

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:**       **RULE TITLE:**  
6A-10.040       Basic Skills Requirements for Postsecondary  
                          Career Certificate Education

**PURPOSE AND EFFECT:** The purpose of this rule development is to update the rule to comply with changes to Section. 1004.91, Florida Statutes, made in the 2013 Legislative Session, to update examination options and to clarify individuals eligible for exemptions.

**SUBJECT AREA TO BE ADDRESSED:** Postsecondary Career Certificate Education.

**RULEMAKING AUTHORITY:** 1004.91 FS.

**LAW IMPLEMENTED:** 1004.91 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 REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kathleen Taylor, Division of Career and Adult Education, 325 West Gaines Street, #714, Tallahassee, FL 32399-0400, (850)245-9062, FAX : (850)245-9065

To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

**DEPARTMENT OF TRANSPORTATION**

**RULE NOS.:**       **RULE TITLES:**  
14-40.003       Highway Landscape Projects  
14-40.020       Grant Application Process

**PURPOSE AND EFFECT:** This rule is being amended to update design standards incorporated by reference, clarify permitting criteria for highway landscape projects, and clarify highway beautification projects that are eligible for grant awards.

**SUBJECT AREA TO BE ADDRESSED:** The requirements for altering, installing, or removing vegetation within Department right of way. Defining highway beautification projects that are eligible for grant awards.

**RULEMAKING AUTHORITY:** 334.044(2), 337.2505, 337.405, 339.2405 FS.

**LAW IMPLEMENTED:** 334.044(26), 335.167, 337.2505, 337.405, 339.24, 339.2405, 479.106 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 REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Schwartz, Assistant General Counsel, Florida Department of Transportation, 605 Suwannee Street, MS 58, Tallahassee, Florida 32399-0458, (850)414-5392, [susan.schwartz@dot.state.fl.us](mailto:susan.schwartz@dot.state.fl.us)

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**RULE NOS.:**       **RULE TITLES:**  
62-761.350       Operator Training and Certification  
62-761.400       Registration and Financial Responsibility

**PURPOSE AND EFFECT:** Requires owners and operators of Underground Storage Tanks (UST) to undergo training and certification. Provides department the ability prohibit delivery of pollutants to a non-compliant facility.

**SUBJECT AREA TO BE ADDRESSED:** Federal Energy Policy Act requires the state adopt regulations for Operator Training for USTs and Delivery Prohibition. Training requirements for operators of USTs are broken into three categories: persons having primary responsibility for on-site operation and maintenance of UST systems, persons having daily on-site operation and maintenance of UST systems and daily on-site employees having primary responsibility for addressing emergencies presented by a spill or release from an UST system.

Additionally, federal law requires the state to issue guidelines to implement delivery prohibition for facilities that: do not have secondary containment, do not have a method of release detection, do not have adequate corrosion protection in an internally lined tank, have a single-walled tank that was taken out-of-service and not closed within a certain period of time depending upon the level of corrosion protection, have an unmaintained storage tank system which has been out-of-service for more than two years of it being out-of-service or ten years if the system is secondarily contained, or have caused a discharge and the system cannot be repaired.

**RULEMAKING AUTHORITY:** 376.303(1)(a) FS.

**LAW IMPLEMENTED:** 376.303, 376.3077 FS.

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

DATE AND TIME: July 12, 2013, 9:00 a.m. until no later than 12:00 Noon

PLACE: Conference Room A, Douglas Office Building, 3900 Commonwealth Blvd., Tallahassee, FL

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 hours before the workshop/meeting by contacting: William E. Burns, Jr., Department of Environmental Protection, 2600 Blair Stone Rd., Tallahassee, FL 32399, bill.burns@dep.state.fl.us or (850)245-8842. 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: William E. Burns, Jr., bill.burns@dep.state.fl.us or (850)245-8842

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-761.350 Operator Training.

(1) Owners or operators shall identify and designate for each underground storage tank (UST) facility including unmanned facilities, at least one named individual for each class of operator – Class A, Class B, and Class C. All individuals designated as a Class A, B or C operator shall, at a minimum, be trained and certified in accordance with this rule. For the purposes of this rule, the terms "Class A Operator", "Class B Operator" or "Class C Operator" are terms specific to the training requirements of this subsection 62-761.350(2), F.A.C.

(a) Owners and operators may designate different individuals for each class of operator, or one individual for more than one of the operator classes.

(b) Any individual designated for more than one operator class shall be trained and certified for each operator class, except that training and certification as a Class B operator also entitles that individual to certification as a Class A operator.

(c) An individual may be designated as a Class A Operator for one or more facilities. An individual may be designated as a Class B Operator for one or more, but not to exceed 50 facilities. An individual Class C operator must be specifically trained for each facility.

(d) During hours of operation, UST facilities must have at least one certified operator (either a Class A, Class B, or Class C operator) present at the UST facility, except when a UST facility is unmanned. A UST facility is considered unmanned when during the normal course of business there is routinely

no attendant present at the facility who could respond to alarms or emergencies related to the UST system. (Examples of unmanned UST facilities include, but are not limited to, card lock or card access fueling stations, telecommunication towers or utility transfer stations serviced by emergency generator USTs, and unattended UST systems located at industrial facilities.) Unmanned facilities must have weather resistant signage clearly visible from any dispenser which instructs users with regard to basic safety procedures, provides the customer with a 24-hour telephone contact number monitored by a Class A, B, or C operator for the facility and provides instruction on contacting local emergency responders.

(2) The three classes of operators are identified as follows.

(a) Class A Operator.

1. Functions. A Class A operator of a UST facility is an individual who typically has primary responsibility for ensuring the proper operation and maintenance of the UST systems, particularly in the capacity of managing resources and personnel necessary to achieve and maintain compliance with all UST regulations.

2. Qualifications and Training. Class A operators must be trained in and have a general knowledge of the requirements of applicable UST regulations, including, but not limited to registration, system components, product compatibility, spill and overfill prevention, corrosion protection, release detection, recordkeeping, notification, release reporting and response, temporary and permanent closure, operator training, and financial responsibility.

(b) Class B Operator.

1. Functions. A Class B operator of a UST facility is an individual who ensures the implementation of all applicable requirements of these regulations in the field and implements the day-to-day aspects of the operation and maintenance of, and recordkeeping for, UST systems.

2. Qualifications and Training. Class B operators must be trained in and have detailed knowledge of the requirements of applicable UST regulations, including, but not limited to registration, system components, product compatibility, spill and overfill prevention, corrosion protection, release detection, recordkeeping, notification, release reporting and response, temporary and permanent closure, operator training and financial responsibility. A UST facility owner or operator may designate as its Class B operator a third party (i.e. an individual who is an independent contractor or consultant and is not affiliated with the facility owner or operator) only if that individual is Certified Contractor who also holds a current "A" or "A/B" license and who either is, or is employed by, a registered Certified Contractor. However, designation of an independent or not affiliated Class B operator in this manner

does not also entitle that individual to certification as a Class A operator for a facility.

(c) Class C Operator.

1. Function. A Class C operator of a UST facility is an individual designated by the UST system owner who typically controls the dispensing of fuel at the facility and is responsible for initial response to alarms, releases, spills, overfills or threats to the public or to the environment.

2. Training. Class C operators must be trained in both general and facility-specific emergency response procedures, such as: the operation of emergency shut-off equipment; the initial response procedures following system alarm warnings; the appropriate first response actions to releases, spills, or overfills; and the notification procedures to emergency responders and to the designated Class A and Class B operators of a UST facility.

(3) Training.

Operator training must fulfill the training requirements described for each class of operator. The following is a list of acceptable approaches to meet the operator training requirements.

(a) Acceptable Training for Class A and Class B operators.

Class A and Class B operators must complete a Department approved operator training course. Courses or processes may include in-person or on-line training performed by, contracted for, or approved by the Department, and must include an evaluation of operator knowledge through testing, practical demonstration, or other tools deemed acceptable by the Department. In order for a non-contracted provider to be approved by the Department, the provider of a training course or process must be sponsored by an association or industry organization recognized nationwide or statewide with regard to its affiliation with regulated petroleum UST systems. All providers will also be required to provide training documentation, including on-going maintenance of records of certified operators. Those records will be required to be accessible to the Department on an on-going basis.

(b) Acceptable Training for Class C Operators.

1. Class B operators must provide training or ensure that the UST facility's Class C operators otherwise complete training in emergency procedures. Class C operator training programs may include in-class, hands-on, on-line, or any other training format deemed acceptable by the Class B operator.

2. Class A and Class B operators must ensure that site-specific emergency procedures are maintained in an easily accessible location at the UST facility which is immediately available to the Class C operator, and that site-specific notices that include the location of emergency shut-off devices and appropriate emergency contact telephone numbers are posted in a prominent area at the UST facility that is easily visible to

the Class C operator. For the purposes of this subsection, the phrase "easily accessible location" means located in a place and manner that allows a Class C Operator quick and immediate access to site-specific emergency procedures.

(4) Certification.

Operators are considered certified operators after successfully completing one of the training processes listed in subsection (a) of this section.

(a) Class A and Class B Operators. Approved training providers must provide verification to all Class A and Class B operators who have successfully completed training, in the form of a written or printable electronic training certificate stating the classification and the date it was obtained. Owners and operators must ensure that training certificates are maintained at each facility for inspection by the Department.

(b) Class C Operators. A designated Class B operator for a given facility must provide the facility owner or operator with signed and dated written verification in the form of a list of all Class C operators who have been trained for that facility, which includes the date of that training. Owners and operators must ensure that a current and correct list of trained Class C operators is maintained at each facility for inspection by the department.

(5) Deadlines.

(a) Within 180 days of effective date of the rule, owners or operators of underground storage tank (UST) facilities must designate at least one Class A, Class B, and Class C operator for each facility who has completed an acceptable operator training course.

(b) Class A or Class B operators designated by a UST facility owner or operator after the effective date of this rule, prior to assuming operation and maintenance responsibilities at the UST facility.

(c) Class C operators designated by a UST facility owner or operator after the effective date of this rule, prior to assuming unsupervised responsibility for responding to emergencies at UST system facilities.

(6) Frequency.

(a) Certified Class A and Class B Operators must be re-trained in accordance with this rule within three years of their last training date.

(b) Certified Class C operators must be re-trained in accordance with rule within three years of their last training date. In addition, Class C operator training is only applicable at the specific facility for which the training was provided.

(c) If a UST facility receives a notice of violation and the Department determines that the UST facility is in significant noncompliance, the designated Class B operators for that UST facility must recertify Class B training, within 90 days. Class B operators are not, however, required to attend such training more than once every 12 months, regardless of the number of

their designated facilities found in violation. For the purposes of this rule, "significant noncompliance" is defined as the failure to maintain compliance in one or more of the following release detection, spill/overfill prevention, corrosion protection or financial assurance.

(7) Documentation.

Owners and operators of underground storage tank facilities (except unmanned facilities) must maintain required training certification documentation as described in this rule on-site and must provide it upon request to the Department. Documentation may be maintained electronically off-site if that facility has the capability of producing a clear printed copy which can be provided to the Department within 72 hours. Owners and operators of unmanned facilities must provide documentation as requested by the Department.  
 Rulemaking Authority 376.303 FS. Law Implemented 376.303 FS. History--New \_\_\_\_\_.

62-761.400 Registration and Financial Responsibility.

(1) through (3) No change.

(4) Revocation of Registration Placard.

The Department may revoke a registration placard for failure to:

(a) Install, maintain and operate leak detection equipment pursuant to Rule 62-761.610, F.A.C.;

(b) Meet, maintain and operate performance standards pursuant to Rule 62-761.500, F.A.C.;

(c) Respond and abate an ongoing discharge, pursuant to Rule 62-761.820, F.A.C.;

(d) Complete closure of out of service tank systems pursuant to Rule 62-761.800, F.A.C.; or

(e) Maintain adequate financial responsibility pursuant to subsection 62-761.400(3), F.A.C.

The Department shall provide written notice to the owner of the facility 30 business days prior to denying or suspending a registration placard. Owners of facilities shall give written notice to the Department when such deficiencies are corrected and the Department shall re-inspect the facility within two business days of receiving such notice. The Department shall release suspended registration placards within three business days of the re-inspection if all deficiencies have been corrected to the department's satisfaction. The Department shall establish, maintain, and post on its web site a list of previously registered facilities that do not have a valid registration placard. This list will not include previously registered facilities for which all storage tank systems have been closed or removed in accordance with department rules.

(5) Delivery prohibitions.

(a) No owner, operator, or supplier shall deposit any regulated substance into a UST system regulated under this chapter unless that owner or operator has a valid, current

Registration Placard issued by the agency covering that UST system.

(b) It is an affirmative defense to the imposition of an administrative penalty for a violation of subparagraph (a) of this paragraph that the owner, operator, or supplier delivering a regulated substance into a UST relied on registration information for the UST obtained from the Department's website not more than 30 days before the date of delivery.

Rulemaking Specific Authority 376.303, 376.322(2) FS. Law Implemented 376.303, 376.309, 376.323, 376.3077 FS. History--New 12-10-90, Formerly 17-761.400, Amended 9-30-96, 7-13-98, 6-21-04, \_\_\_\_\_.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NO.: 690-186.014      RULE TITLE: Title Insurance Statistical Gathering-Title Insurance Underwriters

PURPOSE AND EFFECT: Pursuant to Section 627.782, Florida Statutes, title insurance agencies and insurers licensed to do business in this state must maintain and submit certain information to the Office, including revenue, loss, and expense data. This statute authorizes rulemaking to collect and analyze such data from the title insurance industry.

The current version of Rule 690-186.013, F.A.C., implements the provisions of Section 627.782, Florida Statutes, by listing the types of information that shall be submitted to the Office by title insurance agencies and insurers. The Office has proposed to strike the current language of the rule and to replace it with new language pertaining to Title Insurance Experience Reporting-Agents and Retail Offices of Direct-Writing Title Insurance Underwriters.

In addition the Office is proposing new Rule 690-186.014, F.A.C., implementing the provisions of Section 627.782, Florida Statutes, by listing the types of information that shall be submitted to the Office by title insurance insurers alone. The new Rule 690-186.014, F.A.C., adopts a form, entitled "OIR-XXXXXX Title Insurance Experience Reporting-Underwriters". This form will be submitted to the Office electronically by title insurance insurers to comply with the reporting requirements of Section 627.782, Florida Statutes. The statistical data collected will be used for the purpose of analyzing premium rates, retention rates, and the condition of the title insurance industry.

SUBJECT AREA TO BE ADDRESSED: New Rule 690-186.014, F.A.C.

RULEMAKING AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 624.307(1), 627.782 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: July 10, 2013, 1:30 p.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: Peter Rice, Office of Insurance Regulation, E-mail Peter.Rice@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: Peter Rice, Office of Insurance Regulation, E-mail Peter.Rice@flor.com  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

## Section II Proposed Rules

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals**  
 RULE NO.:        RULE TITLE:  
 59E-5.605        Public Medical Assistance Trust Fund Assessments

**PURPOSE AND EFFECT:** The purpose of this rule revision is to simplify and correct the calculations for the Public Medical Assistance Trust Fund (PMATF) assessments. These changes significantly clarify the amount and methods for assessing and collecting PMATF funding for both the public and the Agency.

**SUMMARY:** Currently, any Chapter 395, F.S. regulated hospital must annually file financial reports with the Agency. These reports, the Florida Hospital Uniform Reporting System (FHURS), are the basis for calculating assessments to hospitals for PMATF liability. Currently, when hospitals file a report for less than a full year, the partial year report is subject to annualization of the PMATF assessment. This annualization can create a situation whereby a hospital may be over-assessed. In addition, it places the Agency in a position of estimating PMATF liability. In addition to the removal of the annualization of the PMATF calculations, the rule amendment will clarify the methods by which the quarterly assessments are made, collected and adjusted.

**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.

A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not require legislative ratification.

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:

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.

**RULEMAKING AUTHORITY:** 395.7017, 408.061(2), 408.15(8) FS.

**LAW IMPLEMENTED:** 395.701 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** July 17, 2013, 2:00 p.m. – 3:00 p.m.

**PLACE:** Agency for Health Care Administration, Conference Room B, 2727 Mahan Drive, Building #3, Tallahassee, FL 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 7 days before the workshop/meeting by contacting: Alexander Macy; phone: (850)412-4348 or email: alexander.macy@ahca.myflorida.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 IS:** Mills Smith, Regulatory Analyst IV, Bureau of Central Services, (p) (850)412-4353 or email: robert.smith@ahca.myflorida.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

59E-5.605 Public Medical Assistance Trust Fund Assessments.

(1) Within six months after the end of each hospital's fiscal year, the Agency's Division of Health Quality Assurance Bureau of Health Facility Regulation will certify to the Bureau of Finance and Accounting the amount of each

hospital's public medical assistance trust fund assessment. The amount certified shall be equal to the sum of 1.5 percent of the annual net inpatient revenue of each hospital and 1.0 percent of the annual net outpatient revenue of each hospital, based upon the actual data filed with the Agency for the reporting period.

(2) Each hospital shall be notified of the assessment amount being certified to the Bureau of Finance and Accounting.

(3) Within 21 days of receipt of notification of the assessment amount, a hospital may request a hearing pursuant to Section 120.57, F.S.

(4) If a hearing is timely requested, the Agency shall certify to the Bureau of Finance and Accounting an interim assessment amount which shall equal the assessment amount last certified to the Bureau of Finance and Accounting. Upon resolution of the issues regarding certification, the proper assessment amount shall be certified. The assessment amount for the year shall not be affected by the issuance of an interim assessment.

(5) The certified assessment amount is the total amount due to the Agency and shall be payable to and collected by the Agency in equal quarterly amounts, beginning the first full calendar quarter six months after the end of the hospital's fiscal year. Initial assessments against new hospitals will be certified upon approval of the first Prior Year Report.

(6) In the event a hospital fails to file its Prior Year Report or the report is not accepted by the Agency, the quarterly assessment shall be based on the most recently filed Prior Year Report accepted by the Agency.

(7) Following the first quarterly assessment of the certified assessment amount, the Agency shall perform a reconciliation of the hospital's total assessment amounts with the quarterly assessment amount due.

(a) If the sum of the amounts collected is less than the sum of the certified assessments, then the Agency shall issue an invoice for and collect the difference. The invoice for the assessment reconciliation shall be due and payable within 30 days of being issued. Assessments not paid within thirty days of the due date shall be subject to an administrative fine pursuant to Section 395.701(3), Florida Statutes.

(b) If the sum of the amounts collected is greater than the sum of the certified assessments, then the hospital may request a refund from the Agency.

~~If the data contained in the Prior Year Report is based upon a fiscal period of less than one calendar year, the data provided shall be annualized and the assessment will be calculated on an annualized basis.~~

(8) Initial assessments of new hospitals will be certified upon approval of the first Prior Year Report. Assessments during the first year of operation under new ownership shall

~~be based on the hospital's net operating revenue for the last fiscal year under previous ownership.~~

(9) Hospitals that file a Prior Year Report of less than 12-months (Short Report) due to a change of fiscal year end or change of ownership shall be issued a quarterly invoice(s) for the certified assessment on the Short Report only after all four quarters of the previous 12-month period have been invoiced, and prior to the first quarterly invoice issued for the new full fiscal year. Any difference between the certified assessment amounts and Agency collections will be reconciled as described in subsection (7) above. Assessments are made against facilities, accordingly the amount of the assessment and liability for the assessment remains with the facility regardless of any change in ownership.

(10) When a hospital closes or ceases operations, the total amount due to the Agency shall be the sum of the certified assessment amounts calculated on annual net patient revenue through the date operations cease, less the sum of quarterly and settlement payments received. The Agency will base assessments on the most recently filed Prior Year Report accepted by the Agency prorated for the period from the last accepted report through the date operations cease if a hospital fails to file its Prior Year Report or the Report is not accepted by the Agency.

~~(11)(9)~~ Assessments are made against facilities, accordingly the amount of the assessment and liability for the assessment remains with the facility regardless of any change in ownership.

Rulemaking Specific Authority 408.061(2), (3), (4)(a), (7), 408.15(8), 395.7017 FS., Chapter 00-256, Laws of Florida. Law Implemented 395.701(2) FS. History—New 6-11-92, Formerly 10N-5.606, Amended 5-26-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mills Smith, Regulatory Analyst IV, Bureau of Central Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek, Secretary, Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 3, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 25, 2013, Vol 39/58

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-6.010  
 RULE TITLE: Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-6.010, F.A.C., is to incorporate by reference the Title XIX Long-Term Care Reimbursement Plan (the Plan),

effective July 1, 2012. The rule will update the Plan to reflect changes authorized in House Bill 5001, 2012-13 General Appropriations Act, Specific Appropriation 224, which mandates a nursing home rate reduction. Definitions of rate setting and legislative unit costs have been added along with the addition of Appendix D which provides the methodology of the nursing home upper payment limitation (UPL) methodology.

**SUMMARY:** The purpose of the amendment to Rule 59G-6.010, F.A.C., is to incorporate by reference the Title XIX Long-Term Care Reimbursement Plan (the Plan), effective July 1, 2012. The rule will update the Plan to reflect changes authorized in House Bill 5001, 2012-13 General Appropriations Act, Specific Appropriation 224, which mandates a nursing home rate reduction. Definitions of rate setting and legislative unit costs have been added along with the addition of Appendix D which provides the methodology of the nursing home upper payment limitation (UPL) methodology.

**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: based on the information and the requirements found in Section 120.541, F.S., the rule will not require legislative ratification.

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.

**RULEMAKING AUTHORITY:** 409.919, 409.9082 FS.

**LAW IMPLEMENTED:** 409.908, 409.913 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** July 30, 2013, 10:00 a.m. – 11:00 a.m.

**PLACE:** Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 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 7 days before the workshop/meeting by contacting: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308, (850)412-4101. 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 IS:** Edwin Stephens, Medicaid Program Finance, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308, (850)412-4101 or by e-mail at edwin.stephens@ahca.myflorida.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

59G-6.010 Payment Methodology for Nursing Home Services.

Reimbursement to participating nursing homes for services provided shall be in accord with the Florida Title XIX Long-Term Care Reimbursement Plan, Version ~~XLXXIX~~, Effective Date July 1, 2012~~4~~, and incorporated herein by reference, [https://www.flrules.org/Gateway/reference.asp?No=Ref-\\_\\_\\_\\_\\_01178](https://www.flrules.org/Gateway/reference.asp?No=Ref-_____01178). A copy of the Plan as revised may be obtained by writing to the Deputy Secretary for Medicaid, 2727 Mahan Drive, Mail Stop 8, Tallahassee, Florida 32308. The Plan incorporates Provider Reimbursement Manual (CMS Pub. 15-1).

Rulemaking Authority 409.919, 409.9082 FS. Law Implemented 409.908, 409.9082, 409.913 FS. History—New 7-1-85, Amended 10-1-85, Formerly 10C-7.482, Amended 7-1-86, 1-1-88, 3-26-90, 9-30-90, 12-17-90, 9-15-91, 3-26-92, 10-22-92, 4-13-93, 6-27-93, Formerly 10C-7.0482, Amended 4-10-94, 9-22-94, 5-22-95, 11-27-95, 11-6-97, 2-14-99, 10-17-99, 1-11-00, 4-24-00, 9-20-00, 11-20-01, 2-20-02, 7-14-02, 1-8-03, 6-11-03, 12-3-03, 2-16-04, 7-21-04, 10-12-04, 4-19-06, 7-1-06, 8-26-07, 2-12-08, 9-22-08, 3-3-10, 2-23-11, 5-3-12,\_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Edwin Stephens

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Elizabeth Dudek

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** June 14, 2013

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** June 29, 2012

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Professions**

|                   |                                                                  |
|-------------------|------------------------------------------------------------------|
| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>                                              |
| 61-39.002         | Definitions                                                      |
| 61-39.003         | Department Activities                                            |
| 61-39.004         | Florida Building Energy Rating System, Adopted                   |
| 61-39.005         | Training and Certification Program                               |
| 61-39.007         | Florida Building Energy Rating System, Existing Public Buildings |
| 61-39.008         | RESNET Standards, Adopted                                        |

**PURPOSE AND EFFECT:** Repeal Chapter 61-39 F.A.C.  
**SUMMARY:** HB 269, Section 26, repealed Section 553.992, F.S., effective July 1, 2013. Therefore, the Department no longer has rulemaking authority to adopt and maintain a statewide uniform building energy-efficiency rating system. Chapter 61-39, F.A.C. contains the rules adopted pursuant to Section 553.992, F.S. These rules are repealed as a result of lack of rulemaking authority due to the statutory amendment.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The agency has determined that this rule 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: the economic review conducted by the agency.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 553.992 FS.  
**LAW IMPLEMENTED:** 553.992, 553.995 FS.  
**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** John MacIver, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

**THE FULL TEXT OF THE PROPOSED RULE IS:**

61-39.002 Definitions.  
 Rulemaking Authority 553.992 FS. Law Implemented 553.992, 553.995 FS. History–New 7-1-94, Amended 1-11-95, 12-27-98, 11-28-04, 7-27-10, Formerly 9B-60.002, Repealed.

61-39.003 Department Activities.  
 Rulemaking Authority 553.992, 553.998 FS. Law Implemented 553.992, 553.996 FS. History–New 7-1-94, Amended 12-27-98, 11-28-04, 7-27-10, Formerly 9B-60.003, Repealed.

61-39.004 Florida Building Energy Rating System, Adopted.  
 Rulemaking Authority 553.992 FS. Law Implemented 553.994, 553.995(1) FS. History–New 7-1-94, Amended 10-3-94, 1-11-95, 12-27-98, 11-28-04, 7-27-10, Formerly 9B-60.004, Repealed.

61-39.005 Training and Certification Program.  
 Rulemaking Authority 553.992 FS. Law Implemented 553.995(4) FS. History–New 7-1-94, Amended 10-3-94, 1-11-95, 12-27-98, 11-28-04, 7-27-10, Formerly 9B-60.005, Repealed.

61-39.007 Florida Building Energy Rating System, Existing Public Buildings.  
 Rulemaking Authority 553.992 FS. Law Implemented 553.991, 553.993, 553.994, 553.995, 553.997, 553.998 FS. History–New 7-21-94, Amended 12-27-98, 7-27-10, Formerly 9B-60.007, Repealed.

61-39.008 RESNET Standards, Adopted.  
 Rulemaking Authority 553.992 FS. Law Implemented 553.995(1)(c) FS. History–New 12-27-98, Amended 11-28-04, 7-27-10, Formerly 9B-60.009, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** John MacIver, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Ken Lawson, Secretary, Department of Business and Professional Regulation

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** June 5, 2013

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

**RULE NO.:** 64B7-25.001 **RULE TITLE:** Examination Requirements  
**PURPOSE AND EFFECT:** The board proposes the rule development to update the existing language and forms regarding the examination requirements.  
**SUMMARY:** The proposed rule amendments are necessary to update the existing language and forms, which are incorporated into the rule.



**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: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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.

**RULEMAKING AUTHORITY:** 456.013(7), 456.017(1)(c), 456.034, 480.035(7), 480.041(2), 480.042(1) FS.

**LAW IMPLEMENTED:** 456.013(7), 456.017(1)(c), (5), 456.034, 456.0635, 480.041, 480.042 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Anthony Jusevitch, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

**THE FULL TEXT OF THE PROPOSED RULE IS:**

64B7-25.001 Examination Requirements.

(1) The Department shall issue a license to a person who:

(a) Pays to the Department the fees set out in Rule 64B7-27.100 subsection 64B7-27.002(4), F.A.C.;

(b) Submits a completed application on form DH-MQA 1115, "~~Application For Licensure~~" (Rev. 11/12 10/09). The form and the attached instructions are incorporated herein by reference and may be obtained from the Board Office at 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399 or from the website located at [http://www.doh.state.fl.us/mqa/massage/ap\\_message.pdf](http://www.doh.state.fl.us/mqa/massage/ap_message.pdf). To apply on-line, visit [http://www.doh.state.fl.us/mqa/massage/ma\\_lic\\_req.html](http://www.doh.state.fl.us/mqa/massage/ma_lic_req.html);

(c) No change.

(d) Completes the HIV/AIDS course requirement in Rule ~~64B7-32.003~~ ~~64B7-25.0012~~, F.A.C.;

(e) through (f) No change.

(2) through (3) No change.

Rulemaking Authority 456.013(7), 456.017(1)(c), 456.034, 480.035(7), 480.041(2), 480.042(1) FS. Law Implemented 456.013(7), 456.017(1)(c), (5), 456.034, 456.0635, 480.041, 480.042 FS. History—New 11-27-79, Amended 9-2-80, 10-9-85, Formerly 21L-25.01, Amended 12-22-92, 3-24-93, 5-20-93, Formerly 21L-25.001, Amended 8-12-93, 6-28-94, 8-18-96, Formerly 61G11-25.001, Amended 5-20-98, 7-30-02, 3-31-08, 6-15-09, 9-6-09, 6-2-10,\_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:**

Board of Massage Therapy

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Board of Massage Therapy

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 26, 2013

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** May 17, 2013

**FLORIDA HOUSING FINANCE CORPORATION**

| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>                                   |
|-------------------|-------------------------------------------------------|
| 67-60.001         | Purpose and Intent                                    |
| 67-60.002         | Definitions                                           |
| 67-60.003         | Notice and Posting of Competitive Solicitations       |
| 67-60.004         | Withdrawal of Competitive Solicitation or Application |
| 67-60.005         | Modification of Terms of Competitive Solicitations    |
| 67-60.006         | Responsibility of Applicants                          |
| 67-60.007         | Evaluation of Applications                            |
| 67-60.008         | Right to Waive Minor Irregularities                   |
| 67-60.009         | Applicant Administrative Appeal Procedures            |

**PURPOSE AND EFFECT:** The purpose of this Rule Chapter is to establish the procedures by which the Corporation shall:

(1) Administer the competitive solicitation funding process to make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, F.S., and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, F.S.;

(2) Administer the competitive solicitation processes to implement the provisions of the Housing Credit (HC) Program authorized by Section 42 of the IRC and Section 420.5099, F.S.; and

(3) Unless otherwise provided in the competitive solicitation, administer the competitive solicitation funding process for any other Corporation program.

The intent of this Rule Chapter is to encourage public-private partnerships to invest in residential housing; to stimulate the construction and rehabilitation of residential housing which in turn will stimulate the job market in the construction and related industries; and to increase and improve the supply of affordable housing in the state of Florida.

SUMMARY: The proposed Rule creates a formulated process for administering the competitive solicitation funding process for the Corporation's programs.

**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: 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: The rule is not likely to have an adverse impact on economic growth, private sector job creation or employment, or private sector investment in excess of \$1 million in the aggregate within 5 years after the implementation of the rule. The rule is not likely to have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after the implementation of the rule. In addition, the rule is not likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.

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.

RULEMAKING AUTHORITY: 420.507(48) FS.

LAW IMPLEMENTED: 420.5087, 420.5089(2), 420.5099 FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 16, 2013, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor Seltzer Room, Tallahassee, Florida 32301

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: Jean Salmonsens, (850)488-4197. 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 IS: Kevin Tatreau, Director of Multifamily Programs, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32031-1329, (850)488-4197

THE FULL TEXT OF THE PROPOSED RULE IS:

67-60.001 Purpose and Intent.

The purpose of this rule chapter is to establish the procedures by which the Corporation shall:

(1) Administer the competitive solicitation funding process to make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, F.S., and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, F.S.;

(2) Administer the competitive solicitation processes to implement the provisions of the Housing Credit (HC) Program authorized by Section 42 of the IRC and Section 420.5099, F.S.; and

(3) Unless otherwise provided in the competitive solicitation, administer the competitive solicitation funding process for any other Corporation program. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History—New \_\_\_\_\_.

67-60.002 Definitions.

(1) "Applicant" means any person or legally formed entity that is seeking a loan or funding from the Corporation by submitting an Application or responding to a competitive solicitation pursuant to this rule chapter for one or more of the Corporation's programs.

(2) "Application" means the sealed response submitted to the Corporation to participate in a competitive solicitation for funding pursuant to this rule chapter.

(3) "Board of Directors" or "Board" means the Board of Directors of the Corporation.

(4) "Corporation" means the Florida Housing Finance Corporation as defined in Section 420.503, F.S.

(5) "FAR" means the Florida Administrative Register.

(6) “Minor Irregularity” means a variation in a term or condition of an Application pursuant to this rule chapter that does not provide a competitive advantage or benefit not enjoyed by other Applicants, and does not adversely impact the interests of the Corporation or the public.

(7) “Website” means the Florida Housing Finance Corporation’s website, the Universal Resource Locator (URL) for which is www.floridahousing.org. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History–New \_\_\_\_\_.

#### 67-60.003 Notice and Posting of Competitive Solicitations.

(1) Public notice of any competitive solicitation pursuant to this rule chapter shall be given as provided herein and in advance of the due date of the Applications, to permit Applicants to prepare and submit Applications in a timely fashion. Notice shall include publication in the FAR.

(2) The Corporation shall post any competitive solicitation pursuant to this rule chapter on its Website on or prior to the publication of the FAR notice. There will be a minimum of fourteen (14) days between the publication date of the notice in FAR and the due date of the Applications. The competitive solicitation document shall describe the criteria utilized by the review committee in recommending developments for funding to the Board.

(3) Any notice or solicitation issued by the Corporation pursuant to this rule chapter shall be considered published at the date and time indicated on the Corporation Website. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History–New \_\_\_\_\_.

#### 67-60.004 Withdrawal of Competitive Solicitation or Application.

(1) The Corporation may withdraw any competitive solicitation pursuant to this rule chapter at any time prior to the due date of the Applications when the withdrawal is determined by the Executive Director to be in the best interest of the Corporation or the public. Notice of such determination shall be posted on the Corporation’s Website and published in the next available volume of the FAR.

(2) Any Applicant may request in writing to withdraw its Application at any time prior to a vote by the Corporation’s Board regarding any Applications received.

(3) Fees submitted by Applicants as required by any competitive solicitation pursuant to this rule chapter are non-refundable. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History–New \_\_\_\_\_.

#### 67-60.005 Modification of Terms of Competitive Solicitations.

The Corporation may modify the terms of any competitive solicitation pursuant to this rule chapter at any point prior to the due date of the Applications. A notice of modification will be posted on the Corporation’s Website. Any Applicant shall have at least seven (7) days from the date of the posting of the notice of the modification to submit or modify its Application. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History–New \_\_\_\_\_.

#### 67-60.006 Responsibility of Applicants.

(1) The failure of an Applicant to supply required information in connection with any competitive solicitation pursuant to this rule chapter shall be grounds for a determination of nonresponsiveness with respect to its Application. If a determination of nonresponsiveness is made by the Corporation, the Application shall not be considered.

(2) At no time during the review and evaluation of any competitive solicitation issued under this rule chapter, commencing with the due date for submission of Applications and continuing until the Board renders a final decision on the competitive solicitation, may Applicants or their representatives contact Board members or Corporation staff concerning their own or any other Applicant’s Application. If an Applicant or its representative does contact a Board or staff member in violation of this section, the Board shall, upon a determination that such contact was made in an attempt to influence the selection process, disqualify the Application. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History–New \_\_\_\_\_.

#### 67-60.007 Evaluation of Applications.

(1) For each competitive solicitation issued pursuant to this rule chapter the Corporation shall establish a scoring committee composed only of employees of the Corporation to evaluate Applications, which scoring committee shall provide findings, recommendations, or both to the Board.

(2) Scoring committee members shall independently evaluate Applications, and shall not communicate with members of the same scoring committee regarding such evaluation, except during meetings noticed and open to the public.

(3) The scoring committee shall conduct one or more public meetings at which the scoring committee members may discuss their evaluation, or present their findings, make recommendations to the Board, or any combination thereof. Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2), 420.5099 FS. History–New \_\_\_\_\_.

#### 67-60.008 Right to Waive Minor Irregularities.

The Corporation may waive Minor Irregularities in an otherwise valid Application. Mistakes clearly evident to the Corporation on the face of the Application, such as

computation and typographical errors, may be corrected by the Corporation; however, the Corporation shall have no duty or obligation to correct any such mistakes.  
Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089(2) FS., 420.5099 FS. History--New \_\_\_\_\_.

67-60.009 Applicant Administrative Appeal Procedures.

(1) Interested parties that wish to protest the terms of any competitive solicitation issued pursuant to this rule chapter may do so pursuant to the procedures set forth in Section 120.57(3), F.S. and Rule 28-110, F.A.C.

(2) Applicants not selected for funding under any competitive solicitation issued pursuant to this rule chapter may protest the results of the competitive solicitation process pursuant to the procedures set forth in Section 120.57(3), F.S. and Rule 28-110, F. A.C.

(3) For the purposes of Section 120.57(3), F.S., any competitive solicitation issued under this rule chapter shall be considered a "request for proposal."

(4) Applicants initiating administrative proceedings under this rule chapter shall not be required to post a bond.  
Rulemaking Authority 420.507(48) FS. Law Implemented 420.5087, 420.5089, 420.5099 FS. History--New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Kevin Tatreau, Director of Multifamily Programs, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32031-1329, (850)488-4197  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Len Tylka, Chairman of the Board, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32031-1329, (850)488-4197  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 21, 2013  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Vol. 39, No. 88, May 6, 2013

**Section III**  
**Notice of Changes, Corrections and Withdrawals**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-1.039  
 RULE TITLE: Supplemental Educational Services in Title I Schools

**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. 39, No. 14, January 22, 2013 issue of the Florida Administrative Register.

The following sections of Rule 6A-1.039 are amended to read:

(2)(c) "Eligible student" means a student enrolled in a Title I school ~~who is performing at Level 1 or Level 2 on the Florida Comprehensive Assessment Test, as set forth under Section 1008.22, F.S.~~

(3)(a)2. Approve supplemental educational services providers based upon the application requirements set forth in Form SES 100, Supplemental Educational Services Provider Application ~~2012~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02272> ~~http://www.flrules.org/gateway/reference.asp?NO=Ref-00655~~), which is hereby incorporated by reference. ~~Form SES 100 is effective July 2013 March to become effective December 20, 2011.~~ Form SES 100 may be obtained from the Florida Department of Education, Bureau of Federal Educational Programs, 325 West Gaines Street, Suite 348, Tallahassee, Florida 32399-0400 or on the Department's website at <http://www.fldoe.org/flbpo>.

(3)(b)6. ~~Ensure that Enter into a district/provider contract with each approved supplemental educational services provider approved to serve the school district; the school district is responsible for ensuring services are consistent with the district/provider contract.~~

(3)(c) State-approved supplemental educational services providers shall:

1. Be capable of delivering supplemental educational services in the school districts where approved by the Department.

2. Provide services that are secular, neutral, and nonideological.

3. Provide services outside of the regular school day, such as before or after school, on weekends, or in the summer.

~~a. Cumulative supplemental educational services tutoring sessions shall not exceed four (4) hours per week.~~

~~b. Supplemental educational services tutoring sessions provided Monday through Friday shall not exceed one and one half (1.5) hours per day.~~

~~e. Supplemental educational services tutoring sessions provided Saturday and Sunday shall not exceed three (3) hours per day and must include at least one (1) fifteen (15) minute break.~~

~~4.d. Applicant shall provide professional development to tutors. Applicant shall supervise and monitor its tutors.~~

~~4. Provide supplemental educational services where the student to tutor ratio is no more than seven (7) students per tutor.~~

~~5. Establish a maximum billing rate per hour per student not to exceed \$65 for individual tutoring, \$55 for small group and \$45 for large group.~~

~~5.6.~~ Provide supplemental educational services by tutors that are Title I paraprofessionals as provided in 20 U.S.C. § 6319(c), January 8, 2002, or current State of Florida certified teachers. The reference to 20 U.S.C. § 6319(c) is hereby incorporated by reference.

~~6.7.~~ Provide supplemental educational services that are consistent with the instructional program of the school district and aligned with State academic content and student academic achievement standards.

~~7.8.~~ Unless a prior agreement has been made with the local school district, conduct a pre-assessment to determine student's gaps in knowledge and skills prior to beginning services.

~~8.9.~~ Consult with the school district and the parents to develop the student learning plan.

~~9.10.~~ Provide educational services designed to enable the student to attain achievement goals specified in the student learning plan.

~~10.11.~~ Measure the student's progress and report progress at least monthly to the student's parents and teachers.

~~11.12.~~ Adhere to the timetable in the student learning plan for improving the student's achievement.

~~12.13.~~ Provide services consistent with health, safety, and civil rights laws.

~~13.14.~~ Abide by school district policies and procedures on criminal background checks and the provisions of Section 1012.465, F.S.

~~14.15.~~ Refrain from altering, completing, or submitting enrollment forms on behalf of a parent.

~~15.16.~~ Provide services to eligible students no later than October 15 of each school year contingent upon receipt of the district-approved student enrollment lists at least twenty (20) days prior to the start date. In the event that a contract with a state-approved provider is signed fewer than twenty (20) days prior to October 15, the provider shall have no fewer than twenty (20) days from the date the contract is executed to begin delivering services.

(4) Supplemental Educational Services Provider Approval.

(b) All portions of the application shall be submitted online at <http://www.fldoe.org/flbpso>, if the online platform is open, or delivered to the following address: Florida Department of Education, Bureau of Federal Educational Programs, 325 West Gaines Street, Suite 348, Tallahassee, Florida 32399-0400.

(4)(d)7.b Applicant has not been terminated for cause in the district(s) which the applicant selects to offer SES. ~~Districts are not required to contract with providers who were terminated for cause within the last two (2) years.~~

In addition, changes to Form SES 100 have been made as follow:

The table of contents has been amended to delete the section relating to operations and rate for provisions of SES/Group Size.

The Application Instructions and Requirements, Submission Deadline Requirements has been amended to read:

The annual submission deadline will be posted in the release of the Supplemental Educational Services (SES) Provider Application via the Florida Department of Education (FDOE) Paperless Communication System at <http://www.fldoe.org/paperless>. The application must be **SUBMITTED** online at <http://www.fldoe.org/flbpso>, if the online platform is open, or delivered to the following address: Florida Department of Education, Bureau of Federal Education Programs, 325 West Gaines Street, Suite 348, Tallahassee, Florida 32399-0400. It is the responsibility of the applicant to ensure that the application is submitted by the stated deadline.

The Application Instructions and Requirements, Method of Review and Scoring Requirements, has been amended:

Department staff will review each application to ensure accurate completion of requested information and compliance with provider eligibility requirements.

Applications will be **reviewed** if:

- The applicant meets provider eligibility requirements.
- All portions of the application are complete and received ~~submitted electronically~~ by the stated deadline in the application.

Applicants who submit a complete ~~online~~ application, but did not submit adequate evidence for the Business and Financial Requirements section of the application, will be given one opportunity to correct Business and Financial Requirements' deficiencies. All deficiencies must be corrected within five business days of the date the notice of deficiency is provided to the applicant by email.

Sections relating to operations and rate for provision of SES/Group Size are deleted in their entirety:

~~Operations — Check all that apply.~~

~~Indicate the day(s) services will be offered and length of each service session. *Note: Cumulative sessions may not exceed four hours per week.*~~

~~Weekday (Monday—Friday) maximum 1.5 hours per day~~

~~Weekend (Saturday—Sunday) maximum three hours per day with at least one 15 minute break~~

~~Indicate the times SES will be offered:~~

~~Before school~~

~~After school~~

~~Weekends~~

~~Summer~~

~~Rate for Provisions of SES/Group Size—Indicate the SES service rate for each student per hour and for each type of instruction offered.~~

~~\$ Individual Tutoring~~

~~\$ Small Group Tutoring~~

~~\$ Large Group Tutoring~~

~~Maximum rates per type of instruction must not exceed the following:~~

~~**\$ 65 Individual Tutoring (one student to one tutor)**~~

~~**\$ 55 Small group Tutoring (two to four students per tutor)**~~

~~**\$ 45 Large group Tutoring (five to seven students per tutor)**~~

Section relating to Business and Financial Requirements, Evidence of Legal Qualification to do Business in Florida, and Evidence of Financial Soundness are amended as follow:

If the application is submitted online, applicants must scan and upload requested documentation as evidence of the applicant’s legal qualification to do business in Florida and financial soundness.

Evidence of Legal Qualification:

Please upload or deliver, for mailed applications, a copy of the document(s) that formally acknowledges the applicant’s legal status to conduct business in Florida.

Please upload or deliver a copy of one of the following documents:

- Florida business license
- Florida Certificate of Status
- 501(c) 3 (non-profit organizations)

Please upload or deliver a copy of one of the following documents:

- Articles of Incorporation
- Articles of Organization
- Partnership Agreement
- Sole Proprietorship Attestation

Please upload or deliver a copy of the following document, if applicable:

- Fictitious Name Filing

Evidence of Financial Soundness:

Please upload or deliver the following documentation to demonstrate financial resources to operate SES:

The section on General Assurances, Assurances is amended to read:

2. Application has not been terminated for cause in the district(s) which the applicant selects to offer SES. ~~Districts are not required to contract with providers who were terminated for cause within the last two years.~~

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: RULE TITLE:

6A-1.099811 Differentiated Accountability State System of School Improvement  
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. 39, No. 101, May 23, 2013 issue of the Florida Administrative Register.

Paragraphs (5)(c) and (d) and Subsections (6) and (7) are changed, a new Subsection (8) is added, and Form TOP-1 is changed as shown below.

6A-1.099811 Differentiated Accountability State System of School Improvement.

(5) Priority schools.

(c) A school that earns a grade of “F” within two (2) years of raising its grade from an “F” must implement one (1) of the turnaround options pursuant to Section 1008.33(4)(b)2.5., Florida Statutes, at the start of the subsequent school year.

(d) In order to exit the Priority category, a school must improve its letter grade. In the year immediately following the improvement from an “F,” a Former F school must continue to refine and submit its turnaround plan pursuant to subsection (7) of this rule; this requirement is in the school year immediately following the improved grade, in preparation for the possibility that the school grade event it returns to a grade of “F” in the subsequent year, compelling the school to and must implement a turnaround option, pursuant to paragraph (5)(c) of this rule. Additionally, a Former F school shall sustain for three (3) years the activities and strategies outlined in the SIP that contributed to its improvement, which shall be monitored by the Department.

(6) Turnaround options are as follows:

(a) District-managed Turnaround (DMT); Convert to a district-managed turnaround school;

(b) Closure; Reassign students to another school or schools and monitor progress of each reassigned student;

(c) Charter; Close and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness;

(d) External Operator Operation: Contract with an outside entity that has a demonstrated record of effectiveness to operate the school; and

(e) Hybrid: Implement a hybrid of turnaround options (a)-(d), or other turnaround models that have demonstrated record of effectiveness.

(7) Turnaround Option Plans. For each school required to plan for turnaround pursuant to paragraphs (4)(b), (5)(a), and (7)(d), turnaround plans shall be developed by the district in three phases according to the Department’s prescribed deadlines in three (3) phases during the turnaround planning year for each school required to plan for turnaround pursuant to paragraphs (4)(b), (5)(a), and (7)(d) of this rule. Each year, the Department shall publish notice of the deadlines for each phase of turnaround plan submission. The notice shall allow a minimum of ninety (90) days after the school grade is posted for submission of phase one, a minimum of sixty (60) days after the phase one deadline for submission of phase two, and require phase three upon the start of the school year in which turnaround implementation begins.

(8) The State Board of Education shall approve a turnaround option plan submitted under paragraph (7)(b) when the plan:

(a) Is submitted on Form TOP-2;

(b) Addresses each of the requirements of Form TOP-2 by describing the action the district has taken or plans to take to fulfill the requirements, the rationale for the action, and the data sources used to make decisions and monitor progress;

(c) Includes evidence of stakeholder engagement and community involvement during the turnaround option selection process;

(d) Includes a timeline for the transition;

(e) Includes research on the selected programs for all turnaround options, except closure;

(f) Includes a listing of possible external partners, research on the selected external partners and copies of all correspondence with external partners, for the turnaround options of charter and external operator; and

(g) Is found by the Board to create the conditions to improve the school’s grade during the two year implementation period.

(9)(8) Forms. The following forms are hereby incorporated by reference: Form DA-1, Checklist for Districts with Focus or Priority Schools (July 2013) [insert link]; Form DA-2, Checklist for Focus and Priority Schools (July 2013) [insert link]; Form DIAP-1, District Improvement and Assistance Plan (July 2013) [insert link]; Form SIP-1, School Improvement Plan (SIP) (July 2013) [insert link]; Form TOP-

1: Turnaround Option Selection (Phase 1) (July 2013) [insert link]; Form TOP-2: Turnaround Option Plan – Phases 2 & 3 (July 2013) [insert link]. All forms may be obtained by contacting the Bureau of School Improvement, K-12 Public Schools, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

(10)(9) Failure to comply with the requirements of this rule will subject a district to the remedies provided in Section 1008.32, Florida Statutes.

Form TOP-1, Number 1 under Turnaround Options has been changed to read:

DMT: Convert to a district-managed turnaround school. A school that earns a grade of “D” for 3 consecutive years must implement the district-managed turnaround option.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER13-40  
RULE TITLE: Instant Game Number 1197, MONOPOLY™.

SUMMARY: This emergency rule describes Instant Game Number 1197, "MONOPOLY™," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-40 Instant Game Number 1197, MONOPOLY™.

(1) Name of Game. Instant Game Number 1197, “MONOPOLY™.”

(2) Price. MONOPOLY™ lottery tickets sell for \$2.00 per ticket.

(3) MONOPOLY™ lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MONOPOLY™ lottery ticket, the ticket must meet the applicable requirements of Rule 53ER13-31, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

|              |              |                |                |               |               |                 |                |                |              |
|--------------|--------------|----------------|----------------|---------------|---------------|-----------------|----------------|----------------|--------------|
| 1<br>ONE     | 2<br>TWO     | 3<br>THREE     | 4<br>FOUR      | 5<br>FIVE     | 6<br>SIX      | 7<br>SEVEN      | 8<br>EIGHT     | 9<br>NINE      | 10<br>TEN    |
| 11<br>ELEVEN | 12<br>TWELVE | 13<br>THIRTEEN | 14<br>FOURTEEN | 15<br>FIFTEEN | 16<br>SIXTEEN | 17<br>SEVENTEEN | 18<br>EIGHTEEN | 19<br>NINETEEN | 20<br>TWENTY |

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

|              |              |                |                |               |               |                 |                |                |              |
|--------------|--------------|----------------|----------------|---------------|---------------|-----------------|----------------|----------------|--------------|
| 1<br>ONE     | 2<br>TWO     | 3<br>THREE     | 4<br>FOUR      | 5<br>FIVE     | 6<br>SIX      | 7<br>SEVEN      | 8<br>EIGHT     | 9<br>NINE      | 10<br>TEN    |
| 11<br>ELEVEN | 12<br>TWELVE | 13<br>THIRTEEN | 14<br>FOURTEEN | 15<br>FIFTEEN | 16<br>SIXTEEN | 17<br>SEVENTEEN | 18<br>EIGHTEEN | 19<br>NINETEEN | 20<br>TWENTY |

(6) The prize play symbols and play symbol captions are as follows:

|                        |                  |                  |                  |                     |                              |                         |
|------------------------|------------------|------------------|------------------|---------------------|------------------------------|-------------------------|
| \$1.00<br>ONE          | \$2.00<br>TWO    | \$4.00<br>FOUR   | \$5.00<br>FIVE   | \$10.00<br>TEN      | \$20.00<br>TWENTY            | \$30,000<br>THIRTY THOU |
| \$25.00<br>TWENTY FIVE | \$50.00<br>FIFTY | \$100<br>ONE HUN | \$200<br>TWO HUN | \$1,000<br>ONE THOU | \$2,500<br>TWO THOU FIVE HUN |                         |

(7) The legends are as follows:

WINNING NUMBERS      YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches either play symbol and corresponding play symbol

caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol.

A ticket having a "DOUBLE" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol. A ticket

having a "WIN\$100" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to a

prize of \$100. A ticket having a "WINALL" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to all ten prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$200, \$1,000, \$2,500, and \$30,000.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1197 are as follows:

| GAME PLAY                        | WIN  | ESTIMATED | NUMBER OF                                     |
|----------------------------------|------|-----------|-----------------------------------------------|
|                                  |      | ODDS OF   | WINNERS IN<br>176 POOLS OF<br>180,000 TICKETS |
| \$2                              | \$2  | 1 IN 9.38 | PER POOL 3,379,200                            |
| \$1 x 4                          | \$4  | 75.00     | 422,400                                       |
| \$1 (TRAIN) + \$2                | \$4  | 50.00     | 633,600                                       |
| \$2 (TRAIN)                      | \$4  | 50.00     | 633,600                                       |
| \$4                              | \$4  | 50.00     | 633,600                                       |
| \$1 x 5                          | \$5  | 375.00    | 84,480                                        |
| (\$1 x 3) + \$2                  | \$5  | 375.00    | 84,480                                        |
| \$1 + \$2 (TRAIN)                | \$5  | 375.00    | 84,480                                        |
| \$1 + \$4                        | \$5  | 375.00    | 84,480                                        |
| \$5                              | \$5  | 375.00    | 84,480                                        |
| \$1 x 10 (MONEYBAG)              | \$10 | 250.00    | 126,720                                       |
| \$2 x 5                          | \$10 | 250.00    | 126,720                                       |
| \$5 x 2                          | \$10 | 250.00    | 126,720                                       |
| \$5 (TRAIN)                      | \$10 | 250.00    | 126,720                                       |
| \$10                             | \$10 | 250.00    | 126,720                                       |
| \$2 x 10 (MONEYBAG)              | \$20 | 750.00    | 42,240                                        |
| \$4 x 5                          | \$20 | 750.00    | 42,240                                        |
| \$10 x 2                         | \$20 | 750.00    | 42,240                                        |
| \$10 (TRAIN)                     | \$20 | 750.00    | 42,240                                        |
| \$20                             | \$20 | 750.00    | 42,240                                        |
| \$5 x 5                          | \$25 | 1,285.71  | 24,640                                        |
| (\$2 x 8) + \$4 + \$5 (MONEYBAG) | \$25 | 1,285.71  | 24,640                                        |
| \$5 + \$10 (TRAIN)               | \$25 | 1,200.00  | 26,400                                        |
| \$5 + (\$10 x 2)                 | \$25 | 1,285.71  | 24,640                                        |



|                                                                |                 |                     |               |
|----------------------------------------------------------------|-----------------|---------------------|---------------|
| <u>\$5 + \$20</u>                                              | <u>\$25</u>     | <u>1,285.71</u>     | <u>24,640</u> |
| <u>\$25</u>                                                    | <u>\$25</u>     | <u>1,285.71</u>     | <u>24,640</u> |
| <u>\$5 x 10 (MONEYBAG)</u>                                     | <u>\$50</u>     | <u>4,500.00</u>     | <u>7,040</u>  |
| <u>\$5 x 10</u>                                                | <u>\$50</u>     | <u>6,000.00</u>     | <u>5,280</u>  |
| <u>(\$2 x 5) + (\$5 x 2) + (\$10 x 3) (MONEYBAG)</u>           | <u>\$50</u>     | <u>3,600.00</u>     | <u>8,800</u>  |
| <u>\$10 x 5</u>                                                | <u>\$50</u>     | <u>4,500.00</u>     | <u>7,040</u>  |
| <u>(\$10 x 3) + \$20</u>                                       | <u>\$50</u>     | <u>4,500.00</u>     | <u>7,040</u>  |
| <u>\$10 + \$20 (TRAIN)</u>                                     | <u>\$50</u>     | <u>3,600.00</u>     | <u>8,800</u>  |
| <u>\$50</u>                                                    | <u>\$50</u>     | <u>4,500.00</u>     | <u>7,040</u>  |
| <u>\$10 x 10 (MONEYBAG)</u>                                    | <u>\$100</u>    | <u>6,000.00</u>     | <u>5,280</u>  |
| <u>\$10 x 10</u>                                               | <u>\$100</u>    | <u>9,000.00</u>     | <u>3,520</u>  |
| <u>(\$5 x 5) + (\$10 x 3) + \$20 + \$25 (MONEYBAG)</u>         | <u>\$100</u>    | <u>4,500.00</u>     | <u>7,040</u>  |
| <u>\$20 x 5</u>                                                | <u>\$100</u>    | <u>6,000.00</u>     | <u>5,280</u>  |
| <u>\$50 x 2</u>                                                | <u>\$100</u>    | <u>6,000.00</u>     | <u>5,280</u>  |
| <u>\$50 (TRAIN)</u>                                            | <u>\$100</u>    | <u>4,500.00</u>     | <u>7,040</u>  |
| <u>\$100 (GO)</u>                                              | <u>\$100</u>    | <u>1,800.00</u>     | <u>17,600</u> |
| <u>\$20 x 10 (MONEYBAG)</u>                                    | <u>\$200</u>    | <u>30,000.00</u>    | <u>1,056</u>  |
| <u>\$20 x 10</u>                                               | <u>\$200</u>    | <u>30,000.00</u>    | <u>1,056</u>  |
| <u>(\$10 x 5) + (\$25 x 4) + \$50 (MONEYBAG)</u>               | <u>\$200</u>    | <u>30,000.00</u>    | <u>1,056</u>  |
| <u>\$25 (TRAIN) + \$50 + \$100 (GO)</u>                        | <u>\$200</u>    | <u>18,000.00</u>    | <u>1,760</u>  |
| <u>\$50 (TRAIN) + \$100 (GO)</u>                               | <u>\$200</u>    | <u>18,000.00</u>    | <u>1,760</u>  |
| <u>\$100 (TRAIN)</u>                                           | <u>\$200</u>    | <u>30,000.00</u>    | <u>1,056</u>  |
| <u>\$200</u>                                                   | <u>\$200</u>    | <u>30,000.00</u>    | <u>1,056</u>  |
| <u>\$100 x 10 (MONEYBAG)</u>                                   | <u>\$1,000</u>  | <u>180,000.00</u>   | <u>176</u>    |
| <u>\$100 (TRAIN) + \$200 (TRAIN) + \$200 (TRAIN)</u>           | <u>\$1,000</u>  | <u>180,000.00</u>   | <u>176</u>    |
| <u>\$50 (TRAIN) + \$100 (GO) + \$200 (TRAIN) + (\$200 x 2)</u> | <u>\$1,000</u>  | <u>180,000.00</u>   | <u>176</u>    |
| <u>\$200 x 5</u>                                               | <u>\$1,000</u>  | <u>180,000.00</u>   | <u>176</u>    |
| <u>\$1,000</u>                                                 | <u>\$1,000</u>  | <u>180,000.00</u>   | <u>176</u>    |
| <u>\$2,500</u>                                                 | <u>\$2,500</u>  | <u>180,000.00</u>   | <u>176</u>    |
| <u>\$30,000</u>                                                | <u>\$30,000</u> | <u>1,131,428.57</u> | <u>28</u>     |

(10) The estimated overall odds of winning some prize in Instant Game Number 1197 are 1 in 4.38. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1197, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for MONOPOLY™ lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 6-21-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 21, 2013

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER13-41  
 RULE TITLE: Instant Game Number 1198, MONOPOLY™.

SUMMARY: This emergency rule describes Instant Game Number 1198, "MONOPOLY™," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-41 Instant Game Number 1198, MONOPOLY™.

(1) Name of Game. Instant Game Number 1198, “MONOPOLY™.”

(2) Price. MONOPOLY™ lottery tickets sell for \$5.00 per ticket.

(3) MONOPOLY™ lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MONOPOLY™ lottery ticket, the ticket must meet the applicable requirements of Rule 53ER13-31, F.A.C.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:

|                  |                 |                   |                   |                  |                |                 |                 |                   |                  |                                                                                    |                                                                                    |
|------------------|-----------------|-------------------|-------------------|------------------|----------------|-----------------|-----------------|-------------------|------------------|------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|
| 1<br>ONE         | 2<br>TWO        | 3<br>THREE        | 4<br>FOUR         | 5<br>FIVE        | 6<br>SIX       | 7<br>SEVEN      | 8<br>EIGHT      | 9<br>NINE         | 10<br>TEN        | 11<br>ELEVEN                                                                       | 12<br>TWELVE                                                                       |
| 13<br>THIRTEEN   | 14<br>FOURTEEN  | 15<br>FIFTEEN     | 16<br>SIXTEEN     | 17<br>SEVENTEEN  | 18<br>EIGHTEEN | 19<br>NINETEEN  | 20<br>TWENTY    | 21<br>TWENTYONE   | 22<br>TWENTYTWO  | 23<br>TWENTYTHREE                                                                  | 24<br>TWENTYFOUR                                                                   |
| 25<br>TWENTYFIVE | 26<br>TWENTYSIX | 27<br>TWENTYSEVEN | 28<br>TWENTYEIGHT | 29<br>TWENTYNINE | 30<br>THIRTY   | 31<br>THIRTYONE | 32<br>THIRTYTWO | 33<br>THIRTYTHREE | 34<br>THIRTYFOUR |  |  |
|                  |                 |                   |                   |                  |                |                 |                 |                   |                  |  |                                                                                    |

(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:

|                  |                 |                   |                   |                  |                |                 |                 |                   |                  |                   |                  |
|------------------|-----------------|-------------------|-------------------|------------------|----------------|-----------------|-----------------|-------------------|------------------|-------------------|------------------|
| 1<br>ONE         | 2<br>TWO        | 3<br>THREE        | 4<br>FOUR         | 5<br>FIVE        | 6<br>SIX       | 7<br>SEVEN      | 8<br>EIGHT      | 9<br>NINE         | 10<br>TEN        | 11<br>ELEVEN      | 12<br>TWELVE     |
| 13<br>THIRTEEN   | 14<br>FOURTEEN  | 15<br>FIFTEEN     | 16<br>SIXTEEN     | 17<br>SEVENTEEN  | 18<br>EIGHTEEN | 19<br>NINETEEN  | 20<br>TWENTY    | 21<br>TWENTYONE   | 22<br>TWENTYTWO  | 23<br>TWENTYTHREE | 24<br>TWENTYFOUR |
| 25<br>TWENTYFIVE | 26<br>TWENTYSIX | 27<br>TWENTYSEVEN | 28<br>TWENTYEIGHT | 29<br>TWENTYNINE | 30<br>THIRTY   | 31<br>THIRTYONE | 32<br>THIRTYTWO | 33<br>THIRTYTHREE | 34<br>THIRTYFOUR |                   |                  |


(6) The prize play symbols and play symbol captions are as follows:


|                   |                     |                      |                         |                     |                   |                  |                  |                  |
|-------------------|---------------------|----------------------|-------------------------|---------------------|-------------------|------------------|------------------|------------------|
| \$2.00<br>TWO     | \$5.00<br>FIVE      | \$10.00<br>TEN       | \$20.00<br>TWENTY       | \$25.00<br>TWO FIVE | \$30.00<br>THIRTY | \$50.00<br>FIFTY | \$100<br>ONE HUN | \$200<br>TWO HUN |
| \$500<br>FIVE HUN | \$1,000<br>ONE THOU | \$5,000<br>FIVE THOU | \$500,000<br>FIFTY THOU |                     |                   |                  |                  |                  |


(7) The legends are as follows:

WINNING NUMBERS      YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the “YOUR NUMBERS” play area that matches a play symbol and corresponding play symbol caption in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having a “” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant

to a prize of \$200. A ticket having a “” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to five times the prize shown for that

symbol. A ticket having a “” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to all twelve prizes shown.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$200, \$500, \$1,000, \$5,000 and \$500,000.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1198 are as follows:

| ESTIMATED ODDS OF | NUMBER OF WINNERS IN 168 POOLS OF 120,000 TICKETS PER POOL |
|-------------------|------------------------------------------------------------|
| 1 IN              |                                                            |
| 10.00             | 2,016,000                                                  |
| 60.00             | 336,000                                                    |
| 30.00             | 672,000                                                    |
| 30.00             | 672,000                                                    |
| 30.00             | 672,000                                                    |
| 300.00            | 67,200                                                     |
| 300.00            | 67,200                                                     |
| 300.00            | 67,200                                                     |
| 300.00            | 67,200                                                     |
| 1,200.00          | 16,800                                                     |
| 1,200.00          | 16,800                                                     |
| 1,200.00          | 16,800                                                     |
| 1,200.00          | 16,800                                                     |
| 1,200.00          | 16,800                                                     |

| GAME PLAY        | WIN  |
|------------------|------|
| \$5              | \$5  |
| \$2 x 5          | \$10 |
| \$2 (CAR)        | \$10 |
| \$5 x 2          | \$10 |
| \$10             | \$10 |
| \$2 x 10         | \$20 |
| \$2 (CAR) + \$10 | \$20 |
| \$5 x 4          | \$20 |
| \$10 x 2         | \$20 |
| \$20             | \$20 |
| (\$2 x 10) + \$5 | \$25 |
| \$5 x 5          | \$25 |
| \$5 (CAR)        | \$25 |
| \$5 + (\$10 x 2) | \$25 |
| \$25             | \$25 |

|                                                          |                  |                     |               |
|----------------------------------------------------------|------------------|---------------------|---------------|
| <u>(\$2 x 10) + (\$5 x 2) (MONEYBAG)</u>                 | <u>\$30</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$5 x 6</u>                                           | <u>\$30</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$5 + \$5 (CAR)</u>                                   | <u>\$30</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$10 x 3</u>                                          | <u>\$30</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$30</u>                                              | <u>\$30</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>(\$2 x 5) + (\$5 x 6) + \$10 (MONEYBAG)</u>           | <u>\$50</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$5 x 10</u>                                          | <u>\$50</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$10 (CAR)</u>                                        | <u>\$50</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$10 x 5</u>                                          | <u>\$50</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$50</u>                                              | <u>\$50</u>      | <u>1,500.00</u>     | <u>13,440</u> |
| <u>(\$5 x 4) + (\$10 x 8) (MONEYBAG)</u>                 | <u>\$100</u>     | <u>1,200.00</u>     | <u>16,800</u> |
| <u>\$10 x 10</u>                                         | <u>\$100</u>     | <u>1,500.00</u>     | <u>13,440</u> |
| <u>\$25 x 4</u>                                          | <u>\$100</u>     | <u>2,000.00</u>     | <u>10,080</u> |
| <u>\$20 (CAR)</u>                                        | <u>\$100</u>     | <u>1,200.00</u>     | <u>16,800</u> |
| <u>\$50 x 2</u>                                          | <u>\$100</u>     | <u>2,000.00</u>     | <u>10,080</u> |
| <u>\$100</u>                                             | <u>\$100</u>     | <u>1,500.00</u>     | <u>13,440</u> |
| <u>(\$10 x 6) + (\$20 x 4) + (\$30 x 2) (MONEYBAG)</u>   | <u>\$200</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>\$20 (CAR) + \$100</u>                                | <u>\$200</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>\$100 x 2</u>                                         | <u>\$200</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>\$200 (GO)</u>                                        | <u>\$200</u>     | <u>3,000.00</u>     | <u>6,720</u>  |
| <u>\$200</u>                                             | <u>\$200</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>(\$30 x 10) + (\$100 x 2) (MONEYBAG)</u>              | <u>\$500</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>\$50 x 10</u>                                         | <u>\$500</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>(\$50 x 4) + \$100 + \$200 (GO)</u>                   | <u>\$500</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>\$100 (CAR)</u>                                       | <u>\$500</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>\$500</u>                                             | <u>\$500</u>     | <u>12,000.00</u>    | <u>1,680</u>  |
| <u>(\$50 x 8) + (\$100 x 2) + (\$200 x 2) (MONEYBAG)</u> | <u>\$1,000</u>   | <u>60,000.00</u>    | <u>336</u>    |
| <u>\$100 x 10</u>                                        | <u>\$1,000</u>   | <u>60,000.00</u>    | <u>336</u>    |
| <u>(\$100 x 3) + \$200 (GO) + \$500</u>                  | <u>\$1,000</u>   | <u>30,000.00</u>    | <u>672</u>    |
| <u>\$200 (CAR)</u>                                       | <u>\$1,000</u>   | <u>60,000.00</u>    | <u>336</u>    |
| <u>\$1,000</u>                                           | <u>\$1,000</u>   | <u>60,000.00</u>    | <u>336</u>    |
| <u>\$500 x 10</u>                                        | <u>\$5,000</u>   | <u>120,000.00</u>   | <u>168</u>    |
| <u>(\$500 x 8) + \$1,000</u>                             | <u>\$5,000</u>   | <u>120,000.00</u>   | <u>168</u>    |
| <u>\$1,000 x 5</u>                                       | <u>\$5,000</u>   | <u>120,000.00</u>   | <u>168</u>    |
| <u>\$5,000</u>                                           | <u>\$5,000</u>   | <u>120,000.00</u>   | <u>168</u>    |
| <u>\$500,000</u>                                         | <u>\$500,000</u> | <u>3,360,000.00</u> | <u>6</u>      |

(10) The estimated overall odds of winning some prize in Instant Game Number 1198 are 1 in 4.01. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1198, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for MONOPOLY™ lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 6-21-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: June 21, 2013

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER13-42  
RULE TITLE: Instant Game Number 1196, MONOPOLY™.

SUMMARY: This emergency rule describes Instant Game Number 1196, "MONOPOLY™," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-42 Instant Game Number 1196, MONOPOLY™.

(1) Name of Game. Instant Game Number 1196, "MONOPOLY™."

(2) Price. MONOPOLY™ lottery tickets sell for \$1.00 per ticket.

(3) MONOPOLY™ lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MONOPOLY™

lottery ticket, the ticket must meet the applicable requirements of Rule 53ER13-31, Florida Administrative Code.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

|              |              |                |                |               |               |                 |                |                |              |                                                                                     |
|--------------|--------------|----------------|----------------|---------------|---------------|-----------------|----------------|----------------|--------------|-------------------------------------------------------------------------------------|
| 1<br>ONE     | 2<br>TWO     | 3<br>THREE     | 4<br>FOUR      | 5<br>FIVE     | 6<br>SIX      | 7<br>SEVEN      | 8<br>EIGHT     | 9<br>NINE      | 10<br>TEN    |  |
| 11<br>ELEVEN | 12<br>TWELVE | 13<br>THIRTEEN | 14<br>FOURTEEN | 15<br>FIFTEEN | 16<br>SIXTEEN | 17<br>SEVENTEEN | 18<br>EIGHTEEN | 19<br>NINETEEN | 20<br>TWENTY | DOUBLE                                                                              |

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

|              |              |                |                |               |               |                 |                |                |              |
|--------------|--------------|----------------|----------------|---------------|---------------|-----------------|----------------|----------------|--------------|
| 1<br>ONE     | 2<br>TWO     | 3<br>THREE     | 4<br>FOUR      | 5<br>FIVE     | 6<br>SIX      | 7<br>SEVEN      | 8<br>EIGHT     | 9<br>NINE      | 10<br>TEN    |
| 11<br>ELEVEN | 12<br>TWELVE | 13<br>THIRTEEN | 14<br>FOURTEEN | 15<br>FIFTEEN | 16<br>SIXTEEN | 17<br>SEVENTEEN | 18<br>EIGHTEEN | 19<br>NINETEEN | 20<br>TWENTY |

(6) The prize play symbols and play symbol captions are as follows:

|                   |                     |                  |                  |                      |
|-------------------|---------------------|------------------|------------------|----------------------|
| \$1.00<br>ONE     | \$2.00<br>TWO       | \$4.00<br>FOUR   | \$5.00<br>FIVE   | \$10.00<br>TEN       |
| \$20.00<br>TWENTY | \$25.00<br>THY FIVE | \$50.00<br>FIFTY | \$100<br>ONE HUN | \$200<br>TWO HUN     |
|                   |                     |                  |                  | \$5,000<br>FIVE THOU |

(7) The legends are as follows:

WINNING NUMBER      YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches the play symbol and corresponding play symbol caption in the "WINNING NUMBER" play area shall entitle the claimant to the corresponding prize shown for that symbol.



A ticket having a "DOUBLE" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$200, and \$5,000.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1196 are as follows:

| <u>GAME PLAY</u>         | <u>WIN</u> | <u>ESTIMATED ODDS OF</u> | <u>NUMBER OF WINNERS IN 104 POOLS OF 240,000 TICKETS PER POOL</u> |
|--------------------------|------------|--------------------------|-------------------------------------------------------------------|
| <u>\$1</u>               | <u>\$1</u> | <u>1 IN 11.11</u>        | <u>2,246,400</u>                                                  |
| <u>\$1 (TRAIN)</u>       | <u>\$2</u> | <u>33.33</u>             | <u>748,800</u>                                                    |
| <u>\$1 x 2</u>           | <u>\$2</u> | <u>50.00</u>             | <u>499,200</u>                                                    |
| <u>\$2</u>               | <u>\$2</u> | <u>50.00</u>             | <u>499,200</u>                                                    |
| <u>\$1 x 4</u>           | <u>\$4</u> | <u>150.00</u>            | <u>166,400</u>                                                    |
| <u>\$1 (TRAIN) + \$2</u> | <u>\$4</u> | <u>300.00</u>            | <u>83,200</u>                                                     |
| <u>\$2 x 2</u>           | <u>\$4</u> | <u>150.00</u>            | <u>166,400</u>                                                    |
| <u>\$4</u>               | <u>\$4</u> | <u>150.00</u>            | <u>166,400</u>                                                    |
| <u>\$1 x 5</u>           | <u>\$5</u> | <u>750.00</u>            | <u>33,280</u>                                                     |
| <u>\$1 + \$2 (TRAIN)</u> | <u>\$5</u> | <u>750.00</u>            | <u>33,280</u>                                                     |
| <u>(\$2 x 2) + \$1</u>   | <u>\$5</u> | <u>750.00</u>            | <u>33,280</u>                                                     |
| <u>\$4 + \$1</u>         | <u>\$5</u> | <u>750.00</u>            | <u>33,280</u>                                                     |
| <u>\$5</u>               | <u>\$5</u> | <u>750.00</u>            | <u>33,280</u>                                                     |

|                                         |                |                   |               |
|-----------------------------------------|----------------|-------------------|---------------|
| <u>\$2 x 5</u>                          | <u>\$10</u>    | <u>500.00</u>     | <u>49,920</u> |
| <u>\$2 + \$4 (TRAIN)</u>                | <u>\$10</u>    | <u>500.00</u>     | <u>49,920</u> |
| <u>(\$1 x 2) + (\$4 x 2)</u>            | <u>\$10</u>    | <u>500.00</u>     | <u>49,920</u> |
| <u>\$5 x 2</u>                          | <u>\$10</u>    | <u>500.00</u>     | <u>49,920</u> |
| <u>\$10</u>                             | <u>\$10</u>    | <u>500.00</u>     | <u>49,920</u> |
| <u>\$4 x 5</u>                          | <u>\$20</u>    | <u>1,500.00</u>   | <u>16,640</u> |
| <u>\$5 x 4</u>                          | <u>\$20</u>    | <u>1,500.00</u>   | <u>16,640</u> |
| <u>\$5 (TRAIN) + \$10</u>               | <u>\$20</u>    | <u>1,500.00</u>   | <u>16,640</u> |
| <u>\$10 x 2</u>                         | <u>\$20</u>    | <u>1,500.00</u>   | <u>16,640</u> |
| <u>\$20</u>                             | <u>\$20</u>    | <u>1,500.00</u>   | <u>16,640</u> |
| <u>\$5 x 5</u>                          | <u>\$25</u>    | <u>6,000.00</u>   | <u>4,160</u>  |
| <u>\$5 + \$10 (TRAIN)</u>               | <u>\$25</u>    | <u>6,000.00</u>   | <u>4,160</u>  |
| <u>(\$5 x 3) + \$10</u>                 | <u>\$25</u>    | <u>6,000.00</u>   | <u>4,160</u>  |
| <u>\$5 + (\$10 x 2)</u>                 | <u>\$25</u>    | <u>8,000.00</u>   | <u>3,120</u>  |
| <u>\$25</u>                             | <u>\$25</u>    | <u>8,000.00</u>   | <u>3,120</u>  |
| <u>\$10 x 5</u>                         | <u>\$50</u>    | <u>12,000.00</u>  | <u>2,080</u>  |
| <u>\$25 x 2</u>                         | <u>\$50</u>    | <u>12,000.00</u>  | <u>2,080</u>  |
| <u>\$5 (TRAIN) + \$20 (TRAIN)</u>       | <u>\$50</u>    | <u>12,000.00</u>  | <u>2,080</u>  |
| <u>\$10 + (\$20 x 2)</u>                | <u>\$50</u>    | <u>12,000.00</u>  | <u>2,080</u>  |
| <u>\$50</u>                             | <u>\$50</u>    | <u>12,000.00</u>  | <u>2,080</u>  |
| <u>\$20 x 5</u>                         | <u>\$100</u>   | <u>12,000.00</u>  | <u>2,080</u>  |
| <u>\$25 x 4</u>                         | <u>\$100</u>   | <u>16,000.00</u>  | <u>1,560</u>  |
| <u>\$10 + (\$20 x 2) + \$25 (TRAIN)</u> | <u>\$100</u>   | <u>16,000.00</u>  | <u>1,560</u>  |
| <u>\$50 x 2</u>                         | <u>\$100</u>   | <u>16,000.00</u>  | <u>1,560</u>  |
| <u>\$100</u>                            | <u>\$100</u>   | <u>16,000.00</u>  | <u>1,560</u>  |
| <u>\$25 (TRAIN) + (\$50 x 3)</u>        | <u>\$200</u>   | <u>120,000.00</u> | <u>208</u>    |
| <u>\$50 x 4</u>                         | <u>\$200</u>   | <u>120,000.00</u> | <u>208</u>    |
| <u>(\$50 x 2) + \$100</u>               | <u>\$200</u>   | <u>120,000.00</u> | <u>208</u>    |
| <u>\$100 (TRAIN)</u>                    | <u>\$200</u>   | <u>120,000.00</u> | <u>208</u>    |
| <u>\$200</u>                            | <u>\$200</u>   | <u>120,000.00</u> | <u>208</u>    |
| <u>\$5,000</u>                          | <u>\$5,000</u> | <u>240,000.00</u> | <u>104</u>    |

(10) The estimated overall odds of winning some prize in Instant Game Number 1196 are 1 in 4.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1196, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for MONOPOLY™ lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 6-21-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: June 21, 2013

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER13-43  
RULE TITLE: Instant Game Number 1195, MONOPOLY™ MILLIONAIRE.

SUMMARY: This emergency rule describes Instant Game Number 1195, "MONOPOLY™ MILLIONAIRE," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:


53ER13-43 Instant Game Number 1195, MONOPOLY™ MILLIONAIRE.

(1) Name of Game. Instant Game Number 1195, “MONOPOLY™ MILLIONAIRE.”

(2) Price. MONOPOLY™ MILLIONAIRE lottery tickets sell for \$20.00 per ticket.

(3) MONOPOLY™ MILLIONAIRE lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MONOPOLY™ MILLIONAIRE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER13-31, F.A.C.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:

|           |           |             |            |            |           |             |             |            |                                                                                    |
|-----------|-----------|-------------|------------|------------|-----------|-------------|-------------|------------|------------------------------------------------------------------------------------|
| 1         | 2         | 3           | 4          | 5          | 6         | 7           | 8           | 9          | 10                                                                                 |
| ONE       | TWO       | THREE       | FOUR       | FIVE       | SIX       | SEVEN       | EIGHT       | NINE       | TEN                                                                                |
| 11        | 12        | 13          | 14         | 15         | 16        | 17          | 18          | 19         | 20                                                                                 |
| ELEVEN    | TWELVE    | THIRTEEN    | FOURTEEN   | FIFTEEN    | SIXTEEN   | SEVENTEEN   | EIGHTEEN    | NINETEEN   | TWENTY                                                                             |
| 21        | 22        | 23          | 24         | 25         | 26        | 27          | 28          | 29         | 30                                                                                 |
| THIRTYONE | THIRTYTWO | THIRTYTHREE | THIRTYFOUR | THIRTYFIVE | THIRTYSIX | THIRTYSEVEN | THIRTYEIGHT | THIRTYNINE | THIRTY                                                                             |
| 31        | 32        | 33          | 34         | 35         | 36        | 37          | 38          | 39         |  |
| THIRTYONE | THIRTYTWO | THIRTYTHREE | THIRTYFOUR | THIRTYFIVE | THIRTYSIX | THIRTYSEVEN | THIRTYEIGHT | THIRTYNINE | STIMES                                                                             |
|           |           |             |            |            |           |             |             |            |  |
|           |           |             |            |            |           |             |             |            |  |

(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:

|           |           |             |            |            |           |             |             |            |        |
|-----------|-----------|-------------|------------|------------|-----------|-------------|-------------|------------|--------|
| 1         | 2         | 3           | 4          | 5          | 6         | 7           | 8           | 9          | 10     |
| ONE       | TWO       | THREE       | FOUR       | FIVE       | SIX       | SEVEN       | EIGHT       | NINE       | TEN    |
| 11        | 12        | 13          | 14         | 15         | 16        | 17          | 18          | 19         | 20     |
| ELEVEN    | TWELVE    | THIRTEEN    | FOURTEEN   | FIFTEEN    | SIXTEEN   | SEVENTEEN   | EIGHTEEN    | NINETEEN   | TWENTY |
| 21        | 22        | 23          | 24         | 25         | 26        | 27          | 28          | 29         | 30     |
| THIRTYONE | THIRTYTWO | THIRTYTHREE | THIRTYFOUR | THIRTYFIVE | THIRTYSIX | THIRTYSEVEN | THIRTYEIGHT | THIRTYNINE | THIRTY |
| 31        | 32        | 33          | 34         | 35         | 36        | 37          | 38          | 39         |        |
| THIRTYONE | THIRTYTWO | THIRTYTHREE | THIRTYFOUR | THIRTYFIVE | THIRTYSIX | THIRTYSEVEN | THIRTYEIGHT | THIRTYNINE |        |

(6) The prize play symbols and play symbol captions are as follows:


|         |          |             |           |          |          |                |
|---------|----------|-------------|-----------|----------|----------|----------------|
| \$10.00 | \$20.00  | \$25.00     | \$30.00   | \$40.00  | \$50.00  | \$100          |
| TEN     | TWENTY   | THIRTY FIVE | THIRTY    | FORTY    | FIFTY    | ONE HUND       |
| \$200   | \$500    | \$1,000     | \$5,000   | \$10,000 | \$20,000 | \$500,000      |
| TWO HUN | FIVE HUN | ONE THOU    | FIVE THOU | TEN THOU | TKT THOU | FIFTHUN TH     |
|         |          |             |           |          |          | \$50K/1Y/20YRS |


(7) The legends are as follows:


WINNING NUMBERS      YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the “YOUR NUMBERS” play area that matches a play symbol and corresponding play symbol caption in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a  symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to double the prize shown for that symbol. A ticket having a “

 ” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to five times

the prize shown for that symbol. A ticket having a  symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to a prize of \$200.

(b) The prizes are: \$10.00, \$20.00, \$25.00, \$30.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$5,000, \$10,000,

\$3,000,000  
\$20,000, \$500,000 and \$150K/YR/20YRS.

(9) \$3,000,000 Prize Payment Options.

(a) A winner of a \$3,000,000 prize may choose one of two payment options for receiving his or her prize. Payment options are “Cash Option” or “Annual Payment.” At the time the \$3,000,000 prize is claimed, the terminal will produce a player claim instructions ticket. The winner has sixty days from the date the player claim instructions ticket is produced to file a claim choosing the Cash Option. If a winner does not choose the Cash Option within such time, the Annual Payment option will be applied. Once the winner files a claim and exercises the winner’s chosen option, the election of that option shall be final.

(b) Cash Option prizes will be paid in a single cash payment. A winner of a \$3,000,000 prize shall receive a cash payment of the amount of cash required to purchase U.S. Government Securities that would fund \$3,000,000 paid over a twenty year period, less applicable federal withholding taxes. This figure will be determined during the week following the date on which the \$3,000,000 prize is claimed by obtaining quotes from at least two investment sources. The quote costing the least to fund the twenty year payment stream will be the amount of the Cash Option prize.

(c) Annual Payment prizes will be paid in twenty equal annual installments of \$150,000, less applicable federal withholding taxes.

(10) The estimated odds of winning, value and number of prizes in Instant Game Number 1195 are as follows:

| <u>GAME PLAY</u>                       | <u>WIN</u>       | <u>ESTIMATED<br/>ODDS OF<br/>1 IN</u> | <u>NUMBER OF<br/>WINNERS IN<br/>168 POOLS OF<br/>120,000 TICKETS<br/>PER POOL</u> |
|----------------------------------------|------------------|---------------------------------------|-----------------------------------------------------------------------------------|
| <u>\$10 x 2</u>                        | <u>\$20</u>      | <u>30.00</u>                          | <u>672,000</u>                                                                    |
| <u>\$10 (TRAIN)</u>                    | <u>\$20</u>      | <u>30.00</u>                          | <u>672,000</u>                                                                    |
| <u>\$20</u>                            | <u>\$20</u>      | <u>15.00</u>                          | <u>1,344,000</u>                                                                  |
| <u>\$25</u>                            | <u>\$25</u>      | <u>15.00</u>                          | <u>1,344,000</u>                                                                  |
| <u>\$10 + \$10 (TRAIN)</u>             | <u>\$30</u>      | <u>50.00</u>                          | <u>403,200</u>                                                                    |
| <u>\$30</u>                            | <u>\$30</u>      | <u>75.00</u>                          | <u>268,800</u>                                                                    |
| <u>\$10 x 4</u>                        | <u>\$40</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$10 (TRAIN) + \$20</u>             | <u>\$40</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$20 x 2</u>                        | <u>\$40</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$20 (TRAIN)</u>                    | <u>\$40</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$40</u>                            | <u>\$40</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$10 x 5</u>                        | <u>\$50</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$10 (FREE PARKING)</u>             | <u>\$50</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$10 + (\$20 x 2)</u>               | <u>\$50</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$25 (TRAIN)</u>                    | <u>\$50</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$50</u>                            | <u>\$50</u>      | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$10 x 10</u>                       | <u>\$100</u>     | <u>400.00</u>                         | <u>50,400</u>                                                                     |
| <u>\$25 x 4</u>                        | <u>\$100</u>     | <u>400.00</u>                         | <u>50,400</u>                                                                     |
| <u>\$20 (FREE PARKING)</u>             | <u>\$100</u>     | <u>157.89</u>                         | <u>127,680</u>                                                                    |
| <u>\$50 (TRAIN)</u>                    | <u>\$100</u>     | <u>150.00</u>                         | <u>134,400</u>                                                                    |
| <u>\$50 x 2</u>                        | <u>\$100</u>     | <u>200.00</u>                         | <u>100,800</u>                                                                    |
| <u>\$100</u>                           | <u>\$100</u>     | <u>200.00</u>                         | <u>100,800</u>                                                                    |
| <u>\$10 x 20</u>                       | <u>\$200</u>     | <u>1,200.00</u>                       | <u>16,800</u>                                                                     |
| <u>\$20 x 10</u>                       | <u>\$200</u>     | <u>1,200.00</u>                       | <u>16,800</u>                                                                     |
| <u>\$200 (GO)</u>                      | <u>\$200</u>     | <u>240.00</u>                         | <u>84,000</u>                                                                     |
| <u>\$25 x 20</u>                       | <u>\$500</u>     | <u>2,500.00</u>                       | <u>8,064</u>                                                                      |
| <u>(\$30 x 10) + (\$100 x 2)</u>       | <u>\$500</u>     | <u>2,857.14</u>                       | <u>7,056</u>                                                                      |
| <u>\$100 x 5</u>                       | <u>\$500</u>     | <u>2,857.14</u>                       | <u>7,056</u>                                                                      |
| <u>\$100 (FREE PARKING)</u>            | <u>\$500</u>     | <u>2,500.00</u>                       | <u>8,064</u>                                                                      |
| <u>\$200 (GO) + \$200 (GO) + \$100</u> | <u>\$500</u>     | <u>2,500.00</u>                       | <u>8,064</u>                                                                      |
| <u>\$500</u>                           | <u>\$500</u>     | <u>2,400.00</u>                       | <u>8,400</u>                                                                      |
| <u>\$50 x 20</u>                       | <u>\$1,000</u>   | <u>24,000.00</u>                      | <u>840</u>                                                                        |
| <u>(\$40 x 10) + (\$100 x 6)</u>       | <u>\$1,000</u>   | <u>24,000.00</u>                      | <u>840</u>                                                                        |
| <u>\$100 x 10</u>                      | <u>\$1,000</u>   | <u>24,000.00</u>                      | <u>840</u>                                                                        |
| <u>\$100 (FREE PARKING) + \$500</u>    | <u>\$1,000</u>   | <u>24,000.00</u>                      | <u>840</u>                                                                        |
| <u>\$500 (TRAIN)</u>                   | <u>\$1,000</u>   | <u>24,000.00</u>                      | <u>840</u>                                                                        |
| <u>\$1,000</u>                         | <u>\$1,000</u>   | <u>24,000.00</u>                      | <u>840</u>                                                                        |
| <u>\$500 x 10</u>                      | <u>\$5,000</u>   | <u>60,000.00</u>                      | <u>336</u>                                                                        |
| <u>\$1,000 (FREE PARKING)</u>          | <u>\$5,000</u>   | <u>120,000.00</u>                     | <u>168</u>                                                                        |
| <u>\$5,000</u>                         | <u>\$5,000</u>   | <u>120,000.00</u>                     | <u>168</u>                                                                        |
| <u>\$500 x 20</u>                      | <u>\$10,000</u>  | <u>201,600.00</u>                     | <u>100</u>                                                                        |
| <u>\$10,000</u>                        | <u>\$10,000</u>  | <u>201,600.00</u>                     | <u>100</u>                                                                        |
| <u>\$1,000 x 2</u>                     | <u>\$20,000</u>  | <u>336,000.00</u>                     | <u>60</u>                                                                         |
| <u>\$20,000</u>                        | <u>\$20,000</u>  | <u>336,000.00</u>                     | <u>60</u>                                                                         |
| <u>\$500,000</u>                       | <u>\$500,000</u> | <u>2,520,000.00</u>                   | <u>8</u>                                                                          |
| <u>\$3,000,000 (\$150K/yr/20yrs)</u>   | <u>Top Prize</u> | <u>3,360,000.00</u>                   | <u>6</u>                                                                          |

(11) The estimated overall odds of winning some prize in Instant Game Number 1195 are 1 in 2.97. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 1195, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for MONOPOLY™ MILLIONAIRE lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 6-21-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 21, 2013

**DEPARTMENT OF THE LOTTERY**

RULE NO.: RULE TITLE:  
53ER13-44 \$25,000 ADVANCE TO GO Second Chance Promotion.

SUMMARY: The Department of the Lottery will conduct the \$25,000 ADVANCE TO GO Second Chance Promotion from July 2, 2013, through September 2, 2013, in which special prizes will be awarded.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt Legal Analyst, Department of the Lottery, 250 Marriott Drive Tallahassee, Florida 32301

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-44 \$25,000 ADVANCE TO GO Second Chance Promotion.

(1) Beginning July 2, 2013, and continuing through September 2, 2013, the Florida Lottery (or “Lottery”) will conduct the \$25,000 ADVANCE TO GO Second Chance Promotion in which players can enter their non-winning Florida Lottery MONOPOLY™ Scratch-Off tickets (or

“MONOPOLY™ Scratch-Off tickets”) on the Florida Lottery website for a chance to win cash prizes up to \$25,000 or MONOPOLY® Millionaire board games. Non-winning tickets from the following MONOPOLY™ Scratch-Off games are eligible for entry:

|                                                 |
|-------------------------------------------------|
| MONOPOLY™ Ticket Name and Game Number           |
| MONOPOLY™, Instant Game Number 1196             |
| MONOPOLY™, Instant Game Number 1197             |
| MONOPOLY™, Instant Game Number 1198             |
| MONOPOLY™ MILLIONAIRE, Instant Game Number 1199 |
| MONOPOLY™ MILLIONAIRE, Instant Game Number 1195 |
| \$500,000 MONOPOLY™, Instant Game Number 1152   |
| \$3,000,000 MONOPOLY™, Instant Game Number 1063 |

Winning MONOPOLY™ Scratch-Off tickets and tickets from the following MONOPOLY™ games cannot be used for entry into the \$25,000 ADVANCE TO GO Second Chance Promotion: \$1,000,000 MONOPOLY™, Instant Game Number 1109; MONOPOLY™, Instant Game Number 1137; MONOPOLY™, Instant Game Number 1143; and MONOPOLY™, Instant Game Number 1144.

(2) To enter a non-winning MONOPOLY™ Scratch-Off ticket into one of the second chance drawings further described in subsection (4) below, players must enter on the Florida Lottery’s website at [www.flalottery.com](http://www.flalottery.com). On the home page of the Lottery’s website, players can click on the MONOPOLY™ banner and follow the “Ticket Entry” directions. Players will be prompted to log-in or register. The 24-digit ticket number (4-digit game number and 20-digit ticket number) is located at the bottom on the front of a MONOPOLY™ Scratch-Off ticket under the latex covering. Players are to scratch off the latex covering to reveal the number and enter the entire 24-digit ticket number in the designated area. Players will be provided an option to play the interactive MONOPOLY™ Millionaire Dice Bonus Board Game to collect properties and earn points which will be converted into the number of entries assigned to the ticket. If players choose not to play the game or if they experience technical problems while playing the MONOPOLY™ Millionaire Bonus Board Game, the entries that would have been revealed in the course of playing the game will be credited to their entry account for that draw period. The total number of entries for each non-winning MONOPOLY™ Scratch-Off ticket is pre-determined based on the price point of the ticket. Players will receive one entry for every dollar of the price of the ticket entered into the drawing plus an additional predetermined number of entries within a range of one and five. The table below shows the total entry range assigned to each MONOPOLY™ Scratch-Off ticket price point.



| MONOPOLY™ Ticket Price Point | Initial Entry | Additional Entry Range | Total Entry Range |
|------------------------------|---------------|------------------------|-------------------|
| \$1                          | 1             | 1-5                    | 2-6               |
| \$2                          | 2             | 1-5                    | 3-7               |
| \$5                          | 5             | 1-5                    | 6-10              |
| \$10                         | 10            | 1-5                    | 11-15             |
| \$20                         | 20            | 1-5                    | 21-25             |

(3) Players may enter as many times as they wish during the contest period; however, each valid ticket number may only be used one time, for one entry into one second chance drawing. Tickets should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Non-winning tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned. The odds of winning are dependent upon the number of entries submitted.

(4) Drawings.

(a) Three second chance drawings will be held between July 24, 2013, and September 4, 2013, from entries submitted before midnight ET on the last day of the entry period for each drawing. The drawing dates are:

| Drawing | Drawing Date                 | Entry Period                       |
|---------|------------------------------|------------------------------------|
| 1       | Wednesday, July 24, 2013     | July 2, 2013 – July 22, 2013       |
| 2       | Wednesday, August 14, 2013   | July 23, 2013-August 12, 2013      |
| 3       | Wednesday, September 4, 2013 | August 13, 2013- September 2, 2013 |

(b) In each of the three second chance drawings, one grand prize winner will win \$25,000, five second prize winners will each win \$2,500, twenty third prize winners will each win \$200, and fifty fourth prize winners will each win a MONOPOLY® Millionaire board game. A grand total of two hundred twenty-eight prizes will be awarded in the second chance drawings.

(c) In each of the three drawings, the first valid entry drawn will win the grand prize. The second through sixth valid entries drawn will each win a second prize and will be used in the order in which they are drawn to select an alternate grand prize winner in the event the grand prize cannot be awarded. The seventh through twenty-sixth entries drawn will each win a third prize and will be used in the order in which they are drawn to select an alternate second prize winner in the event a second prize cannot be awarded. The twenty-seventh through the seventy-sixth entries drawn will each win a fourth prize. Alternate winners will not be selected for third and fourth prizes.

(5) Notification. The prizewinners in each second chance drawing will be posted on www.flalottery.com after the drawing.

(a) The Florida Lottery will attempt to notify each grand prize, second prize, third prize and fourth prize winner by telephone, U.S. mail or email using the contact information provided in the winner’s registration data no later than one week after the winners are posted on the website.

(b) If the Florida Lottery is unable to contact a grand or second prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to the first alternate winner. If the Florida Lottery is unable to contact the first alternate winner within one week, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to a second alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate, the prize will not be awarded. A second or third prize winner will become the alternate winner of the grand prize or a second prize, respectively, only if the Lottery has successfully contacted the winner concerning the original prize within the three week notification period.

(c) An alternate winner who has not claimed the prize he or she originally won at the time of notification that he or she is the alternate winner of a higher prize will be awarded only the higher prize. An alternate winner who has claimed the original prize at the time of notification may retain the original prize and will receive the difference in cash between the original and higher prize.

(d) If the Florida Lottery is unable to contact a third prize winner within three weeks of the date of the drawing to confirm the winner’s mailing address, the winner will forfeit his or her right to claim the prize and the prize will not be awarded. A third prize winner who forfeits his or her right to claim a third prize will also forfeit his or her right to serve as an alternate for a second prize.

(e) If the Florida Lottery is unable to contact a fourth prize winner within three weeks of the date of the drawing to confirm the winner’s mailing address, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(f) All entries in the second chance drawings are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(6) How to Claim a Prize.

(a) To claim a grand or second prize in a \$25,000 ADVANCE TO GO second chance drawing, the winner must submit to the Florida Lottery the original valid non-winning MONOPOLY™ Scratch-Off ticket bearing the entry number selected in the drawing. Without such ticket, the winner will forfeit his or her right to claim a prize. Winners must submit the valid entry ticket along with a completed Winner Claim

Form DOL-173-2, revised 02/11, or Spanish Winner Claim Form DOL-173-2S, revised 02/11, and appropriate identification. Forms DOL-173-2 and DOL-173-2S are hereby incorporated by reference and may be obtained at any Lottery office, from the Florida Lottery's website at [www.flalottery.com](http://www.flalottery.com), or by writing to: Florida Lottery, Customer Service, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The required forms must be received by the Florida Lottery no later than two weeks after the winner is notified by the Florida Lottery that he or she is a winner. If the Florida Lottery has not received the required forms by the fourteenth day after notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner in accordance with paragraphs (4)(c) and (5)(b) above.

(b) To claim a third prize in a \$25,000 ADVANCE TO GO second chance drawing, the winner must submit to the Florida Lottery the original non-winning MONOPOLY™ Scratch-Off ticket bearing the unique number selected in the drawing. Without such ticket, the winner will forfeit his or her right to claim a prize. Winners must submit the ticket along with a copy of acceptable identification. The documents must be received by the Florida Lottery no later than two weeks after the winner is notified by the Florida Lottery that he or she is a winner. If the Florida Lottery has not received the documents by the fourteenth day after notification, the winner will forfeit his or her right to claim the prize.

(c) Fourth prize winners are not required to submit the original non-winning MONOPOLY™ Scratch-Off ticket or the documentation listed in paragraph (6)(a) in order to claim a fourth prize.

(7) Award of Grand Prizes. Upon the Florida Lottery's receipt of a grand prize winner's required documentation, the Florida Lottery will award a prize of \$25,000.

(8) Award of Second Prizes. Upon the Florida Lottery's receipt of a second prize winner's required documentation, the Florida Lottery will award a prize of \$2,500.

(9) Award of Third Prizes. Upon the Florida Lottery's receipt of a third prize winner's required documentation, the Florida Lottery will award a prize of \$200.

(10) Award of Fourth Prizes. Fourth prizes of a MONOPOLY® Millionaire board game will be shipped to the winner within approximately 10 business days after confirmation of the winner's mailing address. If any prize is returned as unclaimed or undeliverable and the Florida Lottery is unable to locate the winner after a reasonable attempt to do so, the prize will not be awarded. (Estimated retail value -\$23)

(11) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder.

Prizes shall be paid in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(12) Except as specifically mentioned herein, all federal, state and/or local taxes or other fees on the prizes won in the Second Chance Promotion are the responsibility of the winner.

(13) No cash option is available in lieu of non-cash \$25,000 ADVANCE TO GO Second Chance Promotion prizes.

(14) If the winner of a grand prize or second prize in a \$25,000 ADVANCE TO GO second chance drawing is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in accordance with Section 24.115, Florida Statutes.

(15) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(16) By entering the \$25,000 ADVANCE TO GO Second Chance Promotion, a player gives his or her permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(17) \$25,000 ADVANCE TO GO second chance drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1), FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 6-21-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 21, 2013

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on June 21, 2013, the Southwest Florida Water Management District received a petition for a variance or waiver.

Petitioner's Name: Mission Oaks Condo Association  
 Rule No.: 40D-22.201  
 Nature of the rule for which variance or waiver is sought: lawn and landscape irrigation  
 The Petition has been assigned tracking No. 13-4171.  
 A copy of the Petition for Variance or Waiver may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org.  
 Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on June 18, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tradewinds Resort. Petitioner seeks an emergency variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-196).  
 A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on June 18, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for First Financial Plaza Condominium. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-197).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on June 20, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Lake Worth Towers, Inc., filed June 6, 2013, and advertised on June 12, 2013 in Vol. 39, No. 114, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 and 2.7.4 ASME A17.3, 1996 edition, and Rule 8.11.2.1.1(c) and 8.11.2.1.4(b) ASME A17.1 2005 edition as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators fire fighter service, restricted door openings, and inspections including operating control devices and hoistway doors because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-179).  
 A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on June 20, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Legacy Bayway, filed May 30, 2013, and advertised on June 3, 2013 in Vol. 39, No. 107, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.24.2.1 and 2.18.5.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would

suffer a substantial hardship if required to comply with this rule (VW2013-174).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on June 20, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Trio @ Encore, filed May 29, 2013, and advertised on June 3, 2013 in Vol. 39, No. 107, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.24.2.1 and 2.18.5.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-172).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

Section VI

Notice of Meetings, Workshops and Public Hearings

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces public meetings to which all persons are invited.

DATES AND TIMES: Tuesday – Friday, July 16-19, 2013, 8:00 a.m.

PLACE: Marco Island Marriott Resort, 400 S. Collier Blvd, Marco Island, FL 34145

GENERAL SUBJECT MATTER TO BE CONSIDERED: 27th Annual Environmental Permitting Summer School. SWFWMD Governing Board members may attend.

A copy of the agenda may be obtained by contacting: www.floridaenet.com, cara.martin@watermatters.org, 1(800)423-1476 (FL only) or (352)796-7211, ext. 4636 (EXE0268).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 15, 2013, 1:30 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa FL 33637.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Environmental Advisory Committee meeting; discuss committee business. Governing Board Members may attend.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; (800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Bureau Chief at (800)423-1476 (FL only) or (352)796-7211, ext. 4702; TDD (FL only) (800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Cindy.taylor@watermatters.org; (800)423-1476 (FL only) or (352)796-7211, ext. 4150 (EXE0269).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The Water Resource Advisory Commission announces a workshop to which all persons are invited.

DATE AND TIME: July 8, 2013, 10:00 a.m.

Water Resource Advisory Commission Special Issues Workshop; Central Everglades Planning Project (CEPP)

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Workshop sponsored by the Water Resources Advisory Commission (WRAC) regarding the Central Everglades Planning Project (CEPP). The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Tia Barnett, (561)682-6286, [tbarnett@sfwmd.gov](mailto:tbarnett@sfwmd.gov) or at our website: <http://my.sfwmd.gov/wrac.gov>.

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 District Clerk, (561)682-6286. 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).

For more information, you may contact: Tia Barnett, (561)682-6286.

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces public meetings to which all persons are invited.

DATES AND TIME: July 9, August 13, September 10, October 8, November 12 and December 10, 2013, 1:00 p.m. – 2:15 p.m.

PLACE: 1400 W. Commercial Blvd., Rm. 203, Fort Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: Broward District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: [LTCOPInformer@elderaffairs.org](mailto:LTCOPInformer@elderaffairs.org).

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: July 12, 2013, 10:00 a.m. – 11:30 a.m.

PLACE: Conference Call: 1(888)670-3525, Passcode: 780-930-7873

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Council Executive Committee business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: [LTCOPInformer@elderaffairs.org](mailto:LTCOPInformer@elderaffairs.org).

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces public meetings to which all persons are invited.

DATES AND TIME: July 18, August 15, September 19, October 17, November 21 and December 19, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: St. Anne Byzantine Catholic Church, 7120 Massachusetts Ave, New Port Richey, FL 34653

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pasco/North Pinellas District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: [LTCOPInformer@elderaffairs.org](mailto:LTCOPInformer@elderaffairs.org).

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces public meetings to which all persons are invited.

DATES AND TIME: July 11, August 8, September 12, October 10, November 14 and December 12, 2013, 10:30 a.m. – 12:30 p.m.

PLACE: N. Miami Beach Public Library, 1601 NE 164th Street, North Miami Beach, FL 33162

GENERAL SUBJECT MATTER TO BE CONSIDERED: N. Dade District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces public meetings to which all persons are invited.

DATES AND TIME: July 10, August 8, September 11, October 9, November 13 and December 11, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: 210 N. Palmetto Ave, Rm. 148, Daytona Beach, FL 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: First Coast South District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces public meetings to which all persons are invited.

DATES AND TIME: July 11, August 14, September 12, October 10, November 14 and December 12, 2013, 1:00 p.m. – 2:30 p.m.

PLACE: 375 Commerce Parkway, St. 101, Rockledge, FL 32955

GENERAL SUBJECT MATTER TO BE CONSIDERED: Brevard District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: August 2, 2013, 9:00 a.m. – 9:45 a.m.

PLACE: Conference Call: 1(888)670-3525, Passcode: 780-930-7873

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Council Executive Committee business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: August 2, 2013, 10:00 a.m. – 12:00 Noon

PLACE: Conference Call: (888)670-3525, Passcode: 780-930-7873

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

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 72 hours before the workshop/meeting by contacting: the above referenced number. 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).

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, July 9, 2013, 10:00 a.m. or soon thereafter

PLACE: Conference Call 1(888)670-3525, Conference Code 2938723619

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness committee meeting of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 10, 2013, 12:00 Noon; Thursday, July 11, 2013, 8:00 a.m.; Friday, July 12, 2013, 8:00 a.m. or soon thereafter

PLACE: Hilton St. Augustine Historic Bayfront, 32 Avenida Menendez, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business, disciplinary and committee meetings of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

The Florida Mobile Home Relocation Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 26, 2013, 1:00 p.m.

PLACE: Rexmere Village, 651 SW 117th Way, Davie, FL 33325. To attend the meeting by telephone, please call 1(888)909-7654 and enter Pass Code 128126 when prompted.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The meeting is scheduled as an emergency meeting, because FMHRC must adopt its annual operating budget in accordance with newly enacted House Bill 579 (Chapter No. 2013-158) prior to June 30, 2013. All other official business of FMHRC will also be considered at the meeting, including a review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the Board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Vicky Krentz at 1(888)862-7010.

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: Vicky Krentz at 1(888)862-7010. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

For more information, you may contact: Vicky Krentz, Executive Director, FMHRC, PO Box 7848, Clearwater, FL, 33765, 1(888)862-7010, Vicky@fmhrc.org.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: July 10, 2013, 9:00 a.m. – 4:00 p.m.

PLACE: Marathon Government Center, Board Meeting Room, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to provide updates to the WQPP Steering Committee members on the progress of ongoing projects and to discuss future actions.

A copy of the agenda may be obtained by contacting: Gus Rios, Department of Environmental Protection, 2796 Overseas Highway, Suite 221, Marathon, FL 33050, (305)289-7081, gus.rios@dep.state.fl.us.

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 person listed above. 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).

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: July 12, 2013, 9:00 a.m. – 12:00 Noon

PLACE: Marathon Government Center, Board Meeting Room, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to update the members of the WQPP Canal Restoration Advisory Subcommittee on the progress of ongoing projects and to discuss future actions.

A copy of the agenda may be obtained by contacting: Gus Rios, Department of Environmental Protection, 2796 Overseas Highway Suite 221, Marathon, FL 33050, (305)289-7081; gus.rios@dep.state.fl.us.

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 person listed above. 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).

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DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
The Florida Department Children & Families announces a public meeting to which all persons are invited.

DATE AND TIME: July 10, 2013, 9:00a.m. – 12:00 Noon (CST).

PLACE: Florida Department Children & Families, 2505 W. 15th Street, Panama City, FL 32401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Circuit 14 Community Alliance Meeting.

A copy of the agenda may be obtained by contacting: kimberly\_d\_davis@dcf.state.fl.us after July 8, 2013.

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: kimberly\_d\_davis@dcf.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).

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#### DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

The Department of Economic Opportunity announces a public hearing to receive input from all interested parties on the Low-Income Home Energy Assistance Program (LIHEAP) State Administrative Plan for fiscal year (FY) 2014 to which all interested parties are invited.

DATE AND TIME: August 1, 2013, 10:00 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 180, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To obtain input and recommendations from the public and interested parties concerning the LIHEAP State Administrative Plan for FY 2014. This plan will be submitted to the United States Department of Health and Human Services. The plan is developed annually and is a federal requirement for the state to receive LIHEAP funds.



A copy of the state plan and agenda may be obtained by writing to the Department of Economic Opportunity, Susan Lawrence, Government Operations Consultant II, Division of Community Development, Office of Housing and Community Development, Community Assistance Section, 107 East Madison Street, MSC 400, Tallahassee, Florida 32399-4120; by telephoning (850)717-8450; by fax at (850)488-2488, or by appearing in person at the agency headquarters.

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 calling (850)717-8450. Any person requiring a special accommodation at this public hearing because of a disability or physical impairment should contact the community assistance section at (850)488-7541 at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Department of Economic Opportunity using the Florida Dual Party Relay System which can be reached at 1 (800)955-8770 (voice) and 1 (800)955-8771 (TDD).

For more information, you may call (850)717-8450. If a person decides to appeal any decision of the Department of Economic Opportunity with respect to any matter considered at this public hearing, he or she will need a record of the proceeding. For such purposes he or she may need to ensure that a record of the proceeding is made, which includes the testimony and evidence upon which the appeal is to be made.

**FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY**

The Florida Atlantic Research & Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: August 21, 2013, 8:00 a.m.

PLACE: Technology Business Incubator Conference Room, 3651 FAU Blvd., Suite 400, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Meeting.

A copy of the agenda may be obtained by contacting: cc@research-park.org.

For more information, you may contact: cc@research-park.org.

CLAY SOIL AND WATER CONSERVATION DISTRICT  
The Clay County Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: Monday July 1, 2013, 9:00 a.m.

PLACE: Clay County Extension Office, 2463 SR16 W, Green Cove Springs, FL 32068

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

A copy of the agenda may be obtained by contacting: Sally Doyle, (904)284-6355.

For more information, you may contact: Sally Doyle, (904)284-6355.

**Section VI  
Notice of Petitions and Dispositions  
Regarding Declaratory Statements**

NONE

**Section VIII  
Notice of Petitions and Dispositions  
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

North Central Florida Regional Planning Council and

Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area Procurement of Auditing Services

Request for Proposals

As an association of local governments, the North Central Florida Regional Planning Council is required to have a combined annual audit conducted of its finances and its retirement plan for the fiscal year ending September 30. Council policy is to select a firm to perform audits for three consecutive years providing performance continues to be satisfactory as evaluated each year.

Furthermore, since the Council maintains the financial records of the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area usually engages the same firm to conduct its audits.

A written proposal should be submitted which demonstrates that your firm is qualified to conduct audits in accordance with government auditing standards as adopted by the Florida Board of Accountancy and which addresses the ranking criteria which will be used to determine the selection of an auditor. The ranking criteria includes the following.

1. Ability of personnel to perform work (30 points);
2. Experience (35 points); and
3. Ability to furnish required services (35 points).

In addition, a copy of your Certified Public Accountant certificate pursuant to being duly licensed under Chapter 473, Florida Statutes, must also be submitted with your proposal. We request that the proposal be submitted no later than 3:00 p.m., Eastern Daylight Savings Time, on July 15, 2013 to North Central Florida Regional Planning Council, 2009 NW 67<sup>th</sup> Place, Gainesville, FL 32653-1603.

The Council's Audit Committee will rank the firms in order of priority on July 25, 2013. It is understood that specific discussions of approach to the audit, fees and related matters will take place during an interview, which is scheduled for August 14, 2013.

If you have any questions concerning this request or if you desire additional information about the Council and its activities, please contact Tony Marshall, Finance Director, at (352)955-2200, ext. 107.

## Section XII Miscellaneous

### DEPARTMENT OF HEALTH

#### Board of Chiropractic

##### Emergency Action

On June 21, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Scott Allen Stoltz, D.C., License # CH 7868. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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### DEPARTMENT OF HEALTH

#### Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

##### Emergency Action

On June 21, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Cheryl Alessi Young, L.M.H.C., License # MH 4559. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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### DEPARTMENT OF HEALTH

#### Board of Massage Therapy

##### Emergency Action

On June 24, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Well-Care Rehab Services, Inc., License # MM 27839. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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### DEPARTMENT OF HEALTH

#### Board of Medicine

##### Emergency Action

On June 24, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Ronald H. Thompson, M.D., License # ME 71086. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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### DEPARTMENT OF HEALTH

#### Board of Nursing

##### Emergency Action

On June 21, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Stormy Brooke Waldron, R.N., License # RN 9217586. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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### DEPARTMENT OF HEALTH

#### Board of Nursing

##### Emergency Action

On June 21, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Lisa Lynn Stange, R.N., License # RN 9272262. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On June 21, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Martha Elizabeth Pinner, LPN, License # PN 5199487. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On June 21, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Roy Cole, Sr., R.P.T. License # RPT 19986. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On June 21, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Nohelia Pena, R.P.T. License # RPT 30775. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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CLERK OF COURT OPERATIONS CORPORATION

Florida Clerks of Court Operations Corporation

Pursuant to Section 121.055 Florida Statutes (as amended by the 1993 Florida Legislature), the Florida Clerks of Court Operations Corporation provides public notice of the intent to include the Executive Director position in the Florida Retirement System's Senior Management Service Class effective August 1, 2013.

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**Section XIII**  
**Index to Rules Filed During Preceding**  
**Week**

RULES FILED BETWEEN June 17, 2013  
through June 21, 2013

| Rule No. | File Date | Effective<br>Date | Proposed<br>Vol./No. | Amended<br>Vol./No. |
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**DEPARTMENT OF LEGAL AFFAIRS**

|         |         |        |       |  |
|---------|---------|--------|-------|--|
| 2-6.003 | 6/18/13 | 7/8/13 | 39/92 |  |
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**DEPARTMENT OF EDUCATION**

**Commission for Independent Education**

|          |         |         |       |        |
|----------|---------|---------|-------|--------|
| 6E-2.004 | 6/21/13 | 7/11/13 | 39/79 | 39/105 |
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**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

|           |         |         |       |  |
|-----------|---------|---------|-------|--|
| 40D-2.331 | 6/20/13 | 7/10/13 | 39/62 |  |
| 40D-3.411 | 6/20/13 | 7/10/13 | 39/99 |  |
| 40D-3.492 | 6/20/13 | 7/10/13 | 39/99 |  |

**DEPARTMENT OF THE LOTTERY**

|           |         |         |        |  |
|-----------|---------|---------|--------|--|
| 53ER13-39 | 6/17/13 | 6/17/13 | 39/118 |  |
| 53ER13-40 | 6/21/13 | 6/21/13 | 39/123 |  |
| 53ER13-41 | 6/21/13 | 6/21/13 | 39/123 |  |
| 53ER13-42 | 6/21/13 | 6/21/13 | 39/123 |  |
| 53ER13-43 | 6/21/13 | 6/21/13 | 39/123 |  |
| 53ER13-44 | 6/21/13 | 6/21/13 | 39/123 |  |

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**AGENCY FOR HEALTHCARE ADMINISTRATION**  
**Health Facility and Agency Licensing**

|            |         |         |       |       |
|------------|---------|---------|-------|-------|
| 59A-8.002  | 6/21/13 | 7/11/13 | 39/27 | 39/90 |
| 59A-8.003  | 6/21/13 | 7/11/13 | 39/27 | 39/90 |
| 59A-8.004  | 6/21/13 | 7/11/13 | 39/27 | 39/90 |
| 59A-8.0095 | 6/21/13 | 7/11/13 | 39/27 | 39/90 |
| 59A-8.022  | 6/21/13 | 7/11/13 | 39/27 | 39/90 |
| 59A-8.0245 | 6/21/13 | 7/11/13 | 39/27 | 39/90 |
| 59A-8.027  | 6/21/13 | 7/11/13 | 39/27 | 39/90 |

**Cost Management and Control**

|            |         |        |       |       |
|------------|---------|--------|-------|-------|
| 59B-12.001 | 6/17/13 | 7/7/13 | 39/31 | 39/91 |
|------------|---------|--------|-------|-------|

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

|             |         |         |       |  |
|-------------|---------|---------|-------|--|
| 64B2-13.004 | 6/20/13 | 7/10/13 | 39/99 |  |
|-------------|---------|---------|-------|--|

**Board of Speech-Language Pathology and Audiology**

|             |         |        |       |  |
|-------------|---------|--------|-------|--|
| 64B20-2.001 | 6/17/13 | 7/7/13 | 39/14 |  |
| 64B20-2.003 | 6/17/13 | 7/7/13 | 39/14 |  |
| 64B20-4.001 | 6/17/13 | 7/7/13 | 39/14 |  |

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**APPROVAL PURSUANT TO CHAPTER 2010-279,**  
**LAWS OF FLORIDA**

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

|           |          |       |       |      |
|-----------|----------|-------|-------|------|
| 69L-7.020 | 10/24/11 | ***** | 37/24 | 37/3 |
|-----------|----------|-------|-------|------|

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