14,532.68</u>	<u>\$17,018.12</u>

Issue Age	3-Yr Benefit Period	5-Yr Benefit Period	Unlimited Benefit Period
35	\$247.43	\$302.74	\$378.50
45	\$363.53	\$446.70	\$555.75
55	\$522.32	\$646.08	\$810.43
65	\$1,126.33	\$1,406.97	\$1,750.61
75	\$3,073.57	\$3,879.00	\$4,769.07

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty	90.3%
Penn Treaty Network America Insurance Company	9.7%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History—New 11-1-07, Amended _____.

690-157.303 Home Health Care Only Rates.

(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, F.S., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of

[Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”

(1)(2) The following maximum new business rates are effective for 2009 rate increase filings and for 2010 rate filings until new rates are published. These annual rates are appropriate for:

- (a) Tax qualified policies;
- (b) A benefit of \$100/day;
- (c) An elimination period of 90 days;
- (d) Policies offering Restoration of Benefits, and
- (e) Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes

of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.30.

(2)(3)(a) Home Health Care Only Rates:

<u>Issue Age</u>	<u>3-Yr Benefit Period</u>	<u>5-Yr. Benefit Period</u>	<u>Unlimited Benefit Period</u>
30	\$272.61	\$315.91	\$353.52
31	\$272.61	\$315.91	\$353.52
32	\$272.61	\$315.91	\$353.52
33	\$272.61	\$315.91	\$353.52
34	\$272.61	\$315.91	\$353.52
35	\$292.22	\$341.82	\$391.06
36	\$292.22	\$341.82	\$391.06
37	\$292.22	\$341.82	\$391.06
38	\$292.22	\$341.82	\$391.06
39	\$292.22	\$341.82	\$391.06
40	\$324.90	\$380.85	\$434.82
41	\$324.90	\$380.85	\$434.82
42	\$324.90	\$380.85	\$434.82
43	\$324.90	\$380.85	\$434.82
44	\$324.90	\$380.85	\$434.82
45	\$370.83	\$445.80	\$509.73
46	\$370.83	\$445.80	\$509.73
47	\$370.83	\$445.80	\$509.73
48	\$370.83	\$445.80	\$509.73
49	\$370.83	\$445.80	\$509.73
50	\$421.10	\$505.80	\$580.43
51	\$434.17	\$525.23	\$599.12
52	\$453.78	\$538.19	\$624.11
53	\$466.85	\$564.09	\$649.11
54	\$486.64	\$583.70	\$674.02
55	\$531.60	\$638.59	\$728.08
56	\$558.45	\$665.26	\$770.08
57	\$592.02	\$702.21	\$812.26
58	\$632.66	\$752.71	\$867.74
59	\$673.29	\$799.76	\$923.39
60	\$710.48	\$856.73	\$978.95
61	\$757.65	\$907.40	\$1,037.12
62	\$805.00	\$960.84	\$1,098.99
63	\$869.58	\$1,045.35	\$1,187.81
64	\$937.24	\$1,129.94	\$1,286.48
65	\$1,015.07	\$1,221.01	\$1,381.53
66	\$1,092.89	\$1,308.46	\$1,482.81
67	\$1,170.63	\$1,406.00	\$1,590.31
68	\$1,268.77	\$1,523.75	\$1,714.91
69	\$1,373.54	\$1,651.59	\$1,852.13
70	\$1,484.75	\$1,782.46	\$1,995.50
71	\$1,602.50	\$1,923.26	\$2,145.09
72	\$1,720.25	\$2,067.09	\$2,307.23
73	\$1,849.76	\$2,216.67	\$2,457.18
74	\$1,979.08	\$2,369.96	\$2,613.54
75	\$2,118.57	\$2,532.58	\$2,779.57
76	\$2,261.06	\$2,698.82	\$2,948.38
77	\$2,403.54	\$2,867.92	\$3,123.33
78	\$2,587.37	\$3,079.04	\$3,330.88
79	\$2,771.21	\$3,293.78	\$3,544.75
80	\$2,968.20	\$3,511.28	\$3,754.99
81	\$3,171.73	\$3,745.54	\$3,981.31
82	\$3,381.79	\$3,982.57	\$4,213.86
83	\$3,595.48	\$4,223.98	\$4,447.43
84	\$3,819.42	\$4,471.88	\$4,697.07
85	\$4,052.80	\$4,729.19	\$4,943.09
86	\$4,296.34	\$4,996.60	\$5,205.36

87	\$4,542.80	\$5,270.49	\$5,470.06
88	\$4,921.25	\$5,687.82	\$5,849.84
89	\$5,302.62	\$6,111.55	\$6,235.76
Issue Age	3-Yr Benefit Period	5-Yr Benefit Period	Unlimited Benefit Period
35	\$166.18	\$203.65	\$242.26
45	\$245.38	\$306.44	\$366.65
55	\$369.58	\$455.50	\$548.26
65	\$691.78	\$836.06	\$989.23
75	\$1,318.83	\$1,520.52	\$1,702.93

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty Company	97.2%
Colonial American Life Insurance Company	2.3%
Penn Treaty Network America Insurance Company	0.5%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History--New 11-1-07, Amended _____.

690-157.304 Comprehensive Only Rates.

~~(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that “[t]his act shall apply to long term care insurance policies issued or renewed on or after July 1, 2006. For any long term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”~~

~~(1)(2)~~ The following maximum new business rates are effective for 2009~~6~~ rate increase filings and for 2010~~07~~ rate filings until new rates are published. These annual rates are appropriate for:

- (a) Tax qualified policies;
- (b) A benefit of \$100/day;
- (c) An elimination period of 90 days;
- (d) Policies offering Restoration of Benefits, and
- (e) Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.00.

~~(2)(3)(a)~~ Comprehensive Only Rates:

<u>Issue Age</u>	<u>3-Yr Benefit Period</u>	<u>5-Yr. Benefit Period</u>	<u>Unlimited Benefit Period</u>
30	\$356.29	\$454.14	\$622.87
31	\$357.87	\$456.21	\$625.56
32	\$359.50	\$458.88	\$628.85
33	\$361.17	\$470.16	\$640.99
34	\$371.48	\$472.96	\$644.48
35	\$394.20	\$488.52	\$681.96
36	\$396.05	\$500.51	\$694.85
37	\$398.42	\$503.55	\$699.14
38	\$400.41	\$507.18	\$703.57
39	\$411.53	\$510.43	\$708.14
40	\$425.67	\$546.94	\$744.90
41	\$431.46	\$553.40	\$754.41
42	\$435.96	\$558.44	\$761.15
43	\$440.16	\$563.69	\$777.40
44	\$453.08	\$569.55	\$785.18
45	\$462.69	\$600.10	\$811.36
46	\$476.62	\$604.61	\$827.36
47	\$481.31	\$609.99	\$834.12
48	\$487.16	\$617.01	\$843.22
49	\$501.72	\$624.68	\$872.16

<u>50</u>	<u>\$510.28</u>	<u>\$643.51</u>	<u>\$885.02</u>
<u>51</u>	<u>\$530.60</u>	<u>\$665.25</u>	<u>\$910.57</u>
<u>52</u>	<u>\$547.56</u>	<u>\$693.85</u>	<u>\$941.52</u>
<u>53</u>	<u>\$565.67</u>	<u>\$712.92</u>	<u>\$972.94</u>
<u>54</u>	<u>\$584.47</u>	<u>\$743.02</u>	<u>\$1,005.11</u>
<u>55</u>	<u>\$604.14</u>	<u>\$754.11</u>	<u>\$1,038.38</u>
<u>56</u>	<u>\$644.88</u>	<u>\$809.63</u>	<u>\$1,098.41</u>
<u>57</u>	<u>\$679.14</u>	<u>\$865.06</u>	<u>\$1,168.20</u>
<u>58</u>	<u>\$724.11</u>	<u>\$932.83</u>	<u>\$1,241.76</u>
<u>59</u>	<u>\$760.97</u>	<u>\$982.81</u>	<u>\$1,327.49</u>
<u>60</u>	<u>\$817.49</u>	<u>\$1,054.33</u>	<u>\$1,406.23</u>
<u>61</u>	<u>\$883.47</u>	<u>\$1,136.02</u>	<u>\$1,518.87</u>
<u>62</u>	<u>\$954.83</u>	<u>\$1,213.95</u>	<u>\$1,634.80</u>
<u>63</u>	<u>\$1,029.20</u>	<u>\$1,304.31</u>	<u>\$1,763.51</u>
<u>64</u>	<u>\$1,101.86</u>	<u>\$1,392.44</u>	<u>\$1,889.04</u>
<u>65</u>	<u>\$1,189.14</u>	<u>\$1,489.02</u>	<u>\$2,039.15</u>
<u>66</u>	<u>\$1,303.22</u>	<u>\$1,638.22</u>	<u>\$2,242.87</u>
<u>67</u>	<u>\$1,439.64</u>	<u>\$1,819.93</u>	<u>\$2,472.25</u>
<u>68</u>	<u>\$1,586.10</u>	<u>\$1,997.01</u>	<u>\$2,717.22</u>
<u>69</u>	<u>\$1,726.79</u>	<u>\$2,189.76</u>	<u>\$2,977.95</u>
<u>70</u>	<u>\$1,882.16</u>	<u>\$2,399.49</u>	<u>\$3,258.58</u>
<u>71</u>	<u>\$2,122.56</u>	<u>\$2,689.46</u>	<u>\$3,650.61</u>
<u>72</u>	<u>\$2,380.33</u>	<u>\$3,011.03</u>	<u>\$4,078.34</u>
<u>73</u>	<u>\$2,643.96</u>	<u>\$3,334.39</u>	<u>\$4,516.90</u>
<u>74</u>	<u>\$2,925.10</u>	<u>\$3,689.09</u>	<u>\$4,989.64</u>
<u>75</u>	<u>\$3,233.67</u>	<u>\$4,080.01</u>	<u>\$5,495.62</u>
<u>76</u>	<u>\$3,622.71</u>	<u>\$4,564.96</u>	<u>\$6,160.74</u>
<u>77</u>	<u>\$4,043.45</u>	<u>\$5,116.80</u>	<u>\$6,891.93</u>
<u>78</u>	<u>\$4,467.54</u>	<u>\$5,674.34</u>	<u>\$7,616.29</u>
<u>79</u>	<u>\$4,913.66</u>	<u>\$6,236.42</u>	<u>\$8,355.38</u>
<u>80</u>	<u>\$5,365.77</u>	<u>\$7,657.61</u>	<u>\$10,904.13</u>
<u>81</u>	<u>\$5,851.19</u>	<u>\$8,314.46</u>	<u>\$11,818.20</u>
<u>82</u>	<u>\$6,360.85</u>	<u>\$9,038.95</u>	<u>\$12,820.94</u>
<u>83</u>	<u>\$6,954.06</u>	<u>\$9,851.27</u>	<u>\$13,927.26</u>
<u>84</u>	<u>\$7,579.36</u>	<u>\$10,744.46</u>	<u>\$15,117.75</u>
<u>85</u>	<u>\$9,393.68</u>	<u>\$11,738.30</u>	<u>\$16,454.06</u>
<u>86</u>	<u>\$10,622.25</u>	<u>\$13,240.69</u>	<u>\$17,976.84</u>
<u>87</u>	<u>\$11,550.00</u>	<u>\$14,432.21</u>	<u>\$19,582.64</u>
<u>88</u>	<u>\$12,554.44</u>	<u>\$15,692.91</u>	<u>\$21,291.57</u>
<u>89</u>	<u>\$13,619.15</u>	<u>\$17,034.25</u>	<u>\$23,112.87</u>
Issue Age	3-Yr Benefit Period	5-Yr Benefit Period	Unlimited Benefit Period
<u>35</u>	<u>\$332.88</u>	<u>\$414.10</u>	<u>\$574.47</u>
<u>45</u>	<u>\$474.36</u>	<u>\$592.44</u>	<u>\$822.62</u>
<u>55</u>	<u>\$666.65</u>	<u>\$824.77</u>	<u>\$1,151.34</u>
<u>65</u>	<u>\$1,313.19</u>	<u>\$1,640.75</u>	<u>\$2,259.55</u>
<u>75</u>	<u>\$3,288.22</u>	<u>\$4,210.08</u>	<u>\$5,603.51</u>

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty Insurance Company	52.7%
Blue Cross Blue Shield of Florida	5.1%
Genworth Life Insurance Company	11.5%
Great American Life Insurance Company	9.8%
John Hancock Life Insurance Company	14.2%
Metlife Insurance Company	6.7%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History--New 11-1-07, Amended _____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-157.302	Facility Only Rates
69O-157.303	Home Health Care Only Rates
69O-157.304	Comprehensive Only Rates

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 1, January 9, 2009 issue of the Florida Administrative Weekly.

The notice of change published for this rule on January 16, 2009, failed to state that the reason for the change was not only comments by JAPC but also in response to written material received.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
69O-197.006	Insurance Administrator Annual Report

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. 34, No. 44, October 31, 2008 issue of the Florida Administrative Weekly.

69O-197.006 Insurance Administrator Annual Report.

(1) The form adopted in subsection (2) below, is a form that Insurance Administrators must submit to the Office of Insurance Regulation to report financial information. This form may be viewed at the Office’s website: <http://www.florir.com/pdf/OIR-A3-975.pdf>.

(2) Form OIR-A3-975, “Insurance Administrator Annual Report” (REV 12/08), is hereby incorporated by reference and is to be submitted to the Office of Insurance Regulation to report financial information.

(3) All forms submitted for review or approval shall be submitted electronically to <https://iportal.fldfs.com>.

Specific Authority 626.89(1), 626.8991 FS. Law Implemented 626.8805, 626.8809, 626.89, 626.891 FS. History--New _____.

**Section IV
Emergency Rules**

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NOS.:	RULE TITLES:
12DER08-32	Scope of Emergency Rules
	12DER08-33 Through
	12DER08-35; How to Obtain
	Forms
12DER08-33	Transfer of Assessment Limitation
	Difference; “Portability;” Sworn
	Statement Required
12DER08-34	Tangible Personal Property
	Exemption
12DER08-35	Additional Homestead Exemption
	Pursuant to Section 196.031(1)(b),
	Florida Statutes

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Chapter 2007-339 (Senate Bill 4-D) and Chapter 2008-173 (Senate Bill 1588), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 18 months and that could be renewed. These acts further provided that all conditions imposed by Chapter 120, Florida Statutes, were deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2007-339 (Senate Bill 4-D) and Chapter 2008-173 (Senate Bill 1588), Laws of Florida. The law provides that these emergency rules remain in effect for a period of 18 months and that they may be renewed. The forms included here are based on the requirements of Chapter 2008-173 (Senate Bill 1588), Laws of Florida, as passed by the 2008 Legislature. The Department of Revenue has taken several actions to inform interested parties about the forms, procedures, and emergency rules that are being developed to implement this new law, and to give such parties an opportunity to review and comment. These interested parties include property appraisers and the professional associations that represent them, counties, municipalities, and independent districts, their associations, and practitioners who have told the Department that they want to receive all information associated with property tax rulemaking. The actions that the Department has taken include: posting information, forms and procedures associated with implementation of this act on a special Internet website at <http://dor.myflorida.com/dor/property/sb4d.html> for issues