

## Section I

Notices of Development of Proposed Rules  
and Negotiated Rulemaking**DEPARTMENT OF COMMUNITY AFFAIRS****Division of Housing and Community Development**

RULE NOS.:	RULE TITLES:
9B-1.002	Definitions
9B-1.003	Administration and Department Responsibilities
9B-1.004	Adoption of Model Codes
9B-1.006	Certification of Third Party Agencies
9B-1.007	Manufacturer Certification
9B-1.009	Design Plan and Systems Approval
9B-1.0095	Component System
9B-1.010	Manufacturer's Quality Assurance Manual Control Procedures
9B-1.011	Alterations and Relocation
9B-1.016	Department Insignia
9B-1.017	Insignia Application and Issuance
9B-1.018	Insignia Denial
9B-1.019	Removal of Insignia
9B-1.020	Schedule of Fees
9B-1.0211	Change in Manufacturer's Status
9B-1.0221	Manufacturer's Obligations Upon Sale of Building
9B-1.023	Oversight, Complaint
9B-1.026	Factory-built Schools, Certifications
9B-1.028	Factory-built Schools, Inspections and Work Progress Reports
9B-1.030	Factory-built Schools, Insignia and Data Plate

**PURPOSE AND EFFECT:** To eliminate rule provisions that duplicate requirements of the Florida Building Code; improve accountability of third-party agencies; and institute programmatic changes to increase compliance with the Florida Building Code.

**SUBJECT AREA TO BE ADDRESSED:** Administration of Manufactured Buildings Program and regulation of manufactured buildings.

**SPECIFIC AUTHORITY:** 553.37(1), (b), (e), 553.37(1)(b), (2), (7), 553.38, 553.38(1), (2), 553.381, 553.39, 553.73(2), 553.76(4), 553.415 FS.

**LAW IMPLEMENTED:** 553.36(5), 553.37, 553.37(1), 553.37(1)(a), (b), (c), (2), (3), (4), (5), (7), (8), 553.38, 553.38(1), 553.73(2), 553.381, 553.415, 553.73, 553.73(1), (2), 553.76(4) FS.

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

**DATE AND TIME:** November 6, 2008, 1:00 p.m.

**PLACE:** Department of Community Affairs, Sadowski Building, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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: Department of Community Affairs, Sadowski Building, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100. 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:** Department of Community Affairs, Sadowski Building, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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

**DEPARTMENT OF COMMUNITY AFFAIRS****Division of Community Planning**

RULE NO.:	RULE TITLE:
9J-11.009	Action Upon Receipt of Proposed Local Government Comprehensive Plan Amendment

**PURPOSE AND EFFECT:** The purpose and effect are to amend the rule to reference the phased schedule for adoption of public school facilities elements and required updates to public school interlocal agreements.

**SUBJECT AREA TO BE ADDRESSED:** The amendment of Rule 9J-11.009, F.A.C., specifically paragraph (8)(c), will delete the current date in the rule and reference the phased schedule for adoption of public school facilities elements and required updates to public school interlocal agreements.

**SPECIFIC AUTHORITY:** 163.3177(9), 163.3177(12)(i) FS.

**LAW IMPLEMENTED:** 163.3167(2), (3), 163.3175(2), 163.3177(3), (6), (9), (12), 163.3177(12)(i), 163.3184(2), (3), (4), (5), (6), 163.3187(6), 163.3191 FS.

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

**DATE AND TIME:** November 3, 2008, 10:00 a.m.

**PLACE:** Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Room 305, Tallahassee, Florida 32399-2100

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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767. 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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

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

## DEPARTMENT OF COMMUNITY AFFAIRS

### Division of Community Planning

RULE NOS:                      RULE TITLES:

9J-36.001                      Purpose

9J-36.002                      Schedule

PURPOSE AND EFFECT: The purpose and effect are to adopt by rule a phased schedule for adoption of the public school facilities element and the required updates to the public schools interlocal agreement.

SUBJECT AREA TO BE ADDRESSED: The adoption of Chapter 9J-36, F.A.C., will establish a phased schedule for adoption of the public school facilities element and the required updates to the public schools interlocal agreement pursuant to Sections 163.3177(12) and 163.31777, Florida Statutes.

SPECIFIC AUTHORITY: 163.3177(9), 163.3177(12)(i) FS.

LAW IMPLEMENTED: 163.3177(12)(i) FS.

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

DATE AND TIME: November 3, 2008, 10:00 a.m.

PLACE: Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Room 305, Tallahassee, Florida 32399-2100

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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767. 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: Ray

Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

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

## DEPARTMENT OF LAW ENFORCEMENT

RULE NO.:

RULE TITLE:

11-1.0041

Confirmation and Delegation of Authority

PURPOSE AND EFFECT: To update the language for rulemaking authority based upon recent statutory changes.

SUBJECT AREA TO BE ADDRESSED: Agency rulemaking authority.

SPECIFIC AUTHORITY: 943.03(4) FS.

LAW IMPLEMENTED: 20.05(1)(b), 20.201, 112.061, 120.63(1), 216.345, Chapter 943 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:

TIME AND DATE: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

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: Fern Rosenwasser, (850)410-7676. 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: Fern Rosenwasser, Florida Department of Law Enforcement, Office of General Counsel, 2331 Phillips Road, Tallahassee, Florida 32308

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

## DEPARTMENT OF LAW ENFORCEMENT

RULE NO.:

RULE TITLE:

11-1.005

Public Records Request: Special Service Charge

PURPOSE AND EFFECT: To establish a special service charge for public record requests that require extensive time.

SUBJECT AREA TO BE ADDRESSED: Public Record Requests.

SPECIFIC AUTHORITY: 119.07(4)(d), 943.03(4) FS.

LAW IMPLEMENTED: 119.07(4)(d) FS.

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

DATE AND TIME: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Fern Rosenwasser, Florida Department of Law Enforcement, Office of General Counsel, 2331 Phillips Road, Tallahassee, Florida 32308

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

#### DEPARTMENT OF LAW ENFORCEMENT

##### Criminal Justice Standards and Training Commission

RULE NOS.: RULE TITLES:

11B-27.0011 Moral Character

11B-27.00212 Maintenance of Officer Certification

PURPOSE AND EFFECT: Subsection 11B-27.0011(5), F.A.C.: Revised to add rule language for recantation, as a defense to any violation involving perjury or false statement in a court proceeding, if the perjury or false statement occurred during the performance of work duties or in the course of an administrative investigation, and if the officer making the statement conceded such statement to be false prior to the employing agency's final disciplinary determination. The first sentence of the proposed rule language was written for court proceedings only and is a restatement of Section 837.07, F.S. The second sentence of the proposed rule language includes only "moral character violations" during the course of an internal affairs investigation and does not include misdemeanor convictions of perjury.

Subsection 11B-27.00212(13), F.A.C.: Changed the use-of-force mandatory retraining requirement from every two-years to once during an officer's 4-year mandatory retraining cycle. Revised the Mandatory Retraining Report form CJSTC-74 to reflect the new use-of-force mandatory retraining cycle.

Subsection 11B-27.00212(15), F.A.C.: Implemented the new statutory requirement for elder abuse training, pursuant to Section 943.17296, F.S., effective July 1, 2008. This training requires the Commission's basic recruit training programs and mandatory retraining requirements to include identification of and appropriate responses for persons suffering from dementia, and identifying and investigating elder abuse.

SUBJECT AREA TO BE ADDRESSED: Recantation of a false statement occurring during the performance of work duties or in the course of an administrative investigation; use-of-force mandatory retraining cycle; and the addition of elder abuse training for basic recruit training programs and the mandatory retraining requirement.

SPECIFIC AUTHORITY: 943.03(4), 943.12(1) FS.

LAW IMPLEMENTED: 943.12, 943.13, 943.135, 943.1395, 943.1701, 943.1715, 943.1716, 943.253 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: November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, Florida 32308

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: Donna Hunt, (850)410-8615. 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: Donna Hunt, (850)410-8615

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

11B-27.0011 Moral Character.

(1) through (4) No change.

(5) A certified officer's failure to maintain good moral character as defined in subsection (4) of this rule section by committing a violation involving perjury or false statement in a court proceeding, shall not include a statement which was recanted. If the violation involving perjury or false statement is alleged to have occurred in the performance of regularly required work duties or the course of an administrative or disciplinary investigation, a certified officer's failure to maintain good moral character as defined in subsection (4) of this rule section shall not include a statement in which the officer making the statement conceded such statement to be false prior to the employing agency's final disciplinary determination as provided for in Section 112.532(4)(b), F.S. Recantation, pursuant to Section 837.07, F.S., shall be a defense to any violation involving perjury or false statement, pursuant to subsection (4) of this rule section.

(6) through (8) No change.

Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.13(7), 943.1395(7) FS. History—New 1-7-85, Formerly 11B-27.011, Amended 7-13-87, 10-25-88, 12-13-92, 9-5-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, \_\_\_\_\_.

11B-27.00212 Maintenance of Officer Certification.

(1) through (3) No change.

(4) Continuing education or training pursuant to Section 943.135, F.S. Upon an officer's completion of the required continuing education or training the employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS, and maintain in file a completed Mandatory Retraining Report, form CJSTC-74, revised November 8, 2007, hereby incorporated by reference.

(5) through (12) No change.

(13) Use-of-Force training. An officer, ~~whose mandatory retraining cycle begins on July 1, 2005 or thereafter,~~ shall, as a part of the officer's 40-hour continuing education or training every four years, be required to complete the following Use-of-Force training.

(a) Use-of-Force training shall include the following topics of instruction:

1. Scenario-based Firearms Training.
2. Physiological Response Dynamics Training.
3. Less-lethal force options available within the agency.
4. Agency policies on Use-of-Force training.
5. Legal aspects regarding Use-of-Force training.

(b) A law enforcement and correctional officer shall complete, ~~once every two years,~~ Use-of-Force training pursuant to subparagraphs (13)(a)1.-5., of this rule section.

(c) A correctional probation officer shall complete, ~~once every two years,~~ Use-of-Force training pursuant to subparagraphs (13)(a)2.-5., of this rule section.

(d) ~~An officer, who fails to comply with the Use-of-Force training requirements within the first two years of his or her four-year mandatory retraining cycle, shall satisfy these training requirements prior to the end of the four-year cycle.~~

(d)(e) An officer's employing agency shall report the completion of Use-of-Force training to Commission staff, pursuant to (4) of this rule section ~~prior to the close of the officer's four-year mandatory retraining cycle, by electronically transmitting a completed Mandatory Retraining Report form CJSTC-74, through the Commission's ATMS.~~

(e)(f) An officer is permitted to substitute instruction of Use-of-Force training to satisfy the continuing education or training requirements for the officer's four-year mandatory retraining cycle.

(g) ~~An officer, who fails to comply with the Use-of-Force training requirements, pursuant to paragraphs (13)(a) (f) of this rule section, shall become an inactive Florida officer. The officer's certification shall become reactivated when the officer's employing agency electronically transmits a~~

~~completed form CJSTC-74, to Commission staff, verifying the officer has met the continuing education or training requirements for the officer's four-year mandatory retraining cycle.~~

(h) ~~An officer, who has a lapse in employment of less than four years, shall complete the Use of Force training requirements pursuant to paragraph (13)(b) or (c) of this rule section.~~

(14) No change.

(a) No change.

(b) Reporting of the compliance with this standard shall be June 30, 2008, and every two years thereafter. Documentation supporting the demonstration of proficiency skills shall be reported on the Mandatory Firearms Training Report, form CJSTC-86, revised November 8, 2007, hereby incorporated by reference, and maintained in the officer's ~~employment~~ file. The employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS, the date of completion a completed form CJSTC 86.

(c) through (d) No change.

(15) Elder Abuse Training. As a part of basic recruit training or the officer's continuing education or training, a law enforcement officer shall be required to complete training on identifying and investigating elder abuse and neglect.

(a) Certified law enforcement officers shall complete Elder Abuse Training on or before June 30, 2011 pursuant to Section 943.17296, F.S.

(b) The training shall include instruction on the identification of and appropriate responses for persons suffering from dementia and on identifying and investigating elder abuse and neglect.

(c) Law enforcement officers who have successfully completed one of the following programs will have satisfied this training requirement:

1. CMS Application-Based Law Enforcement Basic Recruit Training Program (BRTP) number 224.

2. Florida CMS Law Enforcement BRTP number 1177.

3. Traditional Correctional Cross-Over to CMS Application-Based Law Enforcement BRTP number 1143.

4. Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1178.

5. Traditional Correctional Probation Cross-Over to CMS Application-Based Law Enforcement BRTP number 1157.

6. Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1179.

7. CMS Law Enforcement Auxiliary Officer BRTP number 1180.

(d) Law enforcement officers who have successfully completed Crimes Against the Elderly advanced training course number 100 will have satisfied this training requirement.

(e) Elder Abuse Training for Law Enforcement course by the Department of Elder Affairs.

(f) Specialized Training Program Course; Elder Abuse Investigations course number 1185.

(g) An officer who fails to comply with the elder abuse and neglect training requirements pursuant to Section 943.17296, F.S., shall become an inactive Florida officer. The officer's certification shall become reactivated when the officer's employing agency provides Commission staff with verification that the officer has met the continuing education or training requirement.

(h) Upon an officer's completion of the required training the employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS the date of completion.

Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.13(11), 943.135, 943.1395(3), 943.1701, 943.1715, 943.1716, 943.253 FS. History—New, 11-5-02. Amended 12-3-03, 11-30-04, 3-27-06, 3-21-07, 6-9-08, \_\_\_\_\_.

Editorial Note: See 11B-27.0023, F.A.C.

## **DEPARTMENT OF LAW ENFORCEMENT**

### **Division of Criminal Justice Information Systems**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
11C-6.005	Access to Criminal Justice Information for Research or Statistical Purposes

**PURPOSE AND EFFECT:** To establish a processing fee for information provided for research or statistical purposes requests.

**SUBJECT AREA TO BE ADDRESSED:** Requests for criminal justice information for research or statistical purposes.

**SPECIFIC AUTHORITY:** 943.03(4), 943.053(1), 943.057 FS.

**LAW IMPLEMENTED:** 119.07, 943.0525, 943.053, 943.057 FS.

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

**DATE AND TIME:** Wednesday, November 5, 2008, 10:00 a.m.

**PLACE:** Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

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: Sue Burton at (850)410-7144. 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: Sue Burton, Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, FL 32308

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

## **DEPARTMENT OF LAW ENFORCEMENT**

### **Division of Criminal Justice Information Systems**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
11C-7.008	Administrative Expunction Procedures

**PURPOSE AND EFFECT:** Implements updated statutory requirements for the administrative expunction of Florida criminal history arrest records that are made contrary to law or by mistake.

**SUBJECT AREA TO BE ADDRESSED:** Administrative expunction procedures.

**SPECIFIC AUTHORITY:** 943.03, 943.0581 FS.

**LAW IMPLEMENTED:** 943.0581 FS.

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

**DATE AND TIME:** Wednesday, November 5, 2008, 10:00 a.m.

**PLACE:** Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

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: Tanya Goetz, Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Tanya Goetz, (850)410-7821

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

**DEPARTMENT OF LAW ENFORCEMENT****Division of Criminal Justice Information Systems**

RULE NOS: RULE TITLES:

11C-10.001 Definitions

11C-10.002 Procedures

PURPOSE AND EFFECT: To update DNA testing for missing endangered persons based upon recent statutory changes.

SUBJECT AREA TO BE ADDRESSED: Missing endangered persons.

SPECIFIC AUTHORITY: 937.021(7), 937.022, 943.03(4) FS.

LAW IMPLEMENTED: 937.021(6), 937.022 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:

TIME AND DATE: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dinah Johnson, Florida Department of Law Enforcement, Missing Endangered Persons Information Clearinghouse, 2331 Phillips Road, Tallahassee, Florida 32308

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

**DEPARTMENT OF LAW ENFORCEMENT****Office of Inspector General**

RULE NOS.: RULE TITLES:

11N-1.002 Criteria

11N-1.0022 Matching Drug Control Investigative Funding

11N-1.0023 Criminal Gang Investigative Funding

11N-1.003 Limitations on Violent Crime Investigative Reimbursement Funding

11N-1.0031 Limitations on Matching Drug Control Investigative Funding

11N-1.0032 Limitations on Criminal Gang Investigative Funding

11N-1.0051 Procedures for Funding Requests for Drug Control Investigative Funding

11N-1.0052 Procedures for Funding Requests for Criminal Gang Investigative Funding

11N-1.006 Contributions

PURPOSE AND EFFECT: To expand the duties of the Violent Crime and Drug Control Council to provide proactive criminal gang investigative funding and to clarify funding criteria for agencies receiving funding from the Violent Crime and Drug Control Strategy Implementation Account.

SUBJECT AREA TO BE ADDRESSED: Procedures for funding by the Violent Crime and Drug Control Council.

SPECIFIC AUTHORITY: 943.03(4), 943.042 FS.

LAW IMPLEMENTED: 943.031, 943.042 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:

TIME AND DATE: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

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: Joyce Gainous-Harris, (850)410-7096. 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: Joyce Gainous-Harris, Florida Department of Law Enforcement, Investigations and Forensic Science Program, 2331 Phillips Road, Tallahassee, FL 32308

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

**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."

**PUBLIC SERVICE COMMISSION**

RULE NO.: RULE TITLE:

25-4.0665 Lifeline Service

PURPOSE AND EFFECT: To implement eligibility requirements for Lifeline service and to amend the requirements eligible telecommunications carriers (ETCs) must follow when offering Lifeline service. Undocketed.

SUBJECT AREA TO BE ADDRESSED: Lifeline service.

SPECIFIC AUTHORITY: 350.127(2), 364.0252, 364.10(3)(j) FS.

LAW IMPLEMENTED: 350.123, 34.0252, 364.10, 364.105, 364.17, 364.18, 364.183(1) FS.

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

DATE AND TIME: Wednesday, November 5, 2008, 9:30 a.m. – 5:00 p.m.

PLACE: Room 140, Easley Building (Internal Affairs Room), Tallahassee, FL 32399-0850. One or more Commissioners may attend and participate at the workshop.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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: Bob Casey, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6974

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 NO.: 40E-2.331  
RULE TITLE: Modification of Permits

PURPOSE AND EFFECT: This notice is in addition to the notice of rule development published on June 27, 2008 in Vol. 34, No. 26. The purpose of this additional rule development notice is to include a modification to address site specific concerns associated with the year-round mandatory landscape irrigation conservation measures provided that the modification does not result in more cumulative days and time to conduct landscape irrigation.

SUBJECT AREA TO BE ADDRESSED: Modification of Permits for landscape irrigation.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.223, 373.229, 373.239 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.

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: South Florida Water Management District Clerk, (800)432-2045, ext. 2087 or (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 IS: Jesus Rodriguez, Lead Water Conservation Officer, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6060, (561)682-6060, email jrodrig@sfwmd.gov, or Jennifer Bokankowitz, Associate Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 2258 or (561)682-2258, email: jbokanko@sfwmd.gov. For procedural issues, contact Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-2.331 Modification of Permits.

(1) through (4)(a)5. No change.

6. Does not allow more cumulative days and time to conduct landscape irrigation pursuant to Chapter 40E-24, F.A.C., for those permits issued pursuant to Rule 40E-2.061, F.A.C., and those permits classified as landscape irrigation use.

(b) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.223, 373.229, 373.239 FS. History—New 9-31-81, Formerly 16K-2.09(1), Amended 4-20-94, 7-11-96, 4-9-97, 12-10-97, 8-1-02, 4-23-07, 2-13-08,\_\_\_\_\_.

## WATER MANAGEMENT DISTRICTS

### South Florida Water Management District

RULE NO.: 40E-20.331  
RULE TITLE: Modification of Permits

PURPOSE AND EFFECT: This notice is in addition to the notice of rule development published on June 27, 2008 in Vol. 34, No. 26. The purpose of this additional rule development notice is to include a modification to address site specific concerns associated with the year-round mandatory landscape irrigation conservation measures provided that the modification does not result in more cumulative days and time to conduct landscape irrigation.

SUBJECT AREA TO BE ADDRESSED: Modification of Permits for landscape irrigation.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.223, 373.229, 373.239 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.

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: South Florida Water Management District Clerk, (800)432-2045, ext. 2087 or (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: Jesus Rodriguez, Lead Water Conservation Officer, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6060, (561)682-6060, email jerodrig@sfwmd.gov, or Jennifer Bokankowitz, Associate Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 2258 or (561)682-2258, email: jbokanko@sfwmd.gov. For procedural issues, contact Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-20.331 Modification of Permits.

(1) through (4)(a)5. No change.

6. Does not allow more cumulative days and time to conduct landscape irrigation pursuant to Chapter 40E-24, F.A.C., for those permits issued pursuant to Rule 40E-2.061, F.A.C. and those permits classified as landscape irrigation use.

(b) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.223, 373.229, 373.239 FS. History--New 4-20-94, Amended 7-11-96, 4-9-97, 12-10-97, 8-14-02, 8-31-03, 4-23-07, 2-13-08,\_\_\_\_\_.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Board of Employee Leasing Companies

RULE NO.:	RULE TITLE:
61G7-5.001	Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing

PURPOSE AND EFFECT: To amend Rule 61G7-5.001 so that applicants for initial licensure are not required to present evidence of workers compensation coverage if they have no leased employees.

SUBJECT AREA TO BE ADDRESSED: Workers compensation coverage for initial licensure applicants with no leased employees.

SPECIFIC AUTHORITY: 120.53(1), 455.2281, 468.522, 468.5245, 468.5275 FS.

LAW IMPLEMENTED: 468.524(2), 468.5245, 468.525, 468.526, 468.527, 468.5275, 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Board of Employee Leasing Companies

RULE NO.:	RULE TITLE:
61G7-10.0012	Workers' Compensation Liability Statement

PURPOSE AND EFFECT: To amend Rule 61G7-10.0012, F.A.C., so that applicants for initial licensure are not required to present evidence of workers compensation coverage if they have no leased employees.

SUBJECT AREA TO BE ADDRESSED: Workers compensation coverage for initial licensure applicants with no leased employees.

SPECIFIC AUTHORITY: 468.522, 468.524(2), 468.525(3), 468.526, 468.530(3), 468.531 FS.

LAW IMPLEMENTED: 468.525(3)(e), 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767



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

## **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

### **Board of Employee Leasing Companies**

RULE NO.: 61G7-10.0014  
RULE TITLE: Requirements for Evidence of Workers' Compensation Coverage

PURPOSE AND EFFECT: To amend Rule 61G7-10.0014, F.A.C., so that applicants for initial licensure are not required to present evidence of workers compensation coverage if they have no leased employees.

SUBJECT AREA TO BE ADDRESSED: Workers compensation coverage for initial licensure applicants with no leased employees.

SPECIFIC AUTHORITY: 468.522, 468.529 FS.

LAW IMPLEMENTED: 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

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 ENVIRONMENTAL PROTECTION**

RULE NOS.: 62-304.705  
RULE TITLES: St. Lucie Basin TMDLs  
62-304.800 Caloosahatchee River Basin TMDLS

PURPOSE AND EFFECT: The Department is initiating rulemaking to establish Total Maximum Daily Loads (TMDLs) for waters in the Caloosahatchee and St Lucie Basins. Pursuant to Section 403.067(6), Fla. Stat., TMDLs must be adopted by the Secretary of the Department by rule. Chapter 62-304, F.A.C., was established as the rule chapter within which rules adopting TMDLs shall reside. The verified lists for the Group 2 St Lucie and Group 3 Caloosahatchee basins were adopted by Secretarial Order on May 27th, 2004, and June 17th, 2005, respectively. In addition, in 2007, the Florida Legislature separately determined that a TMDL for nutrients should be

done for the estuarine portion of the Caloosahatchee River. TMDL calculations and allocations for each waterbody or waterbody segment will be adopted by rule, by the Secretary of the Department, pursuant to Sections 120.536(1), 120.54, and 403.805, F.S. These rules have been given the following OGC case numbers: 08-2290 for 62-304.705 and 08-2291 for 62-304.800.

SUBJECT AREA TO BE ADDRESSED: TMDLs and their allocations will be established for the pollutants identified as causing the impairment for the impaired waters in the above listed basins (as indicated in the order adopting the verified list for each basin and by the direction of the Florida Legislature).

SPECIFIC AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: Jan Mandrup-Poulsen, Administrator, Watershed Assessment Section, 2600 Blair Stone Road, Mail Station 3555, Tallahassee, FL 32399-2400, telephone (850)245-8449

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

## **DEPARTMENT OF HEALTH**

### **Division of Medical Quality Assurance**

RULE NO.: 64B-3.007  
RULE TITLE: Social Work – Title Protection

PURPOSE AND EFFECT: To create a new rule implementing legislation that passed during the 2008 Session providing title protection for social workers.

SUBJECT AREA TO BE ADDRESSED: Social Work – Title Protection.

SPECIFIC AUTHORITY: 491.016 FS.

LAW IMPLEMENTED: 491.016 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, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

## DEPARTMENT OF HEALTH

### Board of Medicine

RULE NO.: 64B8-1.007  
 RULE TITLE: List of Approved Forms; Incorporation

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the revised application form.

SUBJECT AREA TO BE ADDRESSED: Incorporation of the revised application form.

SPECIFIC AUTHORITY: 120.55(1)(a), (4), 456.013, 456.036(5), 456.048(1), 458.309, 458.311, 458.312(4), 458.313(4), 458.3145, 458.315(2), 458.320(8), 458.321(2), 458.347(13), 458.3475, 458.351(6) FS.

LAW IMPLEMENTED: 456.013, 456.035, 456.036, 456.048, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-1.007 List of Approved Forms; Incorporation.

The following forms used by the Board in its dealings with the public are listed as follows and are hereby adopted and incorporated by reference, and can be obtained from the Board office by writing to the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753, or by telephoning (850)245-4131:

(1) DH-MQA 1000, entitled "Board of Medicine Medical Doctor Application for Licensure," (08/08 07/06).

(2) through (32) No change.

Specific Authority 456.013, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3145, 458.315(2), 458.320(8), 458.321(2), 458.347(13), 458.3475, 458.351(6) FS. Law Implemented 456.013, 456.035, 456.036, 456.048, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 FS. History--New 4-17-01, Amended 11-20-01, 8-13-02, 11-10-02, 3-19-03, 6-4-03, 11-17-03, 4-19-04, 1-31-05, 9-29-05, 6-29-06, 12-26-06, 4-2-07, 6-25-08,\_\_\_\_\_.

## DEPARTMENT OF HEALTH

### Board of Medicine

RULE NO.: 64B8-4.009  
 RULE TITLE: Applications

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to incorporate the licensure application in the application rule.

SUBJECT AREA TO BE ADDRESSED: Application for licensure.

SPECIFIC AUTHORITY: 120.53, 456.031, 456.033, 458.309, 458.311, 458.3137 FS.

LAW IMPLEMENTED: 120.53, 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Executive Director ~~on forms approved by the Board and provided by the Department.~~ The application shall be made on Form DH-MQA 1000 (revised 08/08), hereby adopted and incorporated by reference, and can be obtained from the Board of Medicine's website at [http://www.doh.state.fl.us/mqa/medical/me\\_applicant.html](http://www.doh.state.fl.us/mqa/medical/me_applicant.html). The application must be accompanied by the application fee.

(2) through (9) No change.

Specific Authority 120.53, 456.031, 456.033, 458.309, 458.311, 458.3137 FS. Law Implemented 120.53, 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 FS. History--New 3-31-80, Amended 12-4-85, Formerly 21M-22.09, Amended 9-7-88, 3-13-89, 1-1-92, 2-21-93, Formerly 21M-22.009, Amended 11-4-93, Formerly 61F6-22.009, Amended 11-15-94, 2-15-96, Formerly 59R-4.009, Amended 7-10-01, 1-31-02, 5-10-04, 5-20-04, 6-13-06, 12-26-06,\_\_\_\_\_.

## DEPARTMENT OF HEALTH

### Board of Medicine

RULE NO.: 64B8-30.014  
 RULE TITLE: Citation Authority

**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to address a change to the PA citation rule with regard to auditing the licensee for the next two biennia.

**SUBJECT AREA TO BE ADDRESSED:** Clarification of penalties for citation violations.

**SPECIFIC AUTHORITY:** 456.077, 458.309, 458.347(7)(g), (12) FS.

**LAW IMPLEMENTED:** 456.077, 458.331, 458.347(7)(g), (12) 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:** Larry McPherson, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

## **DEPARTMENT OF HEALTH**

### **Board of Medicine**

**RULE NO.:** 64B8-30.015 **RULE TITLE:** Disciplinary Guidelines

**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to address changes to the PA disciplinary guidelines to impose similar penalties for physician assistants as for physicians.

**SUBJECT AREA TO BE ADDRESSED:** Disciplinary guidelines for physician assistants.

**SPECIFIC AUTHORITY:** 456.079, 458.309, 458.331(4) FS.

**LAW IMPLEMENTED:** 456.072, 456.079, 458.331(4), 458.347(4)(e)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:** Larry McPherson, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

## **DEPARTMENT OF HEALTH**

### **Board of Osteopathic Medicine**

**RULE NO.:** 64B15-6.01051 **RULE TITLE:** Citation Authority

**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to address a change to the PA citation rule with regard to auditing the licensee for the next two biennia.

**SUBJECT AREA TO BE ADDRESSED:** Clarification of penalties for citation violations.

**SPECIFIC AUTHORITY:** 456.077, 459.005, 459.022(7)(f), (12) FS.

**LAW IMPLEMENTED:** 456.077, 459.015, 459.022(7)(d), (f), (12) 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:** Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

## **DEPARTMENT OF HEALTH**

### **Board of Osteopathic Medicine**

**RULE NO.:** 64B15-6.011 **RULE TITLE:** Disciplinary Guidelines

**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to address changes to the PA disciplinary guidelines to impose similar penalties for physician assistants as for physicians.

**SUBJECT AREA TO BE ADDRESSED:** Disciplinary guidelines for physician assistants.

**SPECIFIC AUTHORITY:** 456.079, 459.0015, 459.015(5) FS.

**LAW IMPLEMENTED:** 456.072, 456.079, 459.015(5), 459.022(4)(e)1., (7)(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:** Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

## **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

### **Economic Self-Sufficiency Program**

RULE NO.:	RULE TITLE:
65A-1.603	Food Stamp Program Income and Expenses

**PURPOSE AND EFFECT:** The proposed rule amendment removes the figures associated with the standard utility allowance, the basic utility allowance, the telephone standard and the shelter standard estimate for the homeless. Included are some wording changes, clarifications and technical changes of a non-substantive nature improving the content of the rule.

**SUBJECT AREA TO BE ADDRESSED:** General Food Stamp Program income and expense language.

**SPECIFIC AUTHORITY:** 414.45 FS.

**LAW IMPLEMENTED:** 414.31 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:** November 3, 2008, 1:30 p.m.

**PLACE:** 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Cindy Keil, ACCESS Florida Program Policy, 1317 Winewood Boulevard, Building 3, Tallahassee, Florida 32399-0700, (850)410-3291

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

## **FINANCIAL SERVICES COMMISSION**

### **OIR – Insurance Regulation**

RULE NO.:	RULE TITLE:
69O-175.008	Unfair Discrimination in Private Passenger Motor Vehicle Insurance Rates – Based on History of Accidents

**PURPOSE AND EFFECT:** To clarify that imposing additional premium on an existing or new insured based upon non-fault accidents is a violation of Section 626.9541(1)(o)3.a., F.S.

**SUBJECT AREA TO BE ADDRESSED:** Auto Insurance rates.

**SPECIFIC AUTHORITY:** 624.308(1), 626.9611 FS.

**LAW IMPLEMENTED:** 624.307(1), 626.9541(1)(o)3.a. 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:

**TIME AND DATE:** November 18, 2008, 11:00 a.m.

**PLACE:** 116 Larson Building, 200 East Gaines 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: Michael Milnes, at Michael.milnes@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Milnes, at Michael.milnes@flor.com

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

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## **Section II Proposed Rules**

## **DEPARTMENT OF COMMUNITY AFFAIRS**

### **Division of Community Planning**

RULE NO.:	RULE TITLE:
9J-5.026	Rural Land Stewardship Area (RLSA)

**PURPOSE AND EFFECT:** The purpose and effect are to amend the rule to implement current statutory requirements regarding the Rural Land Stewardship Program.

**SUMMARY:** The proposed amendments to Chapter 9J-5, F.A.C., pertaining to criteria for the review of local government comprehensive plans and plan amendments, modify the rules to comply with subsection 163.3177(11), F.S., regarding rural land stewardship areas. Specifically, the proposed amendments add Rule 9J-5.026, F.A.C. The purpose of Rule 9J-5.026, F.A.C., is to establish rules for designating a rural land stewardship area. It specifies the substantive compliance requirements for rural land stewardship area plan amendments and explains how the Department will determine the compliance of a rural land stewardship area plan amendment. These rules establish minimum criteria which may be exceeded by local governments.

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