

Specific Authority 1013.12 FS. Law Implemented 1013.12 FS. History--New 2-18-03, Formerly 4A-58.009, Amended _____.

69A-58.010 Other Applicable Codes and Standards.

No change.

Specific Authority 1013.12 FS. Law Implemented 1013.12 FS. History--New 2-18-03, Formerly 4A-58.010.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0340

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Randall A. Napoli, Director, Division of State Fire Marshal, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 28, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2005

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.034 RULE TITLE: Polling Place Procedures Manual
NOTICE OF CHANGE

Notice is hereby given that the further changes are being made solely to the proposed revised Form DS DE #11, entitled "The Polling Place Procedures Manual", which is incorporated by reference into the above-referenced rule.

The changes are made in response to comments from the Joint Administrative Procedures Committee and to comments received before and at the public hearing held on January 17, 2006, pursuant to Section 120.525, Florida Statutes. The notice of the January 17, 2006, public hearing was published in Vol. 32, No. 2, December 2, 2006, and Vol. 32, No. 2, January 13, 2006, issues of the Florida Administrative Weekly. The changes are summarized as follows:

- (1) The title page is changed to add the word "manual"
- (2) On page 5, under the heading "The Voting Process" and item #4, a correction is made as to the applicable process for resolving a discrepancy in a voter's signatures versus a discrepancy in the photo identification.
- (3) On page 3, clarification is made as when the public including the media has access to the polling room.

(4) On page 16, under the heading "Ballot Accounting," second column, the instructions for ballot accounting on touch screen systems is changed to replace the word "shall" to "should" when reconciling the number of voters with the number of ballots cast.

(5) On page 16, under the heading "Ballot Accounting," second column, the phrase "the number or voter authority slips" is corrected to read "the number of voter authority slips."

(6) On page 16, under the heading "Ballot Accounting," the tallying process is clarified including when voter authority slips may be used for ballot accounting.

(7) It is clarified that all procedures, with limited exceptions, that apply to polling places apply to early voting, with including but not limited to procedures relating to ballot accounting and public access.

(8) The manual is changed throughout as needed to note that signatures may be captured on electronic devices versus precinct registers.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maria Matthews, Assistant General Counsel, Florida Department of State, Division of Elections, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399, (850)245-6520

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are 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 CORRECTIONS

RULE NO.: 33-601.737 RULE TITLE: Visiting – Forms
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. 31, No. 44, (November 4, 2005), issue of the Florida Administrative Weekly:

Form DC6-111D, Visitor Screening Matrix, is being amended for consistency with rules governing inmate visiting. Section VII, line b., is being amended to include "attempting to escape" and "attempting to assist an escape" as grounds for denial. Section VII, line e. is being amended to include "possession" and "attempted possession," "contraband" is defined as that described in Section 944.47, F.S., and the 5 year limitation is being removed.

The "Purpose and Effect" and "Summary" in the notice of proposed rulemaking incorrectly identified the title of Form DC6-111D as the "Visitor Information Summary"; the correct title of Form DC6-111D is the "Visitor Screening Matrix."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.:	RULE TITLE:
61G14-12.003	Exemption from Licensure Renewal Provisions for Spouses of Members of the Armed Forces of the United States

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 30, No. 36, of the Florida Administrative Weekly on September 3, 2004, has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are 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 Opticianry

RULE NOS.:	RULE TITLES:
64B12-10.003	Responsibility to Client
64B12-10.006	Prescription Files and Transfer

NOTICE OF CHANGE

Notice is hereby given that the following additional changes have been made to the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 27, of the July 8, 2005, issue of the Florida Administrative Weekly.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). The Board, at its meeting on November 11, 2005, voted to change the rules to address the comments submitted by JAPC. The changes are as follows:

1. The first sentence of Rule 64B12-10.003, F.A.C., shall be reworded to read as follows: "An optician shall give due notice to the client when going out of business so that the client may make other arrangements for replacement services."
2. The first sentence of Rule 64B12-10.006, F.A.C., shall be reworded to read as follows: "Prescription files which are 2 years old or less when the optician dies, terminates the practice, or relocates and is no longer available to the patients, shall be transferred to a location where they may be obtained by clients."

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.:	RULE TITLE:
64B13-3.008	Corporate, Lay, and Unlicensed Practice of Optometry Prohibited

NOTICE OF PUBLIC HEARING

The Board of Optometry hereby gives notice of a public hearing on the above-referenced rule to be held on February 14, 2006, 10:00 a.m., or as soon thereafter as it can be heard, at the Board Meeting in the Sheraton Suites Cypress Creek, 555 N. W. 62nd Street, Fort Lauderdale, FL 33309.

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

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

RULE NO.:	RULE TITLE:
69L-6.030	Penalties for Employers Currently in Compliance Previously Failing to Secure the Payment of Compensation

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the Notice of Proposed Rulemaking that was published in the Vol. 31, No. 49, December 9, 2005, issue of the Florida Administrative Weekly (FAW).

The Notice erroneously stated that Notice of Proposed Rule Development was published in FAW on July 8, 2005. The Notice of Proposed Rule Development was published on July 1, 2005.