

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Fruit and Vegetables

RULE NO.: 5G-6.013
 RULE TITLE: Enforcement

PURPOSE AND EFFECT: The purpose of the proposed rulemaking is to adopt procedures and forms to hold or stop the sale of tomatoes that do not meet the requirements of Florida Rules, Chapter 5G-6, F.A.C. and to adopt procedures and forms to release such tomatoes once they have been found to be in compliance with Florida Rules, Chapter 5G-6, F.A.C.

SUBJECT AREA TO BE ADDRESSED: The handling of tomatoes that do not meet the requirements of Florida Rules, Chapter 5G-6, F.A.C., by Department personnel.

RULEMAKING AUTHORITY: 500.09(3), 570.07(6), 570.07(23) FS.

LAW IMPLEMENTED: 500.121, 500.172 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: Ms. Shannon Shepp, Director, Division of Fruit and Vegetables, 500 3rd St. N.W., Winter Haven, FL 33881

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE NOS.:	RULE TITLES:
5L-1.001	General Requirements and Intent
5L-1.002	Definitions
5L-1.007	Container Identification, Terminal Sale Date; Prohibitions
5L-1.008	Shellfish Handling
5L-1.013	Plant Operation

PURPOSE AND EFFECT: Workshops are scheduled to discuss the requirements of the National Shellfish Sanitation Program (NSSP) as it relates to *Vibrio vulnificus*. Requirements of the NSSP will be directly shared with affected industry members, statewide. Input received from harvesters, processors and interested persons in regards to the NSSP

requirements will be used to shape the potential rule amendments which are likely to significantly impact commercial harvesting and processing of oysters.

SUBJECT AREA TO BE ADDRESSED: Any proposed amendments will apply to commercial oyster harvesting and processing in Florida in order to protect the health of oyster consumers and to provide continued limited access to oyster resources during warmer months.

RULEMAKING AUTHORITY: 597.020 FS.

LAW IMPLEMENTED: 597.020 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD FOR THE PROPOSED RULE AMENDMENTS ON THE FOLLOWING DATES, TIMES AND PLACES:

DATE AND TIME: November 30, 2009, 5:00 p.m. CST

PLACE: Wakulla County Extension Office, 84 Cedar Ave, Crawfordville, FL 32327

DATE AND TIME: December 1, 2009, 5:00 p.m. CST

PLACE: Senator George G. Kirkpatrick Marine Lab, 11350 S.W. 153rd Court, Cedar Key, FL 32625

DATE AND TIME: December 2, 2009, 4:00 p.m. CST

PLACE: Franklin County Courthouse, Commission Meeting Room, 33 Market St., Apalachicola, FL 32320

DATE AND TIME: December 3, 2009, 5:00 p.m. CST

PLACE: Pensacola Junior College Milton Campus, Building 4900, Room 4902, 5988 Highway 90, Milton, FL 32570

DATE AND TIME: December 8, 2009, 5:00 p.m. CST

PLACE: City Hall, Oak Hill, 234 South U.S. 1, Oak Hill, FL 32759

DATE AND TIME: December 9, 2009, 6:30 p.m. EST

PLACE: South Ponte Vedra Civic Association, 2724 South Ponte Vedra Blvd, Ponte Vedra Beach, FL 32082

DATE AND TIME: December 10, 2009, 5:00 p.m. CST

PLACE: Gulf Coast Community College, Student Union East Building, Room 244, 5230 West Hwy 98, Panama City, FL 32401

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 7 days before the workshop/meeting by contacting: Chris Brooks. 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: Chris Brooks, Division of Aquaculture, 1203 Governor's Square Boulevard, 5th Floor, Tallahassee, Florida 32301, (850)488-4033

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

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE NOS.:	RULE TITLES:
9B-60.002	Definitions
9B-60.003	Department Activities
9B-60.004	Florida Building Energy Rating System, Adopted
9B-60.005	Training and Certification Program
9B-60.007	Florida Building Energy Rating System, Existing Public Buildings
9B-60.008	Guidelines for Uniformity, Adopted

PURPOSE AND EFFECT: Section 553.992, F.S., requires the Department of Community Affairs (Department) to update the Building Energy-Efficiency Rating System (BERS) in accordance with the procedures of Chapter 120, F.S. Section 553.995(2), F.S., requires the BERS program to be compatible with federal rating systems and state building codes and standards. The proposed changes will make the rule consistent with a national standard for home energy rating systems that is promulgated by the National Association of State Energy Officials (NASEO) which provides certifications for builders wishing to claim federal tax credits from the Internal Revenue Service.

SUBJECT AREA TO BE ADDRESSED: The Department intends to update Chapter 9B-60, F.A.C., concerning the BERS by adopting the current Mortgage Industry National Home Energy Rating Systems Standards, utilizing the same software used for energy code compliance (EnergyGauge USA for residential buildings and EnergyGauge Summit for commercial buildings) as rater tools, specifying that a Program Administrator shall represent the Department in implementing the BERS, changing some certification standards for raters and updating forms. The Department seeks public input on the need for additional changes to the rule.

RULEMAKING AUTHORITY: 553.992, 553.995(4), 553.998 FS.

LAW IMPLEMENTED: 553.990, 553.991, 553.992, 553.993, 553.994, 553.995, 553.996, 553.997, 553.998 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: December 15, 2009, 10:00 a.m.

PLACE: Kelley Training Room, Sadowski Building, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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 7 days before the workshop/meeting by contacting: Ann Stanton, Building Codes Analyst, Department of Community Affairs, 2555 Shumard Oak Boulevard,

Tallahassee, Florida 32399-2100, (850)488-0964. 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: Ann Stanton, Building Codes Analyst, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-0964

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

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NOS.:	RULE TITLES:
9J-5.003	Definitions
9J-5.006	Future Land Use Element
9J-5.010	Housing Element
9J-5.013	Conservation Element
9J-5.019	Transportation Element

PURPOSE AND EFFECT: The purpose and effect are to amend the rule to implement the new requirements established by Chapter 2008-191, Laws of Florida (CS/HB 697), and related requirements established by Chapter 2009-96 (CS/CS/SB 360), Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Chapter 9J-5, F.A.C. is to be amended to establish minimum criteria to be used in reviewing comprehensive plans to determine whether they comply with the new requirements of Chapters 2008-191 & 2009-96, Laws of Florida, regarding energy efficient land use patterns accounting for existing and future electric power generation and transmission systems, greenhouse gas reduction strategies, strategies to address reduction in greenhouse gas emissions from the transportation sector, factors that affect energy conservation, depicting energy conservation on the future land use map series, energy efficiency in the design and construction of new housing, the use of renewable energy resources, the discouragement of urban sprawl, the achievement of healthy, vibrant urban centers, and strategies to support and fund mobility within certain transportation concurrency exception areas.

RULEMAKING AUTHORITY: 163.3177(9), (10) FS.

LAW IMPLEMENTED: 163.3177(6)(a), (b), (d), (f), (j), 163.3180 FS. (only as those sections were amended by Chapters 2008-191 & 2009-96, Laws of Florida).

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

DATE AND TIME: December 3, 2009, 10:00 a.m.

PLACE: University of South Florida Polytechnic Auditorium, USF Polytechnic, 3433 Winter Lake Road, Lakeland, Florida 33803

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 7 days before the workshop/meeting by contacting: Sheri Coven, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1681. 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: Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735

THE PRELIMINARY TEXT OF THE PROPOSED RULE IS AVAILABLE AT: <http://www.dca.state.fl.us/fdcp/dcp/Legislation/2008/Files/DraftRules.pdf>.

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

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
12A-1.060 Registration

PURPOSE AND EFFECT: Section 212.12(2)(d), F.S., as amended by Section 25, Chapter 2007-106, L.O.F., provides that any person who, after written notice issued by the Department, intentionally fails to register the business with the Department, is liable for a specific penalty of 100 percent of any unreported or any uncollected tax or fee. The person who has received such written notice may file a written challenge to the notice in accordance with the procedures established by the Department. The purpose of this rulemaking is to provide for issuance of a notice alerting a person of the requirement to register his or her business and the procedures by which that person may timely file a written challenge to such notice. The effect of this rulemaking is to inform taxpayers of the Department's procedures for imposing the penalties for failure to register after written notice has been issued by the Department and the procedures for timely filing a written challenge to such written notice.

SUBJECT AREA TO BE ADDRESSED: The subject area that will be addressed is the imposition of the specific penalty imposed under Section 212.12(2)(d), F.S., for failure to register a business after the Department has issued written notice alerting a person of the requirement to register that business.

RULEMAKING AUTHORITY: 212.12(2)(d), 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.12(2), (5), (6), 212.18(3) 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: December 1, 2009, 11:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

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: Larry Green, (850)922-4830. 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: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS Published on the Department's Internet site at myflorida.com/dor/rules.

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."

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:
25-4.0665 Lifeline Service

PURPOSE AND EFFECT: To implement eligibility requirements for Lifeline service and to amend the requirements eligible telecommunications carriers (ETCs) must follow when offering Lifeline service. Undocketed.

SUBJECT AREA TO BE ADDRESSED: Lifeline service.

RULEMAKING AUTHORITY: 350.127(2), 364.0252, 364.10(3)(j) FS.

LAW IMPLEMENTED: 350.123, 364.0252, 364.10, 364.105, 364.17, 364.18, 364.183(1) 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: Robert Casey, Division of Regulatory Compliance, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6974

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.624
 RULE TITLE: Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: To amend Rule 40D-8.624, F.A.C., to establish guidance levels and minimum levels for Lake Hancock in Polk County, Florida pursuant to Section 373.042, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Establishment of guidance and minimum levels for Lake Hancock in Polk County, Florida.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421, 373.086 FS.

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

DATE AND TIME: December 1, 2009, 6:00 p.m.
 PLACE: Southwest Florida Water Management District Bartow Service Office, 170 Century Avenue, Bartow, Florida 33830-7700

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: Dianne Lee, (352)796-7211 or 1(800)423-1476, extension 4658; TDD only number 1(800) 231-6103; FAX number (352)754-6878/SUNCOM 663-6878. 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: Doug Leeper, Chief Environmental Scientist, Resource Projects Department, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, ext 4272, or 1(800)423-1476, ext. 4272

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: 59C-1.021
 RULE TITLE: Certificate of Need Penalties

PURPOSE AND EFFECT: The Agency proposes to revise the rule that specifies the basis for assessing a fine for failure to comply with conditions required by a certificate of need.

SUBJECT AREA TO BE ADDRESSED: The proposed revision would specify the method for determining a degree of noncompliance with conditions on a certificate of need.

RULEMAKING AUTHORITY: 408.034(6), 408.15(8) FS.

LAW IMPLEMENTED: 408.040(1)(b), (e), (2)(a), 408.044 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: December 1, 2009, 2:00 p.m.
 PLACE: Agency for Health Care Administration, Conference Room C, 2727 Mahan Drive, Tallahassee, FL 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: James McLemore, 2727 Mahan Drive, MS #28, Tallahassee, FL 32308 or (850)488-8672. 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: James McLemore, 2727 Mahan Drive, MS #28, Tallahassee, FL 32308 or (850)488-8672

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 59C-1.021 Certificate of Need Penalties.
- (1) through (2) No change.
- (3) Penalties for Failure to Comply with Certificate of Need or Exemption Conditions. The agency shall review the annual compliance report submitted by the health care providers who are licensed and operate the facilities or services and other pertinent data to assess compliance with certificate of need or exemption conditions. Providers who are not in compliance with certificate of need or exemption conditions shall be fined. Failure to report compliance with any condition upon which the issuance of the certificate of need or exemption was predicated constitutes noncompliance. For community nursing homes or hospital-based skilled nursing units certified as such by Medicare, the first compliance report on the status of conditions must be submitted 30 calendar days following the

eighteenth month of operation or the first month where an 85 percent occupancy is achieved, whichever comes first. The schedule of fines is as follows:

(a) Facilities failing to comply with any conditions or failing to provide the Certificate of Need office with a report on its compliance with conditions set forth on the Certificate of Need or exemption, will be assessed a fine, not to exceed \$1,000 per failure per day. In assessing the penalty the agency shall take into account the degree of noncompliance. The degree of noncompliance means the result of the mathematical calculation of the difference between the conditioned level of compliance and the reported level of compliance.

(b) The assessed fine shall be paid to the agency within 45 calendar days after written notification of assessment by certified mail or within 30 calendar days after final agency action if an administrative hearing has been requested. If a health care provider desires it may remit payment according to a payment schedule accepted by the agency. The health care provider must submit the schedule of payments to the agency within 30 calendar days after the date of receipt of the notification of assessment or 21 calendar days after final agency action. The final balance will be due no later than 6 months after the health care provider has been notified in writing by the agency of the amount of the assessed fine or 6 months after final agency action.

(4) No change.

Rulemaking Specific Authority 408.034(6), 408.15(8) FS. Law Implemented 408.040(1)(b), (d), (2)(a), 408.044, 408.061(6), 408.08(2) FS. History--New 7-25-89, Formerly 10-5.021, Amended 12-13-04,_____.

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 ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-531.300	Application Requirements for Water Well Contractors
62-531.330	Water Well Contractor License Renewal
62-531.450	Unlawful Acts, Grounds for Disciplinary Actions, and Penalties

PURPOSE AND EFFECT: To respond to comments from the Joint Administrative Procedures Committee (JAPC), update the rule to be consistent with recent amendments to Chapter 373, F.S., Part III, Regulation of Wells, and to allow additional time for water well contractors to accrue 12 hours of Continuing Education Units required for license renewal.

SUBJECT AREA TO BE ADDRESSED: The Water Well Contractor Disciplinary Guidelines and Procedure Manual and the Florida Unified Citations Dictionary For Water Well Construction will be adopted by reference and both will be simplified to meet the statutory obligation of informing the public of likely disciplinary action for violations of water well contractor licensing, permitting and construction requirements. The requirements for water well contractor licensure will be updated to reflect recent statutory changes. The administrative fine up to \$5,000 per occurrence for any person not licensed to practice water well contracting will be added, as will the maximum administrative fine for any water well contractor found in violation of the water well rules or statute be increased to \$5,000. Lastly, there is a change for license renewal in the time period for accrual of CEUs from 24 months to 30 months before the license renewal deadline.

RULEMAKING AUTHORITY: 373.309 FS.

LAW IMPLEMENTED: 373.303, 373.306, 373.308, 373.309, 373.324, 373.333 FS.

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

DATE AND TIME: December 3, 2009, 10:00 a.m.

PLACE: Room 609, Bob Martinez Building, 2006 Blair Stone Road, 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: Mr. David James, 2600 Blair Stone Rd., MS #3580, Tallahassee, FL 32399-2400; telephone (850)245-8648; email David.James@dep.state.fl.us. 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: Person named above

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-1.001	Purpose and Scope
63D-1.002	Definitions
63D-1.003	Preliminary Screening
63D-1.004	Comprehensive Assessment
63D-1.005	Documentation

PURPOSE AND EFFECT: The rule chapter governing the preliminary screening and comprehensive assessment of youth at intake is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-9, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions addressing preliminary screening and comprehensive assessment of youth are repealed.

RULEMAKING AUTHORITY: 985.245, 985.64 FS.

LAW IMPLEMENTED: 985.145, 985.24, 985.245, 985.25, 985.255 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-2.001	Purpose and Scope
63D-2.002	Procedure for Assessing Risk
63D-2.003	Detention Risk Assessment Instrument

PURPOSE AND EFFECT: The rule chapter governing a juvenile probation officer's assessment of the risk posed by a child in custody when making an initial detention determination is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-9, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions addressing the form and process for performing detention risk assessment of youth are repealed.

RULEMAKING AUTHORITY: 985.245, 985.64 FS.

LAW IMPLEMENTED: 985.145, 985.24, 985.245, 985.25, 985.255 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla at (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-3.001	Purpose and Scope
63D-3.002	Definitions
63D-3.003	Assessment and Recommendation
63D-3.004	General Characteristics of Diversion Programs
63D-3.005	Intensive Delinquency Diversion Services (IDDS)
63D-3.006	Other Diversion Programs
63D-3.007	JPO Supervised Diversion

PURPOSE AND EFFECT: The rule chapter governing juvenile delinquency diversion programs is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-10, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions addressing delinquency diversion programs for youth are repealed.

RULEMAKING AUTHORITY: 985.14, 985.435, 985.64 FS.

LAW IMPLEMENTED: 985.12, 985.145, 985.155, 985.16, 985.16, 985.601(3)(a) FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla at (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-4.001	Purpose and Scope
63D-4.002	Definitions
63D-4.003	Community Involvement in Design and Operation
63D-4.004	Life Safety Standards and Security

63D-4.005 Admission of Youth
 63D-4.006 Medication Management
 63D-4.007 Juvenile Assessment Center Role in Responding to Criminal Street Gangs

63D-4.008 Release of Youth
 PURPOSE AND EFFECT: The rule chapter governing the department’s role in the operation of a juvenile assessment center is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-11, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions addressing the department’s participation in the operation of juvenile assessment centers are repealed.

RULEMAKING AUTHORITY: 985.64 FS.
 LAW IMPLEMENTED: 985.135, 985.645 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.
 PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-5.001	Purpose and Scope
63D-5.002	Definitions
63D-5.003	Planning the Supervision of the Youth and Selecting Relevant Interventions
63D-5.004	Classification and Reclassification
63D-5.005	Risk-Based Interventions
63D-5.006	Violations of Supervision
63D-5.007	Termination of Supervision

PURPOSE AND EFFECT: The rule chapter governing the provision of focused probation case management is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-10, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions addressing supervision and case management are repealed.

RULEMAKING AUTHORITY: 985.14, 985.435, 985.64 FS.
 LAW IMPLEMENTED: 985.14, 985.435, 985.46, 985.601(3)(a) FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.
 PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-6.001	Purpose and Scope
63D-6.002	Definitions
63D-6.003	Facility-Based Program Model
63D-6.004	Community Supervision Model
63D-6.005	Common Elements of Facility-Based and Community Supervision Models
63D-6.006	Admission and Orientation for Youth Committed as Minimum Risk
63D-6.007	Progress Reports
63D-6.008	Release
63D-6.009	Provision of Services
63D-6.010	Supervision in Community-Based Programs
63D-6.011	Release

PURPOSE AND EFFECT: The rule chapter governing the provision of services to youths on probation or committed to a minimum-risk nonresidential program is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-12, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions governing facility-based day treatment and non-facility-based community supervision programs are repealed.

RULEMAKING AUTHORITY: 985.435, 985.601, 985.64, FS.

LAW IMPLEMENTED: 985.03, 985.433, 985.435, 985.601, FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.
 PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-7.001	Purpose and Scope
63D-7.002	Definitions
63D-7.003	Transition Planning While the Youth is in a Residential Commitment Facility
63D-7.004	Pre-Release Notification
63D-7.005	Post-Residential Supervision
63D-7.006	Admission to Post-Residential Supervision Program
63D-7.007	Managing Supervision and Designing Intervention Through the YES Plan
63D-7.008	Violations
63D-7.009	Termination of Services

PURPOSE AND EFFECT: The rule chapter governing the provision of services, sanctions and case management for youth leaving residential facilities is repealed as part of the reorganization of the subtitle. Much of the content of the repealed rule chapter will be found in newly-created Chapter 63D-10, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Provisions addressing post-residential supervision are repealed.

RULEMAKING AUTHORITY: 985.14, 985.64 FS.

LAW IMPLEMENTED: 985.14, 985.435, 985.439, 985.601 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.
 PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NO.:	RULE TITLE:
63D-8.001	Definitions

PURPOSE AND EFFECT: The rule provides centralized definitions for common terms relating to the provision of probation services for juveniles.

SUBJECT AREA TO BE ADDRESSED: The rule addresses common terminology for juvenile probation services.

RULEMAKING AUTHORITY: 985.64 FS.

LAW IMPLEMENTED: 985.03, 985.135, 985.14, 985.145, 985.24, 985.245, 985.433, 985.435, 985.46, 985.601 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.
 PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-9.001	Purpose and Scope
63D-9.002	Detention Screening
63D-9.003	Intake Services
63D-9.004	Risk and Needs Assessment
63D-9.005	Comprehensive Assessment
63D-9.006	Comprehensive Evaluation

PURPOSE AND EFFECT: The rule establishes uniform procedures for conducting and documenting detention screening, intake, risk and needs assessment, comprehensive assessment and comprehensive evaluation of youth to allow the department to provide the most appropriate services in the least intrusive manner.

SUBJECT AREA TO BE ADDRESSED: The rule addresses the provision of detention screening, intake, risk and needs assessment and comprehensive evaluation and assessment of juveniles.

RULEMAKING AUTHORITY: 985.245, 985.64 FS.

LAW IMPLEMENTED: 985.03, 985.135, 985.14, 985.145, 985.24, 985.245, 985.433, 985.435, 985.46, 985.601 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla at (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-10.001	Purpose and Scope
63D-10.002	Diversion Services
63D-10.003	Community Supervision Services
63D-10.004	Violations of Supervision
63D-10.005	Residential Case Management and Transitional Planning
63D-10.006	Termination of Supervision

PURPOSE AND EFFECT: The rule establishes the standards and procedures for the provision of intervention and case management services for youth who have been court-ordered to be supervised by the department, placed in department custody, or have otherwise agreed to participate in a diversion program.

SUBJECT AREA TO BE ADDRESSED: The rule addresses all stages of service intervention, from diversion through court-ordered probation and aftercare.

RULEMAKING AUTHORITY: 985.14, 985.435, 985.64 FS.

LAW IMPLEMENTED: 985.14, 985.435, 985.46, 985.601 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-11.001	Purpose and Scope
63D-11.002	Design and Operation
63D-11.003	Safety and Security
63D-11.004	Admission of Youth
63D-11.005	Medication Management
63D-11.006	Responding to Street Gangs
63D-11.007	Release of Youth

PURPOSE AND EFFECT: The rule details the department’s role in the operation of juvenile assessment centers (JACs), where referred youth undergo intake and screening.

SUBJECT AREA TO BE ADDRESSED: Provisions address the design and operation of JACs, the safety and security of the facilities, and the processing of youth at intake.

RULEMAKING AUTHORITY: 985.64 FS.

LAW IMPLEMENTED: 985.135 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-12.001	Purpose and Scope
63D-12.002	Safety and Administration
63D-12.003	Service Delivery
63D-12.004	Minimum-Risk Commitment
63D-12.005	Progress Reports
63D-12.006	Release

PURPOSE AND EFFECT: The rule establishes the standards and procedures for the provision of facility-based non-residential services to youth on probation, conditional release, and post-commitment probation, as well as those committed to a minimum-risk non-residential facility.

SUBJECT AREA TO BE ADDRESSED: Provisions address the administration and safety of non-residential facilities, service delivery, and the manner in which youths' progress is reported and their release is accomplished.

RULEMAKING AUTHORITY: 985.435, 985.601, 985.64 FS. LAW IMPLEMENTED: 985.03, 985.433, 985.435, 985.441, 985.455, 985.601 FS.

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

DATE AND TIME: Tuesday, December 8, 2009, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla, (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.:	RULE TITLES:
64B8-51.001	Manner of Application
64B8-51.006	Rule Governing Licensure and Inspection of Electrology Facilities
64B8-51.007	Fees for Application, Examination, Examination Review and Initial Licensure

PURPOSE AND EFFECT: To clarify and update language in order to comply with statutes, and to change the electrology exam fee.

SUBJECT AREA TO BE ADDRESSED: Manner of application and rule; licensure and inspection of electrology facilities; and fees for application, examination, examination review and initial licensure.

RULEMAKING AUTHORITY: 456.037, 478.43(1), (4), 478.55(1) FS.

LAW IMPLEMENTED: 456.017, 456.033(5), 456.037(2), (3), (5), 478.45, 478.49, 478.51, 478.55 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: Anna King, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.:	RULE TITLES:
64B8-54.002	Inactive Licensure Status; Reactivating of Licensure, Delinquent Renewal
64B8-54.0022	Applying for Active License after Period of Inactivity or Retirement

PURPOSE AND EFFECT: To add language defining how applicants will demonstrate competency to reactivate.

SUBJECT AREA TO BE ADDRESSED: Reactivation of inactive or retired status license; and request for inactive or retired status license.

RULEMAKING AUTHORITY: 456.036(1), (10), (15), 478.43(1), (4), 478.50, 478.43(1), (4), 478.50, 478.43(1), (4), 478.50 FS.

LAW IMPLEMENTED: 456.036(2), (4)(b), (10), (12), 478.45(1)(e), 478.47 478.50 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: Anna King, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.:	RULE TITLE:
64B8-55.0021	Discipline of Electrolysis Facilities

PURPOSE AND EFFECT: To provide stronger penalty options for disciplining electrolysis facilities.

SUBJECT AREA TO BE ADDRESSED: Discipline of electrolysis facilities.

RULEMAKING AUTHORITY: 456.037, 478.43(1) FS.

LAW IMPLEMENTED: 456.037, 456.072(2)(c), (d), 478.52(1)(k), (2)(b), (c), (f) 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: Anna King, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.352
 RULE TITLE: Standards for Approval of Registered Pharmacy Technician Continuing Education Programs

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the procedures for approval of registered pharmacy technician training programs.

SUBJECT AREA TO BE ADDRESSED: Procedures for Approval of Registered Pharmacy Technician Continuing Education Programs.

RULEMAKING AUTHORITY: 465.014 FS.

LAW IMPLEMENTED: 465.014 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C#04, Tallahassee, Florida 32399-3254
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-29.002
 RULE TITLE: General Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to reference an application and to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: General Requirements.

RULEMAKING AUTHORITY: 465.005, 828.055 FS.

LAW IMPLEMENTED: 828.055 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NOS.:	RULE TITLES:
64J-2.011	Trauma Center Requirements
64J-2.012	Process for the Approval of Trauma Centers
64J-2.013	Extension of Application Period
64J-2.014	Certificate of Approval
64J-2.015	Process for Renewal of Trauma Centers
64J-2.016	Site Visits and Approval
64J-2.017	Application by Hospital Denied Approval

PURPOSE AND EFFECT: This notice is to alert the public that the Office of Trauma is seeking input in the development of revisions to the Trauma Center Standards DOH Pamphlet 150-9 and the above referenced rules applicable to the trauma center standards and letter of intent and application processes. A copy of the proposed revisions to the Trauma Center Pamphlet DOH 150-9 and the above referenced rules are available on the Office of Trauma Website, "Events and Notices" at the following link: <http://doh.state.fl.us/demo/Trauma/index.html>

SUBJECT AREA TO BE ADDRESSED: Trauma center standards, letter of intent and application submission processes.

RULEMAKING AUTHORITY: 395.4025, 395.405 FS.

LAW IMPLEMENTED: 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS.

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

DATE AND TIME: Tuesday, December 1, 2009, 2:00 p.m. EST (1:00 p.m. CST)

PLACE: Department of Health, Division of Emergency Medical Operations, Capital Circle Office Complex, 4075 Esplanade Way, Conference Room 180, Tallahassee, FL
 Participation in the workshop is available through conference call at the following number: Conference Call Number: (888)808-6959, Conference Code: 2354440.

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 1 day before the workshop/meeting by contacting: Janet Collins, (850)245-4444, ext. 2775. 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: Susan McDevitt, Office of Trauma, Department of Health, 4052 Bald Cypress Way, Bin #C-18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2760; Email: susan_mcdevitt@doh.state.fl.us; Fax: (850)488-2512

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-57.001	Purpose and Intent
67-57.005	Definitions
67-57.010	Fees
67-57.020	Notice of funding Availability (NOFA)
67-57.030	Membership Application Procedures
67-57.040	Property Standards
67-57.050	HOP Program Restrictions
67-57.060	Eligible Homebuyer Requirements
67-57.070	Homebuyer Loan Process
67-57.080	HOME Regulations

PURPOSE AND EFFECT: The purpose of this rule chapter is to establish procedures for the Homeownership Pool (“HOP”) Program by which the Corporation shall administer the application process, determine loan amounts, service loans, and provide purchase assistance to eligible homebuyers under the HOME Investment Partnerships Program (HOME) and/or the Homeownership Assistance Program (HAP) as authorized by Section 420.5088 and Section 420.5089, F.S. and HUD regulations, 24 CFR § 92.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons.

RULEMAKING AUTHORITY: 420.507(12), (14) FS.

LAW IMPLEMENTED: 420.507(23), 420.5088, 420.5089(2) FS.

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

DATE AND TIME: Thursday, December 3, 2009, 3:00 p.m. – 5:00 p.m.

PLACE: Orlando Airport Hyatt Regency, 9300 Airport Boulevard, Orlando, FL 32827

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: Bridget Warring (850)488-4197. 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: Bridget Warring, Homeownership Programs Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301, (850)488-4197

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NOS.:	RULE TITLES:
68D-23.101	Intent
68D-23.102	Scope
68D-23.103	Definitions
68D-23.104	Placement of Markers
68D-23.105	Criteria for Approval of Regulatory Markers
68D-23.106	Permit Conditions
68D-23.107	Federal System Adopted
68D-23.108	Specifications for Markers
68D-23.109	Additional Specifications for Information and Regulatory Markers
68D-23.110	Inspections and Certification
68D-23.111	Enforcement
68D-23.112	Exemptions

PURPOSE AND EFFECT: The purposes for the changes to rules within this chapter are to: (1) correct and update statutory cross-references that have been changed since the current rule was amended in 2006; (2) improve clarity and consistency of language and definitions; (3) remove or revise obsolete provisions (4) update cross-references; and (5) remove the criteria that pertain to whether a municipal or county ordinance is needed to protect public safety. These criteria have, in part, been adopted in statute. Other criteria will be established in Chapter 68D-21, F.A.C., in a separate rulemaking action. The anticipated effects include consistency with recently amended statutes and improvements in clarity.

SUBJECT AREA TO BE ADDRESSED: The permitting, construction, placement, inspection, and maintenance of uniform waterway markers in Florida waters.

RULEMAKING AUTHORITY: 327.04, 327.40, 327.41 FS.

LAW IMPLEMENTED: 327.40, 327.41, 327.46, 327.70, 327.71, 379.2431 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: Captain Alan S. Richard, Assistant General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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 NO.: RULE TITLE:

9B-72.130 Forms

PURPOSE AND EFFECT: To restrict the number of products submitted in a single application and update forms related to product and entity approval to reflect amended fee structure.

SUMMARY: The Rule will limit product approval applications to no more than 150 per application. Forms related to product and entity approval are amended to reflect revised fees adopted within Rule 9B-72.090, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 553.842(1) FS.

LAW IMPLEMENTED: 553.842(1) FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 9, 2009, 8:30 a.m., or as soon thereafter as the matter comes before the Commission in accordance with its agenda

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32810

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 7 days before the workshop/meeting by contacting: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091. 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 IS: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091

THE FULL TEXT OF THE PROPOSED RULE IS:

9B-72.130 Forms.

The following forms are adopted for use in reference to the Product Evaluation and Approval System. Copies of these forms are available from the Department of Community Affairs, Codes and Standards Section, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, and via the Building Codes Information System on the Internet, www.floridabuilding.org.

(1) Florida Building Commission, Application for Organization/Entity Approval, Form No. 9B-72.130(1), effective November 10, 2009 ~~updated October 11, 2005~~ (electronic version).

(2) Florida Building Commission, Application for State Product Approvals, Form No. 9B-72.130(2), effective November 10, 2009 ~~updated October 11, 2005~~ (electronic version). New and revised applications received after January 11, 2010 shall be limited to a maximum of 150 product sequence numbers. This limitation shall not be applicable to editorial revision or affirmation of an existing application.

(3) No change.

Rulemaking Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History--New 5-5-02, Amended 9-4-03, 11-22-06, 4-10-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Agency Head, Florida Building Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 25, 2009