

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:	RULE TITLE:
6A-1.09981	Implementation of Florida’s System of School Improvement and Accountability

**PURPOSE AND EFFECT:** The purpose of the rule development is to amend the sections of rule pertaining to the calculation of school grades and to eliminate the requirements related to school improvement with the creation of Differentiated Accountability.

**SUBJECT AREA TO BE ADDRESSED:** School Grades.

**RULEMAKING AUTHORITY:** 1008.34(8) FS.

**LAW IMPLEMENTED:** 1008.34 FS.

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

**DATE AND TIME:** July 6, 2010, 10:00 a.m. – 12:00 Noon

**PLACE:** Department of Education, 325 West Gaines Street, Room 1703/07, Tallahassee, Florida 32399-0400

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Juan Copa, Chief, Bureau of Research and Evaluation, 325 West Gaines Street, Room 834, Tallahassee, Florida 32399-0400. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

**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-1.006	Certification of Agencies
9B-1.010	Manufacturer’s Quality Control Manual Procedures
9B-1.016	Department Insignia
9B-1.017	Insignia Application and Issuance

**PURPOSE AND EFFECT:** Clarification of requirements that manufacturers and agencies develop written procedures for the receipt, storage and release of insignias and submittal of completed inspection documentation on the Building Code Information System; and means of delivery of insignias to the agency.

**SUBJECT AREA TO BE ADDRESSED:** Manufactured buildings inspections and insignias.

**RULEMAKING AUTHORITY:** 553.37(2), 553.381 FS.

**LAW IMPLEMENTED:** 553.37(2), (6), (8), 553.38, 553.381 FS.

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

**DATE AND TIME:** July 8, 2010, 10:00 a.m.

**PLACE:** Department of Community Affairs, Randall Kelley Training Room, Third Floor, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; Participation by communications media technology available as follows: Conference call, telephone number 1(888)808-6959, Conference Code: 1967168

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, Tallahassee, Florida 32399-2100; (850)487-1824. 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:** Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; (850)487-1824

Draft text is available from Ila Jones or from the Building Code Information System, [www.floridabuilding.org](http://www.floridabuilding.org).

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

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Division of Motor Vehicles**

RULE NO.:	RULE TITLE:
15C-18.001	Electronic Filing System

**PURPOSE AND EFFECT:** To administer and establish program standards for the electronic filing system and for the users of the Department’s electronic filing system, including but not limited to; establishing participation requirements; certification of service providers; electronic filing system requirements, and enforcement authority for noncompliance.

**SUBJECT AREA TO BE ADDRESSED:** Electronic Filing System for third parties to issue motor vehicle titles and registrations.

**RULEMAKING AUTHORITY:** 320.03(10) FS.

**LAW IMPLEMENTED:** 320.03(10) FS.

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

DATES AND TIME: July 8 and July 13, 2010, 10:00 a.m.  
 PLACE: Neil Kirkman Building, 2900 Apalachee Parkway, Auditorium Room A427, 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 5 days before the workshop/meeting by contacting: Julie Baker, Assistant Bureau Chief, Division of Motor Vehicles, 2900 Apalachee Parkway, Room 334, MS-70, Tallahassee, Florida, juliebaker@flhsmv.gov. 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: Julie Baker, Assistant Bureau Chief, 2900 Apalachee Parkway, Room 334, MS-70, Tallahassee, Florida, juliebaker@flhsmv.gov

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

**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."

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-501.301  
 RULE TITLE: Law Libraries

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that members of a security threat group may not work in a law library and to remove the requirement that inmate law clerks be presented with a certificate of completion of training by the department's Central Office.

SUBJECT AREA TO BE ADDRESSED: Law Libraries.

RULEMAKING AUTHORITY: 944.09, 944.11 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.11 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: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-501.301 Law Libraries.

(1) through (6) No change.

(7) Use of Inmates as Clerks in Law Libraries.

(a) No inmate whom the department has identified as a member or suspected member of a security threat group shall be assigned to work in a law library.

(a) through (d) renumbered (b) through (e) No change.

(f) Law clerk training program. Central office library services shall develop a training program to provide inmates who work in law libraries with knowledge of legal research and writing, use of legal research materials to include digital or non-print resources in the law library collection, the law and rules of criminal law and post-conviction remedies, prisoners' civil rights, and other subject matter identified as necessary for an inmate law clerk to provide meaningful assistance to inmates. ~~Inmates who successfully complete the law clerk training program shall be given a certificate by central office library services documenting successful completion of the program, and a notation shall be recorded in the department's offender database. Central office library services will document an inmate's successful completion of the law clerk training program in the department's offender database.~~ Central office library services shall revoke or suspend certification for commission of acts prohibited by this section or for failure to satisfactorily perform the duties assigned to an inmate law clerk.

(f) through (q) renumbered (g) through (r) No change.

(8) through (11) No change.

Rulemaking Authority 944.09, 944.11 FS. Law Implemented 20.315, 944.09, 944.11 FS. History--New 4-6-93, Amended 7-3-94, 11-2-94, 4-28-96, 9-30-96, 12-7-97, Formerly 33-3.0055, Amended 2-15-01, 11-4-01, 12-23-03, 1-7-07, 1-6-09, 6-16-09, 4-19-10,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-501.401  
 RULE TITLE: Admissible Reading Material

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that staff shall remove any improper packing material from admissible reading material before providing the contents to the receiving inmate.

SUBJECT AREA TO BE ADDRESSED: Admissible Reading Material.

RULEMAKING AUTHORITY: 944.09, 944.11 FS.

LAW IMPLEMENTED: 944.11 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: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-501.401 Admissible Reading Material.

(1) through (25) No change.

(26) No packaging other than standard envelopes shall be given to inmates. The following types of packaging shall be removed by staff before providing the contents to the inmate: boxes, padded envelopes, envelopes that include metal parts, multilayer packaging, bubble wrap, packing peanuts, or other forms of extra packaging.

Rulemaking Authority 944.09, 944.11 FS. Law Implemented 944.11 FS. History—New 10-8-76, Amended 3-3-81, 9-24-81, Formerly 33-3.12, Amended 6-9-87, 3-11-91, 12-17-91, 3-30-94, 11-2-94, 5-10-98, 10-20-98, Formerly 33-3.012, Amended 3-21-00, 8-10-00, 10-13-02, 7-2-03, 12-30-04, 9-5-05, 8-1-06, 6-16-09, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

RULE NO.: 40B-4.1090  
 RULE TITLE: Publications and Agreements  
 Incorporated by Reference

PURPOSE AND EFFECT: The purpose of the rule development is to adopt the most current version of the items incorporated by reference. The effect of the rule development will incorporate the new flood insurance studies for the Alapaha, Suwannee and Withlacoochee rivers within Hamilton County and the Aucilla, Suwannee and Withlacoochee rivers within Madison County.

SUBJECT AREA TO BE ADDRESSED: This proposed rule will address items incorporated by reference.

RULEMAKING AUTHORITY: 373.044 FS.

LAW IMPLEMENTED: 373.083, 373.084, 373.085, 373.086, 373.413, 373.416 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: Linda Welch, Rules & Contracts Coordinator, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

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

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NOS.:	RULE TITLES:
58A-5.0181	Admission Procedures,
	Appropriateness of Placement and
	Continued Residency Criteria
58A-5.0185	Medication Practices

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment to Rule 58A-5.0181, F.A.C., are to remove references of Adult Family-Care Homes (AFCHs) from the rule language and the health assessment form incorporated by reference in the rule. The form is currently entitled, "AHCA Form 1823, Resident Health Assessment for Assisted Living Facilities and Adult Family-Care Homes, April 2010." The amendment will change the rule language and form to read, "AHCA Form 1823, Resident Health Assessment for Assisted Living Facilities." The purpose and effect of the proposed rule amendment to Rule 58A-5.0185, F.A.C., are to make the rule language consistent with the requirements of Section 464.003(3)2., F.S. This statute pertains to the assistance with self-administration or administration of medications by a licensed nurse. It requires that a licensed nurse must have an order from a licensed health care provider when dispensing over-the counter (OTC) products.

SUBJECT AREA TO BE ADDRESSED: Rule 58A-5.0181, F.A.C.: Amend language to remove reference of Adult Family-Care Homes (AFCHs) from the rule language and the health assessment form incorporated by reference in the rule. Rule 58A-5.0185, F.A.C.: Amend rule language to comply with Section 464.003(3)2., F.S., in regards to OTC products administered by a licensed nurse.

RULEMAKING AUTHORITY: 429.07, 429.256, 429.41 FS.  
 LAW IMPLEMENTED: 429.07, 429.255, 429.256, 429.26, 429.41 FS.

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

DATE AND TIME: July 14, 2010, 11:00 a.m. – 12:00 Noon EST

PLACE: Department of Elder Affairs, Conference Room 309, 4040 Esplanade Way, Tallahassee, Florida 32399-7000

IF NOT REQUESTED IN WRITING BY JULY 2, 2010, A RULE DEVELOPMENT WORKSHOP WILL NOT BE CONDUCTED.

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 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; telephone number: (850)414-2113; Email address: crocethj@elderaffairs.org. 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: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; telephone number: (850)414-2113; Email address: crocethj@elderaffairs.org

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

58A-5.0181 Admission Procedures, Appropriateness of Placement and Continued Residency Criteria.

(1) No change.

(2) HEALTH ASSESSMENT. As part of the admission criteria, an individual must undergo a face-to-face medical examination completed by a licensed health care provider, as specified in either paragraph (a) or (b) of this subsection.

(a) No change.

(b) A medical examination completed after the resident's admission to the facility within 30 calendar days of the admission date. The examination must be recorded on AHCA Form 1823, Resident Health Assessment ~~f~~For Assisted Living Facilities, ~~and Adult Family Care Homes,~~ April 2010. The form is hereby incorporated by reference. A faxed copy of the completed form is acceptable. A copy of AHCA Form 1823 may be obtained from the Agency Central Office or its website at [www.fdhc.state.fl.us/MCHQ/Long\\_Term\\_Care/Assisted\\_living/pdf/AHCA\\_Form\\_1823%.pdf](http://www.fdhc.state.fl.us/MCHQ/Long_Term_Care/Assisted_living/pdf/AHCA_Form_1823%.pdf). The form must be completed as follows:

1. through 2. No change.

3. ALF providers may continue to use AHCA Form 1823, April 2010, for up to six months after the effective date of this rule amendment. After that date, providers must use AHCA Form 1823, \_\_\_\_\_, 2010.

(c) through (g) No change.

(3) through (5) No change.

Rulemaking Authority 429.07, 429.41 FS. Law Implemented 429.07, 429.26, 429.41 FS. History—New 9-17-84, Formerly 10A-5.181, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.0181, Amended 10-30-95, 6-2-96, 10-17-99, 7-30-06, 10-9-06, 4-15-10, \_\_\_\_\_.

58A-5.0185 Medication Practices.

Pursuant to Sections 429.255 and 429.256, F.S., and this rule, licensed facilities may assist with the self-administration or administration of medications to residents in a facility. A resident may not be compelled to take medications but may be counseled in accordance with this rule.

(1) through (7) No change.

(8) OVER THE COUNTER (OTC) PRODUCTS. For purposes of this subsection, the term OTC includes, but is not limited to, OTC medications, vitamins, nutritional supplements and nutraceuticals, hereafter referred to as OTC products, which can be sold without a prescription.

(a) through (c) No change.

(d) A facility cannot require a licensed health care provider's order for ~~an~~ OTC products when a resident self-administers his or her own medications, or when staff provides assistance with self-administration ~~or administration~~ of medications pursuant to Section 429.256, F.S. Pursuant to Section 464.003(3)2., F.S., a licensed health care provider's order is required when a licensed nurse provides assistance with self-administration or administration of medications, which includes OTC products. When such an order for an OTC product exists, only the requirements of paragraphs (b) and (c) of this subsection are required.

Rulemaking Authority 429.256, 429.41 FS. Law Implemented 429.255, 429.256, 429.41 FS. History—New 10-17-99, Amended 7-30-06, 4-15-10, \_\_\_\_\_.

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
58A-14.0061	Admission Criteria and Procedures, Appropriateness of Placement, and Continued Residency Requirements
58A-14.007	Standards and Practices for Care and Services

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule amendments for Rule 58A-14.0061, F.A.C., are as follows: to include an additional requirement for determining admission procedures and continued residency; to include the requirement that residents must be made aware of the location of documents in order to make complaints; to amend the "Advance Directives" subsection to remove the term "advance directives" and replace with "Do Not Resuscitate Orders"; to add the word "licensed" before the references of "nurse" and "health care provider" in subsection (1); and to replace the word "physician" with "licensed health care provider" in subsection (7). The purpose and effect of the proposed rule amendments to Rule 58A-14.007, F.A.C., are to comply with the changes made in Rule 58A-14.0061, F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** For Rule 58A-14.0061, F.A.C.: An additional requirement for determining admission procedures and continued residency; the requirement that residents must be made aware of the location of documents in order to make complaints; and amendment to the "Advance Directives" subsection to remove the term "advance directives" and replace with "Do Not Resuscitate Orders." For Rule 58A-14.007, F.A.C.: Changes to comply with amendments to Rule 58A-14.0061, F.A.C.

**RULEMAKING AUTHORITY:** 429.73 FS.

**LAW IMPLEMENTED:** 429.65, 429.73, 429.85 FS.

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

DATE AND TIME: July 14, 2010, 9:30 a.m. – 10:30 a.m. EST  
PLACE: Department of Elder Affairs, Conference Room 309, 4040 Esplanade Way, Tallahassee, Florida 32399-7000

IF NOT REQUESTED IN WRITING BY JULY 2, 2010, THE WORKSHOP WILL NOT BE HELD.

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 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; telephone number: (850)414-2113; Email address: crochethj@elderaffairs.org. 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: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; telephone number: (850)414-2113; Email address: crochethj@elderaffairs.org

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

58A-14.0061 Admission Criteria and Procedures, and Appropriateness of Placement, and Continued Residency Requirements.

(1) ADMISSION. In order to be admitted as a resident to an AFCH, an individual must:

(a) through (b) No change.

(c) Be capable of self-preservation in an emergency situation involving the immediate evacuation of the AFCH, with assistance with ambulation, if needed.

(d) through (h) No change.

(i) Not have stage 3 or 4 pressure sores. An individual with a stage 2 pressure sore may be admitted only if the individual is under the care of a licensed nurse pursuant to a plan of care issued by a licensed health care provider. Such nursing service must be provided in accordance with Rule 58A-14.007, F.A.C.

(j) through (l) No change.

(2) HEALTH ASSESSMENT. ~~Prior to admission to an AFCH, the individual must be examined by a health care provider using AHCA Form 3110-1023 (AFCH 1110) 01/08, Resident Health Assessment for Adult Family Care Homes (AFCH), January 2008, which is incorporated by reference, and available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 30, Tallahassee, FL 32308. The~~

form may also be obtained from the agency's Web site at [http://ahca.myflorida.com/MCHQ/Long\\_Term\\_Care/Assisted\\_living/afc/Res\\_Health\\_Assmnt.pdf](http://ahca.myflorida.com/MCHQ/Long_Term_Care/Assisted_living/afc/Res_Health_Assmnt.pdf).

(a) Prior to admission to an AFCH, an individual must have a face-to-face medical examination conducted by a licensed health care provider using AHCA Form 3110-1023, Resident Health Assessment for Adult Family-Care Homes (AFCH), January 2008, which is incorporated by reference. It is available by writing to the Agency for Health Care Administration, Long-Term Care Bureau, 2727 Mahan Drive, Mail Stop 30, Tallahassee, FL 32308-5403 or calling (850)487-2515. It also may be obtained from the Agency's website at [http://ahca.myflorida.com/MCHQ/Long\\_Term\\_Care/Assisted\\_living/afc/Res\\_Health\\_Assmnt.pdf](http://ahca.myflorida.com/MCHQ/Long_Term_Care/Assisted_living/afc/Res_Health_Assmnt.pdf).

1. Items on the form that may have been omitted by the licensed health care provider during the examination do not necessarily require an additional face-to-face examination for completion.

2. The AFCH provider, or relief person, may obtain the omitted information either verbally or in writing from the licensed health care provider.

3. Omitted information received verbally must be documented in the resident's record, including the name of the licensed health care provider giving the information, the name of the AFCH provider or relief person recording the information, and the date the information was obtained.

(b) Every year thereafter, or after a significant change as defined in subsection (4) of Rule 58A-14.007, F.A.C., whichever comes first, the resident must have a face-to-face medical examination conducted by a licensed health care provider using the form referenced in paragraph (a) of this subsection. After the effective date of this rule, providers shall have up to 12 months to comply with this requirement for residents currently living in the AFCH.

(3) ~~HOUSE RULES AND COMPLAINT PROCEDURES. Prior to, or at the time of admission a copy of the AFCH house rules, the Resident's Bill of Rights established under Section 429.85, F.S., the name, address, and telephone number of the district long-term care ombudsman council and the Florida Abuse Hotline, and the procedure for making complaints to the ombudsman council and the abuse registry must be provided to the resident or the resident's representative.~~

(a) Prior to, or at the time of admission, the AFCH must provide the resident, or representative, with the following:

1. A copy of the AFCH house rules;

2. The Resident's Bill of Rights established under Section 429.85, F.S.;

3. Written information referenced in subsection (6) of Rule 58A-14.004, F.A.C., and the procedure for making complaints to these entities.

(b) Additionally, the provider, or relief person, must make the resident, or representative, aware of the location of the documents posted pursuant to subsection (6) of Rule 58A-14.004, F.A.C.

(4) DO NOT RESUSCITATE ORDERS ADVANCE DIRECTIVES:

(a) Each ~~adult family-care home (AFCH)~~ must have written policies and procedures, which delineate the AFCH'S position with respect to the state law and rules relative to do not resuscitate orders (DNROs) advance directives. The policies shall not condition treatment or admission upon whether or not the individual has executed or waived an DNRO advance directive. ~~In the event of conflict between the AFCH's policies and procedures and the resident's advance directive, provision should be made in accordance with Chapter 765, F.S.~~

(b) The AFCH's policy must ~~shall~~ include:

1. No change.

2. At the time of admission, providing each resident, or the resident's representative, with written information concerning the AFCH's policies regarding DNROs resuscitation and advance directives, including information concerning DH Form 1896, Florida Do Not Resuscitate Order Form, incorporated by reference in Rule 64E-2.031, F.A.C.

~~3. At the time of admission, providing each resident, or the resident's representative, with written information concerning the AFCH's policies respecting advance directives.~~

~~3.4.~~ The requirement that documentation of whether or not the resident has executed an DNRO advance directive must be contained in the resident's record. If an DNRO advanced directive has been executed, a copy of that document must be made a part of the resident's record. If the AFCH does not receive a copy of the DNRO advanced directive for a resident, the AFCH must document in the resident's record that it has requested a copy.

~~4.5.~~ An AFCH shall be subject to revocation of its license pursuant to Section 408.815, F.S., if the AFCH, as a condition of treatment or admission, requires an individual to execute or waive an DNRO advance directive, pursuant to Section 765.110, F.S.

(c) Pursuant to Section 429.73, F.S., in the event a resident experiences cardiopulmonary arrest, an AFCH must ~~may~~ honor a properly executed DNRO as follows:

1. The AFCH provider, or relief person, who is trained in cardiopulmonary resuscitation (CPR), may withhold cardiopulmonary resuscitation; or

2.1. In the event of cardiopulmonary distress, The AFCH provider, or relief person designee, shall immediately contact "911." Cardiopulmonary resuscitation may be withheld or withdrawn from a resident by an individual pursuant to Section 401.45, F.S.

~~2. Cardiopulmonary resuscitation may be withheld or withdrawn from a resident only if a valid DNRO is present and the withholding or withdrawing of cardiopulmonary resuscitation is executed by an individual pursuant to Section 401.45, F.S.~~

3. Adult Family-Care Home providers shall not be subject to criminal prosecution or civil liability, nor be considered to have engaged in negligent or unprofessional conduct for withholding or withdrawing cardiopulmonary resuscitation pursuant to such a Do Not Resuscitate Order and rules adopted by the department agency, pursuant to Section 429.73, F.S. Any AFCH provider, who, in good faith, obeys the directives of an existing DNRO, executed pursuant to Section 401.45, F.S., will not be subject to prosecution or civil liability for his orher performance regarding patient care.

(5) TEMPORARY EMERGENCY SERVICES. Residents placed on an emergency basis by the Department of Children and Families ~~Services~~ pursuant to Section 415.105 or 415.1051, F.S., must meet the admission requirements of this rule. However, only residents whose stay in the home exceeds 30 days; must be examined by a licensed health care provider under subsection (2) of this rule section, and covered by a residency agreement under Rule 58A-14.0062, F.A.C. A temporary emergency placement may not be made if the placement causes the home to exceed licensed capacity.

(6) CONTINUED RESIDENCY.

(a) The criteria for continued residency shall be the same as the criteria for admission, including a face-to-face medical examination conducted by a licensed health care provider pursuant to subsection (2) of this rule, with the following exceptions that:

1. through 3. No change.

(b) through (c) No change.

(7) DISCHARGE.

(a) No change.

(b) Residents shall only be moved or transferred without the required 30 day notice for the following reasons:

1. The resident's health requires an immediate relocation to a facility which provides a more skilled level of care as certified by a licensed health care provider physician;

2. through 3. No change.

Rulemaking Authority 429.73 FS. Law Implemented 429.65, 429.73, 429.85 FS. History--New 2-2-95, Formerly 10A-14.0061, Amended 9-19-96, 6-6-99, 1-1-04, 4-29-08, \_\_\_\_\_.

58A-14.007 Standards and Practices for Care and Services.

The adult family-care home provider shall ensure the provision of the following in accordance with Part II of Chapter 429, F.S., this rule chapter, and the residency agreement:

(1) No change.

(2) SUPERVISION.

The AFCH provider shall provide general supervision ~~twenty-four~~ (24) hours per day, except as provided in paragraph (a) of the subsection. General supervision means the provider or designee is aware of the resident's whereabouts and well-being while the resident is on the premises of the AFCH. The provider is responsible for determining the level of supervision necessary to ensure the resident's safety and security as well as to remind the resident of any important tasks or activities, including appointments.

(a) A resident may be left without supervision in an AFCH for up to 2 hours in a 24-hour period if his or her licensed health care provider submits written certification that doing so will not compromise the resident's health, safety, security or well-being. This certification is included on AHCA Form 3110-1023, Resident Health Assessment for Adult Family-Care Homes (AFCH), as referenced in Rule 58A-14.0061, F.A.C.

~~1. The certification is included in Section H of AHCA Form 3110-1023 (AFCH-1110) 01/08, incorporated by reference in subsection 58A-14.0061(2), F.A.C.~~

~~2. After the effective date of this rule, the provider shall have up to six (6) months for completing section H on this form for all current residents.~~

(b) The health care provider's certification must be completed annually from the date of the original assessment, or sooner, if a significant change occurs pursuant to subsection (4) of this rule or when there is a compelling reason why the resident should not be left without supervision in the AFCH.

(c) No change.

(3) through (7) No change.

Rulemaking Authority 429.73 FS. Law Implemented 429.73, 429.85 FS. History—New 5-14-86, Amended 2-2-95, Formerly 10A-14.007, Amended 9-19-96, 6-6-99, 4-29-08,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NOS.:	RULE TITLES:
59A-3.066	Licensure Procedure
59A-3.110	Services
59A-3.254	Patient Rights and Care
59A-3.255	Emergency Care

PURPOSE AND EFFECT: The agency is proposing to amend rules on hospital licensure to update references and forms incorporated and to refer to forms being created under Section 408.806, F.S., and proposed Chapter 59A-35, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Revisions to statutory references and the licensure forms that are incorporated by reference will be addressed. The Agency is adopting a licensure rule under Section 408.806, F.S., and this rule will be amended to align the requirements with those proposed in Chapter 59A-35, F.A.C.

RULEMAKING AUTHORITY: 395.1055 FS.

LAW IMPLEMENTED: 395.003, 395.004, 395.1031, 395.1041, 395.1055, 408.806 FS.

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

DATE AND TIME: July 13, 2010, 1:30 p.m.

PLACE: Agency for Health Care Administration, Building 3, Conference Room B, 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: Kaylyn Boles, Health Facility Regulation, 2727 Mahan Drive, MS #28A, Tallahassee, FL 32308 or at (850)412-4339. 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: Bill McCort, Health Facility Regulation, 2727 Mahan Drive, MS 28A, Tallahassee, FL 32308 or at (850)412-4341

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

RULE NOS.:	RULE TITLES:
60S-1.003	Preservation of Rights
60S-1.004	Participation
60S-1.0045	Renewed Membership in the Regular Class and Senior Management Service Class
60S-1.005	Special Risk Class; Legislative Intent and Procedures
60S-1.0051	Criteria for Special Risk Membership – Law Enforcement
60S-1.0052	Criteria for Special Risk Membership – Firefighters
60S-1.0053	Criteria for Special Risk Membership – Correctional Officers
60S-1.00535	Criteria for Special Risk Membership – Emergency Medical Technicians and Paramedics
60S-1.00537	Criteria for Specific Risk Class Membership – Certain Professional Health Care Workers
60S-1.00539	Criteria for Special Risk Class Membership – Forensic Disciplines
60S-1.0054	Special Risk Administrative Support Class
60S-1.0055	Elected Officers' Class

- 60S-1.0057 Senior Management Service Class
- 60S-1.007 Admission of Cities and Special Districts to the Florida Retirement System
- 60S-1.0075 Transfer, Merger, or Consolidation of Governmental Units, Services, or Functions
- 60S-1.008 Retirement Membership for Dual Employment

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2010 Legislative session and deleting obsolete language.

SUBJECT AREA TO BE ADDRESSED: Membership, Creditable Service, Contributions, Benefits, Definitions and the Deferred Retirement Option Program of the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.0515, 121.052(7), (14), 121.091(13), 121.4501(8)(a), 238.175(2) FS.

LAW IMPLEMENTED: 27.701, 61.1301, 112.18, 112.181, 112.215, 112.362, 112.65, 120.045, 121.011, 121.021, 121.031, 121.046(4), 121.051, 121.0511, 121.0512(2)(a)2., 121.0515, 121.052, 121.053, 121.055, 121.70, 121.071, 121.081, 121.091, 121.111, 121.1115, 121.1122, 121.121, 121.122, 121.125, 121.131, 121.23, 121.35, 121.355, 121.4501, 121.591(2), 121.65(2), 122.07, 222.21, 238.06(4), 238.07, 238.175, 238.181, 240.3195, 943.22(2)(e), 1012.01, 1012.875 FS.

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

DATE AND TIME: July 20, 2010, 10:00 a.m. ET

PLACE: Division of Retirement, Department of Management Services, Director's Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, 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: Richard Clifford at (850)488-5706. 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: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

- | RULE NOS.: | RULE TITLES:  |
|------------|---|
| 60S-2.002  | Statements of Policy  |
| 60S-2.003  | Credit for Past Service   |
| 60S-2.004  | Credit for Prior Service  |
| 60S-2.0041 | Credit Toward Special Risk Normal Retirement Date   |
| 60S-2.005  | Credit for Military Service   |
| 60S-2.006  | Credit for Leaves of Absence Under the Florida Retirement System  |
| 60S-2.007  | Credit for Out-of-State and In-State Service  |
| 60S-2.008  | Credit for Service Performed After Retirement   |
| 60S-2.009  | Credit for Previous Service   |
| 60S-2.010  | Creditable Service upon the Death of a Member   |
| 60S-2.011  | Credit for Future Service   |
| 60S-2.012  | Workers' Compensation Credit  |
| 60S-2.013  | Credit for Upgraded Previous Service  |
| 60S-2.014  | Credit for Teaching Service in a Federally Operated School  |
| 60S-2.015  | Value of Each Year of Creditable Service  |
| 60S-2.016  | Credit for Periods of Suspension Without Pay or Rescinded Dismissal   |
| 60S-2.017  | Credit for Terms of Elected Office Shortened by Apportionment, Federal Intervention, or Compulsory Termination Because of Age |
| 60S-2.018  | Credit for Periods of Disability  |
| 60S-2.019  | Credit for Unreported Service   |

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2010 Legislative session and deleting obsolete language.

SUBJECT AREA TO BE ADDRESSED: Membership, Creditable Service, Contributions, Benefits, Definitions and the Deferred Retirement Option Program of the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.0515, 121.052(7), (14), 121.091(13), 121.4501(8)(a), 238.175(2) FS.

LAW IMPLEMENTED: 27.701, 61.1301, 112.18, 112.181, 112.215, 112.362, 112.65, 120.045, 121.011, 121.021, 121.031, 121.046(4), 121.051, 121.0511, 121.0512(2)(a)2., 121.0515, 121.052, 121.053, 121.055, 121.70, 121.071, 121.081, 121.091, 121.111, 121.1115, 121.1122, 121.121, 121.122, 121.125, 121.131, 121.23, 121.35, 121.355, 121.4501, 121.591(2), 121.65(2), 122.07, 222.21, 238.06(4), 238.07, 238.175, 238.181, 240.3195, 943.22(2)(e), 1012.01, 1012.875 FS.



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**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

RULE NOS.:	RULE TITLES:
60S-3.002	Statements of Policy
60S-3.003	Retirement Contributions for Regular, Special Risk, Elected Officer, Special Risk Administrative Support and Senior Management Service Classes of the Pension and Investment Plans of the Florida Retirement System; Contributions for the Retiree Health Insurance Subsidy; and Contributions for the Deferred Retirement Option Program
60S-3.004	Retirement Contributions for Past Service Credit
60S-3.005	Retirement Contributions for Prior Service Credit
60S-3.006	Retirement Contributions for Military Service Credit
60S-3.007	Retirement Contributions for Leave of Absence Credit
60S-3.010	Contributions for Social Security

60S-3.011	Payment of Contributions
60S-3.012	Retirement Contributions for Creditable Service Upon the Death of a Member
60S-3.013	Retirement Contributions for Upgraded Previous Service Credit
60S-3.015	Retirement Contributions for Retroactive Special Risk Service

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2010 Legislative session and deleting obsolete language.

SUBJECT AREA TO BE ADDRESSED: Proposed Rule amendments affecting Membership, Creditable Service, Contributions, Benefits, Definitions and the Deferred Retirement Option Program of the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.0515, 121.052(7), (14), 121.091(13), 121.4501(8) (a), 238.175(2) FS.

LAW IMPLEMENTED: 27.701, 61.1301, 112.18, 112.181, 112.215, 112.362, 112.65, 120.045, 121.011, 121.021, 121.031, 121.046(4), 121.051, 121.0511, 121.0512(2)(a)2., 121.0515, 121.052, 121.053, 121.055, 121.70, 121.071, 121.081, 121.091, 121.111, 121.1115, 121.1122, 121.121, 121.122, 121.125, 121.131, 121.23, 121.35, 121.355, 121.4501, 121.591(2), 121.65(2), 122.07, 222.21, 238.06(4), 238.07, 238.175, 238.181, 240.3195, 943.22(2)(e), 1012.01, 1012.875 FS.

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**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
60S-4.001	Scope and Purpose
60S-4.002	Statements of Policy
60S-4.0025	Minimum Benefits
60S-4.003	Retirement Eligibility
60S-4.0035	Retirement Application and Effective Retirement Date
60S-4.004	Benefits Payable Upon Normal Retirement
60S-4.005	Benefits Payable Upon Early Retirement
60S-4.006	Benefits Based on Dual Retirement Ages
60S-4.007	Benefits Payable for Disability Retirement
60S-4.008	Benefits Payable Upon Death
60S-4.009	Benefits Payable After Termination
60S-4.010	Retirement Benefit Payment Options
60S-4.011	Designation of Beneficiary
60S-4.012	Employment After Retirement
60S-4.015	Deductions from Monthly Benefits
60S-4.016	Survivor Benefits under Chapter 238, Florida Statutes
60S-4.021	Forfeiture of Benefits

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2010 Legislative session and deleting obsolete language.

SUBJECT AREA TO BE ADDRESSED: Proposed Rule amendments affecting Membership, Creditable Service, Contributions, Benefits, Definitions and the Deferred Retirement Option Program of the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.0515, 121.052(7), (14), 121.091(13), 121.4501(8)(a), 238.175(2) FS.  
 LAW IMPLEMENTED: 27.701, 61.1301, 112.18, 112.181, 112.215, 112.362, 112.65, 120.045, 121.011, 121.021, 121.031, 121.046(4), 121.051, 121.0511, 121.0512(2)(a)2., 121.0515, 121.052, 121.053, 121.055, 121.70, 121.071, 121.081, 121.091, 121.111, 121.1115, 121.1122, 121.121, 121.122, 121.125, 121.131, 121.23, 121.35, 121.355, 121.4501, 121.591(2), 121.65(2), 122.07, 222.21, 238.06(4), 238.07 FS. 238.175, 238.181, 240.3195, 943.22(2)(e), 1012.01, 1012.875 FS.

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DATE AND TIME: July 20, 2010, 10:00 a.m. ET  
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**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
60S-6.001	Definitions

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2010 Legislative session and deleting obsolete language.

SUBJECT AREA TO BE ADDRESSED: Membership, Creditable Service, Contributions, Benefits, Definitions and the Deferred Retirement Option Program of the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.0515, 121.052(7), (14), 121.091(13), 121.4501(8)(a), 238.175(2) FS.  
 LAW IMPLEMENTED: 27.701, 61.1301, 112.18, 112.181, 112.215, 112.362, 112.65, 120.045, 121.011, 121.021, 121.031, 121.046(4), 121.051, 121.0511, 121.0512(2)(a)2., 121.0515, 121.052, 121.053, 121.055, 121.70, 121.071, 121.081, 121.091, 121.111, 121.1115, 121.1122, 121.121, 121.122, 121.125, 121.131, 121.23, 121.35, 121.355, 121.4501, 121.591(2), 121.65(2), 122.07, 222.21, 238.06(4), 238.07, 238.175, 238.181, 240.3195, 943.22(2)(e), 1012.01, 1012.875 FS.

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DATE AND TIME: July 20, 2010, 10:00 a.m. ET  
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contacting: Richard Clifford at (850)488-5706. 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).

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## DEPARTMENT OF MANAGEMENT SERVICES

### Division of Retirement

RULE NOS.:           RULE TITLE:  
60S-9.001            Approved Forms

**PURPOSE AND EFFECT:** The purpose of this rule development is to (1) propose the adoption of five new division forms and (2) fifteen revised division forms; (3) the deletion of three division forms from rule; (4) correction to the listing of one division form in rule to reflect under the proper bureau; (5) add the form dates in rule to two previously promulgated division forms; (6) correction of a typographical error in the form listing in rule, (7) the deletion of one obsolete State Board of Administration form adopted by reference in rule and (8) the revision of the listing of all State Board of Administration Enrollment and Election forms that may be utilized by members of the Florida Retirement System to reflect the rule number under which each form is adopted by reference in Division rules rather as opposed to referencing the revision date of the form in this listing.

(1) The five new division forms are as follows:

1. FRS-415 (5/08) – A Bureau of Enrollment and Contributions form, created for members employed by a local government law enforcement agency or medical examiner’s office to make application for Special Risk membership in the Florida Retirement System as provided in Section 121.0515(2)(j), F.S.
2. ORP-2a (4/09) – A Bureau of Enrollment and Contributions form, created for actively employed and currently enrolled State University System Optional Retirement Program (SUSORP) participants to transfer the present value of the employee’s accumulated benefit obligation under the defined benefit program of the FRS for any service credit accrued from the employee’s first eligible transfer date to the (SUSORP) through the actual date of transfer if such service credit was earned between July 1, 1984 through December 31, 1992. Previously this was been an option on the discontinued State Board of Administration form ORP-2.

3. FS-DS-ORP (11/08) – A Bureau of Retirement Calculations form created for active FRS Pension Plan members to purchase service credit for periods of State University System Optional Retirement Program (SUSORP) and/or State Community College Optional Retirement Program (CCORP) participation on which no distribution of employer contributions have been made during a one-year window between January 1, 2009 and December 31, 2009 as provided in Section 121.355, F.S.

4. DP-PAYT-RMD (8/09) – A Bureau of Benefit Payments form. This form is an iteration of the current DP-PAYT form but specific to those who are subject to the Required Minimum Distribution (RMD) upon termination DROP. This form was developed to automate the process for those subject to the RMD.

5. SA-2 (2/10) – A Bureau of Benefit Payments form. This form is an iteration of the spousal acknowledgment form (SA-1) of retiring FRS Pension Plan members, but is applicable to FRS Investment Plan Disability retirees.

(2) The fifteen revised Division forms are:

1. ERQ-1 (Rev. 09/08) – A Bureau of Enrollment and Contributions form; revised the “Note” section on page 1 of the form further clarifying the use of the term “agency” on this form and rewords question 9.(a) on page 3 for greater clarity.
2. FRS-410 (Rev. 05/08) – a Bureau of Enrollment and Contributions form; limited this application for Special Risk Membership to those forensic workers applying for Special Risk coverage based on the criteria effective between October 2005 and June 2008 as provided in Section 121.0515(2)(h), F.S.
3. FR-11 (Rev.07/09) – A Bureau of Retirement Calculations form; deleted the last sentence of item 4 on the instructional page which reads, “Rollovers cannot be made for upgraded service.” Upgrades may now be used to purchase upgraded service in accordance with the Pension Protection Act of 2006.
4. FRS-11o (Rev. 01/10) – A Bureau of Retirement Calculations form; deleted the spousal acknowledge section from the form which has been incorporated into the revised SA-1 form contained herein and adds the statement to the FRS-11o, “Please complete Form SA-1”; and deletes the parenthetical in Option 3 and 4 which reads. “spouse or financial dependent” as it is redundant.
5. DP-ELE (Rev. 04/09) – A Bureau of Retirement Calculations form; deleted from the first sentence of the second paragraph “unless I am an elected officer with membership in the EOC” (Statutory authority Section 121.053(3)(b), F.S.).
6. DP-11 (Rev. 04/09) – A Bureau of Retirement Calculations form; deleted from the first sentence of the second paragraph “unless I am an elected officer with membership in the EOC” (Statutory authority Section 121.053(3)(b), F.S.).
7. DP-EXT (Rev. 04/09) – A Bureau of Retirement Calculations form; added to the end of paragraph one, the following sentence:

“Participation in the DROP does not guarantee my employment for the DROP period.” (Statutory authority, Section 121.091(13), F.S.); deletes from sentence two of paragraph one, “and be employed on a contractual basis for each year of participation” as employment on a contractual basis is not a requirement of DROP extension (Section 121.090(13)(b), F.S.).

8. SA-1 (Rev. 01/10) – A Bureau of Retirement Calculations form; substantially revised to require member’s notarized signature in box 1 acknowledging his or her marital status and requires notarization of the spousal acknowledgement in box 2 if the member selected Option 1 or 2 and is married.

9. FST-11g (Rev. 03/10) – A Bureau of Benefit Payments form; substantially revised to incorporate the DROLL form into the FST-11g form therein making the DROLL form obsolete. The FST-11g is further amended to allow a non-spousal beneficiary of a deceased DROP participant to rollover the decedent’s DROP account as the beneficiary into an Inherited Individual Retirement in accordance with s. 402(c)(11), Internal Revenue Code.

10. DIS-1 (Rev 03/07) – A Bureau of Benefit Payments form; revised to amend the instructions to ensure proper completion of the form.

11. DP-TERM (Rev. 04/10) – A Bureau of Benefit Payments form; revised to reflect the changes to the definition of termination from one month to 6 months effective July 1, 2010 in accordance with Section 121.021(39), F.S.

12. DP-PAYT (Rev. 03/10) – A Bureau of Benefit Payments form; revised to consolidate the DP-PAYT-RMD form and the DP-PAYT form onto one form therein eliminating the need for a separate DP-PAYT form for those subject to the Required Minimum Distribution (RMD) when terminating DROP.

13. DIS-2 (Rev. 03/07) – A Bureau of Benefit Payments form; revised the instruction page of the form to ensure proper completion of the form.

14. DIS-3 (Rev. 03/07) – A Bureau of Benefit Payments form; revised the instruction page of the form to ensure proper completion of the form.

15. PR-11o (Rev. 01/10) – A Bureau of Benefit Payments form; deleted the spousal acknowledge section from the form which has now been incorporated into the revised SA-2 form contained herein and adds the statement to the PR-11o, “Please complete Form SA-2.

(3) The three Division forms deleted from rule are:

1. WC-1, a Bureau of Retirement Calculations form; deleted from rule as this form is not used by the public and is not required to be promulgated in rule.

2. FC-1, a Bureau of Retirement Calculations form; deleted from rule as this form is not used by the public and is not required to be promulgated in rule.

3. DROLL, a Bureau of Benefit Payments form, deleted from rule as this form is now obsolete.

(4) The one Division form listed incorrectly under the wrong bureau in rule is:

1. FR-SUSORP (Rev 08/07) – This form was inadvertently and incorrectly listed in Rule as a Bureau of Enrollment and Contributions form and should be listed as a Bureau of Retirement Calculations form.

(5) The two previously promulgated forms wherein the dates of the forms promulgated were inadvertently omitted from rule are:

1. DP-TEOC-2 (10/07) – A bureau of Benefit Payments form

2. DP-TEOC-3 (10/07) – A bureau of Benefit Payments form

(6) The typographical correction is made to the MF-1 form listing (paragraph 60S-9.001(2)(f), F.A.C., adding a closing parenthesis to the revision date.

(7) The one obsolete State Board of Administration Enrollment and Election form deleted from rule is:

1. SMS-4 – Chapter 2005-205, Laws of Florida, provided a one-time only, six-month enrollment window from January 1, 2006 through June 30, 2006 to rejoin the Florida Retirement System (FRS) for any actively employed local government senior manager who withdrew from the FRS completely.

(8) The list of all State Board of Administration Enrollment forms has been revised to reflect the rule under which each form has been adopted by reference wherein such reference in will include the revision date of the form and deletes such revision date of the form from this listing in rule.

SUBJECT AREA TO BE ADDRESSED: Forms.

RULEMAKING AUTHORITY: 121.031, 121.4501 FS.

LAW IMPLEMENTED: 1.01, 112.215, 112.361, 112.363, 120.55, 121.011, 121.015, 122.021, 121.031(2), 121.051, 121.0515, 121.053, 121.081, 121.091, 121.111, 121.115, 121.1122, 121.121, 121.125, 121.35, 121.4501, 121.591, 122.08, 122.09, 215.28, 238.05, 238.06, 238.07, 689.21, 1012.01 FS.

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

DATE AND TIME: July 20, 2010, 10:00 a.m., ET

PLACE: Division of Retirement, Department of Management Services, Director’s Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, 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: Richard Clifford at (850)488-5706. 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: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
60S-11.001	Definitions
60S-11.002	Participation
60S-11.004	Benefits

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2010 Legislative session and deleting obsolete language.

SUBJECT AREA TO BE ADDRESSED: Proposed Rule amendments affecting Membership, Creditable Service, Contributions, Benefits, Definitions and the Deferred Retirement Option Program of the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.0515, 121.052(7), (14), 121.091(13), 121.4501(8)(a), 238.175(2) FS.

LAW IMPLEMENTED: 27.701, 61.1301, 112.18, 112.181, 112.215, 112.362, 112.65, 120.045, 121.011, 121.021, 121.031, 121.046(4), 121.051, 121.0511, 121.0512(2)(a)2., 121.0515, 121.052, 121.053, 121.055, 121.70, 121.071, 121.081, 121.091, 121.111, 121.1115, 121.1122, 121.121, 121.122, 121.125, 121.131, 121.23, 121.35, 121.355, 121.4501, 121.591(2), 121.65(2), 122.07, 222.21, 238.06(4), 238.07, 238.175, 238.181, 240.3195, 943.22(2)(e), 1012.01, 1012.875 FS.

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

DATE AND TIME: July 20, 2010, 10:00 a.m. ET

PLACE: Division of Retirement, Department of Management Services, Director’s Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers’ Board**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
61G3-16.0010	Examination for Barber Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to modify the percentage weight for categories on the written examination.

SUBJECT AREA TO BE ADDRESSED: Examination for barber licensure.

RULEMAKING AUTHORITY: 455.217(1)(b), (c), 476.064(4), 476.114(2), 476.134 FS.

LAW IMPLEMENTED: 455.217(1)(b), (c), 476.114(2), 476.134 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: Robyn Barineau, Executive Director, Barbers’ Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

**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 Massage**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
64B7-27.006	Biennial Renewal Fee for Massage Therapist

PURPOSE AND EFFECT: The purpose of this proposed rule development is to reduce the fee charged for licensure and renewal.

SUBJECT AREA TO BE ADDRESSED: Biennial Renewal Fee for Massage Therapist.

RULEMAKING AUTHORITY: 480.035(7), 480.044(1) FS.

LAW IMPLEMENTED: 480.044(1), (1)(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 IS: Christy Robinson, Acting Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B7-27.006 Biennial Renewal Fee for Massage Therapist.

The fee for biennial renewal of a massage therapist's license shall be \$100.00 ~~150.00~~.

Rulemaking Specific Authority 480.035(7), 480.044(1) FS. Law Implemented 480.044(1), (1)(f) FS. History--New 11-27-79, Amended 11-20-84, Formerly 21L-27.06, Amended 12-18-88, Formerly 21L-27.006, 61G11-27.006, 7-30-02, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-27.007  
RULE TITLE: Biennial Renewal Fee for Massage Establishments

PURPOSE AND EFFECT: The purpose of this proposed rule development is to reduce the fee charged for licensure and renewal.

SUBJECT AREA TO BE ADDRESSED: Biennial Renewal Fee for Massage Establishments.

RULEMAKING AUTHORITY: 480.035(7), 480.044(1) FS.

LAW IMPLEMENTED: 480.044(1)(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 IS: Christy Robinson, Acting Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B7-27.007 Biennial Renewal Fee for Massage Establishments.

The fee for biennial renewal of a massage establishment license shall be \$100.00 ~~150.00~~.

Rulemaking Specific Authority 480.035(7), 480.044(1) FS. Law Implemented 480.044 (1)(e) FS. History--New 11-27-79, Amended 7-9-80, Formerly 21L-27.07, Amended 12-18-88, Formerly 21L-27.007, 61G11-27.007, 7-30-02, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-27.008  
RULE TITLE: Initial Fee for Licensure

PURPOSE AND EFFECT: The purpose of this proposed rule development is to reduce the fee charged for licensure and renewal.

SUBJECT AREA TO BE ADDRESSED: Initial Fee for Licensure.

RULEMAKING AUTHORITY: 456.013(2), 456.025(1), 480.035(7), 480.044(1) FS.

LAW IMPLEMENTED: 456.013(2), 456.025(1), 480.044(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: Christy Robinson, Acting Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B7-27.008 Initial Fee for Licensure.

(1) Any person who is initially licensed pursuant to Rule 64B7-25.001, F.A.C., shall pay a fee of \$100.00 ~~150.00~~.

(2) Any person who is initially licensed pursuant to Rule 64B7-25.004, F.A.C., shall pay a fee of \$100.00 ~~150.00~~.

Rulemaking Specific Authority 456.013(2), 456.025(1), 480.035(7), 480.044(1) FS. Law Implemented 456.013(2), 456.025(1), 480.044(1) FS. History--New 5-13-82, Amended 11-11-82, 1-7-86, Formerly 21L-27.08, Amended 12-18-88, Formerly 21L-27.008, Amended 1-29-97, Formerly 61G11-27.008, Amended 7-30-02, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-27.010  
RULE TITLE: Renewal Fee for Inactive License

PURPOSE AND EFFECT: The purpose of this proposed rule development is to reduce the fee charged for licensure and renewal.

SUBJECT AREA TO BE ADDRESSED: Renewal Fee for Inactive License.

RULEMAKING AUTHORITY: 480.0425, 480.044(1) FS.

LAW IMPLEMENTED: 480.044(1), (1)(l) 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: Christy Robinson, Acting Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B7-27.010 Renewal Fee for Inactive License.

The fee for renewal of an inactive license shall be \$100.00 ~~150.00~~.

Rulemaking Specific Authority 480.0425, 480.044(1) FS. Law Implemented 480.044(1), (1)(l) FS. History–New 12-18-84, Formerly 21L-27.10, 21L-27.010, 61G11-27.010, Amended 7-30-02,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-27.012  
 RULE TITLE: Licensure of Establishment Fee

PURPOSE AND EFFECT: The purpose of this proposed rule development is to reduce the fee charged for licensure and renewal.

SUBJECT AREA TO BE ADDRESSED: Licensure of Establishment Fee.

RULEMAKING AUTHORITY: 456.013(2), 480.035(7), 480.044(1) FS.

LAW IMPLEMENTED: 456.013(2), 480.044 (1)(d) 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: Christy Robinson, Acting Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B7-27.012 Licensure of Establishment Fee.

The fee for licensure of an establishment shall be \$100.00 ~~150.00~~.

Rulemaking Specific Authority 456.013(2), 480.035(7), 480.044(1) FS. Law Implemented 456.013(2), 480.044 (1)(d) FS. History–New 2-6-85, Formerly 21L-27.12, 21L-27.012, 61G11-27.012, Amended 8-16-98, 7-30-02,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.013  
 RULE TITLE: Standards for the Use of Controlled Substances for the Treatment of Pain

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address the appropriate standards for the use of controlled substances for the treatment of pain.

SUBJECT AREA TO BE ADDRESSED: Appropriate standards for the use of controlled substances for the treatment of pain.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 456.326, 458.331(1)(g), (t), (v) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-11.001  
 RULE TITLE: Advertising

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address an additional entity recognized by the Board for the purpose of advertising.

SUBJECT AREA TO BE ADDRESSED: An additional entity recognized by the Board for the purpose of advertising.

RULEMAKING AUTHORITY: 458.309, FS.

LAW IMPLEMENTED: 456.072(1)(t), 458.331(1)(d), (l), (n), (o), 458.3312 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-30.003  
RULE TITLE: Physician Assistant Licensure  
PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address prescribing physician assistants and dispensing physician assistants.

SUBJECT AREA TO BE ADDRESSED: Rule amendments to address prescribing physician assistants and dispensing physician assistants.

RULEMAKING AUTHORITY: 456.013, 456.031(2), 456.033(6), 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.013, 456.017, 456.031, 456.033, 458.347 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: Larry McPherson, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NO.: 64B15-6.003  
RULE TITLE: Physician Assistant Licensure  
PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address prescribing physician assistants and dispensing physician assistants.

SUBJECT AREA TO BE ADDRESSED: Rule amendments to address prescribing physician assistants and dispensing physician assistants.

RULEMAKING AUTHORITY: 458.347(7), 459.005, 459.022 FS.

LAW IMPLEMENTED: 456.013, 456.031, 456.033, 459.022 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: Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Economic Self-Sufficiency Program**

RULE NO.: 65A-1.716  
RULE TITLE: Income and Resource Criteria

PURPOSE AND EFFECT: The proposed rule amends the monthly poverty income figures used in the Medicaid program for applicants and recipients to the level of the current federal poverty level. The amendment also revises the life expectancy tables as published by the Office of the Chief Actuary of the Social Security Administration.

SUBJECT AREA TO BE ADDRESSED: This proposed amendment updates the federal poverty guidelines used in the Medicaid program and revises life expectancy data.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.903, 409.904, 409.906, 409.919 FS.

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

DATE AND TIME: July 8, 2010, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pat Whitford, Economic Self-Sufficiency Services, telephone (850)410-3479

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