

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Andy Grosmaire, Chief, Bureau of Finance Regulation, Office  
 of Financial Regulation, The Fletcher Building, 200 E. Gaines  
 Street, Tallahassee, Florida 32399, (850)410-9848,  
 andy.grosmaire@flofr.com  
 NAME OF AGENCY HEAD WHO APPROVED THE  
 PROPOSED RULE: Financial Services Commission  
 DATE PROPOSED RULE APPROVED BY AGENCY  
 HEAD: June 16, 2011  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAW: October 22, 2010

**Section III**  
**Notices of Changes, Corrections and**  
**Withdrawals**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                      RULE TITLE:  
 6A-1.09441                   Requirements for Programs and  
   Courses Which are Funded  
   Through the Florida Education  
   Finance Program and for Which the  
   Student May Earn Credit Toward  
   High School Graduation

**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. 37, No. 15, April 15, 2011 issue of the Florida Administrative Weekly.

**2011-2012 COURSE CODE DIRECTORY AND  
 PERSONNEL ASSIGNMENTS  
 CHANGE DOCUMENT**

The following language was changed on page 3:

- 15. Postsecondary Readiness College Success  
 Courses ..... 41
- 16. Advanced International Certificate of Education  
 (AICE) Diploma ..... 42 41
- 17. The International Baccalaureate (IB) Curriculum for  
High School Diploma ..... 43 42

The following language was changed on page 4:

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- 4. Grades PreK to 5 Subject Areas ..... 48 47
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- 6. Middle/Junior High Exploratory Wheel ..... 49 48
- 7. Grades 9 to 12 and Adult Education Numbering  
System ..... 49 48

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Areas .....51 50
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- G) CODES AND SYMBOLS**
- 1. Grade-Level Codes ..... 55 54
  - 2. Subject-Area Graduation Requirement Codes ..... 55 54
  - 3. Course-Credit/Multiple-Credit Codes ..... 56 55
  - 4. Certification Codes ..... 56 55
  - 5. Explanation of Symbols ..... 57 56
  - 6. Special Symbols Linked to Teacher  
Certifications ..... 58 57

The following language was stricken from page 6:

**COURSE DESCRIPTIONS**

~~State Board of Education (SBE) Rules 6A-1.09412, 6A-1.09414, and 6A-6.0571, FAC, which address Course Descriptions, allow districts and schools greater flexibility in designing educational programs which meet the needs of their students. Districts are authorized to approve a variance of up to 10% of the course requirements of any Course Description. In addition, district school boards may request a waiver to allow a school to substitute locally approved course requirements within a Course Description, provided these substitutions adequately address the major concepts and content contained in the Course Description and provided the waiver request is submitted in accordance with specified procedures. Career and technical education (CTE) licensure/certification programs may not use the 10% variance.~~

The following language was stricken from page 7:

**COMMUNITY SERVICE**

~~Section 1003.43(k), F.S. For students entering 9th grade prior to school year 2007-2008, allows school boards to award a maximum of one-half credit in social studies and one-half elective credit for student completion of non-paid voluntary community or school service work. Students choosing this option must complete a minimum of 75 hours of service in order to earn the one-half credit in either category of instruction. In order to earn two one-half credits, students would have to complete 150 hours of service. Credit may not be earned for service provided as a result of court action. School boards that approve the award of credit for student volunteer service must develop guidelines regarding the award of such credit, and school principals are responsible for~~

approving specific volunteer activities. Under the provisions of this legislation, the DOE has prepared course descriptions for a half-credit elective course in social studies, Voluntary School/Community Service (2104330) and a half-credit general elective course, Voluntary Public Service (0500370).

The following change was made on page 30:

Subsection 6A-1.0955(3), F.A.C. ~~Rule 6A-1.0955(3)(a)(7), F.A.C.~~, requires each school district to keep a record of courses taken and a record of achievement, such as grades, unit, or certification of competence. Student records cannot be altered at any time unless it has been determined that the information is inaccurate or in violation of the privacy or other rights of the student. All courses and grades must be included on the student's transcript. The authority for the school board to adopt

a forgiveness policy does not provide the authority to alter a student's record to delete the forgiven course and grade. The forgiveness policy authorization is for the express purpose of assisting students in meeting the requirements necessary to graduate from high school, including a minimum grade point average and successful completion of academic credit or curriculum requirements. The school board does not have the authority to purge that student's record to delete the first grade. All forgiven courses and grades must be included on a student's transcript as an accurate reflection of the student's record of achievement.

The following language was stricken from page 30-32:

STUDENTS WHO ENTERED NINTH GRADE IN 2011-2012 SCHOOL YEAR			
Subject Area	Graduation Requirements of 24-Credit Program	Graduation Requirements of Three-Year, 18-credit College Preparatory Program 1	Graduation Requirements of Three-Year, 18-credit Career Preparatory Program
Mathematics	4 credits, one of which must be Algebra 1 or an equivalent course or series of courses or a higher-level mathematics course, and one of which must be Geometry or an equivalent course.	4 credits at the Algebra 1 level or above from the list of courses that qualify for state university (SUS) admission and Geometry or a series of equivalent courses.	4 credits, one of which must be Algebra 1 <del>or its equivalent</del> <sup>2</sup> and Geometry or a series of equivalent courses.
Electives	8 credits	2 credits	3 credits in single vocational/career education program and 1 elective credit OR 3 credits in single career/technical certificate dual enrollment and 1 elective credit OR <del>5</del> <sup>4</sup> credits in vocational/career education (including 3 credits in one sequential Career and Technical Education program)

STUDENTS WHO ENTERED NINTH GRADE IN 2010-2011 SCHOOL YEAR			
Subject Area	Graduation Requirements of 24-Credit Program	Graduation Requirements of Three-Year, 18-credit College Preparatory Program	Graduation Requirements of Three-Year, 18-credit Career Preparatory Program
Mathematics	4 credits, one of which must be Algebra 1 or an equivalent course or series of courses or a higher-level mathematics course, and one of which must be Geometry or an equivalent course.	4 credits at the Algebra 1 level or above from the list of courses that qualify for state university (SUS) admission and Geometry or a series of equivalent courses.	4 credits, one of which must be Algebra 1 <del>or its equivalent</del> <sup>2</sup> and Geometry or a series of equivalent courses.

Electives	8 credits	2 credits	3 credits in single vocational/career education program and 1 elective credit OR 3 credits in single career/technical certificate dual enrollment and 1 elective credit OR 54* credits in vocational/career education (including 3 credits in one sequential Career and Technical Education program)
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The following change was made on page 35:

**REQUIREMENTS FOR ADULT STUDENTS (Section 1003.43(6), F.S.)**

Graduation requirements for students in adult education programs who are earning standard diplomas are identical to the requirements for a traditional 24-credit high school diploma students in grades 9-12, with the following exceptions:

- 1) The one credit in physical education is not required for graduation and shall be substituted with elective credit to keep consistent the total number of credits needed for graduation.
- 2) School boards may waive the laboratory component of the science requirement when facilities are inaccessible or do not exist.
- 3) The one credit in performing fine arts required for high school graduation can be substituted with an elective credit that is consistent with the total credits needed for graduation. The one credit in performing arts shall be satisfied by enrollment in and satisfactory completion of any course in 9th grade or above listed in the music, dance, theatre, speech, debate, and visual art areas of Section 3.

The following language was changed on pages 41-42:

**POSTSECONDARY READINESS COLLEGE SUCCESS COURSES**

Section 1008.30(3), F.S., ~~requires~~ provides an opportunity for postsecondary readiness testing for ~~identified~~ of high school students and remediation prior to high school graduation. ~~Through collaboration between Florida school districts and colleges, high school courses that mirror the highest level of developmental education offered in the Florida College System were developed. These "College Success" courses are aligned to the Postsecondary Readiness Competencies, and when combined will fulfill core English or mathematics subject area credit available for school districts to offer at the high school level to prepare students for entry level college credit courses in mathematics and English.~~

First Semester	Second Semester	Total Credits Earned
1200410 Mathematics for College Success (.5 high school elective credit)	MAT 1033 Intermediate Algebra (dual enrollment - 3 college elective credits)	1 high school mathematics credit + 3 college elective credits
1008350 Reading for College Success (.5 high school elective credit)	1009370 Writing for College Success (.5 high school elective credit)	1 high school English/Language Arts core credit
<del>These courses are not sequential</del>		
<del>SLS 1011 Student Life Skills (dual enrollment 3 college elective credits)</del>		<del>.5 high school elective credit + 3 college elective credits</del>

*Note: As one-semester, stand-alone courses, the College Success courses count as electives toward high school graduation. A student must successfully complete both ~~pass each courses to receive core English or mathematics with a grade of "C" or higher and pass the Florida Basic Skills Exit Test at a locally-determined cut score to be guaranteed entry to the first college credit course in the subject area credit.~~ As paired courses, and with GPA requirements, the ~~College Success courses will satisfy core English or mathematics subject area requirements for high school graduation purposes, and are considered college-preparatory for the Bright Futures Scholarship Program.~~*

The following change was made on page 45:

Beginning with students entering grade 9 in the 2006-07 school year, the revised language for Section 1007.271(16), F.S. ~~Section 1007.27(16), F.S.~~, requires districts to weigh dual enrollment courses the same as AP, IB, and AICE courses when grade point averages are calculated. Alternative grade

calculation, weighting systems, or information regarding student education options which discriminate against dual enrollment courses are prohibited. The 2006 Legislature specified for the purpose of class ranking, district school boards may exercise a weighted grading system pursuant to Section 1007.271, F.S.

The following language was changed on pages 45-46:

**College Preparatory Courses**

The following courses are considered college preparatory to meet eligibility requirements of the Bright Futures Scholarship Program.

As one-semester, stand-alone courses, the College Success courses count as electives toward high school graduation. A student must successfully complete both ~~pass each~~ courses to receive core English or mathematics with a grade of “C” or higher and pass the Florida Basic Skills Exit Test at a locally determined cut score to be guaranteed entry to the first college credit course in the subject area credit. As paired courses, and with GPA requirements, the ~~College Success~~ courses ~~will satisfy core English or mathematics subject area requirements for high school graduation purposes, and~~ are considered college-preparatory for the Bright Futures Scholarship Program.

First Semester	Second Semester	Total Credits Earned (for completion of combination of courses only)
1200410 Mathematics for College Success (.5 high school elective credit)	MAT 1033 Intermediate Algebra (dual enrollment – 3 college elective credits)	1 high school mathematics credit + 3 college elective credits
First Semester	Second Semester	Total Credits Earned (for completion of combination of courses only)
1008350 Reading for College Success (.5 high school elective credit)	1009370 Writing for College Success (.5 high school elective credit)	1 high school English/Language Arts core credit
<u>These courses are not sequential</u>		

A listing of all other college preparatory courses may be found in the Counseling for Future Education Handbook.

The following language was added on page 56:

**EXPLANATION OF SYMBOLS**

Listed below are the symbols and their definitions now being used in the North West Regional Data Center (NWRDC) and Web version of the CCD. The symbols in the Course Data Base (CDB) column are those used in the NWRDC CDB version, and the symbols in the CCD Column are those used in the Web version CCD.

CDB   CCD

- D a This symbol indicates (1) courses that may be deleted the following school year, (2) course titles or numbers that may be replaced with a new title or number the following school year, and/or (3) courses in Section 3 that have not been reported as taught within the last four years. Such courses may be deleted after the fourth year.
- æ This symbol indicates courses with Course Descriptions that have been revised to require instruction in and mastery of appropriate NGSSS.
- N ✕ This symbol indicates new courses or course numbers listed in the CCD.
- H • This symbol indicates a new title of a course that will become effective after July 1 of the next school year. The existing title will be deleted at the end of the current school year.
- \* This symbol indicates a course that meets the definition of core curricula for class size.

In addition, the following courses have been designated with an \* to meet the definition of core curricula for class size:

2011-12 Core Courses (Class Size)			
Course	Course Name		
1000000	M/J INTENS LANG ARTS	1200380	ALG 1-B
1000010	M/J INTENS READ (MC)	1200390	IB MYP ALG 1 HON
1000020	M/J INT READ & CAR P	1200395	IB MYP ALG 2 HON
1000400	INTENS LANG ARTS	1200400	INTENS MATH
1000410	INTENS READ	1200410	Math Coll. Success
1000420	INTENS WRIT	1204000	M/J INTENS MATH (MC)
1001010	M/J LANG ARTS 1	1205010	M/J MATH 1
1001020	M/J LANG ARTS 1, ADV	1205020	M/J MATH 1 ADV
1001030	M/J LANG ARTS 1-IB	1205040	M/J MATH 2
1001040	M/J LANG ARTS 2	1205050	M/J MATH 2, ADV
1001050	M/J LANG ARTS 2, ADV	1205070	M/J MATH 3
1001060	M/J LANG ARTS 2-IB	1205080	M/J MATH 3, ADV
1001070	M/J LANG ARTS 3	1205090	M/J MATH 1 IB
1001080	M/J LANG ARTS 3, ADV	1205100	M/J PRE-ALG IB
1001090	M/J LANG ARTS 3-IB	1206310	GEO
1001300	ENG SKLS 1	1206320	GEO HON
1001310	ENG 1	1206810	IB MYP GEOM HON
1001320	ENG HON 1	1209810	PRE-AICE MATH 1
1001330	ENG SKLS 2	1209820	PRE-AICE MATH 2
1001340	ENG 2	2000010	M/J LIF SCI
1001350	ENG HON 2	2000020	M/J LIF SCI ADV
1001360	ENG SKLS 3	2000030	IB MYP M/J LIFE SCI
1001370	ENG 3	2000050	IB-MYP BIOLOGY
1001380	ENG HON 3	2000300	INTENS SCI
1001390	ENG SKLS 4	2000310	BIO 1
1001400	ENG 4	2000320	BIO 1 HON
1001405	ENG 4: FL COLL PREP	2000322	PRE-AICE BIO
1001410	ENG HON 4	2000800	BIO 1-PRE IB
1001560	PRE-AICE ENG LANG	2000850	IB MYP BIOLOGY HON
1001800	ENG 1-PRE IB	2001010	M/J EARTH/SPA SCI
1001810	ENG 2-PRE IB	2001020	M/J EARTH/SPA SCI ADV
1001840	IB MYP ENG 1 HON	2001030	IB MYP M/J ERT/SP SC
1001845	IB MYP ENG 2 HON	2002040	M/J COMPRE SCI 1
1002000	M/J LANG ARTS 1 ESOL	2002050	M/J COMPRE SCI 1 ADV
1002010	M/J LANG ARTS 2 ESOL	2002060	IB MYP M/J COMP SCI1
1002020	M/J LANG ARTS 3 ESOL	2002070	M/J COMPRE SCI 2
1002180	M/J DE LANG ART ESOL	2002080	M/J COMPRE SCI 2 ADV
1002181	M/J DE LA ESOL-READ	2002090	IB MYP M/J COMP SCI2
1002300	ENG 1 THROUGH ESOL	2002100	M/J COMPRE SCI 3
1002310	ENG 2 THROUGH ESOL	2002110	M/J COMPRE SCI 3 ADV
1002320	ENG 3 THROUGH ESOL	2002120	IB MYP M/J COMP SCI3
1002380	DEV LANG ARTS ESOL	2002400	INTEG SCI 1
1002381	DEV LANG ARTS ESOL-R	2002410	INTEG SCI 1 HON
1002520	ENG 4 THROUGH ESOL	2002415	IB MYP INTEG SCI HON
1008010	M/J READ 1	2002420	INTEG SCI 2
1008020	M/J READ 1 ADV	2002430	INTEG SCI 2 HON
1008040	M/J READ 2	2002440	INTEG SCI 3
1008050	M/J READ 2 ADV	2002450	INTEG SCI 3 HON
1008070	M/J READ 3	2003010	M/J PHY SCI
1008080	M/J READ 3 ADV	2003020	M/J PHY SCI ADV
1008300	READ 1	2003340	CHEM 1
1008310	READ 2	2003350	CHEM 1 HON
1008320	ADV READ	2003372	PRE-AICE CHEM
1008330	READ 3	2003380	PHYS 1
1008350	READ COLL. SUCCESS	2003390	PHYS 1 HON
1200310	ALG 1	2003432	PRE-AICE PHYS
1200320	ALG 1 HON	2003600	PRINC TECH 1
1200330	ALG 2	2003610	PRINC TECH 2
1200340	ALG 2 HON	2003800	CHEM 1-PRE IB
1200370	ALG 1-A	2003830	IB MYP CHEM HON
		2100010	M/J US HIST
		2100015	M/J US HIST&CAR PLAN
		2100020	M/J US HIST ADV
		2100025	M/J US HIS ADV & C/P

2100030	M/J FLORIDA HIST	5020020	SCIENCE GRADE ONE
2100040	IB MYP M/J US HIST	5020030	SCIENCE GRADE TWO
2100310	AMER HIST	5020040	SCIENCE GRADE THREE
2100320	AMER HIST HON	5020050	SCIENCE GRADE FOUR
2102310	ECON	5020060	SCIENCE GRADE FIVE
2102320	ECON HON	5021020	SOC STUDIES K
2103010	M/J WORLD GEOG	5021030	SOC STUDIES 1
2103015	M/J WORLD GEOG	5021040	SOC STUDIES 2
2103016	M/J WORLD GEOG & C/P	5021050	SOC STUDIES 3
2103018	IB MYP M/J WRLDGEOP	5021060	SOC STUDIES 4
2103020	M/J WORLD GEOG ADV	5021070	SOC STUDIES 5
2103025	M/J WORLD GEOG ADV	5100520	DIST HEAD START
2103026	M/J WORLD GEO ADV&CA	5100530	DIST TITLE 1 PK
2103030	M/J GEOG: AS, OC, AF	5100560	PK OTHER
2103032	M/JGEOG:AS,OC,AF C/P	5100570	SCHOOL READINESS
2103040	M/J GEOG: EUR & AM	5100580	VPK-SCH YEAR PROG
2103042	M/J GEOG: EUR/AM C/P	5100590	VPK-SUMMER PROG
2103050	M/J FLORIDA:CHA&CHOI	7650030	PK DISABS: 0-2
2104000	M/J SS	7650130	PK DISABS: 3-5
2105000	M/J MULTICLTRL: US	7700010	THRP INSTR SPT: PK-5
2105020	M/J WORLD CLTRS	7710010	LANG ART: K-5
2105025	M/J WORLD CLTRS C/P	7710020	READ: K-5
2105030	M/J ADV WORLD CLTRS	7710030	COMMS: K-5
2105035	M/J ADV WLD CLTR C/P	7710040	SPELLING: K-5
2105040	IB MYP M/J WRLD CLTR	7710050	WRIT: K-5
2106010	M/J CIVICS	7712015	ACCESS MATH GRADE K
2106015	M/J CIVICS	7712020	ACCESS MATH GRADE 1
2106016	M/J CIVICS & CAR PL	7712030	ACCESS MATH GRADE 2
2106020	M/J CIVICS ADV	7712040	ACCESS MATH GRADE 3
2106025	M/J CIVICS ADV	7712050	ACCESS MATH GRADE 4
2106026	M/J CIVICS ADV&CAR P	7712060	ACCESS MATH GRADE 5
2106028	IB MYP M/J CIVADVCP	7720015	ACCESS SCI GRADE K
2106030	M/J LAW STUDIES	7720020	ACCESS SCI GRADE 1
2106310	AMER GOVT	7720030	ACCESS SCI GRADE 2
2106320	AMER GOVT HON	7720040	ACCESS SCI GRADE 3
2109010	M/J WORLD HIST	7720050	ACCESS SCI GRADE 4
2109020	M/J WORLD HIST ADV	7720060	ACCESS SCI GRADE 5
2109310	WORLD HIST	7721010	SS: K-5
2109320	WORLD HIST HON	7721020	SOC PERS: K-5
2109321	PRE-AICE WORLD HIST	7755010	ACAD: K-5
2109830	IB MYP WRLD HIST HON	7755040	ADV ACAD: K-5 GIFTED
2400000	SIXTH GRADE	7763010	U SKLS: PK-5
5010010	ESOL E	7763020	SPEECH AUD: PK-5
5010020	FNC BAS SKLS READ E	7763080	U SKLS VISION: PK-5
5010030	FNC BAS SKLS COMMS E	7763090	U SKLS HEAR IMP:PK-5
5010040	LANG ARTS E	7810010	LANG ART: 6-8
5010041	LANG ARTS GRADE K	7810020	READ: 6-8
5010042	LANG ARTS GRADE 1	7810030	COMMS:6-8
5010043	LANG ARTS GRADE 2	7812010	MATH: 6-8
5010044	LANG ARTS GRADE 3	7812015	ACCESS M/J MATH 1
5010045	LANG ARTS GRADE 4	7812020	ACCESS M/J MATH 2
5010046	LANG ARTS GRADE 5	7812030	ACCESS M/J MATH 3
5010050	READ E	7820010	SCIENCE: 6-8
5010060	INTEG LANG ARTS E	7820015	ACCESS M/J COMPSCI 1
5010070	HANDWRIT E	7820016	ACCESS M/J COMPSCI 2
5010080	SPELLING E	7820017	ACCESS M/J COMPSCI 3
5010090	WRIT E	7820020	HEALTH: 6-8
5012020	MATH GRADE K	7821010	SS: 6-8
5012030	MATH GRADE ONE	7821020	SS: 6-8 CAR PLAN
5012040	MATH GRADE TWO	7821030	CAR ED: 6-8
5012050	MATH GRADE THREE	7855010	ACAD: 6-8
5012060	MATH GRADE FOUR	7855030	ACAD SKLS: 6-8
5012070	MATH GRADE FIVE	7855040	ADV ACAD: 6-8 GIFTED
5020010	SCIENCE GRADE K	7855042	ADV ACAD:6-8&CP GIFT

7855050	DEV SKLS: 6-8
7863000	SOC PERS: 6-8
7863010	U SKLS: 6-8
7863020	SPEECH AUD TRAIN:6-8
7863080	U SKLS VISION: 6-8
7863090	LRNG STR: 6-8
7863095	LRNG STR: 6-8 & C/P
7910100	READ: 9-12
7910110	ENG: 9-12
7910390	LIF SKLS COM: 9-12
7910400	LIF SKLS READ: 9-12
7912050	MATH: 9-12
7912060	ACCESS INF GEOMETRY
7912070	ACCESS LIB ARTS MATH
7912080	ACCESS ALGEBRA 1A
7912090	ACCESS ALGEBRA 1B
7912340	LIF SKLS MA: 9-12
7920010	SCI: 9-12
7920011	ACCESS CHEMISTRY 1
7920015	ACCESS BIOLOGY 1
7920020	ACCESS E/S SCI
7920025	ACCESS INTEG SCI 1
7921010	SS: 9-12
7960010	LIF MGMT TRAN: 9-12
7961010	ACAD SKLS FNG LIV
7961020	COMM SKLS FNG LIV
7961030	PERS HME SKL FNG LIV
7961040	LEIS REC SKL FNG LIV
7961050	COMMU SOC SKL
7962010	COGN LING SKLS
7962020	LIF SUSTN ENVIR SKLS
7962030	LEIS REC IMPR SKLS
7962040	DEV FNG MOTOR SKLS
7963010	PREP PSTSCH AD LIV
7963030	SKLS STUS MO HE IMP
7963040	SKLS STU DF HARDHEAR
7963050	SKLS STUS VISUAL IMP
7963070	SOC PERS SKLS
7963080	LRNG STRATEGIES
7963090	SKLS STUS GIFTED
7963110	SKLS STUS AUTISM
7963120	SKLS STUS OF D-BL
7963130	U SKLS
7963140	SELF-DETERMINATION
7965010	MTH STUS GIFTED
7965040	STUDIES STUS GIFTED

**DEPARTMENT OF CORRECTIONS**

RULE NO.:	RULE TITLE:
33-203.601	Employee Benefit Trust Fund
	NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 21, May 27, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

RULE NOS.:	RULE TITLES:
61D-14.022	Slot Machine, Slot Machine Component, and Progressive System Requirements
61D-14.032	Progressive System Requirements
61D-14.034	Progressive Jackpots
61D-14.037	Games with Bonus Features, Multiple Win Lines, Prizes
61D-14.038	Percentage Payout and Odds
61D-14.047	Facility Based Monitoring System and Computer Diagnostics

**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. 42, October 22, 2010 issue of the Florida Administrative Weekly.

61D-14.022 Slot Machine, Slot Machine Component, and Progressive System Requirements.

(1) through (6) No change.

(7) For bets greater than one credit, the slot machine shall display, through monitors, paytables (machines face glass), decals, or button tiles, the minimum monetary wager for the minimum required play.

(8) No change.

(9) The opening and closing of all slot machine external doors shall be:

(a) Monitored by door access sensors, which shall ~~have the ability to detect when a door is opened or moved from its fully closed and locked position and~~ immediately:

1. Detect when a door is opened or moved from its fully closed and locked position;

~~2.~~ Report the door opened event to the slot machine by way of an error; and

~~3.~~ Notify the surveillance department of the door opening, which shall monitor and record all activities at that slot machine until such time as the incident has been satisfactorily resolved.

(b) through (10)(c) No change.

(11) The power switch for a slot machine shall be:

(a) Clearly labeled; and

(b) Located ~~in a place which is readily accessible~~ within the interior of the slot machine; ~~and~~

~~(c) Positioned so that power cannot be disconnected from outside of the machine.~~

(12) through (13) No change.

(14) Ticket printers shall be in a locked area of the slot machine ~~and interfaced to allow the slot machine control program to interpret the slot machine game~~ and provide an alert when the ticket printer:

(a) through (16) No change.

(17) A slot machine shall ~~have recognize~~ an electronic identification card ~~reader~~ which ~~card~~ shall be used to communicate with the FBMS.

~~(a) Only be issued to specifically designated licensed employees;~~

~~(b) Be inserted into the slot machine prior to the opening of a slot machine door; and~~

~~(c) Only be inserted after surveillance has been notified of and approves the opening.~~

(18) through (19) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (h), (i) FS. History–New 7-30-06, Amended\_\_\_\_\_.

61D-14.032 Progressive System Requirements.

(1) through (5) No change.

(6) A LAP slot machine may not be offered for play as a WAP slot machine if the game is configured as a single level progressive. A LAP machine configured with multiple progressive levels except a LAP machine may offer a WAP amount as a top award if the LAP/WAP combination is certified by an independent testing laboratory as meeting all the requirements of Chapter 551, F.S., and Chapter 61D-14, F.A.C.

(7) through (11) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (g), 551.121(5) FS. History–New\_\_\_\_\_.

61D-14.034 Progressive Jackpots.

(1) through (1)(h) No change.

~~(i) The amount the progressive will be reset to its base reset amount after the progressive jackpot is awarded; and~~

~~(j) through (3) No change.~~

~~(4) In the event of a simultaneous multiple jackpot occurrence where there is no definitive method of readily determining which jackpot occurred first, the award shall be evenly divided among all patrons who contributed to the simultaneous jackpot win.~~

~~(5) In the event of a communication failure of any WAP during a simultaneous jackpot win, the patron contributing to the jackpot at the non updated site will be eligible to divide the jackpot win equally with the other contributing patron.~~

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (g), 551.121(5) FS. History–New\_\_\_\_\_.

61D-14.037 Games with Bonus Features, Multiple Win Lines, Prizes.

(1) through (2) No change.

(3) If a mystery progressive jackpot is offered:

(a) All machines of the same play denomination linked to the mystery progressive must have the same probability of winning the mystery jackpot and shall notify the patron of the award; or

(b) All machines of differing denominations linked to the mystery progressive shall have an adjusted probability of winning the mystery jackpot based upon the contribution to the jackpot and shall notify the patron of the award.

~~If a mystery progressive jackpot is offered, all machines linked to the mystery progressive must have the same probability of winning the mystery jackpot and shall notify the patron of the award.~~

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (g), 551.121(5) FS. History–New 6-25-06, Amended\_\_\_\_\_.

61D-14.038 Percentage Payout and Odds.

(1) through (6) No change.

(7) If the report required by subsection (5) of this rule shows that a slot machine facility's facilities gaming floor payout is less than 85 percent, the slot machine licensee shall notify the division in writing of the identity of the slot machine game.

(8) through (10) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (h), 551.104(4)(j) FS. History–New 6-25-06, Amended 6-21-10\_\_\_\_\_.

61D-14.047 Facility Based Monitoring System and Computer Diagnostics.

(1) through (3) No change.

(a) Be installed in a locked compartment in the machine or system area;

~~(b) through (13) No change.~~

(14) The FBMS shall recognize an electronic identification card which card shall:

(a) Only be issued to specifically designated licensed employees;

(b) Be inserted into the slot machine prior to the opening of a slot machine door; and

(c) Only be inserted after surveillance has been notified of and approves the opening.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1), (e), (g), (i), 551.104(4)(f) FS. History–New 8-13-06, Amended 6-21-10\_\_\_\_\_.



**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.:                    RULE TITLE:  
 64B2-13.004                Continuing Education  
    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. 52, December 30, 2010 issue of the Florida Administrative Weekly.

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

1. Subsection (3) shall now read as follows:
  - (3) Beginning on April 1, 2012, each licensee certified in acupuncture by the Board shall obtain four (4) hours of Board approved acupuncture continuing education. Two (2) hours shall be in the area of safety and risk management and two (2) hours shall be in the area of technique. These four (4) hours shall be obtained as part of the forty (40) hours required in each licensure biennium. Licensees certified in acupuncture must complete the hours required in subsection 64B2-13.004(2), F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.:                    RULE TITLE:  
 64B5-16.006                Remediable Tasks Delegable to a  
    Dental Hygienist

**CORRECTED NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 30, July 30, 2010 issue of the Florida Administrative Weekly has been withdrawn.

The notice published in the June 24, 2011, Vol. 37, No. 25 issue of the FAW cited the incorrect publication date.

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.:                    RULE TITLE:  
 64B18-16.006                Registration Requirements of  
    Podiatric Residents

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 42, October 22, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.:                    RULE TITLE:  
 64B18-24.001                Initial Certification for Podiatric  
    X-Ray Assistants

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 42, October 22, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-35.002	Definitions
68B-35.003	Size Limits; Prohibition of Sale; Landing in Whole Condition
68B-35.0035	Bag Limits
68B-35.004	Gear Specifications and Prohibited Gear

**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. 37, No. 24, June 17, 2011 issue of the Florida Administrative Weekly.

Notice is hereby given that the following changes have been made to the proposed rule in accordance with Section 120.54(3)(d)1., F.S., published in Vol. 37, No. 18, (May 6, 2011), issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68B-35.002 has been changed as follows:

68B-35.002 Definitions.

As used in this rule chapter:

(1) through (9) No change.

(10) "Pompano Endorsement Zone" means federal Exclusive Economic Zone (EEZ) waters lying between 25°09' North Latitude and 26°00' North Latitude, Cape Sable and Hurricane Pass, in the Gulf of Mexico.

(10) through (12) renumbered (11) through (13) No change.

(14)(13) "Special Permit Zone" means state and adjacent federal Exclusive Economic Zone (EEZ) waters lying south of a line running due east from Cape Florida at 25°40' North Latitude, waters of Biscayne Bay south of Rickenbacker Causeway, and state and adjacent federal EEZ waters lying south of a line just south of Cape Sable Romano at 25°50' North Latitude running due west through federal waters at 25°09' North Latitude and running east to the mainland.

Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 7-1-89, Amended 1-1-96, Formerly 46-35.002, Amended 1-1-04,\_\_\_\_\_.

Proposed amendment to Rule 68B-35.003 has been changed to eliminate the extension of the commercial African pompano size limit to federal waters:

68B-35.003 Size Limits; Prohibition of Sale; Landing in Whole Condition.

(1) through (2) No change.

(3) African Pompano Size Limits –

(a) Recreational Size Limits – No person shall harvest or possess within or without state waters, any African pompano with a fork length less than 24 inches, ~~whether harvesting recreationally or for commercial purposes.~~

(b) Commercial Size Limits – A person harvesting for commercial purposes shall not harvest or possess while in or on state waters any African pompano with a fork length of less than 24 inches.

(4) No change.

Proposed amendment to Rule 68B-35.0035 has been changed to raise the commercial incidental bycatch of permit and to eliminate the extension of the commercial African pompano bag limit to federal waters:

68B-35.0035 Bag Limits.

(1) Permit Bag Limits –

(a) No change.

(b) Commercial Bag Limit

1. No change.

2. Persons harvesting permit as incidental bycatch pursuant to paragraph 68B-35.004(5)(a), F.A.C., shall be subject to a daily harvest, landing, and possession limit of 250 ~~400~~ permit. Possession of commercial incidental bycatch quantities of permit is prohibited within the Special Permit Zone, except for Pompano Endorsement holders within the Pompano Endorsement Zone harvesting pursuant to Rule 68B-35.005, F.A.C.

(2) No change.

(3) African Pompano Bag Limits –

(a) Recreational Bag Limits – Each person recreationally harvesting African pompano within or without state waters is subject to a bag limit of two (2) African pompano per day; ~~whether harvesting recreationally or for commercial purposes.~~ No more than two (2) African pompano shall be possessed aboard any vessel harvesting for recreational purposes within or without state waters at any time.

(b) Commercial Bag Limits – Persons harvesting for commercial purposes shall not harvest or possess while in or on state waters more than two (2) African pompano. No more than two (2) African pompano shall be possessed aboard a vessel that is harvesting for commercial purposes while in or on state waters.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., Art. X, Sec. 16, Fla. Const., 379.407 FS. History–New \_\_\_\_\_.

Proposed amendment to Rule 68B-35.004 has been changed to require direct transit and to eliminate the extension of the commercial African pompano gear regulations to federal waters:

68B-35.004 Gear Specifications and Prohibited Gear.

(1) No change.

(2) African Pompano Gear –

(a) Recreational Gear – The harvest or attempted harvest of any African pompano in or from state waters while whether harvesting recreationally ~~or for commercial purposes~~, by or with the use of any gear other than hook and line gear is prohibited. In adjacent federal EEZ waters, the harvest or attempted harvest of any African pompano by or with the use of any gear other than hook and line gear or spearing is prohibited, while whether harvesting recreationally ~~or for commercial purposes.~~

(b) Commercial Gear – The harvest or attempted harvest of any African pompano in or from state waters while harvesting for commercial purposes by or with the use of any gear other than hook and line gear is prohibited.

(3) through (4) No change.

(5) Except as provided in paragraph 68B-35.005(2)(d), F.A.C., and in this paragraph, no person shall simultaneously possess aboard any vessel in state waters any pompano or permit together with any gill or entangling net.

(a) No change.

(b) Possession of pompano or permit harvested pursuant to this subsection is allowed only when the person or vessel returns from federal EEZ waters directly, continuously, and expeditiously through state waters from the place where the lawful harvest occurred to the place where the vessel is regularly docked, moored, or otherwise stored or to the place of the licensed wholesale dealer where the catch is to be sold, and the vessel must comply with all requirements of Section 379.2423, F.S.

Rulemaking Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., Art. X, Sec. 16, Fla. Const., 379.40 FS. History–New 7-1-89, Amended 1-1-96, Formerly 46-35.004, Amended 11-1-01, 1-1-04, \_\_\_\_\_.

No other changes were made to the rule amendments as proposed.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NO.:

RULE TITLE:

69B-220.201

Ethical Requirements

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 24, June 17, 2011 issue of the Florida Administrative Weekly.

The Notice of Proposed Rule referenced incorrect information regarding the Summary of Statement of Estimated Regulatory Costs. The summary has been corrected to read as follows:

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The agency has determined that this rule will not have an impact on small business. A SERC has been prepared by the agency.

**Section IV  
Emergency Rules**

**STATE BOARD OF ADMINISTRATION**

**RULE NO.:** 19ER11-2  
**RULE TITLE:** Reimbursement Contract

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** Emergency Rule 19ER11-2 (19-8.010), Reimbursement Contract, implements statutory changes made by CS/CS/CS/SB 408. Specifically, this legislation changes the definition of “losses” which are reimbursable by the Florida Hurricane Catastrophe Fund (FHCF) and makes these changes effective for the 2011/2012 Contract Year which began on June 1, 2011. Therefore, time is of the essence in getting the incorporated forms amended and in effect as soon as possible.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** Hurricane Season began on June 1st and using the emergency rule process is the only way to implement the new legislation immediately. The emergency rule was authorized at a published meeting open to the public and is posted to the FHCF’s website.

**SUMMARY:** The legislation changes the definition of “losses”, effective for the 2011/2012 Contract Year. Losses now covered by the FHCF are “all incurred losses under covered policies....” New language specifically includes “amounts paid as fees on behalf of or inuring to the benefit of a policyholder.” New language specifically excludes losses under liability coverages, property losses that are proximately caused by any peril other than a covered event, amounts paid as the result of a voluntary expansion of coverage by the insurer, amounts paid to reimburse a policyholder for condominium association or homeowners’ association loss assessments, bad faith awards, punitive damage awards, other court-imposed fines, sanctions, or penalties, amounts in excess of the coverage limits under the covered policy and allocated or unallocated loss adjustment expenses.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Jack E. Nicholson, Chief Operating Officer, Florida Hurricane Catastrophe Fund, State Board of Administration of Florida

**THE FULL TEXT OF THE EMERGENCY RULE IS:**

19ER11-2 (19-8.010) Reimbursement Contract.

(1) through (16) No change.

(17) The reimbursement contract for the 2011-2012 contract year, including all Amendments and Addenda, required by Section 215.555(4), F.S., which is called Form FHCF-2011K-“Reimbursement Contract” or “Contract” between (name of insurer) (the “Company”)/NAIC #( ) and The State Board of Administration of the State of Florida (“SBA”) which administers the Florida Hurricane Catastrophe Fund (“FHCF”), rev. 06/11 ~~04/11~~, is hereby adopted and incorporated by reference into this rule. This contract is effective from June 1, 2011 through May 31, 2012.

(18) No change.

Rulemaking Authority 215.555(3) FS. Law Implemented 215.555 FS. History—New 5-31-94, Amended 8-29-95, 5-19-96, 6-19-97, 5-28-98, 5-17-99, 9-13-99, 6-19-00, 6-3-01, 6-2-02, 11-12-02, 5-13-03, 5-19-04, 8-29-04, 5-29-05, 11-13-05, 5-10-06, 9-5-06, 5-8-07, 8-13-07, 6-8-08, 9-2-08, 3-30-09, 8-23-09, 3-29-10, 8-8-10, 12-12-10, 6-17-11.

**THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.**

**EFFECTIVE DATE:** June 17, 2011

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

The Department of Community Affairs hereby gives notice: that a Final Order Granting Petition for Waiver has been issued.

**NAME OF PETITIONER:** City of Clewiston

**DATE PETITION WAS FILED:** April 22, 2011. It was assigned the number DCA11-WAI-079.

**THE RULE NUMBER AND NATURE OF THE RULE FROM WHICH A VARIANCE OR WAIVER IS SOUGHT:** Paragraph 9B-43.0041(2)(d), F.A.C., states that eligible local governments with an open Economic Development subgrant whose activities and expenditures are on schedule and on time as of the opening of the funding cycle can apply for a CDBG subgrant.

**A REFERENCE TO THE PLACE AND DATE OF PUBLICATION OF THE NOTICE OF THE PETITION:** Vol. 37, No. 19, May 13, 2011, issue of the Florida Administrative Weekly.

**THE DATE OF THE ORDER DENYING OR APPROVING THE VARIANCE OR WAIVER:** June 16, 2011

**THE GENERAL BASIS FOR THE AGENCY DECISION:** Waiver of the rules furthers a stated purpose of the Small Cities Community Development Block Grant program: to provide