

**Section I**  
**Notices of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-6.05271      RULE TITLE: Standards for the Use of Reasonable Force

**PURPOSE AND EFFECT:** The purpose of this rule development workshop is to provide an opportunity for the public (including educators, administrators and stakeholders) to provide input for the adoption of guidelines for the use of reasonable force with students by school personnel. The effect of this new rule is to adopt state standards for the use of reasonable force by school personnel to maintain a safe and orderly learning environment.

**SUBJECT AREA TO BE ADDRESSED:** Recommendations on the use of reasonable force by school personnel.

**SPECIFIC AUTHORITY:** 1012.75(2) FS.

**LAW IMPLEMENTED:** 1003.32(1)(j), 1006.11(1), 1012.75(2) FS.

**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**

**DATES AND TIMES:** March 17, 2008, 4:00 p.m. – 8:00 p.m.; March 18, 2008, 4:00 p.m. – 8:00 p.m.; March 19, 2008, 5:00 p.m. – 8:00 p.m.; March 20, 2008, 4:00 p.m. – 7:00 p.m.; March 21, 2008, 4:00 p.m. – 7:00 p.m.

**PLACES:** March 17 – St. Petersburg College – Clearwater Campus, Teaching Auditorium, Room TA-110, 2495 Drew Street, Clearwater, Florida; March 18 – Piper High School – Media Center, 8000 N. W. 44th Street, Sunrise, Florida; March 19 – Seminole County Schools Educational Support Center – Training Room 1 & 2, 400 East Lake Mary Blvd., Sanford, Florida; March 20 – Fullerwood Learning Center – Auditorium 10 Hildreth Drive, St. Augustine, Florida 32084; March 21 – Cottondale High School – Cafetorium (Cafeteria), 2680 Levy Street, Cottondale, Florida 32431

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Marian Lambeth, Chief, Office of Professional Practices Services, Department of Education, 325 West Gaines Street, Suite 224-E, Tallahassee, Florida 32399-0400

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NO.: 9B-3.050      RULE TITLE: Statewide Amendments to the Florida Building Code

**PURPOSE AND EFFECT:** The rule is to be amended to reflect an updated form for submission of code amendments and to accommodate the new statutory process for adopting amendments meeting specified criteria; specifically, eliminating the requirement for publication of amendments for 45 days before they are considered by a committee or the Commission.

**SUBJECT AREA TO BE ADDRESSED:** Form for submission of code amendments and expedited code amendment process.

**SPECIFIC AUTHORITY:** 553.73(3), (6), (7), (8) FS.

**LAW IMPLEMENTED:** 553.73(3), (6), (7), (8) FS.

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

**DATE AND TIME:** March 19, 2008, 8:30 a.m., or as soon thereafter as the matter can be called up before the Commission in accordance with its meeting agenda

**PLACE:** 3705 Spectrum Boulevard, Tampa, Florida 33612

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: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247. 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:** Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

9B-3.050 Statewide Amendments to the Florida Building Code.

(1) through (3) No change.

(4) For the purpose of amending the Florida Building Code, each proposed amendment to the Florida Building Code shall be submitted on the Code Amendment Proposal, Form No. 9B-3.047-2008, effective \_\_\_\_\_, 2004 available from the Building Code Information System at [www.floridabuilding.org](http://www.floridabuilding.org) or by contacting the Codes and Standards Section, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399. The Code Amendment Proposal

form shall be submitted online at [www.floridabuilding.org](http://www.floridabuilding.org) and shall be reviewed by Commission staff for sufficiency. Commission staff shall ascertain 1) whether the amendment to the code has been submitted in legislative format, 2) if the rationale for amending the code has been provided, and 3) if all seven questions regarding fiscal and other impacts have been answered by the proponent. The term "NA" or "Not applicable" shall be considered an insufficient answer. If a proposed code amendment is submitted more than two weeks prior to the deadline established and staff finds the proposal to be insufficient, staff shall notify the proponent via email of the nature of its insufficiency and that if the proponent of the amendment elects to resubmit the proposal curing the insufficiency, it must be resubmitted prior to the deadline. Once a Code Amendment Proposal has been found sufficient, Commission staff shall verify such status online, enabling the Building Code Information System to show the proposal to the general public for comment. Code Amendment Proposals found insufficient shall not be verified or considered as building code amendments in the code amendment process.

(5) Each proposed amendment will be heard first by the appropriate Technical Advisory Committee, which will consider the proposal and all documentation submitted therewith, and consider whether to recommend approval by a 75% vote. If the proposal fails to achieve a 75% favorable vote, it is forwarded to the Commission for action based upon the applicable criteria. The Committee may modify the proposed amendment if it provides the documentation required by subsection 9B-3.047(6), F.A.C. After modification, the Committee must then vote whether to recommend adoption as amended. If the proposed amendment as modified fails to achieve a 75% favorable vote, the proposal is forwarded to the Commission for action.

(6) The Commission shall publish each proposed amendment on its website at [www.floridabuilding.org](http://www.floridabuilding.org) at least 45 days prior to its consideration by the appropriate Technical Advisory Committee, except those amendments submitted pursuant to Section 553.73(7), F.S. This notice may run concurrently with the notice required by Section 120.54(2), F.S., and is not intended to extend the required rulemaking timeframes therein.

(7) The full Commission shall consider and vote upon each proposed amendment after consideration by at least one Technical Advisory Committee. The Commission may act on a consent agenda of those proposals which receive the required 75% vote at the Committee level to deny the amendment. The Commission must take action on all proposed amendments regardless of the Committee's recommendation. The decision of the Commission to approve a proposed amendment shall be by 75% vote. Those proposals failing to meet the vote requirement shall not be adopted. The Commission may modify a proposed amendment, provided that the form

required by subsection 9B-3.047(6), F.A.C., is amended to reflect the modification and supporting documentation is submitted.

(8) The Commission shall publish each proposed amendment on its website at [www.dca.state.fl.us/fhcd/fbc](http://www.dca.state.fl.us/fhcd/fbc) at least 45 days prior to its consideration by the full Commission, except those amendments submitted pursuant to Section 553.73(7), F.S. This notice may run concurrently with the notice required by Section 120.54(3), F.S., and is not intended to extend the required rulemaking timeframes therein.

(9) Each amendment approved for adoption by the Florida Building Commission, except those amendments approved pursuant to Section 553.73(7), F.S., shall take effect no earlier than three months after the rule amendment is filed for adoption with the Department of State.

Specific Authority 553.73(3), (6), (7), (8) FS. Law Implemented 553.73(3), (6), (7), (8) FS. History—New 11-20-01, Amended 6-8-05, 2-28-06, 9-13-07, \_\_\_\_\_.

## DEPARTMENT OF COMMUNITY AFFAIRS

### Division of Housing and Community Development

RULE NO.:

RULE TITLE:

9B-3.053

Alternative Plans Review and  
Inspection Forms Adopted

PURPOSE AND EFFECT: To provide more precise numbering for forms adopted, specify the location from which the forms may be obtained; specify an effective date for the forms; and add a form to be posted at a job site that identifies the authorized inspectors for that job.

SUBJECT AREA TO BE ADDRESSED: Forms for use in conjunction with use of the statutory alternate plan review and inspection process.

SPECIFIC AUTHORITY: 553.791(4), (5) FS.

LAW IMPLEMENTED: 553.791(4), (5) FS.

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

DATE AND TIME: March 19, 2008, 8:30 a.m., or as soon thereafter as the matter can be called up before the Commission in accordance with its meeting agenda

PLACE: 3705 Spectrum Boulevard, Tampa, Florida 33612

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: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247. 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: Mo Madani, Planning

Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

9B-3.053 Alternative Plans Review and Inspection Forms Adopted.

The following forms are adopted for use in conjunction with utilization of a private provider to perform plan review and inspection and may be obtained on the internet at [http://www.dca.state.fl.us/fbc/forms/1\\_forms.htm](http://www.dca.state.fl.us/fbc/forms/1_forms.htm):

(1) Notice to Building Official of Use of Private Provider, Form Number 9B-3.053-2002-01, effective January 20, 2003;

(2) Private Provider Plan Compliance Affidavit, Form Number 9B-3.053-2002-02, effective January 20, 2003;

(3) Job Site Private Provider Identification Form, Form Number# 9B-3.053-2005-01, effective February 1, 2006.

Specific Authority 553 FS. Law Implemented 553.791(4), (5) FS. History--New 1-20-03, Amended.

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NOS.:	RULE TITLES:
9B-13.0041	Thermal Efficiency Standards Adopted
9B-13.0061	Effective Date

**PURPOSE AND EFFECT:** Part VIII, Chapter 553, Florida Statutes, became effective March 15, 1979. It requires new and substantially renovated buildings, as well as new replacement systems in existing buildings, to meet the requirements of Florida's Energy Efficiency Code for Building Construction. The rule amendment, anticipated to take effect on October 1, 2008, enhances the energy performance of new construction in Florida. As applied to residential construction, the Commission will consider the efficiency levels for duct systems, windows and the relative area of glass to floor space. As applied to commercial construction, the Commission will consider updating the Code's requirements to be consistent with ANSI/ASHRAE 90.1 – 2007, Energy Efficient Design of New Buildings Except Low-Rise Residential Buildings, and ASHRAE Advanced Energy Design Guide for Small Office Buildings. The Commission may also consider any other method or means to increase energy efficiency required by the Code. The Commission will also consider changes to the Code to clarify current requirements and address any inconsistencies. The rule also anticipates repealing an outdated reference to the effective date.

**SUBJECT AREA TO BE ADDRESSED:** The Florida Energy Efficiency Code for Building Construction.

**SPECIFIC AUTHORITY:** 553.901 FS.

**LAW IMPLEMENTED:** 553.901, 553.903 FS.

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

**DATE AND TIME:** March 19, 2008, 8:30 a.m., or as soon thereafter as the matter can be called up before the Commission in accordance with its meeting agenda

**PLACE:** 3705 Spectrum Boulevard, Tampa, Florida 33612

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: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247. 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:** Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

9B-13.0041 Thermal Efficiency Standards Adopted.

(1) ~~The design and fabrication of all new and renovated buildings, except as exempted herein, shall comply with the requirements of the Florida Energy Efficiency Code for Building Construction, 2008 Edition (the Code), is hereby adopted by reference promulgated by the State of Florida. The Florida Building Commission Department shall revise, update and maintain the Code. All new and renovated buildings, except as exempted herein, shall comply with the requirements of the 1997 Edition of the Code and the 1998 revisions, Form 600A-97 (Revised 1998), the FLA/RES-97 (Revised 1998) computer program, Form 600B-97 (Revised 1998) and Form 600C-97 (Revised 1998), herein incorporated into this rule by reference.~~

(2) A copy of the above referenced Code as amended has been filed with these rules with the Secretary of State. The Code is also available for reference and inspection at the Department offices in Tallahassee, Division of Housing and Community Development, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399-2100.

Specific Authority 553.901 FS. Law Implemented 553.901, 553.903 FS. History--New 12-10-96, Amended 10-19-97, 1-19-98, 12-27-98, 9-12-00, \_\_\_\_\_.

9B-13.0061 Effective Date.

~~Revised pages of the 1997 Edition of the Code, Form 600A-97 (Revised 1998), the FLA/RES 97 (Revised 1998) computer program, Form 600B-97 (Revised 1998), and Form 600C-97 (Revised 1998) shall take effect on the effective date of this rule.~~

Specific Authority 553.901 FS. Law Implemented 553.901 FS. History--New 12-10-96, Amended 10-19-97, 1-19-98, 12-27-98, 9-12-00, Repealed.

**DEPARTMENT OF TRANSPORTATION**

RULE NOS.:	RULE TITLES:
14-51.010	Purpose
14-51.011	Definitions
14-51.014	General Criteria
14-51.061	TODS Program Implementation
14-51.062	General Criteria for TODS on the SHS
14-51.063	TODS Location and Placement
14-51.064	Trailblazers
14-51.065	Design

PURPOSE AND EFFECT: A new Part VI Tourist-Oriented Directional Signs is being adopted to implement provisions of Section 479.262, F.S. In addition to adding the new requirements for TODS on the State Highway System, there are some required amendments to Part I, including revising the Purpose, Definitions, and General Criteria rules. Some documents incorporated by reference under subsection 14-51.014(8), F.A.C., are revised and updated, requiring the revised documents to be incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: This rule chapter amendment adopts a new Part VI Tourist-Oriented Directional Signs to implement provisions of Section 479.262, F.S., and amends some existing rules in Part I.

SPECIFIC AUTHORITY: 316.0745, 316.0745, 479.262 FS.

LAW IMPLEMENTED: 316.0745, 316.0745, 479.262 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 DEVELOPMENTS AND A COPY OF THE PRELIMINARY DRAFT 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 DEVELOPMENTS IS:

14-51.010 Purpose.

(1) This rule chapter will provide for a system of supplemental guide signing that will perform the following functions:

(a) Inform and guide motorists to the needed signed facilities and services.

(b) Improve traffic flow at interchanges or intersections near destinations that generate a large volume of traffic.

(c) Establish criteria for the erection of supplemental guide signs and general service signs.

(2) This rule chapter ~~applies follows~~ the requirements for supplemental guide signs, ~~and~~ general service signs, wayfinding guide signs, and tourist-oriented directional signs, as stated in the applicable sections 2D, 2E, 2F, and 2H of the *Manual on Uniform Traffic Control Devices*.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New 3-27-05, Amended.

14-51.011 Definitions.

As used in this rule chapter, the following words and phrases shall have the following meanings.

(1) through (16) No change.

(17) "Tourist-Oriented Directional Signs" are guide sign assemblies that display individual sign panels providing business identity of and directional information for business, service, and activity facilities.

~~(18)~~(17) "Trailblazers" means signs erected at strategic locations, usually along major urban arterials in conjunction with the signing of a major destination, tourist attraction, or general service facility on a limited access facility.

~~(19)~~(18) "Unincorporated Area" means as defined in Section 153.53(1), F.S.

~~(20)~~(19) "Wayfinding Sign" means a directional guide sign that guides the traveling public to key civic, cultural, visitor, and recreational destinations within a specific region.

~~(21)~~(20) "Wayfinding Sign System Plan" means the location area, design, engineering, and sign plan submitted to the Department for approval.

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History--New 3-27-05, Amended 5-8-06, \_\_\_\_\_.

14-51.014 General Criteria.

(1) through (7) No change.

(8) The proposed design, location, materials, and support structure must fully comply with current Department's Design Standards Indices Numbered ~~9535, 11860, 11861, 11862, 11863, 11864, 11865,~~ and 17302, and Sections 700 and 994, "Retroreflective and Nonreflective Sign Sheeting," from the *Standard Specifications for Road and Bridge Construction*, 2004 edition. These documents, incorporated herein by reference, can be downloaded at the following locations:

- <http://www.dot.state.fl.us/rddesign/rd/RTDS/08/11200.pdf>
- <http://www.dot.state.fl.us/rddesign/rd/2008Interims/11860B.pdf>

<http://www.dot.state.fl.us/rddesign/rd/RTDS/08/11860.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/17302.pdf>;  
<http://www.dot.state.fl.us/specificationoffice/2007BK/994.pdf>;  
<http://www.dot.state.fl.us/specificationoffice/2007BK/JanWorkBook2008/SS9940304.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/9535.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/11860.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/11861.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/11862.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/11863.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/11864.pdf>;  
<http://www.dot.state.fl.us/rddesign/rd/RTDS/04/11865.pdf>;  
<http://www.dot.state.fl.us/specificationoffice/2004BK/D994.doc.pdf>

Specific Authority 316.0745 FS. Law Implemented 316.0745 FS. History–New 3-27-05, Amended \_\_\_\_\_.

**PART VI TOURIST-ORIENTED DIRECTIONAL SIGNS (TODS)**

**14-51.061 TODS Program Implementation.**

(1) Part VI of this rule chapter provides to local governments criteria for Tourist-Oriented Directional signs (TODS) and guidance for the installation of TODS on the State Highway System (SHS) in accordance with the MUTCD.

(2) Prior to the installation of a TODS on the SHS, the Department must approve by permit the design, location, and placement for TODS based on the criteria established in this rule chapter.

(3) Prior to requesting a permit for TODS on the SHS, a local government shall have established by ordinance criteria for TODS program eligibility including participant qualifications and location regulations.

Specific Authority 479.262 FS. Law Implemented 479.26 FS. History–New \_\_\_\_\_.

**14-51.062 General Criteria for TODS on the SHS.**

(1) Participation in a TODS program on the SHS is limited to tourist-oriented businesses, services, and activities, including those involving seasonal agricultural products, that:

(a) Are physically located in rural counties meeting the criteria and population as referenced in Section 288.0656, F.S., and

(b) Have obtained a TODS permit from their local government.

(2) To qualify as a TODS destination on the SHS, the tourist-oriented businesses, services, or activities shall meet the following minimum conditions:

(a) The major portion (51%) of income or visitors during the normal business season shall be from users not residing in the area (distance greater than 20 miles) of the destination. A business shall not qualify if admission or access is based on a membership fee or other means of exclusive admission, or where minors are excluded.

(b) All state and local building and occupational permits, licensing, and registrations shall be current and in good standing.

Specific Authority 479.262 FS. Law Implemented 479.26 FS. History–New \_\_\_\_\_.

**14-51.063 TODS Location and Placement.**

(1) TODS may be installed on the SHS only after permit issuance by the Department.

(a) TODS on the SHS shall not be permitted by the Department if they interfere with the effectiveness of other traffic control devices.

(b) TODS shall only be permitted on the SHS at the nearest intersection providing the most practical route to the eligible facility. An additional sign may be approved at the closest SHS intersection with a roadway on the Strategic Intermodal System (SIS) when the nearest SHS intersection is not on a SIS facility.

(c) Each destination is limited to one sign panel in each direction of travel on the SHS.

(d) The maximum distance from the business to where a TODS may be placed on the SHS shall be 25 miles.

(e) If a facility with state road frontage is more than 10 miles from the nearest SHS intersection suitable for TODS installation, the jurisdiction with TODS authority may apply for a permit to sign for this facility with a “ONE MILE” advanced TODS sign on the SHS. This is the only instance an advanced sign may be permitted on the SHS.

(2) TODS on the SHS shall be limited to placement on rural conventional roads, as stated in the MUTCD. TODS shall not be placed within the right of way of limited access facilities. TODS shall not be located in the right of way of an expressway or freeway interchange regardless of jurisdiction or local road classification.

(3) The location of other official traffic control devices shall take precedence over the location of TODS. TODS shall have standard spacing with other traffic control devices shown in Table 2, subsection 14-51.014(7), F.A.C.

(4) The Department will remove without notice, and with no obligation to relocate the sign or compensate for its removal, any TODS on the SHS for highway safety or operational purposes or activities including construction, reconstruction, maintenance, or safety.

Specific Authority 479.262 FS. Law Implemented 479.26 FS. History–New \_\_\_\_\_.

**14-51.064 Trailblazers.**

(1) In accordance with Rule 14-51.012, F.A.C., trailblazers shall be required if a motorist must navigate one or more turns to get from a local road intersection to the destination. All trailblazers required for guidance to a destination shall be in place on the local road system prior to installation of the TODS on the SHS.

(2) TODS and trailblazers, on either the state or local road system, may not be permitted within the boundaries of a Wayfinding Sign System Plan. Removal of TODS within the boundaries of a proposed Wayfinding Sign System Plan is a mandatory condition of Wayfinding Sign permit approval.

Specific Authority 479.262 FS. Law Implemented 479.26 FS. History–New \_\_\_\_\_.

14-51.065 Design.

(1) The planning, design, installation, and maintenance of TODS and their supporting structures are the responsibility of the local government and must conform to the criteria in subsection 14-51.014(8), F.A.C., and the applicable sections of the MUTCD.

(2) If different supporting structures are proposed for use on the SHS, they shall be designed, constructed, and installed to meet the Department’s clear zone and safety criteria including breakaway features. The design shall be signed and sealed by a Professional Engineer registered in the State of Florida.

(3) TODS assemblies shall have a maximum of five panels on two posts. TODS assemblies that are designed for a single post shall have a maximum of two panels. The sign panels shall be rectangular in shape and have white lettering on a blue background. The optional top panel may have the text “TOURIST ACTIVITIES” and a pictograph that identifies the TODS program jurisdiction. The other four panels are reserved for qualifying destinations. The panel legend is limited to one destination identification, a pictograph or in its place a cultural, recreational, or general service symbol, the directional arrow, and destination distance. There is a maximum of two lines of legend per destination panel.

(4) General service, recreational, and cultural interest symbols may not be added as individual auxiliary sign panels to the TODS assembly, but may be contained in the individual panel with the business identification text, in the place of a pictograph. No other type of sign or legend may be added to a TODS assembly.

(5) After proper notice to the local government, the Department will remove any non-conforming panel.

Specific Authority 316.0745, 479.262 FS. Law Implemented 316.0745, 479.26 FS. History–New \_\_\_\_\_.

**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.”

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: 19B-4.005  
 RULE TITLE: Maximum Account Balance Limit

PURPOSE AND EFFECT: To update the reference to the College Cost and Financial Aid Handbook.

SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan Maximum Account Balance Limit.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98, 1009.81 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: March 17, 2008, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-4.005 Maximum Account Balance Limit.

(1) The maximum account balance limit shall be determined annually by the Board. The maximum account balance limit shall be calculated by multiplying the qualified higher education expenses, including tuition fees, room and board, and supplies, at the most expensive eligible educational institution, as reported in College Handbook 2008, ~~College Cost and Financial Aid Handbook 2006~~ published by the College Board, by seven (7), and rounding the resulting product downward to the nearest \$1,000.00 increment. The maximum account balance limit shall not exceed the amount permitted pursuant to s. 529 of the Internal Revenue Code. The Board will publish the amount of the maximum account balance limit annually in the Florida Administrative Weekly. The redemption value of an advance payment contract plus the account balance of an account in the Florida College Investment Plan, for the same beneficiary shall not exceed the maximum account balance limit.

(2) through (4) No change.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98, 1009.981 FS. History–New 11-27-02, Amended 12-28-03, \_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: 19B-16.003  
 RULE TITLE: Participation Agreement  
 PURPOSE AND EFFECT: To update the Florida College Investment Plan Participation Agreement Form.  
 SUBJECT AREA TO BE ADDRESSED: The Florida College Investment Plan Participation Agreement Form.  
 SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.  
 LAW IMPLEMENTED: 1009.81(2) 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: March 17, 2008, 2:00 p.m.  
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-16.003 Participation Agreement.

(1) The contract between the Board and a benefactor shall consist of the benefactor’s completed application and the participation agreement. The Florida College Investment Plan Participation Agreement, Form No. FPCB ~~2008-4~~ ~~2007-4~~, is hereby incorporated by reference. The form may be obtained from the Board by calling 1(800)552-GRAD (4723)(prompt 1).  
 (2) through (4) No change.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981(2) FS. History–New 11-27-02, Amended 12-28-04, 6-2-05, 7-17-06, \_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: 19B-16.005  
 RULE TITLE: Maximum Account Balance Limit  
 PURPOSE AND EFFECT: To update the reference to the College Cost and Financial Aid Handbook.  
 SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan Maximum Account Balance Limit.  
 SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.  
 LAW IMPLEMENTED: 1009.98, 1009.81 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: March 17, 2008, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-16.005 Maximum Account Balance Limit.

(1) The maximum account balance limit shall be determined annually by the Board. The maximum account balance limit shall be calculated by multiplying the qualified higher education expenses, including tuition fees, room and board, and supplies, at the most expensive eligible educational institution, as reported in College Handbook 2008 ~~College Cost and Financial Aid Handbook 2006~~, published by the College Board, by seven (7), and rounding the resulting product downward to the nearest \$1,000.00 increment. The maximum account balance limit shall not exceed the amount permitted pursuant to s. 529 of the Internal Revenue Code. The Board will publish the amount of the maximum account balance limit annually in the Florida Administrative Weekly. The account balance for a designated beneficiary plus the redemption value of an advance payment contract under the Florida Prepaid College Plan for the same beneficiary shall not exceed the account balance limit. However, accounts for a designated beneficiary that have reached the maximum account balance limit may continue to accrue investment earnings. The redemption value of an advance payment contract shall be as provided in subsection 19B-4.005(2), F.A.C.

(2) through (4) No change.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98, 1009.981 FS. History–New 11-27-02, Amended 12-28-03, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

RULE NOS.:	RULE TITLES:
40B-2.011	Policy and Purpose
40B-2.021	Definitions
40B-2.025	Processing of Water Use Permit Applications
40B-2.041	Permits Required
40B-2.051	Exemptions
40B-2.052	Publications Incorporated by Reference
40B-2.101	Content of Application
40B-2.201	Permit Fees
40B-2.301	Conditions for Issuance of Permits
40B-2.311	Competing Applications
40B-2.321	Duration of Permits

40B-2.331	Modification of Permits
40B-2.341	Revocation of Permits
40B-2.351	Transfer of Permits
40B-2.361	Renewal of Permits
40B-2.381	Limiting Conditions
40B-2.441	Temporary Water Use Permits
40B-2.451	Emergency Authorization for Withdrawal or Diversion
40B-2.501	Classification of Permits
40B-2.751	Investigation, Enforcement, and Penalties
40B-2.781	Enforcement
40B-2.901	Forms and Instructions

PURPOSE AND EFFECT: The purpose of the rule development is to update these sections of Chapter 40B-2, Florida Administrative Code, to modernize the existing rule language and incorporate a Water Use Permitting Guide by reference. The effect of the rule development will be to provide for a more efficient water use program by bringing the rule up to date.

SUBJECT AREA TO BE ADDRESSED: This proposed rule development will modernize the existing rule language and incorporate a Water Use Permitting Guide by reference to provide for a more efficient water use program.

SPECIFIC AUTHORITY: 120.54(5), 373.044, 373.083, 373.113, 373.116, 373.118, 373.119, 373.129, 373.136, 373.171, 373.219(2) FS.

LAW IMPLEMENTED: 120.60, 373.016, 373.019, 373.023, 373.042, 373.044, 373.0421, 373.083, 373.103, 373.109, 373.116, 373.117, 373.1175, 373.118, 373.129, 373.136, 373.216, 373.219, 373.223, 373.226, 373.227, 373.229, 373.232, 373.233, 373.236, 373.239, 373.243, 373.244, 373.246, 373.250 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: Linda Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:	RULE TITLE:
40D-26.011	Policy and Purpose

PURPOSE AND EFFECT: The District is initiating rulemaking to adopt the Facilitating Agricultural Resource Management Systems (FARMS) Program, a cost share reimbursement program with the purpose of implementing agricultural best management practices that will result in water resource benefits. The effect of this rule would be reduced groundwater withdrawals and improvements to water quality, water resources and ecology.

SUBJECT AREA TO BE ADDRESSED: Facilitating Agricultural Resource Management Systems Program.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.0831(3), 373.196(1), 373.196(3), 373.1961 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: Mary Beth McNeil, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

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

**SPACE FLORIDA**

RULE NO.:	RULE TITLE:
57-1.010	General

PURPOSE AND EFFECT: To establish general information regarding Space Florida.

SUBJECT AREA TO BE ADDRESSED: Organization.

SPECIFIC AUTHORITY: 331.310(1)(j), (2)(a),(d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.3101(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, FL 32899

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



**SPACE FLORIDA**

RULE NO.:                   RULE TITLE:  
 57-1.020                   Space Florida Description

PURPOSE AND EFFECT: To describe generally Space Florida's purpose.

SUBJECT AREA TO BE ADDRESSED: Organization.

SPECIFIC AUTHORITY: 331.310(1)(j), 2(a),(d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.3101(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**SPACE FLORIDA**

RULE NO.:                   RULE TITLE:  
 57-1.030                   Officers of Space Florida

PURPOSE AND EFFECT: To describe generally the officers of Space Florida.

SUBJECT AREA TO BE ADDRESSED: Organization.

SPECIFIC AUTHORITY: 331.310(1)(j), 2(a),(d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.3101(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**SPACE FLORIDA**

RULE NO.:                   RULE TITLE:  
 57-1.050                   Public Information.

PURPOSE AND EFFECT: To describe generally the location and method of acquiring and reviewing public information under Space Florida's control.

SUBJECT AREA TO BE ADDRESSED: Organization.

SPECIFIC AUTHORITY: 331.310(1)(j), 2(a),(d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.3101(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**SPACE FLORIDA**

RULE NO.:                   RULE TITLE:  
 57-1.060                   Public Meetings

PURPOSE AND EFFECT: To describe generally information regarding public meetings of Space Florida.

SUBJECT AREA TO BE ADDRESSED: Organization.

SPECIFIC AUTHORITY: 331.310(1)(j), 2(a),(d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.3101(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**SPACE FLORIDA**

RULE NO.: 57-4.010  
 RULE TITLE: Responsibilities  
 PURPOSE AND EFFECT: To describe generally the responsibilities of Space Florida's Safety Officer.  
 SUBJECT AREA TO BE ADDRESSED: Safety Officer Responsibilities and Authority.  
 SPECIFIC AUTHORITY: 331.310(1)(j), (2)(a),(d), 331.305(18), 331.350(3) FS.  
 LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.305(18), 331.350(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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**SPACE FLORIDA**

RULE NOS.: 57-7.010, 57-7.020, 57-7.030, 57-7.040, 57-7.050  
 RULE TITLES: Scope, General Requirements, Hazardous Material Selection, Hazardous Material Test Requirements, Hazardous Materials Storage and Handling  
 PURPOSE AND EFFECT: To describe generally Space Florida's policies and procedures for hazardous materials.  
 SUBJECT AREA TO BE ADDRESSED: Hazardous Materials Safety.  
 SPECIFIC AUTHORITY: 331.310(1)(j), (2)(a),(d), 331.305(18), 331.350(3) FS.  
 LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.305(18), 331.350(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: Sonya

Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**SPACE FLORIDA**

RULE NO.: 57-8.010  
 RULE TITLE: Safety Plans  
 PURPOSE AND EFFECT: To describe generally the safety plan required to be submitted to Space Florida by users of Space Florida facilities.  
 SUBJECT AREA TO BE ADDRESSED: Safety Plans.  
 SPECIFIC AUTHORITY: 331.310(1)(j), (2)(a),(d), 331.305(18), 331.350(3) FS.  
 LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.305(18), 331.350(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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**SPACE FLORIDA**

RULE NOS.: 57-9.010, 57-9.020, 57-9.030  
 RULE TITLES: General, Approval of Travel and Entertainment Expenses, Fraudulent Claims  
 PURPOSE AND EFFECT: To describe generally Space Florida's policies regarding reimbursement of travel and entertainment expenses.  
 SUBJECT AREA TO BE ADDRESSED: Travel and Entertainment Expense Reimbursement.  
 SPECIFIC AUTHORITY: 331.310(1)(j), (2)(a),(d), 331.310(1) FS.  
 LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.310(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**SPACE FLORIDA**

RULE NOS.:	RULE TITLES:
57-10.010	General
57-10.020	Unsolicited Proposals
57-10.030	Solicited Proposals
57-10.040	Sole Source Justification Standards

PURPOSE AND EFFECT: To describe generally Space Florida's policies regarding its relations with vendors.

SUBJECT AREA TO BE ADDRESSED: Vendors.

SPECIFIC AUTHORITY: 331.310(1)(j), (2)(a),(d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a),(d), 331.3101(1) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**SPACE FLORIDA**

RULE NO.:	RULE TITLE:
57-11.010	Operational Procedures

PURPOSE AND EFFECT: To describe generally Space Florida's operational procedures.

SUBJECT AREA TO BE ADDRESSED: Operational Procedures.

SPECIFIC AUTHORITY: 331.310(1)(j) FS.

LAW IMPLEMENTED: 331.310(2)(a), (f) 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: Sonya Montgomery, Vice President, Communications and External Affairs, MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, Florida 32899

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

<b>Medicaid</b>	
RULE NO.:	RULE TITLE:
59G-4.002	Medicaid Provider Reimbursement Schedule

PURPOSE AND EFFECT: Rule 59G-4.002, F.A.C., incorporates by reference the Florida Medicaid Provider Reimbursement Schedule, January 2008. The reimbursement schedule contains the procedure codes and maximum fees that are effective January 2008 for the following provider types whose fees are based on a resource-based relative value scale: advanced registered nurse practitioner, birth center, chiropractic, dental, hearing, independent laboratory, licensed midwife, optometric, outpatient hospital laboratory, physician, physician assistant, podiatry, portable x-ray, registered nurse first assistant, and visual.

SUBJECT AREA TO BE ADDRESSED: Medicaid Provider Reimbursement.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908 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: Monday, March 17, 2008, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Donica Harrah, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)922-2723, harrahd@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.002 Medicaid Provider Reimbursement Schedule. Medicaid providers who provide the following services and their billing agents who submit claims on behalf of an enrolled Medicaid provider must be in compliance with the provisions of the Florida Medicaid Provider Reimbursement Schedule, January ~~2008~~ ~~2007~~, which is incorporated by reference: advanced registered nurse practitioner, birth center, chiropractic, dental, hearing, independent laboratory, licensed midwife, optometric, outpatient hospital laboratory, physician, physician assistant, podiatry, portable x-ray, registered nurse first assistant, and visual. The Florida Medicaid Provider Reimbursement Schedule is available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Fees. Paper copies of the reimbursement schedule may be obtained by calling Provider Enrollment at (800)377-8216.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.906, 409.908 FS. History—New 8-18-05, Amended 11-30-05, 4-16-06, 10-11-06, 3-27-07, 7-25-07, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**RULE NO.:** 61-35.016 **RULE TITLE:** Landscape Architecture Forms  
**PURPOSE AND EFFECT:** This proposed rule incorporates by reference landscape architecture forms.  
**SUBJECT AREA TO BE ADDRESSED:** The proposed rule will incorporate by reference the Department's landscape architecture forms.  
**SPECIFIC AUTHORITY:** 455.203(5) FS.  
**LAW IMPLEMENTED:** 455.213 FS.  
**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIME AND PLACE SHOWN BELOW:**  
**DATES AND TIME:** March 15, 2008 through March 28, 2008, 8:00 a.m.  
**PLACE:** This will be an on-line workshop where comments will be accepted and viewable via the following link: <http://www.myfloridalicense.com/dbpr/sto/rules/pro/rules1.asp>  
**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, ADDITIONAL RULE DEVELOPMENT WORKSHOPS 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:** Jessica Leigh, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, FL 32399, Telephone Number (850)488-0063  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**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 HEALTH**

**Board of Occupational Therapy**  
**RULE NO.:** 64B11-5.0065 **RULE TITLE:** Exemption of Spouse of Member of Armed Forces from License Renewal Requirements  
**PURPOSE AND EFFECT:** The Board proposes to review the rule and delete any unnecessary language and to add language to clarify the exemption of spouse of member of the armed forces from license renewal requirements.  
**SUBJECT AREA TO BE ADDRESSED:** Exemption of spouse of member of armed forces from license renewal requirements.  
**SPECIFIC AUTHORITY:** 456.024(2), 468.204 FS.  
**LAW IMPLEMENTED:** 456.024(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:** Susan Love, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**DEPARTMENT OF HEALTH**

**Board of Opticianry**  
**RULE NO.:** 64B12-8.020 **RULE TITLE:** Disciplinary Guidelines  
**PURPOSE AND EFFECT:** The Board proposes the rule amendment to delete unnecessary language and to add language to clarify violations and recommended penalties for disciplinary guidelines.  
**SUBJECT AREA TO BE ADDRESSED:** Disciplinary guidelines.  
**SPECIFIC AUTHORITY:** 456.072(2)(d), 456.079, 484.005 FS.  
**LAW IMPLEMENTED:** 456.072, 456.079, 484.014 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-8.021 RULE TITLE: Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add language to clarify citations and fines being assessed for violations.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 456.077, 484.005 FS.

LAW IMPLEMENTED: 456.035(1), 456.073, 456.077, 484.014 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-24.001	Purpose and Intent
68B-24.002	Definitions
68B-24.006	Gear: Traps, Buoys, Identification Requirements, Prohibited Devices
68B-24.007	Other Prohibitions
68B-24.008	Slipper Lobster; Prohibitions Relating to Eggbearing Slipper Lobster
68B-24.009	Trap Reduction Schedule

PURPOSE AND EFFECT: The purpose of these rule amendments and rule repeal is to amend several rule elements of the Commission’s Spiny Lobster Rule. The purpose of amending Rules 68B-24.001, 68B-24.002, and 68B-24.007 and repealing 68B-24.008, F.A.C., is to prohibit the harvest of any eggbearing species of lobster. The effect of this rule will be to provide an added measure of protection to lobster species that occur in Florida waters where the taking of eggbearing individuals is not already prohibited, thus ensuring an added measure of protection to these lobster populations which are part of a healthy ecosystem. The purpose of amending Rule 68B-24.006, F.A.C., is to add rule language to allow up to two spiny lobster endorsement numbers (C-numbers) to be displayed on one vessel to facilitate entry-level participants in the commercial spiny lobster fishery. The effect will be to help facilitate new entrants into the commercial spiny lobster fishery by allowing them to work their gear from another spiny lobster endorsement holder’s vessel. The purpose of amending Rule 68B-24.009, F.A.C., is to extend the moratorium on the lobster trap reduction schedule for one year. The effect will be to maintain the moratorium on trap reduction to allow agency staff to continue to work with representatives of the spiny lobster fishery on a management strategy that will ensure both a healthy and sustainable spiny lobster fishery while reducing impacts on the environment.

SUBJECT AREA TO BE ADDRESSED: Lobster.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Florida Constitution. LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 68B-24.001 Purpose and Intent.
  - (1) through (2) No change.
  - (3) It is also the intent of this chapter to prohibit the molestation of any eggbearing ~~slipper~~ lobster.
  - (4) Spiny lobster is designated as a restricted species pursuant to Section 370.01(23)(20), Florida Statutes.
  - (5) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const., Chapter 83-134, Laws of Fla., as amended by Chapter 84-121, and Chapter 85-163, Laws of Fla. Law Implemented Art. IV, Sec. 9, Fla. Const., Chapter 83-134, Laws of Fla., as amended by Chapter 84-121, and Chapter 85-163, Laws of Fla. History–New 7-2-87, Amended 7-2-90, 3-1-92, 6-1-94, 10-4-95, Formerly 46-24.001, Amended \_\_\_\_\_.

68B-24.002 Definitions.

(1) through (12) No change.

~~(13) “Slipper lobster,” also known as Spanish, sand, shovelnose, and bulldozer lobster, means any crustacean of the species Scyllarides nodifer, or any part thereof. Scyllarides nodifer, or any part thereof.~~

~~(13)~~(14) “Spiny lobster” or “crawfish” means any crustacean of the species *Panulirus argus*, or any part thereof.

~~(14)~~(15) “Untreated pine” means raw pine wood that has not been treated with any preservative or pine wood that has been pressure treated with no more than 0.40 pounds of chromated copper arsenate (CCA) compounds per cubic foot of wood.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 7-2-87, Amended 7-2-90, 3-1-92, 6-1-94, 10-4-95, Formerly 46-24.002, Amended 7-7-03, 4-1-04, \_\_\_\_\_.

68B-24.006 Gear: Traps, Buoys, Identification Requirements, Prohibited Devices.

(1) through (10) No change.

(11) Except as provided in subsection (7) of this rule, no more than two spiny lobster (trap) endorsement numbers (C-numbers) shall be used on a single vessel.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 7-2-87, Amended 7-2-90, 3-1-92, 7-1-92, 6-1-94, 10-4-95, 9-30-96, 6-1-99, Formerly 46-24.006, Amended 7-1-01, 7-9-02, 7-7-03, 4-1-04, \_\_\_\_\_.

68B-24.007 Other Prohibitions.

(1) The harvest or possession of eggbearing spiny lobster, or any other species of lobster belonging to the families Palinuridae (spiny lobsters), Scyllaridae (slipper lobsters), or Synaxidae (furry lobsters) is prohibited. Eggbearing spiny lobster, or any other species of lobster in the families listed in this paragraph, found in traps shall be immediately returned to the water free, alive, and unharmed. The practice of stripping or otherwise molesting eggbearing spiny lobster, or any other species of lobster in the families listed in this subsection, in order to remove the eggs is prohibited and the possession of spiny lobster or spiny lobster tails from which eggs, swimmerettes, or pleopods have been removed or stripped is prohibited.

(2) through (5) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 7-2-87, Amended 7-2-90, 10-4-95, Formerly 46-24.007, Amended \_\_\_\_\_.

68B-24.008 Slipper Lobster; Prohibitions Relating to Eggbearing Slipper Lobster.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 7-2-87, Amended 7-2-90, Formerly 46-24.008, Repealed \_\_\_\_\_.

68B-24.009 Trap Reduction Schedule.

(1) through (3) No change.

(4) Notwithstanding the provisions of subsections (1)-(3) of this rule, no trap reductions shall take place in the license years beginning with the 2004-2005 license year and continuing through the 2008-2009 ~~2007-2008~~ license year.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 3-1-92, Amended 6-1-94, 6-3-96, 3-5-97, Formerly 46-24.009, Amended 6-29-00, 7-1-01, 4-1-04, \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Plant Industry

RULE NO.:                      RULE TITLE:

5B-3.0038                      Quarantine Action

PURPOSE AND EFFECT: The purpose of this chapter is to prevent the introduction and subsequent dissemination of plant pests into Florida through the movement of nursery stock and other plants and plant products. This chapter provides for the regulation of nursery stock and other plants and plant products moving into Florida and establishes provisions under which such nursery stock and other plants and plant products can enter the state.

SUMMARY: Quarantine of the fungal pathogen *Septoria citri*.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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: 570.07(23), 581.031(4), 581.101 FS.

LAW IMPLEMENTED: 581.031(7), 581.083, 581.101 FS.

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