

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: 5B-59.003 RULE TITLE: Tomato Plant Destruction

PURPOSE AND EFFECT: The purpose of this rule is to require the destruction of older, less productive tomato plants that serve as reservoirs of tomato pests and diseases. This will be effective in reducing the impact of tomato pests and diseases on younger tomato transplants thereby improving tomato crop yields.

SUBJECT AREA TO BE ADDRESSED: Pest control, pesticide usage and destruction of plants if necessary.

SPECIFIC AUTHORITY: 570.32(5), (6), 581.031(6), (15), (17), 581.181 FS.

LAW IMPLEMENTED: 581.161, 581.181 FS.

IF REQUESTED IN WRITING BUT 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: Connie Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, FL 32614-7100.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-59.003 Tomato Plant Destruction.

(1) Definitions. For the purpose of this rule, the definitions in Sections 1.01, 500.03, 570.02, 677.102, and 581.011, Florida Statutes, and the following definitions shall apply:

(a) Commercial Tomato Producer. A person who is engaged in and has an economic risk in the business of producing, or causing to be produced, tomatoes for market.

(b) Final harvest. When an active pest management system is no longer maintained in the field following tomato harvest or if harvest has not occurred or not intended and no pest management system is being maintained.

(2) Tomato Plant Destruction. Within five days following the final harvest of a tomato crop, commercial tomato producers shall destroy remaining tomato plants on the production site using a chemical burn-down with a contact desiccant type herbicide that is EPA labeled and approved for this use such as paraquat or diquat that also contains a

minimum three percent oil and a non-ionic adjuvant to destroy crop vegetation. This must be followed by immediate complete destruction by crop removal unless double cropping is planned.

(3) The commercial tomato producer failing to destroy tomato plants within five days following final harvest as described in (2) shall be issued an immediate final order. An immediate final order issued by the department pursuant to this section shall notify the property owner that the tomato plants that are the subject of the immediate final order must be removed and destroyed unless the commercial tomato producer, no later than 10 days after delivery of the immediate final order requests and obtains a stay of the immediate final order from the district court of appeal with jurisdiction to review such requests. The commercial tomato producer shall not be required to seek a stay of the immediate final order by the department prior to seeking the stay from the district court of appeal. If the commercial tomato producer refuses or neglects to comply with the terms of the notice within 10 days after receiving it, the director or her or his authorized representative may, under authority of the department, proceed to destroy the tomato plants. The expense of the destruction shall be assessed, collected, and enforced against the commercial tomato producer by the department.

Specific Authority 570.32(5), (6), 581.031(6), (15), (17), 581.181 FS. Law Implemented 581.161, 581.181 FS. History-New _____.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: 14-10 RULE CHAPTER TITLE: Outdoor Advertising Sign Regulation and Highway Beautification

RULE NOS.: 14-10.003 RULE TITLES: Licenses
 14-10.004 Permits
 14-10.006 Additional Permitting Criteria

PURPOSE AND EFFECT: This is a replacement rule development notice. A rule development notice to address a single form revision and to revise language in paragraph 14-10.006(4)(e), F.A.C., previously was published in *Florida Administrative Weekly*, Vol. 32, No. 31, dated August 4, 2006, pages 3582 and 3583. A rule development workshop was requested by the Florida Outdoor Advertising Association and is scheduled within this notice. Four other forms also are being amended.

SUBJECT AREA TO BE ADDRESSED: Form 575-070-04, Outdoor Advertising Permit Application, is being revised and paragraph 14-10.006(4)(e), F.A.C., is amended to clarify language relating to placement of new or proposed signs. Four other forms also are being amended.

SPECIFIC AUTHORITY: 334.044(2), 479.02(7), 479.07(3)(c) FS.

LAW IMPLEMENTED: 215.34, 479.04, 479.07 FS.

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

DATE AND TIME: October 6, 2006, 9:00 a.m.

PLACE: Department of Transportation Burns Building Auditorium, 605 Suwannee Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-10.003 Licenses.

(1) No change.

(2) Application Form. An application for a license to engage in the business of outdoor advertising shall be made on an Outdoor Advertising License Application, Form 575-070-02, Rev. 10/06 ~~07/04~~, incorporated herein by reference. Form 575-070-02 may be obtained from the State Outdoor Advertising License and Permit Office, Florida Department of Transportation, 605 Suwannee Street, Mail Station 22, Tallahassee, Florida 32399-0450.

Specific Authority 334.044(2), 479.02(7) FS. Law Implemented 120.60, 215.34(2), 334.044(28), 339.05, 479.02, 479.04, 479.05, 479.07 FS. History—(Formerly part of Rule 14-15.05, Right of Way Bureau Operating Procedures), New 3-28-76, Amended 4-21-77, 12-10-77, 1-1-86, Formerly 14-10.03, Amended 6-28-98, 8-19-01, 1-25-04,_____.

14-10.004 Permits.

(1) An application for a new sign permit is made by completing and submitting an Application for Outdoor Advertising Permit, Form 575-070-04, Rev. 10/06 ~~04/05~~, incorporated herein by reference, to the address listed in Rule subsection 14-10.003(2), F.A.C. Applications may be obtained from the State Outdoor Advertising License and Permit Office.

(a) through (e) No change.

(f) For purposes of paragraph (c), above, when a valid permit is being conditionally canceled pursuant to subsection 14-10.004(9), F.A.C., the Outdoor Advertising Permit Cancellation Certification, Form 575-070-12, Rev. 10/06 ~~07/04~~, incorporated herein by reference, and Application for Outdoor Advertising Permit, Form 575-070-04, Rev. 10/06 ~~04/05~~, must be submitted simultaneously to the Department. Form 575-070-12 may be obtained from the address listed in subsection 14-10.003(2), F.A.C. The date the Department receives the cancellation and complete application documents shall be considered the date the application is received.

(g) through (3)(c) No change.

(d) The Department shall issue an Outdoor Advertising Permit, Form 575-070-30, Rev. 10/06 ~~07/04~~, to the sign owner upon receipt of a complete Application for Outdoor Advertising Permit, Form 575-070-04, Rev. 10/06 ~~04/05~~, together with all items required by Section 479.07(3)(b), Florida Statutes. For existing signs, the written statement

required by Section 479.07(3)(b), Florida Statutes, shall be any written document from the appropriate local governmental official indicating compliance with local requirements as of the date of the permit application. A previously issued building permit shall be accepted as the statement from an appropriate local governmental official, except in cases where the local government has provided notice to the sign owner that the sign is illegal or has undertaken action to cause the sign to be removed. When a building permit is submitted as the statement of the local government, the applicant shall certify in writing that the local government has not provided notice that the sign is illegal, and that the local government has taken no action to cause the sign to be removed.

(4) through (5) No change.

(6) Posting of Tags. The permanent metal permit tag issued by the Department must be posted by the permittee at the sign site within 30 calendar days of issuance, and must remain in place at all times, whether or not a sign has been erected. If a permit tag is lost, stolen, or destroyed, the permittee must apply to the Department for a replacement tag on Outdoor Advertising Permit Tag Replacement Request, Form 575-070-01, Rev. 10/06 ~~07/04~~, incorporated herein by reference, and shall include a replacement fee of \$3.00 per tag. Form 575-070-01 may be obtained from the address listed in subsection 14-10.003(2), F.A.C.

(7) Transfer of Permits. Authorization to transfer a permit shall be submitted on Outdoor Advertising Permit Transfer Request, Form 575-070-25, Rev. 10/06 ~~07/04~~, incorporated herein by reference, to the State Outdoor Advertising License and Permit Office at the address listed in Rule Section 14-10.003(2). The request shall be made in accordance with Section 479.07(6), Florida Statutes. Form 575-070-25 may be obtained from the address listed in subsection 14-10.003(2), F.A.C.

(a) through (d) No change.

(8) Cancellation of Permits. Permit cancellation notification must be submitted to the State Outdoor Advertising License and Permit Office at the address listed in subsection 14-10.003(2), F.A.C., on Outdoor Advertising Permit Cancellation Certification, Form 575-070-12, Rev. 10/06 ~~07/04~~, incorporated herein by reference. All canceled tags must be returned to the Department with the certification, or otherwise be accounted for in writing. Pursuant to Section 479.07(8)(b), Florida Statutes, if the sign has not been removed by the former permittee, it shall be removed by the Department and the cost assessed against the former permittee.

(9) through (12)(b) No change.

Specific Authority 334.044(2), 479.02(7) FS. Law Implemented 215.34, 334.044(28), 339.05, 479.01(14), 479.02, 479.04, 479.07, 479.106(5), 479.24 FS. History—(Formerly part of Rule 14-10.04, Permits; 14-15.05, Right of Way Bureau Operating Procedures), New 3-28-76, Amended 4-21-77, 12-10-77, 6-26-78, 12-31-78, 1-1-86, Formerly 14-10.04, Amended 7-7-92, 6-28-98, 8-10-99, 8-19-01, 1-25-04, 3-15-05,_____.

14-10.006 Additional Permitting Criteria.

Each application for an outdoor advertising sign permit shall meet the requirements of Sections 479.07(9) and 479.11, Florida Statutes. In addition, an application must comply with the requirements of the agreement between the state and the United States Department of Transportation referenced in Section 479.02(1), Florida Statutes, which have not been duplicated in Sections 479.07(9) and 479.11, Florida Statutes, or superseded by stricter provisions in those statutes. The requirements are:

(1) through (3) No change.

(4) Spacing. The minimum required distance between the location for which a permit is sought and the nearest permitted sign shall be measured along the edge of pavement of the main-traveled way from the location marked by the applicant in accordance with Rule 14-10.004, F.A.C., to the location of the permitted sign. In the case of a permitted sign that has not been constructed, the milepost location reflected on the application shall be used as the location of the permitted sign. Measurement along the edge of pavement shall be based on the point perpendicular to a tangent to the edge of the main-traveled way nearest the location of the sign.

(a) For V-type or back-to-back signs to be counted as one sign for spacing purposes, the facings on such signs must be connected by the same sign structure or cross-bracing, or the sign structures must be located not more than 15 feet apart at their nearest point.

(e) ~~When in situations where a sign or a proposed sign is visible from the controlled area of more than one highway subject to the jurisdiction of the Department, pursuant to Section 479.07(1), Florida Statutes, the sign must meet the permitting requirements of both highways, and if it meets the applicable permitting requirements, be permitted to, the highway with the more stringent permitting requirements.~~

(5) through (8) No change.

Specific Authority 334.044(2), 479.02(7) FS. Law Implemented 339.05, 479.02, 479.07(9), 479.08, 479.11 FS. History—New 3-28-77, Amended 12-10-77, 1-1-86, Formerly 14-10.06, Amended 12-26-95, 6-28-98, 8-19-01,_____.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER NO.: RULE CHAPTER TITLE:

40E-4

Environmental Resource Permits

PURPOSE AND EFFECT: To develop supplemental water quality criteria for environmental resource permits for new development in the Upper and Lower Kissimmee, Lake Okeechobee, St. Lucie Estuary and Caloosahatchee Estuary basins.

SUBJECT AREA TO BE ADDRESSED: Water quality criteria for environmental resource permits for new development in the Upper and Lower Kissimmee, Lake Okeechobee, St. Lucie Estuary and Caloosahatchee Estuary basins.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.413, 373.416 FS.

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

DATE AND TIME: September 29, 2006, 10:00 a.m. – 12:00 Noon

PLACE: Lower West Coast Regional Service Center, Large Conference Room, 2301 McGregor Blvd., Fort Myers, FL 33901

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 2 days before the workshop/meeting by contacting: South Florida Water Management District Clerk's Office, at (561)682-2087. 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: Damon Meiers, Deputy Director, Environmental Resource Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6876 or (561)682-6876, or by email to dmeiers@sfwmd.gov. For procedural questions please contact: Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6299 or (561)682-6299, or by email to jsluth@sfwmd.gov.

A draft of the rule text is located on the District's permitting website at: my.sfwmd.gov/permitting. Click in the right hand column under the link entitled "rule development". The draft of the rule text is also located on the District's LOER website at: <http://www.sfwmd.gov/site/index.php?id=727> Copies can also be obtained by contacting Jan Sluth, Paralegal at the contact information provided above.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER NO.: RULE CHAPTER TITLE:

40E-21 Water Shortage Plan

PURPOSE AND EFFECT: To update the District's rules concerning management of available water supplies during drought conditions particularly in light of the United States Army Corps of Engineers' anticipated modification to the Lake Okeechobee regulation schedule.

SUBJECT AREA TO BE ADDRESSED: Water supply within the Lake Okeechobee service area.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.026, 373.042, 373.0421, 373.103, 373.119, 373.175, 373.246, 373.603, 373.609 FS.

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

DATE AND TIME: October 6, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District Headquarters, William Storch Room, 3301 Gun Club Road, West Palm Beach, Florida 33406

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact the South Florida Water Management District Clerk's Office, at (561)682-2087 at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Peter J. Kwiatkowski, P. G., South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 2547 or (561)682-2547, email: pkwiat@sfwmd.gov. For procedural questions, contact: Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER NO.: RULE CHAPTER TITLE:

40E-22 Regional Water Shortage Plans

PURPOSE AND EFFECT: To update the District's rules concerning management of available water supplies during drought conditions particularly in light of the United States Army Corps of Engineers' anticipated modification to the Lake Okeechobee regulation schedule.

SUBJECT AREA TO BE ADDRESSED: Water supply within the Lake Okeechobee service area.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.026, 373.042, 373.0421, 373.103, 373.119, 373.175, 373.246, 373.603, 373.609 FS.

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

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Persons with disabilities or handicaps who need assistance may contact the South Florida Water Management District Clerk's Office, (561)682-2087 at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABALE, IS:

Peter J. Kwiatkowski, P.G., South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 2547 or (561)682-2547, email: pkwiat@sfwmd.gov. For procedural questions, contact: Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE CHAPTER NO.: RULE CHAPTER TITLE:

40E-41 Surface Water Management Basin and Related Criteria

PURPOSE AND EFFECT: To develop supplemental water quality criteria for environmental resource permits for new development in the Upper and Lower Kissimmee, Lake Okeechobee, St. Lucie Estuary and Caloosahatchee Estuary basins.

SUBJECT AREA TO BE ADDRESSED: Environmental Resource Permitting Water Quality criteria in Lake Okeechobee and Estuary Watersheds Basin.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.413, 373.416 FS.

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

DATE AND TIME: September 29, 2006, 10:00 a.m. – 12:00 Noon

PLACE: Lower West Coast Regional Service Center, Large Conference Room, 2301 McGregor Blvd., Ft. Myers, FL 33901

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 2 days before the workshop/meeting by contacting: South Florida Water Management District Clerk at (561)682-2087. 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: Damon Meiers, Deputy Director, Environmental Resource Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6876 or (561)682-6876, or by email to dmeiers@sfwmd.gov. For procedural questions please contact: Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6299 or (561)682-6299, or by email to jsluth@sfwmd.gov.

A draft of the rule text is located on the District's permitting website at: my.sfwmd.gov/permitting. Click in the right hand column under the link entitled "rule development". The draft of the rule text is also located on the District's LOER website at: <http://www.sfwmd.gov/site/index.php?id=727>. Copies can also be obtained by contacting Jan Sluth, Paralegal at the contact information provided above.

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

LAND AND WATER ADJUDICATORY COMMISSION

Villages of Westport Community Development District

RULE NO.: 42QQ-1.002
RULE TITLE: Boundary

PURPOSE AND EFFECT: The purpose of this proposed rule amendment is to amend the boundaries of the Villages of Westport Community Development District ("CDD") pursuant to Chapter 190, F.S. The Petition, as supplemented and amended, was filed by the Villages of Westport Community Development District with its registered office located at 123 South Calhoun Street, Tallahassee, Florida 32301. The Petition, as supplemented and amended, proposes to modify the land area presently serviced by the District by amending its boundary to delete approximately 41.66 acres and add approximately 195.16 acres to the District. The District currently covers approximately 1,340 acres of land and after amendment the District will encompass approximately 1,493.006 acres. There is one excluded parcel within the proposed amended boundary of the District. The last known

addresses of the owners of the excluded parcel are: Beverly R. Wilton, 6816 Keyes Road, Jacksonville, Florida 32219 and Charles K. and Joyce Roundtree, 6818 Keyes Road, Jacksonville, Florida 32219. Petitioner has written consent to include the expansion parcels into the District from 100% of the landowners. The expansion parcels proposed to be included within the boundary of the District are owned by Morteza Hosseini Kargar and Mitchell R. Montgomery. Pursuant to Section 190.046(1)(e), F.S., the filing of the Petition, as supplemented and amended, for amendment by the District Board of Supervisors constitutes consent of the landowners. The development plan for the District includes construction of approximately 1,900 single family units, 500 multi-family units, and 200,000 square feet of non-residential mixed use space. No additional residential or non-residential development is anticipated due to the amendment of the District's boundary. SUBJECT AREA TO BE ADDRESSED: Expansion of the boundaries of the Villages of Westport Community Development District.

SPECIFIC AUTHORITY: 190.005, 190.046 FS.

LAW IMPLEMENTED: 190.004, 190.005, 190.046 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, October 3, 2006, 2:00 p.m.

PLACE: Room 1802M, The Capitol, Tallahassee, Florida

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 five days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884. 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: Jonathan T. Johnson or Wesley Haber, Hopping Green & Sams, P.A., Post Office Box 6526, Tallahassee, Florida 32314, Telephone (850)222-7500; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, telephone (850)487-1884.

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE CHAPTER NO.: RULE CHAPTER TITLE:

60S-9 Division of Retirement

RULE NO.: RULE TITLE:

60S-9.001 Approved Forms

PURPOSE AND EFFECT: The purpose of this rule development is to propose the adoption of 1 new Division form, 25 revised Division forms, delete a redundant form listing, 17 corrections to form titles as listed in Rule, 3 corrections to form descriptions as listed in rule and to update the revision dates of the 5 State Board of Administration (SBA) forms incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: Forms.

SPECIFIC AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.051(1)(a), 121.35 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: October 2, 2006, 9:00 a.m.

PLACE: Department of Management Services, Conference Room Suite 101, 4050 Esplanade Way, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Julie Shaw at (850)487-3423. If you are hearing or speech impaired, please contact the agency by calling (850)410-0684.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60S-9.001 Approved Forms.

The following is a list of the forms utilized by the Division of Retirement in its dealings with the public, which are hereby incorporated by reference into these rules. A copy of these forms may be obtained from the Division's website (<http://frs.myflorida.com>) or by writing to the Division of Retirement, P. O. Box 9000, Tallahassee, Florida 32315-9000. You may also call the Division to request a copy of these forms or by calling (850)488-5706/488-5540. If calling from outside the Tallahassee calling area, you may call the Division toll-free at (877)377-1737.

(1)(a) Bureau of Enrollment and Contributions.

FORM NO./ REVISION DATE	TITLE/DESCRIPTION
1. BEN-001 (Rev. 6/04)	Florida Retirement System Pension Plan Beneficiary Designation Form Active Members Only – a one-page form.
2. FRS-400 (Rev. 4/00)	Florida Retirement System Application for Special Risk Membership Law Enforcement/Correctional Officers – a one-page form.
3. FRS-401 (Rev. 7/99)	Florida Retirement System Special Risk Credit for Past Service – a one-page form.
4. FRS-402 (Rev. 10/01)	Florida Retirement System Application for Special Risk Equivalent Credit – a one-page form.
5. FRS-404 (Rev. 11/02)	Florida Retirement System Application for Special Risk Administrative Support Class – a one-page form.
6. FRS-405 (Rev. 10/03)	Florida Retirement System Application for Special Risk Membership Firefighters/Paramedics/EMTs – a one-page form.
7. ERQ-1 (Rev. 8/06) (Rev. 8/99)	<u>Florida Retirement System Pension Plan Employment Relationship Questionnaire for Retirees Within the 2nd – 12th Months – a five-page form.</u> <u>Florida Retirement System Ballot for Member of an Existing Retirement System – a three-page form.</u>
8. BLE-1 (8/99)	<u>Florida Retirement System Pension Plan Ballot for Member of an Existing Retirement System – a one-page form.</u>
9. SMSD-1 (Rev. 8/00)	Florida Retirement System Senior Management Service Class Designated Position Form – a two-page document consisting of one page of <u>instruction information</u> and a one-page form.
10. FRS-410 (08/05)	<u>Florida Retirement System Application for Special Risk Class Membership Forensic Discipline – a one-page form</u>

(b) State Board of Administration – Enrollment and Election forms.

FORM NO./ REVISION DATE	TITLE/DESCRIPTION
1. OCC-1 (Rev. 07-06) (07/04)	Community College Optional Retirement Program (CCORP) Retirement Plan Choice Form for Eligible Employees.
2. OCC-2 (Rev. 07-06) (11/04)	Retirement Plan Conversion Form for Community College Optional Retirement Program (CCORP) Members.
3. SMS-1 (Rev. 07-06) (Rev. 07/04)	State Senior Management Service Employees Retirement Plan Enrollment Form.
4. SMS-3 (Rev. 07-06) (Rev. 07/04)	Local Senior Management Service Employees Retirement Plan Enrollment Form.
5. EOC-1 (Rev. 07-06) (Rev. 07/04)	Elected Officers' Class Employees Retirement Plan Enrollment Form.

(2) Bureau of Retirement Calculations.

FORM NO./ REVISION DATE	TITLE/DESCRIPTION
(a) FR-9 (Rev. 6/04)	Florida Retirement System Pension Plan Information Request – a one-page Form.

(b) FR-11 (Rev. 7/06 (Rev. 6/04))	Florida Retirement System Pension Plan Application for Service Retirement – a two-page document consisting of one page of instruction and a one-page form.	(r) DP-ELE (Rev. 7/06) (Rev. 7/04)	Florida Retirement System Pension Plan Notice of Election to Participate in the Deferred Retirement Option Program (DROP) and Resignation of Employment – a two-page document with one page of <u>information instruction</u> and a one-page form.
(c) SR-11 (Rev. 5/87)	<u>State and County Officers' and Employees' Retirement System SCOERS</u> Application for Service Retirement – a two-page document consisting of one page of instruction and a one-page form.	(s) DP-11 (Rev. 7/06) (Rev. 7/04)	Florida Retirement System Pension Plan Application for Service Retirement and the Deferred Retirement Option Program (DROP) – a <u>two three</u> -page form consisting of <u>one page two pages</u> of instruction and a one-page form.
(d) TR-11 (Rev. 7/99)	Teachers' Retirement System Application for Service Retirement – a two-page document consisting of one page of instruction and a one-page form.	(t) DT-11 (Rev. 7/06) (Rev. 9/01)	Teachers' Retirement System Application for Service Retirement and the Deferred Retirement Option Program (DROP) – a two-page <u>three page</u> document consisting of <u>one page two pages of instruction information</u> and a one-page form.
(e) FR-28 (Rev. 6/04)	Division of Retirement Pension Plan Application to Purchase Retirement Credit for a Pension Plan Leave of Absence – a two-page document consisting of one page of <u>information instruction</u> and a one-page form.	(u) DS-11 (Rev. 7/06) (Rev. 7/99)	State and County Officers' and Employees' Retirement System Application for Service Retirement and the Deferred Retirement Option Program (DROP) – a <u>two-page three page</u> document consisting of <u>one page two pages of instruction information</u> and a one-page form.
(f) MF-1 (Rev. 7/06) (Rev. 7/04)	Florida Retirement System Pension Plan Statement of Military Eligibility – a two-page document consisting of one page of <u>information instruction</u> and a one-page form.	(v) DP-EXT (5/05)	Florida Retirement System Pension Plan Extension of Deferred Retirement Option Program (DROP) for Specified K-12 Instructional Personnel – a one-page form.
(g) TR-4 (Rev. 4/99)	Florida Retirement System Verification of Out-Of-State Teaching Service – a two-page document consisting of one page of instruction and a one-page form.	(w) PRO-1 (Rev. 7/06) (12/02)	Florida Retirement System Pension Plan (401(a) Plan) Pretax Direct Rollover/ Transfer Form – a one-page form.
(h) OSE-1 (Rev. 7/99)	Florida Retirement System Eligibility for In-State or Out-Of-State Service – a one-page form.	(x) HIS-IP (7/04)	Florida Retirement System (FRS) Application for Health Insurance Subsidy for Investment Plan Members – a two-page document consisting of one page of instruction and a one-page form.
(i) WC-1 (Rev. 7/99)	Florida Retirement System Certification of Workers' Compensation – a one-page form.	(y) HIS IP-2 (7/04)	Florida Retirement System Health Insurance Subsidy Certification for Investment Plan Members – a one-page form.
(j) FC-1 (Rev. 7/04)	Florida Retirement System Pension Plan Salary Certification – a two-page document consisting of one page of instruction and a one-page form.	(z) SA-1 (5/00)	Division of Retirement Spousal Acknowledgement – a one-page form.
(k) MF-2 (Rev. 7/06) (Rev. 7/04)	Florida Retirement System Pension Plan Statement of Military Eligibility to Purchase Military Service Under the Out-of-State Provisions of Section 121.115, F.S. – a two-page document <u>consisting of one page of information and a one-page form</u> a one-page form.		
(l) FR-23 (Rev. 5/05)	Florida Retirement System Pension Plan Notification of Reemployment or Suspension of Retirement Benefits – a one-page form.		
(m) FR-23a (Rev. 5/05)	Florida Retirement System Pension Plan Application to Reactivate Retirement Benefits – a one-page form.		
(n) FR-30 (Rev. 7/04)	Florida Retirement System Pension Plan Verification for In-State or Out-of-State Service Credit – a three-page document consisting of one page of instruction and a two-page form.		
(o) FR-30a (Rev. 7/04)	Florida Retirement System Pension Plan Out-of-State Employer Request – a one-page form		
(p) FRS-11o (Rev. 7/06) (Rev. 7/04)	Florida Retirement System Pension Plan Option Selection for FRS Members – a one-page form.		
(q) FST-11o (Rev. 7/06) (Rev. 7/04)	Florida Retirement System Pension Plan Option Selection for TRS and SCOERS Members – a one-page form.		

(3) Bureau of Benefit Payments.

FORM NO./ REVISION DATE	TITLE/DESCRIPTION
(a) FR-13 (Rev. 7/06) (Rev. 2/04)	Florida Retirement System Pension Plan Application for Disability Retirement – a four-page document consisting of two pages of instruction and a two-page form.
(b) FR-13a (Rev. 7/06) (Rev. 7/99)	Florida Retirement System Statement of Disability by Employer – a two-page form.
(c) FR-13b (Rev. 6/06) (Rev. 7/99)	Florida Retirement System Physician's Report of Disability a two-page form.
(d) TR-13 (Rev. 10/86)	<u>Teachers' Retirement System of Florida TRS</u> Application for Disability Retirement – a one-page form.
(e) TR-13a (Rev. 10/86)	<u>Teachers' Retirement System of Florida</u> Member's Statement of Disability – a one-page form.

(f) TR-13b (Rev. 10/86)	<u>Teachers' Retirement System of Florida</u> Physician's Report of Disability – a one-page form.	(z) SVF-1 (Rev. 7/99)	<u>Florida Retirement System Pension Plan</u> Student Verification of Enrollment by Institution – a one-page form.
(g) SR-13 (Rev. 9/71)	<u>State and County Officers' and Employees' Retirement System</u> SCOERS Application for Disability Retirement – a one-page form.	(aa) SVF-2 (Rev. 7/99)	<u>Florida Retirement System Pension Plan</u> Affidavit Attesting to Eligibility – a one-page form.
(h) SR-13a (Rev. 9/71)	<u>State and County Officers' and Employees' Retirement System</u> SCOERS Member's Statement of Disability – a one-page form.	(bb) DIS-1 (Rev. 4/06) (Rev. 12/02)	<u>Florida Retirement System Pension Plan</u> Disclaimer of Benefits – a two-page document consisting of one page of instruction and a one-page form.
(i) SR-13b (Rev. 9/71)	<u>State and County Officers' and Employees' Retirement System</u> SCOERS Physician's Report of Disability – a one-page form.	(cc) JA-NUL (Rev. 7/99)	<u>Florida Retirement System Pension Plan</u> Joint Annuitant Nullification Form – a one-page form.
(j) FR-13e (Rev. 7/06) (Rev. 7/99)	<u>Florida Retirement System FRS</u> Retiree's Report of Continuing Disability – a two-page form.	(dd) FR-30b (Rev. 7/99)	<u>Florida Retirement System Pension Plan</u> Verification for In-State or Out-of-State Service Credit – a two-page form.
(k) FR-13f (Rev. 7/06) (Rev. 7/99)	<u>Florida Retirement System FRS</u> Physician's Report of Reexamination – a two-page form.	(ee) DP-TERM (Rev. 6/06) (Rev. 8/04)	<u>Florida Retirement System Pension Plan</u> Deferred Retirement Option Program (DROP) Termination Notification – a one-page form.
(l) TR-13e (Rev. 2/88)	<u>Teachers' Retirement System TRS</u> Retiree's Report of Continuing Disability – a four page form.	(ff) DP-PAYT (Rev. 3/03) (Rev. 10/01)	<u>Florida Retirement System Pension Plan</u> Deferred Retirement Option Program (DROP) Selected Payout Method – a one-page form.
(m) TR-13f (Rev. 7/81)	<u>Teachers' Retirement System TRS</u> Physician's Report of Reexamination – a four-page form.	(gg) DP-JOINT (Rev. 9/99)	<u>Florida Retirement System Pension Plan</u> Deferred Retirement Option Program (DROP) Joint Annuitant Verification – a one-page form.
(n) SR-13e (10/86)	<u>State and County Officers' and Employees Retirement System SCOERS</u> Retiree's Report of Continuing Disability – a four-page form.	(hh) Rollover (Rev. 7/01)	<u>Florida Retirement System Pension Plan</u> Direct Rollover Election Form – a one-page form.
(o) SR-13f (Rev. 7/81)	<u>State and County Officers' and Employees' Retirement System</u> SCOERS Physician's Report of Reexamination – a four-page form.	(ii) DP-12 (Rev. 2/06) (Rev. 9/02)	<u>Florida Retirement System Pension Plan</u> Beneficiary Designation Form for the Alternate Payee of a DROP Participant – a one-page form.
(p) FRS-M81 (Rev. 7/01)	<u>Florida Retirement System Pension Plan</u> Request for Refund – a one-page form.	(jj) SB-13b (Rev. 3/01)	<u>Florida Retirement System Pension Plan</u> SCOERS Physician's Report – a two-page form.
(q) HIS-1 (Rev. 7/05) (Rev. 7/02)	<u>Florida Retirement System Pension Plan</u> Health Insurance Subsidy Certification Form – a two-page document consisting of one page of instruction and a one-page form.	(kk) FST-11so2 (Rev. 12/02)	<u>Florida Retirement System Pension Plan</u> Application for Survivor Benefits – a one-page form.
(r) FST-12 (Rev. 12/02)	<u>Florida Retirement System Pension Plan</u> Beneficiary Designation Form (Retired Members Only) – a one-page form.	(ll) DP-TEOC (9/01)	<u>Florida Retirement System Pension Plan</u> Deferred Retirement Option Program (DROP) Elected Officers' Termination Notification – a one-page form.
(s) JA-1 (Rev. 12/02)	<u>Florida Retirement System Pension Plan</u> Change of Joint Annuitant Form (Retired Members Only) – a one-page form.	(mm) DROLL (1/02)	<u>Florida Retirement System Pension Plan</u> Beneficiary Direct Rollover Election Form – a one-page form.
(t) AAPS (Rev. 8/00)	<u>Florida Retirement System Pension Plan</u> Affidavit Attesting to Payee Status Military Eligibility a one-page form.	(nn) DIS-2 (Rev. 4/06) (8/03)	<u>Florida Retirement System Pension Plan</u> Disclaimer of Benefits– a two-page document consisting of one page of instruction and a one-page form.
(u) FST-11b (Rev. 12/02)	<u>Florida Retirement System Pension Plan</u> Application of Beneficiary for Monthly Retirement Benefits – a one-page form.	(oo) DIS-3 (Rev. 4/06) (8/03)	<u>Florida Retirement System Pension Plan</u> Disclaimer of Benefits – a two-page document consisting of one page of instruction and a one-page form.
(v) FST-11g (Rev. 12/02)	<u>Florida Retirement System Pension Plan</u> Application of Beneficiary for Benefit Payment – a one-page form.	(pp) DP-VOID (4/03)	<u>Florida Retirement System Pension Plan</u> Deferred Retirement Option Program (DROP) Void Form – a one-page form.
(w) TR-11c (Rev. 12/02)	<u>Teachers Retirement System</u> Application for Survivor Benefits – a two-page document consisting of one page of information instruction and a one-page form.	(qq) SRA-1 (Rev. 12/04) (Rev. 7/04)	<u>Florida Retirement System Pension Plan</u> Service Retirement Agreement– a one-page form.
(x) SRF-2 (Rev. 7/99)	<u>Florida Retirement System Pension Plan</u> Student Report Form – a one-page form.	(rr) DP-EXT (5/05) (see 60S-9.001(2)(v))	<u>Florida Retirement System Pension Plan</u> Extension of Deferred Retirement Option Program (DROP) for Specified K-12 Instructional Personnel – a one-page form.
(y) SRF-3 (Rev. 7/99)	<u>Florida Retirement System Pension Plan</u> Authorization for Release of Information – a one-page form.		

(~~rr~~)(~~ss~~) PR-13 (Rev. 7/06)
(7/04) Florida Retirement System Investment Plan Application for Disability Retirement – a four-page form consisting of two pages of instruction and a two-page form.

(~~ss~~)(~~tt~~) PR-11o (7/04) Florida Retirement System Investment Plan Option Selection for FRS Members – a one-page form.

(4) Administration.

FORM NO./	TITLE
REVISION DATE	
(a) SAPS (Rev. 10/02)	Florida Retirement System Statement Attesting to Payee Status – a one-page form.

Specific Authority 121.031 FS. Law Implemented 1.01, 112.215, 112.361, 112.363, 120.55, 121.011, 121.015, 122.021, 121.031(2), 121.051, 121.0515, 121.081, 121.091, 121.111, 121.115, 121.122, 121.121, 121.125, 121.4501, 121.591, 122.08, 122.09, 215.28, 238.05, 238.06, 238.07, 689.21, 1012.01 FS. History–New 9-9-82, Amended 2-6-84, 11-6-84, 4-17-85, Formerly 22B-9.01, Amended 6-4-86, 12-5-90, Formerly 22B-9.001, Amended 1-4-93, 1-18-94, 4-26-94, 1-10-95, 11-2-95, 12-28-95, 3-12-96, 12-16-97, 10-14-98, 4-26-99, 1-24-00, 12-19-00, 2-6-01, 3-18-02, 10-23-05,_____.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement – Optional Retirement Program

RULE CHAPTER NO.: RULE CHAPTER TITLE:
60U-1 Division of Retirement – Optional Retirement Program

RULE NO.: RULE TITLE:
60U-1.006 Approved Forms

PURPOSE AND EFFECT: The purpose of this rule development is to propose the deletion of 2 Division forms, the adoption of 2 new Division forms and the incorporation by reference of 1 State Board of Administration form.

SUBJECT AREA TO BE ADDRESSED: Forms.

SPECIFIC AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.051(1)(a), 121.35 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: October 2, 2006, 9:00 a.m.

PLACE: Department of Management Services, Conference Room Suite 101, 4050 Esplanade Way, Tallahassee, Florida 32399-0949

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd, Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Julie Shaw at (850)487-3423. If you are hearing or speech impaired, please contact the agency by calling (850)410-0684.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60U-1.006 Approved Forms.

The following is a list of the forms utilized by the Division of Retirement in its dealings with the public in administering the State University System Optional Retirement Program, which are hereby incorporated by reference into these rules. A copy of these forms may be obtained through the Board of Governors Regents and State University System Personnel Offices or by writing to the Division of Retirement, P. O. Box 9000, Tallahassee, FL 32315-9000. These forms may also be printed or downloaded from the Division’s website (<http://frs.myflorida.com>) or from the cooperative website of the Division and the State Board of Administration (www.myfrs.com). A copy of these forms may also be obtained by calling the Division at (850)488-5706. If calling from outside the Tallahassee calling area you may call the Division toll-free at (877)377-1737. ~~Cedars Executive Center, Building C, 2639 North Monroe Street, Tallahassee, Florida 32399-1560.~~

(1)(a) Division Forms.

FORM NO./REVISION DATE	TITLE
(1) ORP-1 (Rev. 7/99)	Optional Retirement Program Employer Application for Administrative and Professional Positions
(2) ORP-16 (Rev. 7/00)	State University System Optional Retirement Program (SUSORP)/(FRS) Ballot
<u>1. ORP-16A (Rev 12/02)</u>	<u>Florida Retirement System State University Optional Retirement Program (SUSORP) Change Form – a one-page form</u>
<u>2. ORP-EFT (11/05)</u>	<u>Florida Retirement System State University System Optional Retirement Program Supplemental Statement for Distributions- a one page form</u>

(b) State Board of Administration Forms.

<u>1. ORP-16 (Rev. 07/06)</u>	<u>State University System ORP-Eligible Employees Retirement Plan Enrollment Form – a four-page form.</u>
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Specific Authority 121.031 FS. Law Implemented 121.051(1)(a), 121.35 FS. History–New 2-28-84, Amended 9-5-84, Formerly 22U-1.06, Amended 12-5-90, Formerly 22U-1.006, Amended 1-4-93, 10-20-93, 1-10-95, 5-14-95, 9-18-96, 10-14-98, 1-24-00, 12-19-00,_____.

DEPARTMENT OF MANAGEMENT SERVICES

Senior Management Service Optional Annuity Program

RULE CHAPTER NO.: 60V-1
 RULE CHAPTER TITLE: Senior Management Service Optional Annuity Program

RULE NO.: 60V-1.007
 RULE TITLE: Approved Forms

PURPOSE AND EFFECT: The purpose of this rule development is to propose the deletion of 1 Division form, the adoption of 1 new Division form and the incorporation by reference of 2 State Board of Administration forms.

SUBJECT AREA TO BE ADDRESSED: Forms.

SPECIFIC AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.051(1)(a), 121.35 FS.

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

DATE AND TIME: October 2, 2006, 9:00 a.m.

PLACE: Department of Management Services, Conference Room Suite 101, 4050 Esplanade Way, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd, Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Julie Shaw at (850)487-3423. If you are hearing or speech impaired, please contact the agency by calling (850)410-0684.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60V-1.007 Approved Forms.

The following is a list of the forms utilized by the Division of Retirement in its dealings with the participants in the Senior Management Service Optional Annuity Program, which are hereby incorporated by reference into these rules. A copy of these forms may be obtained by calling the Division at (850)488-57062784. If calling from outside the Tallahassee calling area, you may call the Division toll-free at (877)377-1737 or by writing to the Division of Retirement at, P. O. Box 9000, Tallahassee, FL 32315-9000. Cedars Executive Center, Building C, 2639 North Monroe Street, Tallahassee, Florida 32399-1560. These forms may also be printed or downloaded from the Division's website

(<http://frs.myflorida.com>) or from the cooperative website of the Division and the State Board of Administration (www.myfrs.com).

(1)(a) Division Forms.

FORM NO./ REVISION DATE	TITLE/DESCRIPTION
(1) SMS-1 (Rev. 7/00)	Senior Management Service Employees Retirement Plan Enrollment Form
1. OAP-EFT (11/05)	Optional Annuity Program (SMSOAP)/FRS Ballot Florida Retirement System Senior Management Service Class (SMSC) Supplemental Statement for Distributions – a one-page form

(b) State Board of Administration Forms.

FORM NO./REVISION DATE	TITLE
1. SMS-1 (Rev. 07/06)	State Senior Management Service Employees Retirement Plan Enrollment Form
2. Form SMS-4 (11/05)	Retirement Plan Conversion Form for Local Employer Senior Management Service Class (SMSC) Members

Specific Authority 121.031 FS. Law Implemented 121.055 FS. History–New 1-4-93, Amended 1-10-95, 5-14-95, 9-18-96, 10-14-98, 1-24-00, 12-19-00,_____.

DEPARTMENT OF MANAGEMENT SERVICES

IFAS Supplemental Benefit Program

RULE CHAPTER NO.: 60W-8
 RULE CHAPTER TITLE: Division of Retirement

RULE NO.: 60W-8.001
 RULE TITLE: Approved Forms

PURPOSE AND EFFECT: The purpose of this rule development is to propose the adoption of 1 new Division form and 1 revised Division form.

SUBJECT AREA TO BE ADDRESSED: Forms.

SPECIFIC AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.051(1)(a), 121.35 FS.

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

DATE AND TIME: October 2, 2006, 9:00 a.m.

PLACE: Department of Management Services, Conference Room Suite 101, 4050 Esplanade Way, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee FL 32399-1560, (850)488-5706

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise

the agency at least 48 hours before the workshop/hearing/meeting by contacting Julie Shaw at (850)487-3423. If you are hearing or speech impaired, please contact the agency by calling (850)410-0684.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60W-8.001 Approved Forms.

The following is a list of the forms utilized by the Division of Retirement in its dealings with the participants in the Institute of Food and Agricultural Sciences Supplemental Benefit Program which are hereby incorporated by reference into these rules. A copy of these forms may be obtained from the Division's website (<http://frs.myflorida.com>) or by writing to the Division of Retirement, P. O. Box 9000, Tallahassee, Florida 32315-9000, ~~Cedars Executive Center, Building C, 2639 North Monroe Street, Tallahassee, Florida 32399-1560.~~ You may also call the Division to request a copy of these forms by dialing (850)488-5706. If calling from outside the Tallahassee calling area, you may call the Division toll-free at (877)377-1737.

FORM NO./REVISION DATE	TITLE/DESCRIPTION
IF-11 (Rev. 7/06)(Rev. 5/92)	FRS Application for IFAS Supplemental Retirement – a two-page form consisting of one page of instruction and a one-page form.
FRS-11o (IFAS) (Rev. 7/06)	Florida Retirement System Option Selection for Institute of Food and Agricultural Sciences – a one-page form.

Specific Authority 121.40(14) FS. Law Implemented 121.40 FS. History–New 2-4-86, Formerly 22Q-8.001, Amended 1-4-93,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Surveyors and Mappers

RULE NO.: 61G17-2.005
 RULE TITLE: Statement Regarding Lack of Insurance

PURPOSE AND EFFECT: The purpose and effect of this amendment is to change from 1/8" to 1/4" the minimum height of the letters in the printed statement called for in this rule in order to conform with the requirements of paragraph 61G17-6.003(3)(f), F.A.C.

SUBJECT AREA TO BE ADDRESSED: Statement Regarding Lack of Insurance.

SPECIFIC AUTHORITY: 472.015 FS.

LAW IMPLEMENTED: 472.015 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: Rick Morrison, Executive Director, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G17-2.005 Statement Regarding Lack of Insurance.

In addition to the office sign required by Section 472.015, F.S., if neither the business entity nor the individual licensee has professional liability insurance, the map and the report, if there is a report, must contain the following printed statement in letters at least 1/4" 4/8" high: The survey depicted here is not covered by professional liability insurance.

Specific Authority 472.015 FS. Law Implemented 472.015 FS. History–New 2-20-96, Amended_____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
62-602	Drinking Water and Domestic Wastewater Treatment Plant Operators
RULE NOS.:	RULE TITLES:
62-602.200	Definitions
62-602.230	Approval of Residence or Correspondence Courses
62-602.250	Criteria for Determining Eligible Experience
62-602.270	Eligibility for Operator Examinations
62-602.300	Qualifications for Operator Licensure
62-602.350	Approval of Residence or Correspondence Courses
62-602.360	Licensing Requirements for Non-Florida Operators
62-602.410	Applications for Examination
62-602.420	Applications for License
62-602.430	Application Processing for Examinations and License
62-602.450	Notification to Applicants for Examinations

62-602.500	Examination Administration
62-602.560	Candidates' Post Exam Review
62-602.570	Formal Administrative Hearing Petition and Pre-hearing Review Request
62-602.600	Fees for Operator Examinations and Licensure
62-602.650	Duties of Operators
62-602.660	Technical Manuals
62-602.700	Operator Licensing
62-602.710	Renewal of Operator Licenses
62-602.720	Inactive Status of License
62-602.800	Grounds for Disciplinary Proceedings
62-602.850	Disciplinary Guidelines
62-602.870	Suspension and Revocation of Operator License
62-602.880	Consecutive Public Water System Operator Licenses
62-602.900	Forms for the Operator Certification Program

PURPOSE AND EFFECT: The Department is establishing licensure requirements and procedures for water distribution system operators. The Department also is making clarifications and changes to existing licensure requirements and procedures for water or domestic wastewater treatment plant operators.

SUBJECT AREA TO BE ADDRESSED: Rule 62-602.200, F.A.C., is being amended to clarify, change, or add definitions of words, phrases, and terms used in Chapter 62-602, F.A.C. Rule 62-602.230, F.A.C., is being amended to specify how the Department will approve training courses for water distribution system operators and to modify how the Department will approve training courses for treatment plant operators. Rule 62-602.250, F.A.C., is being amended to describe eligible water distribution operator experience and to indicate that treatment plant operator experience may be obtained as an employee, volunteer, or contractor and may be obtained at a plant or an electronic control system. Rule 62-602.270, F.A.C., is being amended to add exam eligibility requirements for water distribution operators. Rule 62-602.300, F.A.C., is being amended to specify qualifications for licensure of water distribution operators. Rule 62-602.350, F.A.C., is being repealed because it is superseded by Rule 62-602.230, F.A.C. Rule 62-602.360, F.A.C., is being amended to establish licensing requirements for water distribution operators licensed in other states and to give operators licensed in other states one opportunity to pass an exam without having to complete a training course. Rule 62-602.410 is being amended to add application procedures for water distribution operator exams and to eliminate language that allows persons to apply for an operator exam and license at the same time. Rule 62-602.420, F.A.C., is being amended to add application procedures for water distribution operator licenses. Rule 62-602.430, F.A.C., is being amended to eliminate language that allows persons to

apply for an operator exam and license at the same time. Rule 62-602.450, F.A.C., is being amended to clarify that only applicants approved by the Department to take an exam will be notified about the exam. Rule 62-602.500, F.A.C., is being amended to eliminate reference to outdated and unnecessary Department manuals. Rule 62-602.560, F.A.C., is being amended to establish a time limit for post-exam reviews; to specify what documents examinees will be given during post-exam reviews; to state that challenges of exam questions must be submitted in writing during post-exam reviews; and to state that, after a meritorious challenge of an exam question, the Department will regrade only the exams of those examinees who failed but scored a 65 percent or higher. Rule 62-602.570, F.A.C., is being amended to give examinees the opportunity to petition for an administrative hearing within 21 days after the date the Department determines an exam question challenge is without merit and to state that the Department will issue an amended grade notification letter if it discovers during preparation for an administrative hearing that credit should be awarded for an exam question. Rule 62-602.600, F.A.C., is being amended to add exam fees, licensure fees, and license renewal fees for water distribution operators; to eliminate language allowing persons to apply for an operator exam and license at the same time; and to eliminate the opportunity for examinees to request hand scoring of an exam because repeat electronic scoring is conducted. Rule 62-602.650, F.A.C., is being amended to add duties of water distribution operators; to clarify who operators must notify in the event of a wastewater spill or a security breach or emergency/abnormal conditions at a public water system; to require a separate operation and maintenance (O&M) log for each plant; and to require operators to note in O&M logs when they report wastewater spills or security breaches or emergency/abnormal conditions at a public water system. Rule 62-602.660, F.A.C., is being amended to list the latest edition of referenced operation manuals; to reference five new operation manuals; and to eliminate reference to design and construction manuals and two obsolete operation manuals. Rule 62-602.700, F.A.C., is being amended to make a minor clarification. Rule 62-602.710, F.A.C., is being amended to add continuing education requirements for water distribution operators and to add new topics for continuing education. Rule 62-602.720, F.A.C., is being amended to make a minor clarification. Rule 62-602.800, F.A.C., is being amended to establish grounds for disciplinary proceedings for water distribution operators. Rule 62-602.850, F.A.C., is being amended to establish disciplinary guidelines for water distribution operators; to specify a recommended penalty for failure to perform treatment plant or water distribution operation in a manner consistent with standard operating practices; and to recommend a penalty for failure to comply with any Department order previously entered in a disciplinary hearing. Rule 62-602.870, F.A.C., is being amended to establish grounds for suspension or revocation of water

distribution operator licenses. Rule 62-602.880, F.A.C., is being amended to state that the Department will no longer issue consecutive public water system operator licenses and will convert all existing consecutive system operator licenses to Level 4 water distribution operator licenses. Rule 62-602.900, F.A.C., is being amended to add application forms for water distribution operator exams and licenses.

SPECIFIC AUTHORITY: 403.869, 403.872 FS.

LAW IMPLEMENTED: 403.1842, 403.8532, 403.865, 403.866, 403.867, 403.869, 403.871, 403.872, 403.873, 403.874, 403.875, 403.876 FS.

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

DATE AND TIME: 3 workshops

1. Monday, October 2, 2006, 10:00 a.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Twin Towers Office Building, Room 609, Tallahassee, Florida

2. Wednesday, October 4, 2006, 10:00 a.m.

PLACE: Department of Environmental Protection, Southeast District Office, 400 North Congress Avenue, Suite 200, West Palm Beach, Florida

3. Thursday, October 5, 2006, 10:00 a.m.

PLACE: Department of Environmental Protection, Southwest District Office, 13051 North Telecom Parkway, Temple Terrace, Florida

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 7 days before the workshop/meeting by contacting: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 3520, Tallahassee, Florida 32399-2400, (850)245-8630. 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: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 3520, Tallahassee, Florida 32399-2400, (850)245-8630. It is also on-line at: <http://www.dep.state.fl.us/water/drinkingwater/docs/602-699PublicWorkshopDraftRulesAug06.pdf>.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE CHAPTER NO.: RULE CHAPTER TITLE:

62-699 Treatment Plant Classification and Staffing

RULE NOS.: RULE TITLES:

62-699.200 Definitions

62-699.310 Classification and Staffing of Plants

62-699.311 Additional Classification and Staffing Requirements

PURPOSE AND EFFECT: The Department is establishing classification and staffing requirements for water distribution systems. The Department also is making clarifications and changes to existing classification and staffing requirements for water or domestic wastewater treatment plants.

SUBJECT AREA TO BE ADDRESSED: Rule 62-699.200, F.A.C., is being added to define words, phrases, and terms used in Chapter 62-699, F.A.C. Rule 62-699.310, F.A.C., is being amended to add classification and staffing requirements for water distribution systems; to clarify, change, and expand the list of treatment processes included under the various categories of domestic wastewater or water treatment plants; to increase staffing from 1/2 hour/day to 1 hour/day for Category I, Class C, wastewater plants with a capacity less than 0.05 million gallons per day (MGD); to specify that the cumulative time spent each week visiting a Category III, Class C, water plant with a capacity less than 0.25 MGD shall be equal to an average of at least 30 minutes per visit; and to specify that the cumulative time spent each week visiting a Category IV, Class C or D, water plant with a capacity less than 1.0 MGD or a Category V, Class C or D, water plant with a capacity less than 3.0 MGD shall be equal to an average of at least 15 minutes per visit. Rule 62-699.311, F.A.C., is being amended to add classification and staffing requirements for water distribution systems; to allow Class D plant operators to be the lead/chief operator of up to five water or wastewater plants if the plants are under the same ownership; to establish approval criteria governing staffing reductions for plants under an electronic surveillance system, automatic control system, or electronic control system, for plants operating at less than permitted capacity, and for multiple Category V water plants connected to the same distribution system; to allow the Department to require increased staffing where necessary to ensure compliance; and to require that Class C plants be visited by their lead/chief operator at least twice per month and that Class D plants be visited by their lead/chief operator at least once per month.

SPECIFIC AUTHORITY: 403.869, 403.88(4) FS.

LAW IMPLEMENTED: 403.852, 403.862, 403.866, 403.867, 403.875(1)(f), 403.88(1), (2), (3) FS.

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

TIME AND DATE: 3 workshops

1. Monday, October 2, 2006, 10:00 a.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Twin Towers Office Building, Room 609, Tallahassee, Florida

2. Wednesday, October 4, 2006, 10:00 a.m.

PLACE: Department of Environmental Protection, Southeast District Office, 400 North Congress Avenue, Suite 200, West Palm Beach, Florida

3. Thursday, October 5, 2006, 10:00 a.m.

PLACE: Department of Environmental Protection, Southwest District Office, 13051 North Telecom Parkway, Temple Terrace, Florida

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 7 days before the workshop/meeting by contacting: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 3520, Tallahassee, Florida 32399-2400, (850)245-8630. 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: Virginia Harmon, Department of Environmental Protection, at 2600 Blair Stone Road, M.S. 3520, Tallahassee, Florida 32399-2400, (850)245-8630; and is on-line at <http://www.dep.state.fl.us/water/drinkingwater/docs/602-699PublicWorkshopDraftRulesAug06.pdf>

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

DEPARTMENT OF JUVENILE JUSTICE

Detention Services

RULE CHAPTER NO.: RULE CHAPTER TITLE:

63G-1 Detention Cost Sharing

RULE NOS.: RULE TITLES:

63G-1.005 Fiscally Constrained Counties

63G-1.007 Quarterly Reporting

63G-1.008 Annual Reconciliation

PURPOSE AND EFFECT: The proposed rule amendments revise the methodology by which fiscally constrained counties are proportionately assessed for predisposition detention care when costs exceed the legislative appropriation. Amendments are also required to modify the timing of quarterly reporting and reconciliation.

SUBJECT AREA TO BE ADDRESSED: Standards and procedures for apportioning and collecting counties' responsibility for pretrial secure detention costs.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.2155 FS.

LAW IMPLEMENTED: 985.2155 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: Friday, September 29, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: DJJ Headquarters, Knight Building, Room 312, 2737 Centerview Dr., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Clyde Benedix, 2737 Centerview Drive, Ste. 312-I, Tallahassee, FL 32399-3100, e-mail clyde.benedix@djj.state.fl.us.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:	RULE TITLE:
64B16-28.141	Requirements for an Automated Pharmacy System in a Community Pharmacy

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Requirements for an Automated Pharmacy System in a Community Pharmacy.

SPECIFIC AUTHORITY: 465.005, 465.022 FS.

LAW IMPLEMENTED: 465.018, 465.022 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH**Board of Pharmacy**

RULE NO.: 64B16-28.450
 RULE TITLE: Centralized Prescription Filling
 PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.
 SUBJECT AREA TO BE ADDRESSED: Centralized Prescription Filling.
 SPECIFIC AUTHORITY: 465.003, 465.005, 465.0265 FS.
 LAW IMPLEMENTED: 465.003(16), 465.0265 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH**Board of Pharmacy**

RULE NO.: 64B16-28.451
 RULE TITLE: Pharmacy Common Database
 PURPOSE AND EFFECT: The Board proposes the rule promulgation in order to create instructions concerning pharmacies who utilize a common database.
 SUBJECT AREA TO BE ADDRESSED: Pharmacy Common Database.
 SPECIFIC AUTHORITY: 465.05, 465.022 FS.
 LAW IMPLEMENTED: 465.0266 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-28.451 Pharmacy Common Database.

(1) A pharmacy licensed under this chapter may perform prescription drug processing for other pharmacies, provided that all pharmacies are under common ownership, utilize a

common database, and are properly licensed, permitted or registered in this state or another state. Nothing in this subsection shall prohibit a pharmacist employee of said pharmacies who is licensed in Florida from remotely accessing the pharmacy's electronic database from outside the pharmacy in order to process prescriptions, provided the pharmacy establishes controls to protect the privacy and security of confidential records.

(2) Prescription drug processing does not include the dispensing of a prescription drug but includes any of the following:

- (a) Receiving, interpreting, or clarifying a prescription;
- (b) Entering prescription data into the pharmacy's record;
- (c) Verifying or validating a prescription;
- (d) Performing prospective drug review as defined by the Board;

(e) Obtaining refill and substitution authorizations;
(f) Interpreting or acting on clinical data;
(g) Performing therapeutic interventions;
(h) Providing drug information concerning a patient's prescription;

(i) Providing patient counseling.

(3) Each pharmacy performing prescription drug processing pursuant to this section must maintain a policy and procedure manual, which shall be made available to the Board or its agent upon request. The policy and procedures manual shall include the following information:

(a) A prescription for how each pharmacy will comply with federal and state laws, rules and regulations;

(b) The procedure for maintaining appropriate records to identify the pharmacies and pharmacists responsible for the prescription drug processing and dispensing of the prescription;

(c) The policy and procedure for providing adequate security to protect the confidentiality and integrity of patient information;

(d) The procedure to be used by the pharmacy in implementing and operating a quality assurance program designed to objectively and systematically monitor, evaluate, and improve the quality and appropriateness of patient care.

(4) The prescription drug processing of a prescription by one pharmacy for another pursuant to this section shall not be construed as the transferring of a prescription as set forth in Section 465.026, F.S.

(5) In addition to all record requirements of Rule 64B16-28.140, F.A.C., all pharmacies participating in prescription drug processing, shall maintain appropriate records which identify, by prescription, the name(s), initials, or identification code(s) of each pharmacist or pharmacy technician who performs a processing function for a prescription. Such records shall be maintained:

- (a) Separately by each pharmacy and pharmacist; or

(b) In a common electronic file, as long as the records are maintained in such a manner that the data processing system can produce a printout which lists the functions performed by each pharmacy, pharmacist, pharmacy intern and pharmacy technician.

Specific Authority 465.05, 465.022 FS. Law Implemented 465.0266 FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.002 RULE TITLE: Educational Requirements
PURPOSE AND EFFECT: The Board proposes a rule amendment to address the educational requirements.
SUBJECT AREA TO BE ADDRESSED: Educational requirements for provisional licensure.
SPECIFIC AUTHORITY: 468.1135(4) FS.
LAW IMPLEMENTED: 468.1155, 468.1185 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: Pamela King, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.004 RULE TITLE: Professional Employment Experience
PURPOSE AND EFFECT: The Board proposes a rule amendment to address professional employment experience.
SUBJECT AREA TO BE ADDRESSED: Professional employment experience required for licensure as a Speech Language Pathologist or Audiologist.
SPECIFIC AUTHORITY: 468.1135(4) FS.
LAW IMPLEMENTED: 468.1165 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: Pamela

King, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.006 RULE TITLE: Licensure by Endorsement
PURPOSE AND EFFECT: The Board proposes a rule amendment to address the requirements for licensure by endorsement.
SUBJECT AREA TO BE ADDRESSED: Licensure by endorsement requirements and application process.
SPECIFIC AUTHORITY: 468.1135(4) FS.
LAW IMPLEMENTED: 468.1145(2), 468.1185(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, IF AVAILABLE, IS: Pamela King, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-4.002 RULE TITLE: Educational Requirements for Assistants
PURPOSE AND EFFECT: The Board proposes a rule amendment to address the educational requirements for assistants.
SUBJECT AREA TO BE ADDRESSED: Education requirements for certification as a language pathology or an audiology assistant and the application process.
SPECIFIC AUTHORITY: 468.1135(4), 468.121(3) FS.
LAW IMPLEMENTED: 468.1215(1), (2) 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: Pamela

King, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-6.002
 RULE TITLE: Standards for Approval of Continuing Education Activities and Providers

PURPOSE AND EFFECT: The Board proposes a rule amendment to address the standards for approval of continuing education activities and providers.

SUBJECT AREA TO BE ADDRESSED: Requirements and standards to obtain approval for continuing education activities and providers and the administrative process to obtain approval from the board.

SPECIFIC AUTHORITY: 456.013, 468.1135(4), 468.1195(3) FS.

LAW IMPLEMENTED: 468.1195 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: Pamela King, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #06, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: 64B32-2.001
 RULE TITLE: License by Endorsement

PURPOSE AND EFFECT: The Board proposes to amend the rule to add language seeking reentry into the profession after 2 years of non-practice.

SUBJECT AREA TO BE ADDRESSED: Licensure.

SPECIFIC AUTHORITY: 468.353(1), 468.358(3) FS.

LAW IMPLEMENTED: 468.358(2), (3), 468.365 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: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B32-2.001 License by Endorsement.

(1) Each applicant applying for licensure shall pay an application fee in the form of a check or money order payable to the Department of Health. The initial application must be accompanied by the application fee. The application fee is nonrefundable and may not be used for more than one year from the original submission of the application. After one year from the date of the original submission of an application and application fee, a new application and new fee shall be required from any applicant who desires to be considered for licensure.

(2) Every applicant for licensure as a registered respiratory therapist or certified respiratory therapist shall demonstrate the following:

(a)1. That the applicant holds the "Registered Respiratory Therapist" or "Certified Respiratory Therapist" credential issued by the National Board for Respiratory Care, or an equivalent credential acceptable to the Board; or

2. That the applicant holds licensure, or the equivalent, to deliver respiratory care in another state and such licensure was granted pursuant to requirements determined to be equivalent to, or more stringent than, the requirements in Florida.

(b) That the applicant is not otherwise disqualified by reason of a violation of Chapter 456 or Chapter 468, Part V, F.S., or the rules promulgated thereunder.

(c) That the applicant has completed a Board approved 2-hour course in medical error prevention meeting the criteria set forth in Rule 64B32-6.006, F.A.C.

(d) An applicant who has been out of the practice of respiratory care for 2 years or more must complete a Board-approved comprehensive review course in order to ensure that he or she has the sufficient skills to re-enter the profession. Board-approved comprehensive course means any course or courses which includes, at a minimum, fourteen (14) direct contact education hours in the topics and numbers of hours as follows (for the purpose of this section, home study courses are not permitted):

Patient assessment	3 hours
Hemodynamics	2 hours
Pulmonary Function	1 hour
Arterial blood gases	1 hour
Respiratory equipment including medications	2 hours
Airway Care	1 hour
Mechanical ventilation	2 hours

Emergency care/special procedures 1 hour
 General respiratory care 1 hour

Specific Authority 468.353(1), 468.358(3) FS. Law Implemented 468.358(2), (3), 468.365 FS. History–New 4-29-85, Formerly 21M-34.02, 21M-34.002, 61F6-34.002, 59R-71.002, 64B8-71.002, Amended 7-22-02, 8-28-05,_____.

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: 64B32-5.001 RULE TITLE: Disciplinary Guidelines
 PURPOSE AND EFFECT: The Board proposes to amend the rule to add language to the disciplinary guidelines regarding a licensee failure to comply with Section 456.072(1)(t), F.S.
 SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines.
 SPECIFIC AUTHORITY: 456.079, 468.365(4) FS.
 LAW IMPLEMENTED: 456.072, 468.365 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: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B32-5.001 Disciplinary Guidelines.
 (1) through (3)(ee) No change.

<u>(ff) Failure to notify a patient through written or oral notice of the type of license the practitioner holds. (456.072(1)(t), F.S.)</u>	<u>First Offense:</u>	<u>Read laws and rules and submit an affidavit attesting that the licensee has read the laws and rules.</u>
	<u>Second Offense:</u>	<u>A fine from \$100.00 to \$5000.00.</u>

(4) through (6) No change.

Specific Authority 456.079, 468.365(4) FS. Law Implemented 456.072, 468.365 FS. History–New 4-29-85, Formerly 21M-37.01, 21M-37.001, Amended 1-3-94, Formerly 61F6-37.001, 59R-74.001, 64B8-74.001, Amended 5-5-02, 12-5-04, 5-15-05,_____.

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: 64B32-6.002 RULE TITLE: Definitions
 PURPOSE AND EFFECT: The Board proposes to amend rule to clarify definition for academic credit.
 SUBJECT AREA TO BE ADDRESSED: Definitions.
 SPECIFIC AUTHORITY: 468.353(1), 468.361(2) FS.
 LAW IMPLEMENTED: 468.361 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: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-6.002 Definitions.

(1) “Academic Quarter Credit Hour” means ten (10) contact hours.

(2) “Academic Semester Credit Hour” means fifteen (15) contact hours.

(3)(4) “Appropriate continuing education” means planned offerings designed to enhance learning and promote the continued development of knowledge, skills, and attitudes consistent with contemporary standards for the individual’s respiratory care practice.

(4)(2) “Approved” means acceptable to the Board.

(5)(3) “Biennium” means a time period of two (2) calendar years, as designated by the Department.

(6)(4) “One (1) contact hour” equals a minimum of fifty (50) minutes. One-half (1/2 or.5) contact hour equals a minimum of twenty-five (25) minutes.

(7)(5) “Offering” means a planned educational experience dealing with a specific content based on the stated learner objectives.

(8)(6) “Orientation – Standard Agency Operation” is the means by which respiratory care professionals are introduced to the philosophy, goals, policies, procedures, role expectations, physical facilities and special services in a specific work setting. Orientation does not meet the continuing education requirement for the purpose of these rules.

(9)(7) “Participation” means sharing in the learning experience in order to achieve the stated learner objectives.

(3) The number of trauma center positions for each TSA is as follows:

TSA	Counties	Trauma Centers
1	Escambia; Okaloosa; Santa Rosa; Walton	2
2	Bay; Gulf; Holmes; Washington	1
3	Calhoun; Franklin; Gadsden; Jackson; Jefferson; Leon; Liberty; Madison; Taylor; Wakulla	1
4	Alachua; Bradford; Columbia; Dixie; Gilchrist; Hamilton; Lafayette; Levy; Putnam; Suwannee; Union	2
5	Baker; Clay; Duval; Nassau; St. Johns	2
6	Citrus; Hernando; Marion	1
7	Flagler; Volusia	2
8	Lake; Orange; Osceola; Seminole; Sumter	3
9	Pasco; Pinellas	3
10	Hillsborough	2
11	Hardee; Highlands; Polk	3
12	Brevard; Indian River	2
13	Desoto; Manatee; Sarasota	3
14	Martin; Okeechobee; St. Lucie	1
15	Charlotte; Glades; Hendry; Lee	2
16	Palm Beach	2
17	Collier	1
18	Broward	3
19	Dade; Monroe	6
	TOTAL	42

(4) No change.

Specific Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.405 FS. History—New 12-10-92, Formerly 10D-66.1075, Amended 6-9-05,_____.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: 64E-2.040
 RULE TITLE: Funding for Verified Trauma Centers
 PURPOSE AND EFFECT: To revise the method of determining funding allocations for distribution to Florida’s trauma centers in accordance with the legislative directives included in House Bill 7141, which passed in the 2006 Legislative Session.
 SUBJECT AREA TO BE ADDRESSED: Trauma Center Funding Allocation.
 SPECIFIC AUTHORITY: 395.4036 FS.
 LAW IMPLEMENTED: HB 7141.
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: Friday, October 6, 2006, 10:00 a.m. EDT
 PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, FL 33607

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 2 days before the workshop/meeting by contacting: Susan McDevitt, Office of Trauma, Department of Health, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2760; Email: susan_mcdevitt@doh.state.fl.us; Fax: (850)488-2512. 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: Susan McDevitt, Office of Trauma, Department of Health, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399-1738, (850)245-4440, ext. 2760; Email: susan_mcdevitt@doh.state.fl.us; Fax: (850)488-2512

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64E-2.040 Funding for Verified Trauma Centers.

(1) No change.

(a) through (b) No change.

(c) “Caseload volume”, “trauma caseload volume”, and “volume of trauma cases” – all mean the number of verified trauma patients served by a trauma center during a calendar year, after 2004, on whom data timely supplied by the trauma center to the trauma registry satisfies the Florida Trauma Registry Manual, December 2005, reporting requirements for determining trauma caseload volume (see page 5 of the manual). ~~Solely for calendar years 2004 and 2005, this definition shall be the number of patients served by a trauma center during the respective calendar year on which data was supplied timely by the trauma center consistent with the Florida Trauma Registry Manual, December 2004.~~

(d) “International Classification Injury Severity Score” (ICISS) means a mathematical system of risk stratification based on anatomic diagnosis of trauma patients as initially defined and validated in the following reference: “Local funding contribution” — means local municipal, county or tax district funding, public or private and public foundation funding and service district organization funding received by a hospital or healthcare system that operates a trauma center.

(e) “Weighted ISS volume” — means (The number of patients in the caseload volume for the previous calendar year with an ISS score of 14 and below) + (3 x the number of patients in the caseload volume for the previous calendar year with an ISS score of 15 and above).

(e) “Severe Injury Patient” – Through December 31, 2007, means a verified patient with a computed ICISS Ps < .90 and, after December 31, 2007, means a verified trauma patient with computed ICISS Ps < .85.

(f) “Verified Trauma Patient” means a patient treated at a state certified trauma center with at least one ICD-9-CM discharge diagnosis between 800 and 959.9 with a Survival Risk Ratio (SRR) < 1 whose data is used by the trauma registry to determine caseload volume. SRR’s for each diagnosis code will be determined from analysis of data in the trauma registry by the Department consistent with ICISS and shall be published by the Department.

(g) “Year” means the most recent complete calendar year for which caseload volume is available from the trauma registry.

(2) Funds collected under Sections 318.14(5) and 318.18(15)(14), F.S., and deposited into the department’s administrative trust fund shall be distributed quarterly to the certified trauma centers, during the subsequent first calendar quarter and during the subsequent third calendar quarter as follows:

~~(a) First quarter distribution shall be calculated, consistent with paragraphs (d) and (e) below, using timely submitted caseload volume data from the year preceding the previous calendar year.~~

~~(b) Third quarter distribution shall be calculated, consistent with paragraphs (d) and (e) below, using timely submitted caseload volume data for the previous calendar year.~~

~~(b)(e)~~ All distribution shall be consistent with subsection (2) or upon resolution of all relevant administrative and judicial challenges, whichever is later.

~~(c)(d)~~ Funds collected under Section 318.14(5), F.S., and deposited into the department’s administrative trust fund shall be distributed to the trauma center as follows: $[(.5 \times \text{funds}) / \text{Current total number of trauma centers}] + [(.5 \times \text{funds}) \times (\text{Caseload volume for the trauma center for the previous calendar year} / \text{The sum of caseload volume for all trauma centers during the previous calendar year})]$.

~~(d)(e)~~ Funds collected under Section 318.18(15)(14), F.S., and deposited into the department’s administrative trust fund under Section 395.4095(1), F.S., shall be distributed as follows:

1. To each trauma center in a region receiving a local funding contribution as of December 31 of the previous year: $(.2 \times \text{funds}) \times (\text{Caseload volume for the trauma center for the previous calendar year} / \text{The sum of caseload volume for the previous calendar year for all trauma centers receiving funding under subparagraph (2)(e)1. of this rule})$.

2. To each trauma center: $\{(.4 \times \text{funds}) \times (\text{Caseload volume of the trauma center during the previous calendar year} / \text{The sum of caseload volume for all trauma centers during the previous calendar year})\}$.

3. To each trauma center: $\{.4 \times \text{funds}\} \times (\text{The total number of severe injury patients served by the trauma center for the year trauma center’s weighted ISS volume} / \text{The total number of all severe injury patients served by the trauma centers for the year sum of all trauma centers’ weighted ISS volume})$.

Specific Authority 395.4036 FS. Law Implemented 395.4036 FS. History—New 4-25-06, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Habitat and Species Conservation

RULE CHAPTER NO.: RULE CHAPTER TITLE:

68E-1

Marine Turtle Permits

PURPOSE AND EFFECT: The proposed rule amendment clearly outlines the procedures by which an interested party can apply for a Marine Turtle Permit, the basis for FWC to issue these permits, and provides concise, transparent criteria for permit approval.

SUBJECT AREA TO BE ADDRESSED: Marine Turtle Permits.

SPECIFIC AUTHORITY: 370.10(2), 370.12(1)(d)3. FS.

LAW IMPLEMENTED: 370.10(2), 370.12(1)(d)3. FS.

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

DATE AND TIME: October 4, 2006, 1:30 p.m.

PLACE: Auditorium, Room # 272, Ferris Bryant Building, 620 South Meridian Street, Tallahassee, Florida

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 Dr. Robbin Trindell at (850)922-4330 or robbin.trindell@myfwc.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 IS: Dr. Robbin Trindell, MS#6A, FWC, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)922-4330 (robbin.trindell@myfwc.com)

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-176.013
 RULE TITLE: Notification of Insured’s Rights and Standard Disclosure Form; Personal Injury Protection Benefits

PURPOSE AND EFFECT: To adopt revisions to Form OIR-B1-1149.

SUBJECT AREA TO BE ADDRESSED: Addition of Notice regarding rewards for reporting fraud or billing errors and the violations involved in solicitation to the notification of insured’s rights under no-fault.

SPECIFIC AUTHORITY: 624.308(1), 627.7401(1) FS.

LAW IMPLEMENTED: 624.307(1), 627.736, 627.7401, 627.745 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: October 5, 2006, 9:30 a.m.

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Michael Milnes, Property and Casualty Product Review, Office of Insurance Regulation, E-mail: michael.milnes@fldfs.com

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

**Section II
 Proposed Rules**

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: 6A-3.006
 RULE TITLES: Pool Purchase Plan for Purchase of Equipment and Contractual Needs; Department of Management Services, Division of Purchasing Authorized to Negotiate Contracts

6A-3.0121
 Responsibility of School District and Parents or Guardians for Students Who Are Transported at Public Expense

6A-3.0141
 Employment of School Bus Operators

6A-3.016
 Responsibilities of Deputy Commissioner for Finance and Operations for Student Transportation

6A-3.0171
 Responsibilities of School Districts for Student Transportation

6A-3.0291
 Specifications for New School Buses

6A-3.037
 Alternate Engine Fuels for School Buses

PURPOSE AND EFFECT: The purpose is to implement Florida’s statutory requirements for safe and efficient transportation of Florida public school students by county school districts and charter schools. The effect will be rules which meet current public expectations and the higher benchmarks set by student transportation providers for the safety of students.

SUMMARY: The proposed revisions to the rules listed above include the following changes: deletion of unnecessary and obsolete provisions relating to the state volume purchasing program for school buses; updated provisions relating to statutorily mandated program for bidding of school buses, drug and alcohol testing services, and purchase of other commodities and services that may be needed by school districts; removal of provisions specifying distinctions for transportation of students with special needs that may be inconsistent with federal law; specifying school district responsibilities to inform parents regarding the safety of students while in transit to and from school and to and from bus stops; updating requirements for school bus operators relating to new, statutorily required commercial driver license school bus endorsement; removal of references to specific paper-based forms for systems in which reports to the Department of Education have been automated; requiring school board policies prohibiting use of cell phones by school bus operators while driving and prohibiting unnecessary idling while in the vicinity of students; requiring that school bus operators driving on field or activity trips instruct all passengers regarding locations and proper use of emergency exits; require that school bus operators check their buses after each trip to ensure that no students are left on board; and update requirements for school buses powered by alternative fuels to allow for newer technologies, such as hybrid diesel-electric power.

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

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.

SPECIFIC AUTHORITY: 1006.21-.27, 1012.45 FS.

LAW IMPLEMENTED: 1006.21-.27, 1012.45 FS.