

Section I

Notices of Development of Proposed Rules
and Negotiated Rulemaking**DEPARTMENT OF LEGAL AFFAIRS****Florida Elections Commission**

RULE NOS.:	RULE TITLES:
2B-1.002	Definitions
2B-1.0025	Complaints
2B-1.0027	Investigation of Complaints; Staff Recommendations; and Probable Cause Determinations
2B-1.003	Minor Violations
2B-1.004	Hearings Before the Commission
2B-1.0045	Award of Attorney's Fees
2B-1.005	Appeal of Fines Imposed by Filing Officers
2B-1.0052	Fine Imposed; Timely Filed Reports
2B-1.0055	Late-filed Reports; Unusual Circumstances
2B-1.006	Appeal of Adverse Decision for Contributions from Election Campaign Financing Trust Fund
2B-1.007	Appeal of Fine by Members of County Canvassing Board

PURPOSE AND EFFECT: The Elections Commission intends to review all its rules to determine whether any rule amendments are necessary or if it is appropriate to repeal any of the rules.

SUBJECT AREA TO BE ADDRESSED: The review of all the Commission's rules to determine whether any amendments are necessary or if it is appropriate to repeal any of the rules.

RULEMAKING AUTHORITY: 102.112(3), 104.271(2), 106.24(5), 106.26, 106.35, 120.53 FS.

LAW IMPLEMENTED: 102.112, 104.271(2), 105.071, 106.04(8), 106.07(8), 106.24(5), 106.25, 106.265(5) 106.30-.36 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: Rosanna Catalano, Executive Director, Florida Elections Commission, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

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

DEPARTMENT OF LEGAL AFFAIRS**Florida Elections Commission**

RULE NOS.:	RULE TITLES:
2B-2.001	Authority
2B-2.002	Purpose
2B-2.003	Public Inspection and Duplication
2B-2.004	Final Orders Indexed
2B-2.005	Numbering of Final Orders
2B-2.006	System for Indexing Final Orders
2B-2.007	Maintenance of Records
2B-2.008	Plan

PURPOSE AND EFFECT: The Elections Commission intends to review all its rules to determine whether any rule amendments are necessary or if it is appropriate to repeal any of the rules.

SUBJECT AREA TO BE ADDRESSED: The review of all the Commission's rules to determine whether any amendments are necessary or if it is appropriate to repeal any of the rules.

RULEMAKING AUTHORITY: 120.533 FS.

LAW IMPLEMENTED: 119.041(3), 120.53(2)-(4) FS.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION****Board of Professional Engineers**

RULE NO.:	RULE TITLE:
61G15-19.008	Confidentiality of Investigations

PURPOSE AND EFFECT: The Board reviewed the rule pursuant to Executive Order 11-01, Section 5, and proposes the rule amendment to delete unnecessary language, renumber the rule accordingly, and to correct reference to "61G15-19.001(6)" to "61G15-19.001(7)."

SUBJECT AREA TO BE ADDRESSED: Confidentiality of Investigations.

RULEMAKING AUTHORITY: 471.038(6) FS.

LAW IMPLEMENTED: 471.038(6) FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

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

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-2.006 Trauma Registry

PURPOSE AND EFFECT: To notice the proposed revisions to the Florida Trauma Data Dictionary located in the 2008 Florida Trauma Registry Manual. This document is incorporated by reference in Rule 64J-2.006, F.A.C., pursuant to Section 395.404(1)(a), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Trauma Registry.

RULEMAKING AUTHORITY: 395.404(1)(a) FS.

LAW IMPLEMENTED: 395.404(1)(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:

DATE AND TIME: April 13, 2012, 1:00 p.m. EST (12:00 Noon CST)

PLACE: Department of Health (CCOC), 4025 Esplanade Way, Building 4025, Conference Room 301, Tallahassee, Florida 32399. Also available via Conference Call by dialing number: (888)387-8686, enter pass code: 2062357. The meeting agenda, Draft Trauma Registry Data Dictionary, and the Florida Trauma Registry Manual is available at <http://doh.state.fl.us/demo/Trauma/index.html> under "Statutes and Rules." This meeting will not be conducted via WebEx.

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 3 days before the workshop/meeting by contacting: Priscilla Davidson at (850)245-4440, ext. 2483, or via e-mail at Priscilla_Davidson@doh.state.fl.us. 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: Janet Collins (850)245-4440, ext. 2775, or via e-mail at Janet_Collins@doh.state.fl.us, Fax: (850)488-2512

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Resources

RULE NOS.:

68E-18.001

68E-18.002

68E-18.003

68E-18.004

68E-18.005

68E-18.006

68E-18.007

68E-18.008

68E-18.010

RULE TITLES:

Introduction: Purpose and Intent

Definitions

Certificate Allocations and Fees

Spiny Lobster Trap Tags

Transfer of Certificates

Rental or Leasing of Trap Tags

Trap Reduction

Suspension of Certificates and

Crawfish Endorsement

Commission Policy Regarding the

Assessment of Administrative

Penalties

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule amendments for spiny lobster in 2012 as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution, 379.3671 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution, 379.3671 FS.

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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: The ADA Coordinator at (850)488-6411. 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: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301 (850)487-0554

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

FINANCIAL SERVICES COMMISSION**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:
 69O-149.003 Rate Filing Procedures

PURPOSE AND EFFECT: Amends Rule 69O-149.003, Florida Administrative Code.

SUBJECT AREA TO BE ADDRESSED: Pursuant to Section 627.410(6)(a), Florida Statutes, health insurers seeking to issue or renew health insurance policy forms in the State of Florida must submit documentation (rating manuals, rating schedules, change in rating manual, change in rating schedule, etc.) to the Office demonstrating that the proposed policy or policy renewal's premium rates are reasonable in relation to the benefits provided. Rule 69O-149.003, Florida Administrative Code, provides insurers with detailed rate filing procedures.

Rule 69O-149.003(5), Florida Administrative Code, allows insurers without fully credible data to make streamlined rate increase filings with the Office that are simpler in format and content than the full filing format defined in Rule 69O-149.003(2), Florida Administrative Code. Insurers who qualify and elect to file streamlined rate increase filings with the Office are limited to rate increases equal to the maximum annual medical trend for medical expense coverage or the maximum annual medical trend for Medicare Supplement coverage. The current version of paragraph 69O-149.003(6), Florida Administrative Code, includes tables which display the applicable maximum annual medical trend. The proposed amendments to Rule 69O-149.003, Florida Administrative Code, deletes the aforementioned maximum annual medical trend tables from the text of the rule and provides the URL of the Office's website on which the Office will update the tables as needed.

Paragraph 69O-149.003(5)(a), Florida Administrative Code, defines the qualifications that insurers must meet to make streamlined rate increase filings. The current version of paragraph 69O-149.003(5)(a), Florida Administrative Code, allows Medicare Supplement providers with fewer than 1,000 Florida policyholders to make streamlined rate increase filings with the Office. The proposed amendments to paragraph 69O-149.003(5)(a), Florida Administrative Code, limit the use of streamlined rate increase filings to Medicare Supplement providers with fewer than 1,000 policyholders nationwide rather than to 1,000 policyholders in Florida.

RULEMAKING AUTHORITY: 624.308(1), 624.424(1)(c), 627.410(6)(b), (e) FS.

LAW IMPLEMENTED: 119.07(1)(b), 624.307(1), 626.9541(1), 627.410 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 Ziegler, Office of Insurance Regulation, E-mail Linda.Ziegler@flor.com

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Section II Proposed Rules

STATE BOARD OF ADMINISTRATION

RULE NOS.: RULE TITLES:
 19-8.029 Insurer Reporting Requirements
 19-8.030 Insurer Responsibilities

PURPOSE AND EFFECT: The State Board of Administration, Florida Hurricane Catastrophe Fund, seeks to amend the rules listed above to implement Section 215.555, Florida Statutes.

SUMMARY: Rule 19-8.029, F.A.C., is promulgated to implement Section 215.555(5), Florida Statutes, regarding the reporting by insurers of insured values under covered policies to the Florida Hurricane Catastrophe Fund, for the 2012/2013 contract year and to adopt the 2012/2013 Interim and Proof of Loss forms. Rule 19-8.030, F.A.C., Insurer Responsibilities, is being amended to adopt the 2012/2013 Exposure and Loss Reimbursement Examination Advance Preparation Instructions and to adopt the 2012/2013 Interim and Proof of Loss forms. In addition, obsolete material is being removed from both rules.

OTHER RULES INCORPORATING THESE RULES: There are no other rules which incorporate these two rules. However, Rule 19-8.029, F.A.C., is referenced in Rules 19-8.028 and 19-8.030, F.A.C., as follows: Rule 19-8.028(2)(f) and (4)c.3.b., F.A.C., Reimbursement Premium Formula, and Rule 19-8.030(3)(i), (5)(b)-(c), and (8), F.A.C., Insurer Responsibilities.

EFFECT ON THOSE OTHER RULES: There is no impact on the two rules which reference Rule 19-8.029, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Upon review of the proposed changes to these two rules