

Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health/MQA, 4052 Bald Cypress Way, Tallahassee, Florida 32399
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health

RULE CHAPTER TITLE: Definitions Applicable to Mental Health Counseling
 RULE CHAPTER NO.: 64B4-31

PURPOSE AND EFFECT: The Board proposes to review this rule to determine if any amendments are necessary.

SUBJECT AREA TO BE ADDRESSED: Definitions applicable to mental health counseling.

SPECIFIC AUTHORITY: 491.003(9), 491.004(5), 491.005(4)(b),(c) FS.

LAW IMPLEMENTED: 491.005, 491.005(4)(b),(c) FS.

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

TIME AND DATE: 9:00 a.m., January 17, 2002

PLACE: Hilton Tampa Airport Westshore, 2225 North Lois Avenue, Tampa, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health/MQA, 4052 Bald Cypress Way, Tallahassee, Florida 32399

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

**Section II
 Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE TITLES: Fees
 Payment of Fees
 RULE NOS.: 5F-1.040
 5F-1.050

PURPOSE AND EFFECT: The purpose of 5F-1.040 and 5F-1.050 is to establish current fees for actual Metrology Laboratory testing and calibration services, and to adopt the latest national reference materials used in determining suitability of field test standards for their intended purpose.

SUMMARY: The rules raise certain fees to recover the actual costs of performing metrology lab calibrations and tests, and adopt the latest national standards for design and performance of field test standards.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 531.41(3) FS.

LAWS IMPLEMENTED: 531.415 FS.

IF REQUESTED WITHIN 21 DAYS OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 2:00 p.m., Monday, February 4, 2002

PLACE: Division of Standards' Conference Room, Suite E, Room 135, Doyle Conner Administration Building, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, (850)488-9140

THE FULL TEXT OF THE PROPOSED RULES IS:

5F-1.040 Fees.

The following fees are adopted:

(1) For each mass standard that is tested or certified to meet tolerances less stringent than American National Standards Institute/American Society for Testing and Materials (ANSI/ASTM) Standard E617 Appendix X5. for Class 4, the fee will be as follows:

<10 lbs. or metric equivalent	\$1.60 per unit
10-50 lbs. or metric equivalent	\$4.75 per unit
>50-1000 lbs. or metric equivalent	\$7.00 per unit
>1000 lbs or metric equivalent	\$20.00 per unit
0-2 lbs. or metric equivalent	\$1.95 per unit
>2-10 lbs. or metric equivalent	\$1.95 per unit
>10-50 lbs. or metric equivalent	\$5.70 per unit
>50-500 lbs. or metric equivalent	\$8.40 per unit
>500-1000 lbs. or metric equivalent	\$8.40 per unit
>1000-2500 lbs or metric equivalent	\$25.00 per unit
>2500-5000 lbs. or metric equivalent	\$25.00 per unit

(2) For each mass standard that is tested or certified to meet ANSI/ASTM Standard E617 Appendix X5. for Class 4 or equivalent tolerances, the fee will be as follows:

<10 lbs. or metric equivalent, without adjustment	\$4.15 per unit
<10 lbs. or metric equivalent, with adjustment	\$7.75 per unit
10-50 lbs. or metric equivalent	\$23.50 per unit
>50 lbs. or metric equivalent	\$23.50 per unit

<u>0-10 lbs. or metric equivalent, without adjustment</u>	\$5.00 per unit
<u>0-10 lbs. or metric equivalent, with adjustment</u>	\$9.30 per unit
<u>>10-50 lbs. or metric equivalent</u>	\$28.20 per unit
<u>>50-500 lbs. or metric equivalent</u>	\$28.20 per unit
<u>>500-1000 lbs. or metric equivalent</u>	\$28.20 per unit
<u>>1000-2500 lbs. or metric equivalent</u>	\$28.20 per unit
<u>>2500-5000 lbs. or metric equivalent</u>	\$28.20 per unit

(3) For each mass standard that is tested or certified to meet ANSI/ASTM Standard E617 Appendix X3. for Class 1 or calibrated to determine actual mass or apparent mass values, the fee will be as follows:

<u><10 lbs. or metric equivalent</u>	\$23.50 per unit
<u>>10-20 lbs. or metric equivalent</u>	\$40.00 per unit
<u>>20 lbs. or metric equivalent</u>	\$47.25 per unit
<u>0-10 lbs. or metric equivalent</u>	\$28.20 per unit
<u>>10-20 lbs. or metric equivalent</u>	\$40.00 per unit
<u>>20-50 lbs. or metric equivalent</u>	\$50.00 per unit
<u>>50-1000 lbs. or metric equivalent</u>	\$50.00 per unit
<u>>1000-2500 lbs. or metric equivalent</u>	\$50.00 per unit
<u>>2500-5000 lbs. or metric equivalent</u>	\$50.00 per unit

(4) For each volumetric flask, graduate, or test measure, the fee will be as follows:

<u>0-50 gallon capacity or metric equivalent</u>	\$25.00 20.00 per unit
<u>>5-50 gallon capacity or metric equivalent</u>	\$35.00 per unit
<u>>50-200 gallon capacity or metric equivalent</u>	\$56.70 47.25 per unit
<u>>200-500 gallon capacity or metric equivalent</u>	\$141.60 118.00 per unit
<u>>500-1000 gallon capacity or metric equivalent</u>	\$169.80 141.50 per unit
<u>>1000 gallon capacity or metric equivalent</u>	\$228.00 190.00 per unit
<u>0-25 gallon capacity or metric equivalent used for measuring Liquid Propane Gas or similar gases</u>	\$112.80 94.00 per unit
<u>>25 gallon capacity or metric equivalent used for measuring Liquid Propane Gas or similar gases</u>	\$169.80 141.50 per unit

(5) For each linear measure that is tolerance tested or certified to meet a certain tolerance, the fee shall be \$75.00.

(6) For each linear measure that is calibrated to determine actual values, the fee shall be as follows:

<u>Rigid Rules (at no more than 6 calibration points)</u>	\$100.00 94.00
<u>Steel Tapes (at no more than 12 calibration points)</u>	\$100.00

Additional calibration points will be assessed fees according to "Special tests and preparations" in section (9).

(7) For each liquid-in-glass or electronic thermometer that is tolerance tested or certified, the fee shall be \$50.00.

(8) For each liquid-in-glass or electronic thermometer that is calibrated at no more than six (6) calibration points to determine actual values, the fee shall be ~~\$100.00~~ 94.00. Additional calibration points will be assessed fees according to "Special tests and preparations" in section (9).

(9) For each special test or special preparation, the fee shall be ~~\$50.00~~ 47.25 per hour. Calibrations or tests whose individual fee(s) would total less than the equivalent of one-half hour of this hourly charge will be considered as special preparation and a fee of ~~\$25.00~~ 23.62 will be charged to cover the actual costs of set-up and preparation.

(10) Materials. The American National Standards Institute/American Society for Testing and Materials Standard E617 Appendices X3. and X5. (1991) are hereby incorporated by reference. They may be obtained from the American Society of Testing and Materials, American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428, or <http://www.astm.org> ~~1916 Race Street, Philadelphia, Pennsylvania 19103~~.

Specific Authority 531.41(3) FS. Law Implemented 531.415 FS. History--New 10-10-93, Amended 3-17-98, _____.

5F-1.050 Payment of Fees.

(1) Each fee is payable at the time the metrology service is provided, regardless of whether the item tested is certified or approved. The Department may refuse to accept for testing any item it considers unsuitable for its intended use after consideration of United States Department of Commerce, ~~National Bureau of Standards (NBS): Monograph 150, Liquid in Glass Thermometry (1976); United States Department of Commerce, National Institute of Standards and Technology (NIST): Handbook 105-1, Specifications and Tolerances for Reference Standards and Field Standard Weights and Measures, 1. Specifications and Tolerances for Field Standard Weights (NIST Class F) (Rev. 1990); Handbook 105-2, Specifications and Tolerances for Reference Standard and Field Standard Weights and Measures, 2. Specifications and Tolerances for Field Standard Measuring Flask (1996); Handbook 105-3, Specifications and Tolerances for Reference Standards and Field Standard Weights and Measures, 3. Specifications and Tolerances for Graduated Neck Type Volumetric Field Standards (1997); Handbook 105-4, Specifications and Tolerances for Reference Standards and Field Standard Weights and Measures, 4. Specifications and Tolerances for Liquefied Petroleum Gas and Anhydrous Ammonia Liquid Volumetric Provers (1997); Handbook 105-6, Specifications and Tolerances for Reference Standards and Field Standard Weights and Measures, 6. Specifications and Tolerances for Thermometers (1997); Handbook 105-7, Specifications and Tolerances for Reference Standards and~~

Field Standard Weights and Measures, 7. Specifications and Tolerances for Dynamic Small Volume Provers (1997); and The American National Standards Institute/American Society for Testing and Materials, Standard E617 Appendices X1. and X2. (1991).

(2) Fees not collected within 30 days of the date the services are provided are considered delinquent.

(3) Materials. The following materials are hereby incorporated by reference:

~~(a) United States Department of Commerce, National Bureau of Standards (NBS), Monograph 150, Liquid-in-Glass Thermometry (1976). Copies may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.~~

~~(a)(b) United States Department of Commerce, National Institute of Standards and Technology (NIST) NIST Handbook 105-1, Specifications and Tolerances for Reference Standards and Field Standard Weights and Measures, 1. Specifications and Tolerances for Field Standard Weights (NIST Class F) (Revised 1990). Copies may be obtained from the Office of Weights and Measures, National Institute of Standards and Technology, 100 Bureau Drive, STOP 2350, Gaithersburg, MD 20899-2350 the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.~~

~~(b)(e) United States Department of Commerce, National Institute of Standards and Technology, Handbook 105-2, Specifications and Tolerances for Reference Standard and Field Standard Weights and Measures, 2. Specifications and Tolerances for Field Standard Measuring Flask (1996). Copies may be obtained from the Office of Weights and Measures, National Institute of Standards and Technology, 100 Bureau Drive, STOP 2350, Gaithersburg, MD 20899-2350 the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.~~

~~(c)(d) United States Department of Commerce, National Institute of Standards and Technology, Handbook 105-3, Specifications and Tolerances for Reference Standards and Field Standard Weights and Measures, 3. Specifications and Tolerances for Graduated Neck Type Volumetric Field Standards (1997). Copies may be obtained from the Office of Weights and Measures, National Institute of Standards and Technology, 100 Bureau Drive, STOP 2350, Gaithersburg, MD 20899-2350 the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.~~

~~(e) The American National Standards Institute/American Society for Testing and Materials, Standard E617 Appendices X1. Suggested Applications and X2. Physical Characteristics, (1991). Copies may be obtained from the American Society of Testing and Materials, 1916 Race Street, Philadelphia, Pennsylvania 19103.~~

~~(d)(f) United States Department of Commerce, National Institute of Standards and Technology Handbook 105-4, Specifications and Tolerances for Reference Standards and~~

Field Standard Weights and Measures, 4. Specifications and Tolerances for Liquefied Petroleum Gas and Anhydrous Ammonia Liquid Volumetric Provers (1997). Copies may be obtained from the Office of Weights and Measures, National Institute of Standards and Technology, 100 Bureau Drive, STOP 2350, Gaithersburg, MD 20899-2350 Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

(e) United States Department of Commerce, National Institute of Standards and Technology Handbook 105-6, Specifications and Tolerances for Reference Standards and Standard Weights and Measures, 6. Specifications and Tolerances for Thermometers (1997). Copies may be obtained from the Office of Weights and Measures, National Institute of Standards and Technology, 100 Bureau Drive, STOP 2350, Gaithersburg, MD 20899-2350.

~~(f)(g) United States Department of Commerce, National Institute of Standards and Technology Handbook 105-7, Specifications and Tolerances for Reference Standards and Standard Weights and Measures, 7. Specifications and Tolerances for Dynamic Small Volume Provers (1997). Copies may be obtained from the Office of Weights and Measures, National Institute of Standards and Technology, 100 Bureau Drive, STOP 2350, Gaithersburg, MD 20899-2350 Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.~~

(g) The American National Standards Institute/American Society for Testing and Materials, Standard E617 Appendices X1. Suggested Applications and X2. Physical Characteristics, (1991). Copies may be obtained from the American Society of Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428, or <http://www.astm.org>.

Specific Authority 531.41(3) FS. Law Implemented 531.415 FS. History--New 10-10-93, Amended 3-17-98,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Max Gray, Chief, Bureau of Weights and Measures

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ben Faulk, Director, Division of Standards

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 17, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 30, 2001

DEPARTMENT OF THE LOTTERY

RULE TITLE: Sick Leave Pool
 RULE NO.: 53-16.012
 PURPOSE AND EFFECT: Pursuant to Ch. 01-43, § 42, at 208, Laws of Fla., the Lottery conducted a review of Rule 53-16.012 in which §110.121, F.S., is cited in the history note as specific authority and law implemented. The Lottery determined in its review that the provisions of this rule are

obsolete and; therefore, is repealing this rule rather than readopting it in accordance with Ch. 01-43, § 42, at 208, Laws of Fla.

SUMMARY: The proposed rule repeals Rule 53-16.012, Sick Leave Pool.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 24.105(21), 110.121 FS.

LAW IMPLEMENTED: 24.105(21), 110.121 FS.

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

TIME AND DATE: 9:00 a.m., January 30, 2002

PLACE: Department of the Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Diane D. Schmidt, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011, (850)487-7724

THE FULL TEXT OF THE PROPOSED RULE IS:

53-16.012 Sick Leave Pool.

Specific Authority 24.105(21), 110.121 FS. Law Implemented 24.105(21), 110.121 FS. History—New 2-25-93, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane D. Schmidt, Office of the General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kenneth H. Hart, Jr. General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 20, 2001

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 98-56R

RULE CHAPTER TITLE: Water Well Permitting and Construction RULE CHAPTER NO.: 62-532

SUMMARY: The proposed amendments provide a table of set back distances for new water wells, specify well casing and liner pipe be new or like new only, provide an exception to stenciling of well casing, requires wells with driven casing be sealed by adding dry bentonite, allow the use of bentonite for plugging, and consolidate well construction requirements from two other state rules into Chapter 62-532, F.A.C., and update adopted industry reference materials.

The full text of this notice is published on the Internet at the Department of Environmental Protection’s home page at http://www.dep.state.fl.us/ under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLES: Application Fees Initial Licensure Fees RULE NOS.: 64B3-9.001 64B3-9.002

PURPOSE AND EFFECT: The Board has determined that it is necessary to raise the trainee application fee to cover the cost of processing the application; and proposes to add an initial licensure fee. The Board also proposed to delete superfluous fees.

SUMMARY: The Board proposed to raise the trainee application fee to \$20.00 and to impose trainee initial licensure fee for \$20.00. The Board also proposed to delete fees that are out-of-date and are no longer applicable.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 456.025, 483.807(1), 483.805(4) FS.

LAW IMPLEMENTED: 456.025, 483.807, 483.815 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joe Baker, Jr., Board Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULES IS:

- 64B3-9.001 Application Fees.
- (1) Director — \$80
- (2) Supervisor — \$80
- (3) Addition of new specialty listing on supervisor license — \$80
- (4) Technologist — \$50
- (5) Technician — \$50
- (1)(6) Trainee — \$20 \$15
- (2)(7) Endorsement application — \$100
- (3)(8) Clinical laboratory personnel training program — \$200
- (4)(9) Continuing education provider — \$250
- (5)(40) Public Health Science Technician (3 year conditional license) — \$100

~~(6)(11)~~ Wall certificate – \$25

Specific Authority 456.025, 483.807(1) FS. Law Implemented 456.025, 483.807, 483.815 FS. History–New 12-7-93, Formerly 61F3-9.001, 59O-9.001, Amended 5-26-98, 5-13-99, 6-10-99, 3-9-00, _____.

64B3-9.002 Initial Licensure Fees.

- (1) For all clinical laboratory personnel licenses – \$100
- (2) Clinical laboratory personnel training program – \$200
- (3) For clinical laboratory personnel trainees – \$20

~~Continuing education providers – \$100~~

Specific Authority 456.025, 483.805(4), 483.807(1) FS. Law Implemented 456.025, 483.807 FS. History–New 12-7-93, Formerly 61F3-9.002, 59O-9.002, Amended 6-10-99, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Laboratory Personnel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 28, 2001

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE TITLES:	RULE NOS.:
Responsibilities of Directors	64B3-13.001
Responsibilities of Supervisors	64B3-13.002
Responsibilities of Technologists	64B3-13.003
Responsibilities of Technicians	64B3-13.004

PURPOSE AND EFFECT: The Board proposes to resolve issues with regard for the delegation of duties by the Clinical Laboratory Director. The Board proposes to resolve issues with regard to the delegation of duties by the clinical laboratory technologist and the Board proposes to remove obsolete text with regard to clinical laboratory technicians.

SUMMARY: The Board proposes to define and constrain in the delegation of responsibilities from one level of license to the next. The delegation of responsibilities must be written and specific. The rule regarding directors defines who may use the title “Clinical Laboratory Director” and out-of-date language is removed from the rule relating for technicians.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 483.805(4), 483.823 FS.

LAW IMPLEMENTED: 483.800, 483.813, 483.823, 483.825 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joe Baker, Jr., Board Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULES IS:

64B3-13.001 Responsibilities of Directors.

- (1) through (4) No change.
- (5) The director can delegate performance of responsibilities to licensed supervisors, however, the director remains responsible for ensuring that all duties are properly performed. The delegation of responsibilities must be written and specific.

(6) The laboratory director shall:

- (a) Be accessible to the clinical laboratory to provide on-site, telephone or electronic consultation as needed. This responsibility may not be delegated except to a clinical laboratory director.

(b) through (y) No change.

(7) Only a clinical laboratory director qualified pursuant to Chapter 483, Part III, F.S., may use the term “Clinical Laboratory Director” in his or her job title.

Specific Authority 483.805(4) FS. Law Implemented 483.800, 483.813, 483.823, 483.825 FS. History–New 12-6-94, Amended 3-28-95, Formerly 59O-13.001, Amended _____.

64B3-13.002 Responsibilities of Supervisors.

- (1) The supervisor is responsible for fulfilling the responsibilities of the director as assigned ~~or in the absence of the director~~ and for monitoring compliance with all applicable regulations of the board and of the Department.

(2)(a) No change.

(b) Assigns, if needed, performance of his or her direct supervision responsibilities to licensed technologists, however, the supervisor remains responsible for ensuring that direct supervision ~~of technicians~~ is properly performed. The assignment of responsibilities from the supervisor to the technologist must be written and specific.

(c) through (f) No change.

(g) Ensures ~~Provides~~ on-site direct supervision when testing is being performed by those technicians who are required to work under direct supervision.

(h) through (s) No change.

(t) Designs and/or implements a quality assurance program to monitor variables which affect the quality of clinical laboratory services.

(u) through (aa) No change.

Specific Authority 483.805(4) FS. Law Implemented 483.800, 483.813, 483.823, 483.825 FS. History–New 12-6-94, Amended 3-28-95, Formerly 59O-13.002, Amended _____.

64B3-13.003 Responsibilities of Technologists.

(1)The technologist is responsible for fulfilling the responsibilities of the supervisor, as assigned, ~~or, in the absence of the supervisor when authorized by this rule.~~ The assignment of responsibilities must be written and specific.

(2) through (g) No change.

(h) Exercises professional judgment in evaluation, of specimen integrity, result accuracy and inter-result validity and takes corrective action as necessary. Such corrective action shall include specimen rejection, recollection, and/or retesting using the same or alternate methods and/or utilizes other skills associated with the practice of clinical laboratory science to ensure validity and accuracy of testing at all times taking care not to compromise patient care with excessive rejections, recollections or delays. If in their judgment a specimen is compromised, the technologist shall include an appropriate disclaimer statement in the report indicating the potential compromised nature of the result and why, in accordance with Rule Chapter 59A-7, F.A.C.

(i) through (3) No change.

Specific Authority 483.805(4), 483.823 FS. Law Implemented 483.800, 483.813, 483.823, 483.825 FS. History-New 12-6-94, Amended 3-28-95, 7-12-95, 12-4-95, Formerly 590-13.003, Amended 4-10-01,_____.

64B3-13.004 Responsibilities of Technicians.

The technician shall:

(1) No change.

~~(2) When affixing the name or signature to any laboratory record or patient report, indicate the professional status by adding the designation "MLT" to designate Medical Laboratory Technician immediately following the name or signature if holding a current Florida license in any specialty at the technician level. The holder of temporary licensure shall use the designation "GMLT" to designate Graduate Medical Laboratory Technician until such time as licensure is granted by the Board.~~

(3) through (10) renumbered (2) through (9) No change.

Specific Authority 483.805(4) FS. Law Implemented 483.800, 483.813, 483.823, 483.825 FS. History-New 12-6-94, Amended 3-28-95, 7-12-95, Formerly 590-13.004, Amended 1-27-00, 9-27-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Laboratory Personnel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 5 and October 12, 2001

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

NOTICE OF CABINET AGENDA ON
JANUARY 29, 2002

The Governor and Cabinet, on January 29, 2002, sitting as head of the Department of Revenue, will consider approval of amendments to Rules 12E-1.008 and 12E-1.023, F.A.C., and new Rules 12E-1.027 and 12E-1.028, F.A.C., for adoption. The proposed rules were originally noticed in the Florida Administrative Weekly of November 21, 2001, Vol. 27, No. 47, pp. 5520-5530. A public hearing on the proposed rules was held on December 17, 2001. No members of the public appeared at the public hearing. No written comments have been received concerning the proposed rules. No changes have been made to the proposed rules as they appeared in the Florida Administrative Weekly.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-17.013
RULE TITLE: Dental Practice Management Services

NOTICE OF PUBLIC HEARING

The Board of Dentistry hereby gives notice of a public hearing on the above-referenced rule to be held on January 18, 2002, 1:00 p.m., The Hilton Tampa Airport Westshore, 2225 North Lois Avenue, Tampa, Florida. The rule was originally published in Vol. 27, No. 48, of the November 30, 2001, Florida Administrative Weekly. This hearing is being held in response to a request for hearing submitted on December 20, 2001, by Allen R. Grossman, Esquire on behalf of Orthalliance, Inc.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

Section IV
Emergency Rules

DEPARTMENT OF CITRUS

RULE TITLE: Oranges: 2001-02 Anhydrous Acid Maturity Standards
RULE NO.: 20ER01-1

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: 120.54(4)(b), Florida Statutes, states that those