

Section III
Notices of Changes, Corrections and
Withdrawals

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."

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NOS.:	RULE TITLES:
18-14.001	Definitions
18-14.002	Determination of Fines
18-14.003	Violations
18-14.004	Applicability
18-14.005	Imposition and Collection of Fines

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 47, November 24, 2010 issue of the Florida Administrative Weekly.

The Department of Environmental Protection publishes this notice of correction to the Notice of Proposed Rule for Chapter 18-14, F.A.C., OGC No. 08-0631, for which the following was omitted regarding the rule amendments' impact on the rules that incorporate Chapter 18-14, F.A.C., by reference. If more information is needed, please contact Ryan Osborne at (850)245-2197 or ryan.osborne@dep.state.fl.us.

STATEMENT REGARDING EFFECT ON RULES INCORPORATING PROPOSED RULE BY SPECIFIC REFERENCE: Pursuant to Section 120.54(1)(i)2., F.S., this shall serve as the Board of Trustees' statement regarding the effect on all rules incorporating Chapter 18-14, F.A.C., by specific reference. Chapter 18-14, F.A.C., is incorporated by specific reference in paragraph 18-21.004(7)(c), subparagraph 18-21.008(1)(b)3., subparagraph 18-21.008(1)(b)4., sub-subparagraph 18-21.008(1)(b)5.a., sub-subparagraph 18-21.008(1)(b)5.b., and paragraphs 18-21.021(2)(c), 18-21.021(4)(b), and 18-21.021(6)(f), F.A.C., the amendments to Chapter 18-14, F.A.C., have no effect whatsoever on these referencing rules.

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-601.713	Inmate Visiting – Definitions
33-601.714	Inmate Visiting – General
33-601.715	Visiting Application Initiation Process
33-601.716	Visiting Record Management

33-601.717	Visiting Denial
33-601.718	Review of Request for Visiting Privileges
33-601.725	Permissible Items for Visitors
33-601.731	Revocation or Suspension of Visiting Privileges
33-601.732	Reinstatement of Revoked or Suspended Visiting Privileges
33-601.733	Visiting – Special Status Inmates
33-601.735	Non-Contact Visiting
33-601.737	Visiting – Forms

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 34, August 27, 2010 issue of the Florida Administrative Weekly has been withdrawn.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.:	RULE TITLES
40C-400.211	Processing Procedures for Noticed General Permits

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Weekly.

The previously published notice of proposed rule included amendments to Rule 40C-400.211, F.A.C.; however, that rule was transferred and renumbered to Rule 40C-1.1013, F.A.C. The published amendments will be made to Rule 40C-1.1013, F.A.C., rather than Rule 40C-400.211, F.A.C.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-6.010	Payment Methodology for Nursing Home Services

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 44, November 5, 2010 issue of the Florida Administrative Weekly.

The Title XIX Long-Term Care Reimbursement Plan, Version XXXVIII, has been amended as follows:

1. Page 32, new sub-subparagraph b. will read as follows: Effective July 1, 2010 a minimum weekly average of certified nursing assistant and licensed nursing staffing combined of 3.9 hours of direct care per resident per day will be in effect.

2. Page 35 Section C The MTA is applied to all components of the prospective per diem determined in V.B.17. Below are all the recurring and non recurring cut that are included in the Medicaid Trend Adjustment.

3. Page 35 Section C – a correction to the spelling of the word Medicaid.

4. Page 55 The previous Section H has been corrected as new Section I.

DEPARTMENT OF MANAGEMENT SERVICES

Technology Program

RULE NOS.:	RULE TITLES:
60FF-6.003	Request for Certification of Compliance
60FF-6.004	Florida Emergency Communications Number E911 State Plan Administration Rule
60FF-6.005	Florida Emergency Communications Number E911 State Plan Technical and Operations Rule

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 49, December 10, 2010 issue of the Florida Administrative Weekly.

60FF-6.003 Request for Certification of Compliance.

(1) A ~~c~~ Certification inspection will determine ~~if that~~ the E911 systems operated or planned to be operated by entities of local government meet the minimum technical and operational standards in subsection 60FF-6.002(1) and Rule 60FF-6.005, F.A.C., so that an established minimum standard of service is available to citizens within any given E911 serving area. Entities of local government shall coordinate closely with Department of Management Services’ personnel in the development of their respective E911 systems per Rule 60FF-6.002, F.A.C.

(2) through (4) No change.

Rulemaking Authority 365.171(4) FS. Law Implemented 365.171(4), (10) FS. History–New_____.

60FF-6.004 Florida Emergency Communications Number E911 State Plan Administration Rule.

(1) through (2) No change.

(3) No change.

(a) through (b) No change.

(c) The county 911 coordinator must implement countywide systems and standards that meet or exceed technical and operational standards in Rule 60FF-6.005, F.A.C. This individual shall coordinate E911 infrastructure-related activities among all emergency service agencies and equipment/service providers to ensure that the system performs smoothly, reliably, and efficiently in concert with statewide emergency communication objectives. This position must ensure the maintenance and functionality of the county’s E911 system on a 24 hours per day, * 7 days per week basis. The county 911 coordinator is responsible for database and Master Street Addressing Guide management, maintenance and error

resolution. County 911 Coordinators must determine the best procedures to accommodate changing technological environments and provide the best 911 service that can be provided, on a 24 hours per day, * 7 days per week basis.

(d) No change.

Rulemaking Authority 365.171(4) FS. Law Implemented 365.171(4), (10) FS. History–New_____.

60FF-6.005 Florida Emergency Communications Number E911 State Plan Technical and Operations Rule.

(1) through (g) No change.

(2) No change

(a) through (d) No change.

(e) Logging recording equipment ~~to will~~ record the conversation, incoming trunk, identification of the position handling the call, and date and time of each 911 call.

(f) Instant play back capability; each call taker shall be equipped with access to instant playback recording capability.

(g) through (h) No change.

(i) Grounding integrity; the 911 system and generator shall be installed using appropriate grounding engineering.

(j) No change.

(k) No change.

(l) 911 consoles, ~~or~~ furniture, etc.

(3) No change.

(a) through (e) No change.

(4) No change.

(a) through (c) No change.

(5) No change.

(a) through (b) No change.

1. through 3. No change.

(c) Each call taker shall complete a Trouble Report/Inquiry Form for every 911 call that experienced problems (ANI failures, database errors, etc.). These trouble reports shall be routed to the county 911 coordinator. Enhanced 911 systems shall include a proactive program to identify database errors, which shall continuously monitor and maintain a record of database accuracy. Call takers shall provide information about erroneous location information provided on the ALI screen and any corrections provided by the caller. County 911 coordinators shall establish a standard trouble reporting form and ensure that 911 trouble reports are consistently completed and shall submit these reports to the appropriate service provider(s) for resolution. In counties where the county is maintaining the database ~~With a Type 5 E911 system,~~ the county 911 coordinator shall perform both functions.

(d) No change.

(6) No change.

(a) through (e) No change.

(7) No change.

- (a) through (b) No change.
- (8) No change.
- (a) through (d) No change.
- (9) Training and Standard Operating Procedures;
 - (a) Counties shall include specified training standards in their standard operating procedures. These SOPs shall include classroom and on-the-job instruction and training course content required for 911 public safety telecommunicators.

Rulemaking Authority 365.171(4) FS. Law Implemented 365.171 (10) FS. History--New_____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-550.200	Definitions for Public Water Systems
62-550.514	Disinfectant Residuals and Disinfection Byproducts Monitoring Requirements
62-550.540	Monitoring of Consecutive Public Water Systems
62-550.550	Certified Laboratories and Analytical Methods for Public Water Systems
62-550.720	Recordkeeping
62-550.730	Reporting Requirements for Public Water Systems
62-550.821	Disinfectant Residuals, Disinfection Byproducts, and Disinfection Byproduct Precursors
62-550.822	Initial Distribution System Evaluations and Stage 2 Disinfection Byproducts Requirements
62-550.824	Consumer Confidence Reports

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 10, March 12, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-550.310	Primary Drinking Water Standards: Maximum Contaminant Levels and Maximum Residual Disinfectant Levels
62-550.500	General Monitoring and Compliance Measurement Requirements for Contaminants and Disinfectant Residuals

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 13, April 2, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:	RULE TITLE:
62-560.400	Scope of Drinking Water Public Notification Rules

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 10, March 12, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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**Section V
Petitions and Dispositions Regarding Rule Variance or Waiver**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

NOTICE IS HEREBY GIVEN THAT on December 2, 2010, the Department of Agriculture and Consumer Services has issued an order.

The Order grants a permanent variance from application of subsection 5F-11.002(1), F.A.C., and Section 7.9.2.2, NFPA 54, National Fuel Gas Code, to the Petitioner, The Windsor at Bay Colony Condominium Association. Petitioner represents The Windsor Condominiums at Bay Colony, which was found not in compliance with Section 7.9.2.2, NFPA 54. Petitioner has successfully demonstrated that strict compliance with subsection 5F-11.002(1), F.A.C., would create a substantial hardship and that compliance can be met by other means. The Order requires completion of conditions.