

SUBJECT AREA TO BE ADDRESSED: The harvest of black bass in Orange and Lochloosa Lakes Fish Management Areas (Alachua County).

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

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

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-7.0710
RULE TITLE: Instructional Materials Policies and Procedures

PURPOSE AND EFFECT: The purpose and effect of this new rule is to prescribe the procedures governing the adoption of instructional materials for use by Florida school districts.

SUMMARY: The rule prescribes the policies, procedures, and specifications for submission and review of instructional materials for adoption by the Commissioner of Education.

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: 1001.02(1), 1006.34(1) FS.

LAW IMPLEMENTED: 1006.29, 1006.30, 1006.31, 1006.32, 1006.33, 1006.34, 1006.36, 1006.38 FS.

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

DATE AND TIME: March 15, 2011, 9:00 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Large, General Counsel, Department of Education, 325 West Gaines Street, Suite 1244, Tallahassee, Florida 32399-0400, (850)245-9434

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-7.0710 Instructional Materials Policies and Procedures.

The policies and procedures for state adoption of instructional materials are prescribed in “Policies and Procedures for the Florida Instructional Materials Adoption,” which is hereby incorporated by reference and shall become effective on the effective date of this rule. The specifications for instructional materials for Science are prescribed in “2009 Science Specifications for the 2010-2011 Florida State Adoption of Instructional Materials,” “Addendum, 2009 Science Specifications for the 2010-2011 Florida State Adoption of Instructional Materials,” and “2010-2011 Instructional Materials Adoption Science Specifications – Frequently Asked Questions,” which are hereby incorporated by reference and shall become effective on the effective date of this rule. The specifications for instructional materials for Social Studies are prescribed in “2010 Social Studies Specifications for the 2011-2012 Florida State Adoption of Instructional Materials,” which is hereby incorporated by reference and shall become effective on the effective date of this rule. These documents may be found at http://www.fldoe.org/bii/instruct_mat or by contacting the Department of Education, 325 West Gaines Street, Room 424, Tallahassee, Florida 32399.

Rulemaking Authority 1001.02(1), 1006.34(1) FS. Law Implemented 1006.29, 1006.30, 1006.31, 1006.32, 1006.33, 1006.34, 1006.36, 1006.38 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Frances Haithcock, Chancellor, K-12 Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dr. Eric Smith, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 1, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 3, 2010

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.018
RULE TITLE: Pavement Selection Process and Industry Involvement

PURPOSE AND EFFECT: Rule 14-15.018, F.A.C., is being promulgated to incorporate Chapter 4 of the Pavement Type Selection Manual.

SUMMARY: Chapter 4 of the Pavement Type Selection Manual, “Pavement Selection Process and Industry Involvement,” is addressed.

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: 334.044(2), 336.045(1) FS.

LAW IMPLEMENTED: 334.044(10)(a), 336.045(1) FS.

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

DATE AND TIME: January 6, 2011, 1:00 p.m.

PLACE: FDOT Turnpike, Turkey Lake Office, Auditorium A, Turnpike Mile Post 263, Bldg. 5315, Ocoee, Florida 34761

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458. 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.018 Pavement Selection Process and Industry Involvement.

Chapter 4 of the Pavement Type Selection Manual, "Pavement Selection Process and Industry Involvement," FDOT Manual Number 625-010-005-e, Rev. 03/08, is hereby incorporated by this rule and made a part of the rules of the Department of Transportation. Copies of this chapter are available from the Office of Roadway Design at www.dot.state.fl.us/mapsandpublications/.

Rulemaking Authority 334.044(2) FS. Law Implemented 334.044(10)(a), 336.045(1) FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Ananth K. Prasad, Assistant Secretary

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 23, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 11, 2010

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-20.0025	Definitions
14-20.0032	Placement of Benches
14-20.005	Accessibility on Public Rights of Way

PURPOSE AND EFFECT: This rule chapter is being amended to allow for benches to be located at areas other than bus stops, revise definitions, and promulgate a new rule regarding accessibility on public rights of way.

SUMMARY: The criteria for the placement of benches at locations other than bus stops and accessibility on public rights of way are addressed.

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: 334.044(2), 337.408(4) FS.

LAW IMPLEMENTED: 334.044(13), 337.408 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-20.0025 Definitions.

(1) "Bench" means a public seat designed to accommodate for seating two or more persons, and located on the state right of way which is placed along a regular transit bus route at or near recognized transit bus stops.

(2) "Department" means the Florida Department of Transportation.

(3) "School Bus" means as defined in Section 316.003, F.S.

(4) "Shelter" means a structure or facility located at a designated site to protect passengers from the elements, and- "Shelter" refers to both public transit bus shelters and school bus shelters.

(5) "Transit Bus" means any motor vehicle, except taxicabs, designed for the transportation of ten or more passengers carrying more than ten passengers and used for the transportation of persons and any motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation.

Rulemaking Specific Authority 334.044(2), 337.408(4), (6) FS. Law Implemented 334.044(13), ~~335.02(1)~~, 337.408 FS. History—New 12-26-90, Amended 5-15-97, 5-25-08, _____.

14-20.0032 Placement of Benches.

The Department allows placement and maintenance of benches on the right of way of a state highway pursuant to written approval by the appropriate city or county government within whose jurisdiction the bench is to be located. All ~~bus~~ benches shall be subject to the following:

(1) Benches placed on the right of way shall not exceed 74 inches in length, 28 inches in depth, and 44 inches in height.

(2) Any bench placed on any part of a sidewalk shall leave at least three feet of clearance on the sidewalk and between the bench and the nearest edge of the road for pedestrian traffic ~~between the bench and the nearest edge of the road.~~

(3) Benches shall not be placed in the median of any divided highway or on limited access facilities.

(4) ~~Benches may be placed at points of pedestrian convenience other than recognized transit bus stops, pursuant to written approval by the appropriate city or county government within whose jurisdiction the bench is to be located. There must be a necessity for such seating that would serve the public interest. However, only the minimum number of benches necessary to accommodate the comfort and convenience of the general public shall be erected or maintained. Unless otherwise herein provided, benches shall be placed only at recognized transit stops. However, only the minimum number of benches necessary to accommodate the comfort and convenience of the general public shall be erected or maintained.~~

(5) If the Department finds any bench in violation of any portion of this rule, except those determined to be a safety hazard, the Department shall provide written notice of the violation to the owner of the bench, or the appropriate city or county government, who shall correct the violation or remove the bench within 30 days ~~from~~ after receipt of the notice. If the Department finds any bench to be a safety hazard, the Department will provide notice to the owner of the bench, or the appropriate city or county government, who shall take immediate steps to either make the bench safe or remove the bench. If the condition or location of a bench is not corrected in accordance with the Department's notice, the Department will cause the bench to be moved or removed and seek the cost of removal.

(6) Commercial advertising shall be displayed upon a bench only on either the front or rear surface of the backrest area.

(7) Advertising displayed on a bench shall not be greater than 72 inches in length nor greater than 24 inches in height, ~~and~~ no advertising displayed upon a bench shall be of a reflectorized material.

(8) The bench location must meet the set back and minimum clear recovery zone requirements established in the Department's Design Standards Index Number 700, incorporated herein by reference. Copies of Index Number 700 are available at: www.dot.state.fl.us/rddesign/designstandards/standards.htm.

(9) Whenever necessary for the construction, repair, improvement, maintenance, safe and efficient operation, alteration, or relocation of all, or any portion of a state road, any bench and appurtenances ~~thereto, authorized by this Rule,~~ shall be immediately removed from ~~the said state road~~ right of way, or shall be reset or relocated thereon, as required by the Department, at the expense of the bench owner. In the event the relocation ~~of said benches~~ is scheduled to be done simultaneously with the Department's construction work, the bench owner shall coordinate with the Department before proceeding. The bench owner shall cooperate with the Department's contractor to arrange the sequence of work so as not to delay the work of the Department's contractor, and shall defend any legal claims of the Department's contractor due to delays caused by the bench owner's failure to comply with the approved schedule. The bench owner shall not be responsible for delays for reasons beyond the bench owner's reasonable control.

Rulemaking Specific Authority 334.044(2), 337.408(4) FS. Law Implemented 334.044(13), ~~336.046, 335.02(1)~~, 337.408 FS. History—New 12-26-90, Amended 8-11-92, 5-15-97, 7-16-98, 5-25-08, _____.

14-20.005 Accessibility on Public Rights of Way.

(1) Shelters, benches, and bus stops on the Department's right of way shall be erected and maintained to provide accessibility to persons with disabilities. For informational purposes, the Regulations and Standards under the Americans with Disabilities Act, are available at: www.ada.gov.

(2) For information pertaining to shelters, benches, and bus stops on the Department's right of way, refer to "ADA Standards for Transportation Facilities" available at <http://www.access-board.gov/ada-aba/ada-standards-dot.cfm>.

Rulemaking Authority 334.044(2), 337.408(4) FS. Law Implemented 334.044(13), 336.046, 337.408 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dale J. Cook, Traffic Services and Permitting Manager

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 23, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 15, 2010

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.: 33-602.210
RULE TITLE: Use of Force

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to update forms, form references, and employee title references.

SUMMARY: The proposed rule updates form references and organizational titles and clarifies Form DC4-701C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that the proposed rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within one year after implementation. A SERC has not been prepared by the agency.

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: 944.09 FS.

LAW IMPLEMENTED: 776.07, 944.09, 944.35 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.210 Use of Force.

(1) through (3) No change.

(4) Use of Deadly Force to Prevent Escape or to Recapture Escapee. Generally, correctional officers are authorized to use force, including deadly force, as necessary to prevent the escape of an inmate from a penal institution.

(a) No change.

(b) Apprehension of escaped inmates once they are outside an institutional perimeter.

1. Correctional officers are considered to be in active pursuit of an inmate who has escaped from an institution or supervised work squad so long as the incident escape commander determines that the escape recovery efforts are active. When the inmate has refused a verbal order to stop, the correctional officer is authorized to use deadly force to stop the

inmate, once the officer has clearly identified the individual as the escaped inmate and is sure of the target and what lies beyond.

2. Once the incident escape commander determines that immediate recapture efforts are over, recapture becomes a law enforcement agency function and department staff only provide assistance to local law enforcement. Correctional officers who are utilized to assist outside law enforcement agencies are authorized to use deadly force only in self defense or to defend others against deadly use of force.

3. No change.

(c) Escape attempts by inmates while being transported or escorted outside institutional perimeters, e.g., court appearances, hearings and medical visits, or while being supervised while in a hospital for treatment. Deadly force is only authorized in accordance with paragraph (2)(c), when the officers are in immediate active pursuit of the escapee. The incident escape commander will determine when the period of active pursuit has ended. At this point, involvement by correctional officers will be limited to assisting law enforcement officers and deadly force is only authorized for self defense or to defend others against deadly use of force.

(5) through (16) No change.

(17) Force or restraint may be used to administer medical treatment when ordered by a physician or clinical associate, and only when treatment is necessary to protect the health of other persons, as in the case of contagious and venereal diseases, or when treatment is offered in satisfaction of a duty to protect the inmate against self-inflicted injury or death. The physician or clinical associate shall prepare Form DC6-232, Authorization for Use of Force Report, documenting the reasons that force or restraint was authorized. The physician's or clinical associate's report shall be attached to Form DC6-230, Institutions Report of Force Used, when actual force is used, or Form DC6-210, Incident Report, when restraints are applied without the use of force as described above. In each instance a DC4-701C, Emergency Room Record, shall be completed in its entirety with applicable data, or the letters N/A used to indicate not applicable. Form DC4-708, Diagram of Injury, shall also be completed in its entirety with applicable data, or the letters N/A used to indicate not applicable. In each case, the examination shall be complete and result in a clear statement by the medical provider that there is or is not an injury, and the record shall provide sufficient documentation to support that conclusion. In all cases where physical force is used to manage an inmate, the inmate and any employee who is involved will be required to receive a medical examination or will sign Form DC4-711A, Refusal of Health Care Services, declining the examination. In those cases where an injury is claimed but not substantiated by medical examination, the statement by the medical provider shall indicate this, and the documentation shall be sufficient to support that no injury was found upon examination. Form Forms DC4-711A is

incorporated by reference in Rule 33-401.105, F.A.C.; Forms DC4-701C and DC4-708 are incorporated by reference in subsection ~~(29)~~(30) of this rule. When the use of four-point or five-point psychiatric restraints is authorized and the inmate does not offer resistance to the application of the restraints, the completion of Form DC6-230, Institutions Report of Force Used, or Form DC6-231, Institutions Report of Force Used Staff Supplement, will not be required. In these situations, where there is no resistance to the application of psychiatric restraints, the application of the restraints will be videotaped and Form DC6-210, Incident Report, will be completed. The videotape, the completed Incident Report, and the completed Form DC6-232, Authorization for Use of Force Report, will be forwarded to the warden or acting warden for review within one working day. The warden will forward the videotape and associated reports to the institutional inspector within five working days. The institutional inspector will ensure that all documentation is complete and will forward all materials to the Office of the Inspector General, as outlined in subsection (11) above, for review. If at any time prior to or during the application of the psychiatric restraints the inmate offers resistance to the application, the steps outlined in subsection (9) above will be followed.

(18) through (20) No change.

(21) Use of Chemical Agents. Chemical agents shall not be used on anyone other than an inmate during an authorized use of force.

(a) through (q) No change.

(r) Upon request, appropriate health services staff shall provide the following completed forms to Department inspectors or legal staff: Form DC4-701C, Use of Force Exam ~~and~~; Form DC4-708, Diagram of Injury; ~~and Form DC4-701, Chronological Record of Health Care. Form DC4-701 is incorporated by reference in subsection (30) of this rule.~~

(22) Specialty Impact Munitions. Specialty impact munitions shall be used primarily by the department's rapid response teams and correctional emergency response teams during riots and disturbances. They are intended as a less lethal alternative to the use of deadly force. Specialty impact munitions shall only be employed by officers trained in their use and effects and shall not be used on anyone other than an inmate during an authorized use of force.

(a) through (b) No change.

(c) Selection and deployment of specialty impact munitions during a riot or disturbance shall be authorized by the ~~incident ultimate~~ commander and supervised by the rapid response or correctional emergency response team leader. For the purposes of this rule, the ~~incident ultimate~~ commander is the ~~Secretary~~ ~~secretary~~ or his designee at the central office level, the regional director or his designee at the regional level, or the warden or his designee at the institution level.

(d) through (28) No change.

(29) The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (c) No change.

(d) DC4-701C, Emergency Room Record, effective _____ ~~October 4, 2007.~~

(e) No change.

(f) DC4-711A, Refusal of Health Care Services, effective September 7, 2010.

(g) through (m) renumbered (f) through (l) No change.

~~(m)(n)~~ DC4-650B, Risk Assessment for the Use of Chemical Restraint Agents and Electronic Immobilization Devices, effective _____ ~~August 4, 2008.~~

~~(o) DC4-701, Chronological Record of Health Care, effective 4-8-10.~~

Rulemaking Authority 944.09 FS. Law Implemented 776.07, 944.09, 944.35 FS. History—New 4-8-81, Amended 10-10-83, 9-28-85, Formerly 33-3.066, Amended 3-26-86, 11-21-86, 4-21-93, 7-26-93, 11-2-94, 2-12-97, 11-8-98, Formerly 33-3.0066, Amended 10-6-99, 2-7-00, 7-25-02, 8-25-03, 2-25-04, 11-7-04, 4-17-05, 8-1-05, 3-2-06, 9-18-06, 10-4-07, 3-3-08, 8-4-08, 1-6-09, 5-26-09, 4-8-10, 9-13-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Deputy Secretary of Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter McNeil, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 24, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 8, 2010

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-15.002	Definitions
59A-15.004	Registration Requirements
59A-15.009	Confidentiality

PURPOSE AND EFFECT: The three rules in this chapter will be repealed.

SUMMARY: Section 395.0199, Florida Statutes, the statutory section governing Private Utilization Review and authorizing the rules in Chapter 59A-15, F.A.C., was repealed in Section 35 of Chapter 2009-223, Laws of Florida.

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: 395.0199 FS.
LAW IMPLEMENTED: Section 35, Ch. 2009-223, Laws of Florida.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Bill McCort, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS #28A, Tallahassee, FL 32308, or at William.McCort@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULES IS:

59A-15.002 Definitions.

Rulemaking Specific Authority 395.037 FS. Law Implemented 395.0172 FS. History–New 2-18-92, Formerly 10D-111.002, Repealed.

59A-15.004 Registration Requirements.

Rulemaking Specific Authority 395.1055 FS. Law Implemented 395.0199 FS. History–New 2-18-92, Formerly 10D-111.004, Amended 3-18-96, Repealed.

59A-15.009 Confidentiality.

Rulemaking Specific Authority 395.037 FS. Law Implemented 395.0172 FS. History–New 2-18-92, Formerly 10D-111.009, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bill McCort
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek, Interim Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 30, 2010

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."

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.: RULE TITLES:
5J-6.003 Definitions
5J-6.005 Licensing Requirement, Commercial Telephone Seller, Salesperson
5J-6.013 Exemption

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 47, November 24, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF LAW ENFORCEMENT

Division of Local Law Enforcement Assistance

RULE NO.: RULE TITLE:
11D-2.005 Methamphetamine Precursor Electronic Monitoring System

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 40, October 8, 2010 issue of the Florida Administrative Weekly. The Summary of the Rule filed for Rule 11D-2.005, F.A.C., published in Florida Administrative Code, Vol. 36, No. 40, October 8, 2010, is being corrected to include the following language at the bottom of the summary: HB 1565 (Chapter 2010-279, L.O.F.) IMPACT None. The remainder of the Summary of the Rule for Rule 11D-2.005, F.A.C., remains unchanged.

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:
12A-19.100 Public Use Forms

NOTICE OF WITHDRAWAL

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12A-19.100, F.A.C., published in Vol. 36, No. 40, pp. 4864-4868, October 8, 2010, issue of the Florida Administrative Weekly. After further consideration, the proposed changes to the instructions for reporting a collection allowance adjustment in Column C of Schedule III, Direct-to-Home Satellite Services Adjustments (Page 22), and in Columns D, H, and N of Schedule IV, Adjustments (Pages 22-24), on Form DR-700016, Florida Communications Services Tax Return, revision dates 08/10 and 01/11, have been withdrawn.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:
12C-2.0115 Public Use Forms

NOTICE OF WITHDRAWAL

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12C-2.0115, F.A.C., published in Vol. 36, No. 40, pp. 4874-4875, October 8, 2010, issue of the Florida Administrative Weekly. After further consideration, the proposed changes to renumber Question 13 to Question 5, to renumber Question 14 to Question 11, and to renumber subsequent questions on Page 2, Form DR-601G, Governmental Leasehold Intangible Personal Property Tax Return For 2010 Tax Year, have been withdrawn.