

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.004
RULE TITLE: Voting Machine Equipment Regulation/Purchase, Use and Sale

PURPOSE AND EFFECT: The rule has not been updated since 1986 to reflect current local and state-level procurement practices. Additionally, the current rule provides no guidance to other appropriate uses of the systems that would promote training, education and technological advances on or with certified voting systems. For example, the proposed revision establishes procedures or protocols for assessing a voting system during a routine test or system audit and for identifying potential or actual problems that require immediate resolution and assessing potential vulnerabilities to the integrity of voting systems. The rule revision reflects input from rule workshops conducted in 2004, 2006 and 2009 to elicit feedback in a substantial rewrite of the rule. If adopted, the rule revision will not need to be legislatively ratified to become effective.

SUBJECT AREA TO BE ADDRESSED: Procurement, Use and Assessment of Voting Systems.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1) 101.293, 101.294 FS.

LAW IMPLEMENTED: 97.012(5), 101.015(7), 101.017, 101.292, 101.293, 101.294, 101.295, 101.5604, 101.5605(3)(b), 101.5605(4), 101.5607(1)(c), 101.58 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 25, 2011, 1:00 p.m.

PLACE: Room 307, R.A. Gray Building, Florida Department of State, Tallahassee, Florida 32399

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: Eddie Phillips at 1(850)245-6536, elphillips@dos.state.fl.us. Any person needing special accommodations to participate in this proposed rule development workshop should contact: Florida Department of State, Eddie Phillips at 1(850)245-6536, elphillips@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: David

Drury, Chief, Bureau of Voting System Certification, Division of Elections, Florida Department of State, R.A. Gray Building, Tallahassee, Florida 32399, (850)245-6200, e-mail at: drdrury@dos.state.fl.us or Maria Matthews, Assistant General Counsel, Florida Department of State, General Counsel's Office, R.A. Gray Building, Tallahassee, Florida 32399, (850)245-6536, e-mail: mimatthews@dos.state.fl.us

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

RULE NOS.: 5H-2.003, 5H-2.004
RULE TITLES: Assessments; Collections; Rate of Assessments; Exemptions

PURPOSE AND EFFECT: Recent tobacco and citrus marketing order referendums passed with overwhelming industry support. The proposed rules are being developed to update the assessment and collection procedures of commodity marketing orders. The proposed amendments to Rule 5H-2.003, F.A.C., would permit the Department to adjust or suspend the assessment rates upon recommendation of the commodity advisory council. The proposed amendments also clarifies the rule by removing the assessment amounts language from the rule. The assessment amounts are set by the marketing order and not by Department rule. This rulemaking also proposes to repeal existing Rule 5H-2.004, F.A.C., which has become outdated.

SUBJECT AREA TO BE ADDRESSED: Agricultural Marketing Orders.

RULEMAKING AUTHORITY: 573.118(2), 573.119 FS.

LAW IMPLEMENTED: 573.112, 573.118(2), 573.119 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: Marshall Wiseheart, 407 South Calhoun Street, M-9, Tallahassee, FL 32399 or (850)488-4131

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

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: 6E-2.004
RULE TITLE: Standards and Procedures for Licensure

PURPOSE AND EFFECT: To clarify and define annual Gross Tuition Revenue.

SUBJECT AREA TO BE ADDRESSED: Finances of licensed institutions.

RULEMAKING AUTHORITY: 1005.22(1)(e), 1005.31(2), (3), 1005.34, 1005.39 FS.

LAW IMPLEMENTED: 1005.04, 1005.31, 1005.33(1), 1005.34, 1005.39 FS.

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

DATE AND TIME: July 26, 2011, 3:00 p.m.

PLACE: Mission Inn Resort and Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

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

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: 6E-4.005 RULE TITLE: Student Protection Fund; Trainout Procedures for Closure

PURPOSE AND EFFECT: To clarify and define annual Gross Tuition Revenue generated in Florida.

SUBJECT AREA TO BE ADDRESSED: Student Protection Fund.

RULEMAKING AUTHORITY: 1005.37 FS.

LAW IMPLEMENTED: 1005.35(4)(g), 1005.36(3), 1005.37 FS.

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

DATE AND TIME: July 26, 2011, 3:00 p.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-in-the-Hills, Florida 34737

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Samuel L. Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.716 RULE TITLE: Visiting Record Management

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to update terminology and to transfer via rulemaking Form DC6-111C from Rule 33-601.737, F.A.C., to this rule.

SUBJECT AREA TO BE ADDRESSED: Visiting.

RULEMAKING AUTHORITY: 944.09, 944.23 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.23 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, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.716 Visiting Record Management.

(1) The Bureau of Classification and Central Records shall develop and maintain computerized inmate-visiting records.

(2) Department staff shall document all requests for visits, and decisions made with regard to visiting, and pertinent comments on the automated visiting record.

(3) No more than fifteen people, twelve years of age or older, including family and non-family members, are allowed on an inmate's approved visiting record.

(4) Inmates shall be permitted to remove or request to add visitors to their inmate visiting records by completing Form DC6-111C, a Remove/Add Visitor Request, ~~Form DC6-111C~~, provided by institutional classification staff. Form DC6-111C is hereby incorporated by reference in ~~Rule 33-601.737, F.A.C.~~ A copy of this form is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida

32399-2500. The effective date is 8/11. Additions to the visiting record shall be allowed at any time, up to the limit of fifteen approved visitors. Removals shall only be permitted every six months. Visitors whose visiting privileges are suspended or ~~revoked~~ shall not be removed from an inmate's approved visiting list ~~while in the respective status~~ and the inmate shall not be allowed to replace the visitor with another approved visitor.

(5) A person who requests placement on an inmate's visiting record shall be referred to the inmate concerned. The inmate shall be responsible for notifying prospective visitors of whether they have been approved or disapproved for visitation.

(6) A visitor shall ~~not~~ be permitted to be on the more than one inmate's approved visiting record of all inmates who are unless they are immediate family as well as one non-family inmate members except as provided in subsection (7) below 33-601.716(7), F.A.C.

(7) A visitor who is approved as ~~immediate~~ family on an inmate's visiting record shall not be considered for visitation with a non-~~immediate~~ family member inmate if both inmates are housed at the same institution unless:

(a) The ~~immediate~~ family member inmate is transferred to another institution or is released from incarceration.

(b) The visitor is already approved to visit a non-~~immediate~~ family inmate prior to the ~~immediate~~ family member inmate being received at the same institution. Visitation shall be allowed, but not on the same day.

(c) The visitor is already approved to visit a non-~~immediate~~ family member inmate prior to being transferred to the same institution housing a ~~an immediate~~ family member inmate. Visitation shall be allowed, but not on the same day.

(8) An approved visitor who is on the visiting list of two or more ~~immediate~~ family member inmates who are at the same institution may visit the inmates at the same time.

(9) A visitor approved to visit ~~as~~ a non-~~immediate~~ family inmate member shall not be removed from the visiting list of the inmate for purposes of visiting another non-~~immediate~~ family member inmate at the same institution.

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23 FS. History-New 11-18-01, Amended 9-29-03,_____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.718
 RULE TITLE: Review of Request for Visiting Privileges

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to transfer via rulemaking Forms DC6-111D and DC6-111A from Rule 33-601.737, F.A.C., to this rule and to amend form DC6-111D to permit staff to consider an applicant's relationship to the inmate if the applicant is a victim.

SUBJECT AREA TO BE ADDRESSED: Visiting.
 RULEMAKING AUTHORITY: 944.09, 944.23 FS.
 LAW IMPLEMENTED: 20.315, 944.09, 944.23 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, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.718 Review of Request for Visiting Privileges.

In approving or disapproving visiting privileges, assigned institutional classification officer shall review Form DC6-111A, the Request for Visiting Privileges, ~~Form DC6-111A~~, and shall consider all factors related to the security, order, or effective management of the institution. Form DC6-111A is incorporated by reference in Rule 33-601.715, F.A.C.

(1) Prior criminal records shall not automatically result in disapproval of visiting. The nature, extent, and recentness of the criminal convictions and adjudications withheld combined with the person's relationship to the inmate shall affect approval or disapproval.

(2) The assigned institutional classification officer staff shall evaluate a person's criminal history and visiting background using Form DC6-111D, the Visitor Screening Matrix, ~~Form DC6-111D~~. Form DC6-111D is hereby incorporated by reference. A copy is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 8/11.

(3) ~~Form DC6-111D is incorporated by reference in Rule 33-601.737, F.A.C.~~

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23 FS. History-New 11-18-01, Amended 9-29-03,_____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.726
 RULE TITLE: Visitor Searches

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to transfer via rulemaking Forms DC1-803 and DC1-804 from Rule 33-601.737, F.A.C., to this rule and to remove reference to hats.

SUBJECT AREA TO BE ADDRESSED: Visiting.
 RULEMAKING AUTHORITY: 944.09, 944.23 FS.
 LAW IMPLEMENTED: 20.315, 944.09, 944.23, 944.47, 944.8031 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, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.726 Visitor Searches.

(1) No change.

(2) Authorized visitor searches include:

(a) Search of the interior and exterior of any hand-carried item.

1. No change.

2. If the item would be damaged, destroyed, or impaired by the search, the visitor shall not be allowed to bring the item into the institution.

(b) through (c) No change.

(d) Removal of and searching inside the visitor's hat, shoes and gloves;

(e) Removal of any clothing such as scarves, overcoats, or sweaters worn over a visitor's first layer of exterior clothing; and a search by visual inspection and touching of the interior and exterior and pockets of such clothing;

(f) through (i) No change.

(j) Careful search by touching of clothing worn next to the body such as stockings, socks, and diapers, using sufficient pressure to detect contraband items. If it is necessary to remove the diaper of an infant or toddler, written consent from the parent, legal guardian, or authorized adult shall be obtained as provided in subsection (3), and it shall be done in the privacy of a search room and by an officer of the same sex.

(3) The visitor shall be instructed to sign Form DC1-803, an Unclothed Body Search Consent, Form DC1-803, if specific factual reasons support the suspicion that contraband is concealed on a visitor's person; and this suspicion is not resolved by a less intrusive search. The parent, legal guardian, or authorized adult shall sign the consent form if a minor is to be searched. Form DC1-803 is hereby incorporated by reference ~~in Rule 33-601.737, F.A.C.~~ A copy of this form is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date is 8/11.

(a) No change.

(b) The visitor shall also be asked to sign Form DC1-804, a Consent to or Notification of Search, Form DC1-804, if reasons exist to search the visitor's vehicle. Form DC1-804 is hereby incorporated by reference ~~in Rule 33-601.737, F.A.C.~~ A

copy of this form is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date is 8/11. Visiting shall be denied if the visitor refuses to give written consent to search the vehicle.

(4) through (5) No change.

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23, 944.47, 944.8031 FS. History--New 11-18-01, Amended 5-27-02, 1-25-05,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:

RULE TITLE:

59G-4.160

Outpatient Hospital Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.160, F.A.C., is to incorporate by reference the revised Florida Medicaid Hospital Services Coverage and Limitations Handbook, July 2011. The changes to the handbook will specify that the use of general classification codes 450 and 451 will be reimbursed based on a line item rate, the addition of Intrathecal Baclofen Therapy (ITB) information, and change from UB-92 to UB-04. The handbook has been revised to provide updated information on Appendix B with information on 0450 and 0451 revenue codes and includes Intrathecal Baclofen Therapy.

SUBJECT AREA TO BE ADDRESSED: Outpatient Hospital Services.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.160, F.A.C., will have as provided for under Sections 120.54 and 120.541, F.S.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.907, 409.908, 409.9081, 409.912, 409.913 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: Tuesday, August 2, 2011, 2:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308-5407

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: Pamela Kyllonen at the Bureau of Medicaid Services, (850)412-4211. 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: Pamela Kyllonen, Medicaid

Services, 2727 Mahan Drive Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4211, e-mail: pamelakyllonen@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.160 Outpatient Hospital Services.

(1) No change.

(2) All hospital providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Hospital Services Coverage and Limitations Handbook, July 2011 ~~June 2005~~, incorporated by reference, ~~and the Florida Medicaid Provider Reimbursement Handbook, UB-04 incorporated by reference in Rule 59G-4.003, F.A.C.~~ The Both handbooks is are available from the Medicaid fiscal agent's Web site ~~Portal~~ at www.http://mymedicaid-florida.com. ~~Select Click on~~ Public Information for Providers, then ~~on~~ Provider Support, and then ~~on~~ Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.907, 409.908, 409.9081, 409.912, 409.913 FS. History—New 1-1-77, Revised 12-7-78, 1-18-82, Amended 7-1-83, 7-16-84, 7-1-85, 10-31-85, Formerly 10C-7.40, Amended 9-16-86, 2-28-89, 5-21-91, 5-13-92, 7-12-92, 1-5-93, 6-30-93, 7-20-93, 12-21-93, Formerly 10C-7.040, Amended 6-13-94, 12-27-94, 2-21-95, 9-11-95, 11-12-95, 2-20-96, 10-27-98, 5-12-99, 10-18-99, 3-22-01, 8-12-01, 2-25-03, 8-14-03, 11-28-04, 8-18-05, 1-10-06, 4-16-06, 2-25-09, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-5.020
 RULE TITLE: Provider Requirements

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-5.020, F.A.C., is to incorporate by reference the Florida Medicaid Provider General Handbook, October 2011. The handbook is updated in the following areas. First, the handbook will give providers direction on requesting non-emergency out-of-state services by providing general guidelines, adding non-emergency out-of-state services, and requiring a new form OOS PA 02, October 2011. Second, the handbook is updated to reflect Medicaid Qualified Medicare Beneficiary (QMB) cost-sharing initiatives, inclusive of Medicaid cost-sharing for Medicare Part C services copayment, coinsurance and deductible. Third, the handbook is updated to provide for telemedicine services. Last, the handbook is updated as directed by legislation through Senate Bill 1986 increasing the oversight of the Medicaid Program through the provision of general guidelines on termination, suspensions, and administrative sanctioning. Overall, the amendment updates policy, clarifies existing policy, updates

forms, and updates fiscal agent information. Existing policies have been clarified and updated to ensure a better understanding of policy requirements.

SUBJECT AREA TO BE ADDRESSED: Provider Requirements.

An additional area to be addressed during the workshop will be the potential regulatory impact the amendment to Rule 59G-5.020, F.A.C., will have as provided for under Sections 120.54 and 120.541, F.S.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.906, 409.907, 409.908, 409.910, 409.912, 409.913 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: Wednesday, August 3, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308-5407

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: Maureen Barker at the Bureau of Medicaid Services, (850)412-4219. 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: Maureen Barker, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4219, e-mail: maureen.barker@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-5.020 Provider Requirements.

(+) All Medicaid providers enrolled in the Medicaid program and billing agents who submit claims to Medicaid on behalf of an enrolled Medicaid provider must comply with the provisions of the Florida Medicaid Provider General Handbook, October 2011 ~~July 2008~~, which is incorporated by reference and available from the fiscal agent's Web site ~~Portal~~ at www.http://mymedicaid-florida.com. ~~Select Click on~~ Public Information for Providers, then ~~on~~ Provider Support, and then ~~on~~ Provider Handbooks. A Paper copy of the handbook may be obtained by calling the Provider Contact Center at 1(800)289-7799 and selecting Option 7.

(2) The following form is incorporated by reference: AHCA Form 2200-0004, July 2008, Medicaid Provider Change of Address Form, one page. The form is available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Secure Information for Providers. The form may also be obtained from the Medicaid fiscal agent by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.

(3) The following forms that are included in the Florida Medicaid Provider General Handbook are incorporated by reference. In Chapter 3, Temporary Emergency Medicaid Identification Card, July 2008; one page; CF ES 2681, Feb 2003, Notice and Proof of Presumptive Eligibility for Medicaid for Pregnant Women, one page; CF ES Form 2014, Feb 2003, Authorization for Medicaid/Medikids Eligibility, one page; AHCA Form 5240-006, Unborn Activation Form, January 2007, one page; CF ES 2039, Sep 2002, Medical Assistance Referral, two pages. In Chapter 4, the AHCA Med Serv 038, July 2008, Crossover with TPL Claim and/or Adjustment Form, one page. The CF ES forms are available from the Department of Children and Family Services. The other forms are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Forms. Paper copies of the forms may be obtained by calling the Provider Contact Center at 1(800)289-7799 and selecting option 7.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.906, 409.907, 409.908, 409.910, 409.912, 409.913 FS. History-New 9-22-93, Formerly 10P-5.020, Amended 7-8-97, 1-9-00, 4-24-01, 8-6-01, 10-8-03, 1-19-05, 5-24-07, 2-25-09,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-2.001
RULE TITLE: Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to add an application and biennial fee for an appraisal management company.

SUBJECT AREA TO BE ADDRESSED: Fees.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618, 485.6235(3) 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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-2.001 Fees.

- (1) The application fee shall be as follows:

Registered Trainee Appraiser	\$50.00
Certified Residential Appraiser	\$100.00
Certified General Appraiser	\$100.00
<u>Appraisal Management Company</u>	<u>\$150.00</u>
- (2) The biennial fee shall be:

Registered Trainee Appraiser	\$175.00
Licensed Appraiser	\$175.00
Certified Residential Appraiser	\$175.00
Certified General Appraiser	\$175.00
<u>Appraisal Management Company</u>	<u>\$300.00</u>

(3) through (15) No change.

Rulemaking Authority 475.614 FS. Law Implemented 215.34, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618, 475.6235(3) FS. History-New 10-15-91, Amended 6-7-92, 5-6-93, Formerly 21VV-2.001, Amended 9-22-93, 7-5-94, 5-22-95, 8-20-96, 11-11-97, 10-1-98, 10-29-98, 1-7-99, 11-15-99, 11-10-03, 2-21-06, 9-21-06, 12-4-06, 3-13-07, 12-4-07,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-7.0065
RULE TITLE: Signatures on Appraisal Report and Certification

PURPOSE AND EFFECT: The Board proposes the rule amendment to update signature requirements on an appraisal report and certification.

SUBJECT AREA TO BE ADDRESSED: Signatures on Appraisal Report and Certification.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618 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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-7.0065 Signatures on Appraisal Report and Certification.

(1) Each appraiser signing a certification of an appraisal report must sign the certification with the name that the licensee has registered with the Department. A signature may be represented by a handwritten mark or a digitized image controlled by a personal identification number, password, or other security feature. A facsimile signature may be either affixed by hand or electronically by computer software. An appraiser shall at all times maintain direct control of the appraiser's signature.

(2) An appraiser shall develop and maintain a written method by which his or her signature shall be affixed, for its security protection and the prohibition of practices that might discredit its use.

(3) An appraiser shall not grant blanket authority to another to affix the appraiser's signature to an appraisal report or other work performed by the appraiser. Any grant of permission to another to affix an appraiser's signature to an appraisal report or other work performed by the appraiser shall meet the following requirements:

- (a) Be in writing;
- (b) Extend only to one specific appraisal report; and
- (c) Be maintained in the appraiser's work file.

Rulemaking Specific Authority 475.614 475.613(2), 475.624(14) FS. Law Implemented 475.613(2), 475.614 475.624(14) FS. History--New 12-4-06, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-9.001 Standards of Appraisal Practice
PURPOSE AND EFFECT: The Board proposes the rule amendment to update the date of the updated version of the Uniform Standards of Professional Appraisal Practice which is incorporated into the rule.
SUBJECT AREA TO BE ADDRESSED: Signatures on Appraisal Report and Certification.
RULEMAKING AUTHORITY: 475.614 FS.
LAW IMPLEMENTED: 475.613(2), 475.628 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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-9.001 Standards of Appraisal Practice.

All registered, licensed, or certified appraisers shall comply with the 2010-2011 2008-2009 Uniform Standards of Professional Appraisal Practice (USPAP), effective January 1, 2010, which is incorporated by reference.

Rulemaking Specific Authority 475.614 475.613(2), 475.628 FS. Law Implemented 475.613(2), 475.628 FS. History--New 8-29-06, Amended 3-24-09, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.: RULE TITLES:
61J1-11.001 Definitions
61J1-11.002 Application for Registration as an Appraisal Management Company
PURPOSE AND EFFECT: The Board proposes the promulgation of the rules in order to comply with statutory requirements.

SUBJECT AREA TO BE ADDRESSED: Definitions. Application for Registration as an Appraisal Management Company.

RULEMAKING AUTHORITY: 475.614 FS.
LAW IMPLEMENTED: 455.275(1), 475.613, 475.6235, 475.624 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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-11.001 Definitions.

(1) "Address of record" means the mailing address of the appraisal management company.

(2) “Authorized representative” means any person who possesses the authority, directly or indirectly, to direct the management or policies of the appraisal management company, whether through ownership, by contract, or otherwise, as provided in Section 475.6235(2)(f), F.S.

Rulemaking Authority 475.614 FS. Law Implemented 455.275(1), 475.613, 475.6235, 475.624 FS. History–New _____.

61J1-11.002 Application for Registration as an Appraisal Management Company.

(1) An applicant for registration as an appraisal management company shall file a completed application on Form DBPR FREAB-1, “Application for Registering an Appraisal Management Company,” effective June _____, 2011. The form, together with the instructions for completion, is incorporated herein by reference and may be obtained from the Board’s office at 400 West Robinson Street, Suite N801, Orlando, Florida 32801-1757 or from its Website located at www.myflorida.com/dbpr/_____. The application is complete when all items on the application form have been fully answered, all fees specified in subsection 61J1-2.001(1), F.A.C., paid, and all required documentation, certifications, electronic fingerprints through the Department’s vendor, explanations of answers, and other items specified in the form and its instructions submitted. Incomplete applications expire one year after the date any portion thereof is received.

(2) At the time of filing the application for registration, the applicant and all authorized representatives must sign a pledge to comply with the Uniform Standards of Professional Appraisal Practice, as defined in Section 475.611(1)(q), F.S., and must indicate in writing that they understand the types of misconduct for which disciplinary proceedings may be initiated.

(3) The applicant and all authorized representatives must make it possible for the Board to determine whether they are competent and qualified to perform appraisal management services with safety to those with whom they may undertake a relationship of trust and confidence and the general public by disclosing all of the following:

(a) Whether they have ever been convicted or found guilty, or entered a plea of guilty or nolo contendere (no contest) to, regardless of adjudication, of a crime in any jurisdiction which directly relates to the activities of an appraiser, or which involves moral turpitude or fraudulent or dishonest conduct;

(b) Whether any civil proceedings are pending against them or whether any civil judgment has been rendered against them in a case wherein the pleadings charged them with fraudulent or dishonest dealings; and

(c) Whether they have had a registration, license, or certification to practice any regulated profession, business, or vocation revoked, suspended, disbarred or otherwise acted against by this or any other state, any nation, or any possession or district of the United States, whether any such proceeding or

investigation is now pending, or whether they have had an application for such registration, licensure or certification to practice or conduct any regulated profession, business or vocation denied by this or any other state, any nation, or any possession or district of the United States.

(4) If an applicant and/or any authorized representative discloses information pursuant to subsection (3), above, they must submit certified copies of the following documents along with the application to be considered for registration: criminal judgments and sentences, civil judgments, civil decrees, and/or final orders by administrative and/or regulatory agencies pertaining to licensure. If such documents are no longer retained by a clerk of court or agency clerk or are no longer in existence, then the applicant and/or any authorized representative must submit proof, such as a written affidavit or statement from a clerk of court or agency clerk, that said documents are no longer retained or are no longer in existence.

Rulemaking Authority 475.614 FS. Law Implemented 475.613, 475.6235, 475.624 FS. History–New _____.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-14.002 RULE TITLE: Prohibitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to include the prohibition of administration of ketamine to a patient by a dentist without a valid general anesthesia permit.

SUBJECT AREA TO BE ADDRESSED: Prohibitions.

RULEMAKING AUTHORITY: 466.004(4), 466.017(3) FS.

LAW IMPLEMENTED: 466.017(3) 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-14.002 Prohibitions.

(1) through (7) No change.

(8) The following general anesthetic drugs shall not be employed on or administered to a patient by a dentist unless the dentist possesses a valid general anesthesia permit issued by the Board pursuant to the requirements of this chapter: propofol, methohexital, thiopental, ~~or~~ etomidate, or ketamine.

Rulemaking Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History--New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.02, 21G-14.002, Amended 12-20-93, Formerly 61F5-14.002, Amended 8-8-96, Formerly 59Q-14.002, Amended 3-9-03, 11-4-03, 6-15-06, 12-25-06,_____.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: 64B10-16.005
RULE TITLE: Domains of Practice, Objectives, Reports

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify language for the requirements and reports of the Administrator-in-Training Program and to incorporate by reference the for DH-MQA 1209, "State of Florida AIT Domains of Practice Quarterly Checklist."

SUBJECT AREA TO BE ADDRESSED: Requirements and reports of the Administrator-in-Training program.

RULEMAKING AUTHORITY: 468.1685(1), 468.1695(3), (4) FS.

LAW IMPLEMENTED: 468.1695(3), (4) 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: Bruce Deterding, Executive Director, Board of Nursing Home Administrators /MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-14.010
RULE TITLE: Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to update violations and penalties.

SUMMARY: Violations and penalties will be updated.

SUBJECT AREA TO BE ADDRESSED: Violations and penalties will be updated.

RULEMAKING AUTHORITY: 456.072, 456.077, 461.005, 461.007 FS.

LAW IMPLEMENTED: 456.013(6), 456.072, 456.077, 461.013 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: Bruce Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B18-14.010 Citations.

(1) through (3) No change.

VIOLATIONS	PENALTY
(a)1.-3. No change	
4. Failure to attend during the first biennium or within twelve (12) months of initial licensure one full day of a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted, _____ of continuing education requirements after initial licensure.	\$500.00 fine and required attendance of one full day of Board meeting.

(5) through (6) No change.

Rulemaking Specific Authority 456.072, 456.077, 461.005 FS. Law Implemented 456.057, 456.062, 456.072, 456.077, 461.012, 461.013(7) FS. History--New 1-19-92, Formerly 21T-14.010, 61F12-14.010, Amended 3-26-95, 2-25-96, 6-17-97, Formerly 59Z-14.010, Amended 11-23-00, 8-13-02, 7-26-04, 6-14-06, 10-11-06, 10-7-07,_____.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-16.005
RULE TITLE: Content of Residency Program – Reports

PURPOSE AND EFFECT: The Board proposes the development of rule requirements of program director in relation to timely forwarding residency information to the Board.

SUBJECT AREA TO BE ADDRESSED: Content of Residency Program.

RULEMAKING AUTHORITY: 461.005, 461.014(4) FS.

LAW IMPLEMENTED: 456.072(1)(j), (k), (l), 461.013(1)(g), (h), (i), 461.014 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bruce Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32314-3256

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-37.039	Prescribed Forms for Training and Certification
69A-37.065	Programs of Study and Vocational Courses

PURPOSE AND EFFECT: The Department is holding a workshop for the purpose of exploring options with the public for the implementation of new programs of study and vocational courses relating to standards for Fire Officer Professional Qualifications. The workshop may also include a general discussion of the current Fire Officer Program including length of programs, content of programs, instructor requirements, prerequisite requirements, certification requirements, and proposed rule development in that regard.

SUBJECT AREA TO BE ADDRESSED: Training and certification programs for the Fire Officer Program.

RULEMAKING AUTHORITY: 633.01(1), 633.45(2)(a) FS.

LAW IMPLEMENTED: 633.34, 633.35, 633.38, 633.45 FS.

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

DATE AND TIME: July 27, 2011, 8:30 a.m. – 10:30 a.m.

PLACE: Marriot Hotel, Room, Salon H & J, 400 South Collier Blvd., Marco Island, Florida 34145

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: Bill Wentlandt at (352)369-2829 or Bill.Wentlandt@MyFloridaCFO.com. 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: Barry Baker, Chief, Bureau of Fire Standards and Training, Division of State Fire Marshal, telephone (352)732-1433 or Barry.Baker@MyFloridaCFO.com

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

**Section II
Proposed Rules**

DEPARTMENT OF STATE

Division of Elections

RULE NO.:	RULE TITLE:
1S-2.002	Placement of Races on Primary Ballots

PURPOSE AND EFFECT: This rule, last amended in 2003, is obsolete as a result of 2004 changes made to Rule 1S-2.032, Florida Administrative Code, relating to the uniform content and style layout standards for primary and general election ballots, and subsequent legislative changes to elections results reporting under Sections 98.0981, F.S., and 102.141, F.S. If adopted, no legislative ratification is triggered.

SUMMARY: Repeal of obsolete rule relating to placement of races on primary ballots and tabulation requirements for universal primary contests.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. An 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: 20.10(3), 97.012, 101.015(3), 101.151(8) FS.

LAW IMPLEMENTED: 101.015, 101.151 FS., Art. VI, Section 5(b) of the Florida Constitution.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: July 25, 2011, 1:00 p.m.

PLACE: Room 307, R.A. Gray Building, Florida Department of State, Tallahassee, Florida 32399

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: David Drury, Chief, Bureau of Voting System Certification, Division of Elections, Florida Department of State, R.A. Gray Building, Tallahassee, Florida 32399, (850)245-6200, e-mail at: drdrury@dos.state.fl.us, or Maria Matthews, Assistant General Counsel, Florida Department of State, General Counsel's Office, R.A. Gray Building, Tallahassee, Florida 32399, (850)245-6536, e-mail: mimatthews@dos.state.fl.us. The preliminary text is available