

**AGENDA
FLORIDA DEPARTMENT OF LAW ENFORCEMENT**

November 9, 2004

- ITEM 1. Respectfully submit the **Florida Department of Law Enforcement Quarterly Performance Report 1st Quarter Fiscal Year 2004-2005 and Contracts, Agreements, and Purchases over \$100,000 from July 1 through September 30, 2004.**

(See Attachment 1)

RECOMMEND APPROVAL

- ITEM 2. Respectfully submit the following **rules for final adoption in Title 11 of the Florida Administrative Code.** Upon approval by the Governor and Cabinet, the adopted rules will take effect on or after December 9, 2004.

(See Attachment 2)

RECOMMEND APPROVAL

Rule 11D-8.002 Definitions - This rule revision makes technical changes to five previously defined terms used in breath and blood alcohol testing.

Rule 11D-8.003 Approval of Breath Test Instruments and Methods - This rule revision simplifies the approval process for breath test instruments by deleting unnecessary provisions.

Rule 11D-8.0035 Approval of Alcohol Reference Solution and Sources - This rule revision simplifies the approval process for alcohol reference solutions by deleting unnecessary provisions.

Rule 11D-8.0036 Approval of Dry Gas Standards Source - This rule revision updates the approval process for alcohol dry gas standards by specifying industry criteria and deleting unnecessary provisions.

Rule 11D-8.004 Department Inspection and Registration of Breath Test Instruments - This rule revision updates procedures for Department inspections of breath test instruments by specifying their purpose and effect.

Rule 11D-8.006 Agency Inspection of Breath Test Instruments - This rule revision makes technical changes to procedures for Agency inspections of breath test instruments.

Rule 11D-8.007 Approved Breath Test Instruments - Access, Facility Requirements, Observation Period, and Operational Procedures - This rule revision makes a technical change to requirements for breath test instrument facilities.

Rule 11D-8.0075 Agency Retention of Records - This rule revision updates maintenance of records related to the newly approved Intoxilyzer 8000 instruments.

Rule 11D-8.008 Breath Test Operator and Agency Inspector - This rule revision simplifies application and continuing education requirements for breath test permits based on available electronic procedures. It also clarifies continuing education requirements for FDLE members.

Rule 11D-8.010 Qualifications for Instructors - This rule revision clarifies breath test instructor training courses requirements.

Rule 11D-8.013 Blood Alcohol Permit – Analyst - This rule revision updates qualifications for blood alcohol analyst permits and approval of methods of analysis.

Rule 11D-8.015 Denial, Revocation, and Suspension of Permits - This rule revision makes a technical change to breath test permit requirements.

Rule 11D-8.017 Forms - This rule revision updates the referenced forms list with eight revised forms and two new forms to correspond with the above changes.

**Cabinet Affairs Contact
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