

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 9, 2011
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 12, 2010

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-8.001 Disciplinary Guidelines
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 50, December 17, 2010 issue of the Florida Administrative Weekly.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). The changes are as follows:

1. The penalty set forth in subparagraph (2)(ddd)2., shall read as follows: Revocation and a \$10,000.00 fine.
2. The penalty set forth in subparagraph (2)(eee) shall read as follows: Revocation and a \$10,000.00 fine.
3. The requirement for community service shall be deleted from all penalties in subparagraphs (2)(ggg), (iii), (jjj)2., (kkk), (lll), (mmm), and (nnn).
4. The following citations shall be deleted from the rulemaking authority: 456.0375(4)(c), 456.50(2), and 456.0575.
5. The following citation shall be deleted from the law implemented: 456.0375(4)(c).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-9.0131 Training Requirements for
 Physicians Practicing in Pain
 Management Clinics
 NOTICE OF CORRECTION

Notice is hereby given that the above-referenced rule was filed for adoption with a correction to the title and with corrections to the paragraph formatting (numbering). The rule, which was

originally published in Vol. 37, No. 7, of the February 18, 2011, issue of the FAW, stated that this proposed rule would amend the previously adopted rule with the same rule number which is currently adopted, but awaiting ratification by the Legislature. At the time of adoption of the proposed rule amendment, the previously adopted new rule had not been ratified by the Legislature. As such, the proposed amendment adding paragraph (2)(n) to the rule, regarding training requirements for physicians practicing in pain management clinics, could not be incorporated into the non-ratified rule. Therefore, the rule is being filed for adoption utilizing the original rule number and making a correction to the title and the paragraph numbering.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN that on April 19, 2011, the Florida Agency for Health Care Administration, received a petition for Variance or Waiver of paragraph 59A-35.070(1)(c), Florida Administrative Code, from the following:

Colonial Care NH, L.L.C. d/b/a Lexington Health and Rehabilitation Center
 6300 46th Avenue North
 St. Petersburg, FL 33709

Jackson Heights, NH, L.L.C. d/b/a Unity Health and Rehabilitation Center
 1404 NW 22nd Street
 Miami, FL 33142

Lady Lake NH, L.L.C. d/b/a Lady Lake Speciality Care Center
 630 Griffin Avenue
 Lady Lake, FL 32159