

or is to be performed; the value of the same; the identification of the portion of the Development Site on which the work has been performed; and that such contractors, sub-contractors, material men, laborers, professionals, consultants and all persons employed by the Applicant to work on the Development have been paid for work performed or will be paid. Lien waivers or receipts for work or labor which has been completed shall be submitted along with requests for disbursement. Lien waivers or receipts for work which will be paid from the requested disbursement shall be submitted prior to receiving Additional draw requests shall not be processed until all required documentation on previous draw disbursements is received by the Corporation;

(3) through (4) No change.

(5) In the event that the Applicant receives PLP funding for site acquisition, the Applicant shall ~~must~~ provide a Mortgage on the Development Site as collateral for the loan subject only to such encumbrances approved by the Corporation; however, if the Applicant is offering a subordinate Mortgage or other collateral for the PLP Loan, the same shall be subject to a favorable recommendation of the Credit Underwriter and the approval of the Corporation.

Rulemaking Specific Authority 420.528 FS. Law Implemented 420.507, 420.521-.529 FS. History—New 3-23-93, Amended 1-16-96, Formerly 9I-38.002, Amended 3-26-98, 7-17-00, 7-21-03, 2-3-05, 11-21-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Dearduff, Special Programs Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Nancy Muller, Policy Director, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 5, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 19, 2009

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Historical Resources

RULE NOS.:	RULE TITLES:
1A-39.002	Definitions
1A-39.003	Grant Funding
1A-39.004	Grant Programs
1A-39.005	Non-Allowable Costs
1A-39.007	Application Procedures

1A-39.008	Application Review
1A-39.009	Grant Award Agreement
1A-39.010	Reporting Requirements
1A-39.011	Restrictive Covenant
1A-39.012	Preservation Agreement

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. 35, No. 25, June 26, 2009 issue of the Florida Administrative Weekly.

Copies of the proposed rule incorporating these changes may be obtained by contacting David Ferro by mail at R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250, by phone at (800)847-7278, or by email at dferro@dos.state.fl.us.

Paragraph 1A-39.002(41) is amended to read:

(41) “Religious Property” means any real property and associated improvements owned by a religious institution (examples include churches, schools, meeting halls and parish houses) and any real property, regardless of ownership, that is used as a place of worship a building or portion of a building used as a place of worship. School facilities and residential buildings owned by religious institutions, except those portions of such buildings that may be used as places of worship, are not religious properties for the purpose of state funded grant awards

The last sentence in paragraph 1A-39.002(46) is amended to read:

For the purpose of this grant program, historic significance is evaluated on the basis of the Criteria for Evaluation for the National Register of Historic Places as set forth in 36 CFR 60.4, as revised July 1, 2008, which are incorporated by reference and are available from the Bureau.

Paragraph 1A-39.003(3) is amended to read:

(3) The use of federal funds provided by the U.S. Department of the Interior for historic preservation grants-in-aid is subject to the policies, procedures, and guidelines set forth by that agency in Chapters 8 (Subgrants, Contracts and Third Party Agreements), 9 (Certified Local Governments), and 17 (Procurement Standards) of the July 2007 most recent edition of the Historic Preservation Fund Grants Manual, incorporated by reference, and to any special conditions required by the U.S. Department of the Interior. The A copy of the federal Historic Preservation Fund Grants Manual is available online at <http://www.nps.gov/history/hps/hpg/downloads/June2007HPFManual.pdf>. may be obtained by writing or calling the Bureau and paying the cost of photocopying.

Sub-subparagraph 1A-39.004(1)(a)2.c. is amended to read:

c. Main Street projects include those providing technical support to the statewide Florida Main Street Program and a one-time start-up grant to newly designated Florida Main Street communities pursuant to Chapter 1A-36 1A-38, F.A.C.;

Sub-subparagraph 1A-39.004(1)(b)1. is amended to read:
Match requirements ~~shall may~~ be waived by the Division for projects providing technical support to the statewide Florida Main Street Program and for Statewide Special Projects.

Paragraph 1A-39.005(11) is amended to read:

(11) Costs for projects having as their primary purpose the fulfillment of federal or state historic preservation regulatory requirements, specifically, costs of consultation and mitigation measures required under Section 106 of the *National Historic Preservation Act of 1966*, as amended through ~~2006~~ 2000, or under Section 267.031, F.S.;

Paragraph 1A-39.005(13) is amended to read:

(13) Grantee operational support (i.e., organization salaries, travel, supplies) (Note: project specific travel costs ~~shall may~~ be allowed if specifically requested in the application, included in the Project Budget and clearly demonstrated by the applicant to be essential to completion of the proposed project approved during the application review process and if included in the Approved Scope of Work).

The first sentence in paragraph 1A-39.007(2) is amended to read:

(2) At least ~~seven (7) thirty (30)~~ days prior to each grant solicitation period, the Division shall publish in the Florida Administrative Weekly notification of the impending grant application period.

Subparagraph 1A-39.008(7)(c) is amended to read:

(c) The Division shall publish a notification of the time and place of the meeting and where a copy of the agenda may be obtained in the Florida Administrative Weekly at least ~~seven (7) thirty (30)~~ days prior to the Historical Commission or Review Panel meeting.

Subparagraph 1A-39.008(16)(b) is amended to read:

(b) If the funds available for reallocation exceed the amount needed to accomplish the objective of ~~in~~ (a) above, after funding the projects in (a), the Division Director shall allocate remaining additional funds to new grant awards in rank order at the recommended funding level for projects reviewed and ranked in the same cycle but not funded because of insufficient funding.

Paragraph 1A-39.009(1) is amended to read:

(1) All grant awards which have been approved in accordance with subsection 1A-39.008(15) F.A.C. shall be formalized through a Historic Preservation Grant Award Agreement by which the grantee enters into a contract with the State of Florida for the management of grant funds. The grant award agreement is specific to the type of project being assisted. Each of the following four types of grant award agreements ~~is incorporated by reference and is available on the Division web site~~ are as follows:

(a) Special Category Grants Historic Preservation Grant Award Agreement, DOS Form HR3E1208GAASC, effective (date of adoption), 2009, ~~incorporated by reference~~. This agreement shall be used for all Special Category Grant awards.

(b) Small Matching Grants Historic Preservation Grant Award Agreement, DOS Form HR3E1208GAASM, effective (date of adoption), 2009, ~~incorporated by reference~~. This agreement shall be used for all Acquisition and Development, Survey and Planning, Community Education, and National Register Nomination projects for which a match is required.

(c) Non-Matching Grants Historic Preservation Grant Award Agreement, DOS Form HR3E1208GAANM, effective (date of adoption), 2009, ~~incorporated by reference~~. This agreement shall be used for all ~~Acquisition and Development, Survey and Planning, Community Education, and National Register Nomination~~ and Statewide Special Projects and technical assistance projects for the Florida Main Street Program that have been (solicited by the Division to meet statewide historic preservation needs), as well as all Acquisition and Development, Survey and Planning, Community Education, and National Register Nomination projects for which the match requirement has been waived.

(d) Abbreviated Historic Preservation Grant Award Agreement, DOS Form HR3E1208GAAAB, effective (date of adoption), 2009, ~~incorporated by reference~~. This agreement shall be used for all local Main Street and Historic Marker projects.

Sub-subparagraphs 1A-39.009(4)(a)4. and 5. are amended to read:

4. Exception: The encumbrance period for a Special Category Grant project ~~shall may~~ be extended by written approval of the Division if requested in writing as indicated below and if the Grantee demonstrates To be eligible for this extension, the Grantee must demonstrate to the satisfaction of the Division that full encumbrance of grant funding and the required match by binding contract(s) is achievable by the end of the requested extended encumbrance period. The Grantee's written request for extension of the encumbrance deadline must be submitted to the Division no later than May 31 of the state fiscal year in which the grant funds are appropriated by the Legislature. For Special Category Grant projects, the maximum extension of the encumbrance period shall be 180 days.

5. Exception: A one-time thirty (30) day extension of the encumbrance period for Small Matching Grant projects ~~shall may~~ be granted by the Division if requested in writing as indicated below and if the Grantee demonstrates by the Grantee To be eligible for this extension, the Grantee must demonstrate to the satisfaction of the Division that full encumbrance of grant funding and the required match by binding contract(s) is achievable by December 1 of the state fiscal year in which the grant funds are appropriated by the Legislature. The Grantee's written request for extension of the encumbrance deadline must be submitted to the Division no later than October 1 of the state fiscal year in which the grant funds are appropriated by the Legislature. No further extension of the encumbrance period shall be granted."

The first sentence in sub-subparagraph 1A-39.009(4)(a)6. is amended to read:

6. Small Matching Grant projects for which full encumbrance of grant funding and the required match is not accomplished by the extended encumbrance deadline shall ~~may~~ be terminated by the Division.

Sub-subparagraphs 1A-39.009(4)(d)4. and 5. are amended to read:

4. For Special Category Grant projects, the Division shall ~~may~~ extend the expenditure period by not more than 180 days provided that the grantee requests the extension in writing and:

a. Documents that all grant funds and match contributions are encumbered; and

b. Demonstrates to the satisfaction of the Division that project work is progressing at a rate such that completion is achievable within the extended expenditure period.

5. For Small Matching Grant Projects, a one-time thirty (30) day extension shall ~~may~~ be granted by the Division if requested in writing by the Grantee and if the Grantee demonstrates ~~To be eligible for this extension, the grantee must demonstrate~~ to the satisfaction of the Division that project work is progressing at a rate that completion is achievable within the extended grant period.

Subparagraph 1A-39.009(5)(b) is amended to read:

(b) All grantee payment requests must be submitted to the Division ~~in writing~~ on the Payment Request Form provided by the Division (DOS Form HR3E1208PRF, effective (date of adoption), 2009, incorporated by reference and available on the Division web site.

Subparagraph 1A-39.010(2)(b) is amended to read:

(b) The following Project Progress and Expenditure Report forms, incorporated by reference and available on the Division's web site, shall be used for the corresponding Small Matching Grant project type:

1. Acquisition & Development Project Progress and Expenditure Report (DOS Form HR3E1208PERSMAD, effective (date of adoption), 2009); ~~incorporated by reference~~;

2. Survey and Planning/Community Education Project Progress and Expenditure Reports (DOS Form HR3E1208PERSMSPCE, effective (date of adoption), 2009); ~~incorporated by reference~~ (for Survey & Planning, Community Education and National Register nomination projects for which a match is required);

3. Non-Matching Grant Project Progress and Expenditure Reports (DOS Form HR3E1208PERNM, effective (date of adoption), 2009) (for special solicited projects and REDI waiver projects);

4. Abbreviated Historic Preservation Grant Project Progress and Expenditure Reports (DOS Form HR3E1208PERAB, effective (date of adoption), 2009) (for Historical Marker and Main Street projects); and

5. Certified Local Government Grant Project Progress and Expenditure Reports (DOS Form HR3E1208PERCLG, effective (date of adoption), 2009).

The following sentence is added to the end of paragraph 1A-39.011(1):

This Restrictive Covenants form, incorporated by reference, is available on the Division web site.

The first sentence in paragraph 1A-39.012(1) is amended to read:

(1) For Special Category and Small Matching Grant projects involving properties other than real property (e.g., an aircraft, locomotive or marine vessel), Division receipt of an executed and notarized Preservation Agreement, DOS Form HR3E1208PASC, effective (date of adoption), 2009, incorporated herein by reference and available on the Division web site, shall be required prior to the release of grant funds.

The first sentence in paragraph 1A-39.012(2) is amended to read:

(2) For Small Matching Grant projects involving acquisition of or improvement to a historic property, Division receipt of an executed and notarized Preservation Agreement, DOS Form HR3E1208PASM, effective (date of adoption), 2009, incorporated herein by reference and available on the Division web site, shall be required prior to the release of grant funds.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NO.:	RULE TITLE:
5F-5.002	Weighing or Measuring Device Permits; Requirements and Fees
	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. 35, No. 25, June 26, 2009 issue of the Florida Administrative Weekly.

5F-5.002 Weighing or Measuring Device Permits; Requirements and Fees.

(1) through (6)(f)6. No change.

7. For taximeters that are not tested for accuracy and compliance with state standards by a local government in cooperation with the state as authorized in Section 531.421 ~~525.421~~, F.S., the annual permit fee shall be \$35 per device.

8. through 10. No change.

(g) No change.

(7) through (10)(e)2.i. No change.

j. Acts of God or nature that impairs the ability of the violator to comply with Sections 531.60-.66, F.S. or Rule 5F-5.002, F.A.C.

k. through m. No change.

(f) through (g)1. No change.

2. Devices Placed Out of Service by the Department. Any investigation or inspection in which the Department determines that a device(s) does not have the commercial use permit required by ~~is out of compliance with~~ ss. 531.60 – 531.66, F.S., and ~~or~~ this rule shall result in the device(s) being prohibited from further commercial use until the proper commercial use permit has been issued by the Department. The Department shall prevent the continued unauthorized use of the device(s) by attaching DACS Form 03562, “Out of Service” tag, (Rev. 06/09), to the device(s). DACS form 03562 (Rev. 06/09) is hereby adopted and incorporated by reference, a copy of which can be viewed on the Department’s web site at www.doacs.state.fl.us/onestop/index.html. When the applicable fee has been paid and the commercial use permit has been issued ~~Upon compliance with the applicable requirement,~~ the Out of Service tag shall be removed from the weighing and measuring device(s).

3. Minor Violations. A violation of Sections 531.60-.66, F.S., or this rule is a minor violation if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a significant threat of such harm. ~~In addition to placing the device(s) out of service,~~ The Department shall may impose one or more of the following penalties, or any combination thereof: 1. Place the device out of service. 2. Aan administrative fine of \$250 per violation. The fine will which may be adjusted upward or downward depending on ~~for~~ the existence of aggravating or mitigating factors listed in paragraph (10)(e) of this rule; provided, however, that the maximum fine shall not exceed the fines authorized in Section 531.50(1)(b), F.S. to statutory maximum of \$1,000 for a first violation or downward depending upon the existence of mitigating factors. For the purposes of this rule, the following violations shall be considered minor violations:

- a. through e. No change.

4. Major Violations. A violation of Sections 531.60-.66, F.S., or this rule is a major violation if it results in economic or physical harm to a person or adversely affects the public health, safety, or welfare or creates a significant threat of such harm. In addition to placing the device(s) out of service, major violations shall result in the imposition of an administrative fine of \$500 per violation, which will may be adjusted upward ~~to statutory maximum of \$1,000 for a first violation, \$2,500 for a second violation within two years of the first violation, \$5,000 for a third violation within two years of the first violation,~~ or downward depending upon the existence of mitigating or aggravating factors listed in paragraph (10)(e) of this rule; provided, however, that the maximum fine shall not exceed the fines authorized in Section 531.50(1)(b), F.S. For the purposes of this rule, the following violations shall be considered major violations:

- a. through c. No change.
- (11)(a) No change.

(b) Failure to respond to an administrative complaint shall result in the entry of a Default Final Order against the violator or entity responsible for the violation. The Department shall may impose administrative fines in a Default Final Order equal to the maximum amount allowable under Section 531.50(1)(b), F.S. allowed not to exceed \$5,000 per violation.

(c) A failure to comply with either a Final Order or a Default Final Order of the Department shall result in permit revocation and an administrative fine equal to the maximum amount allowable under Section 531.50(1)(b), F.S. of \$5,000 per violation.

(d) Nothing in this rule shall prohibit the Department from exercising the special police powers granted the Department under Section 531.42, F.S. imposing additional sanctions for violations of Chapter 531, F.S., or the rules promulgated thereunder.

Rulemaking Authority 570.07(23), 531.66 FS. Law Implemented 531.60-531.66, 531.42(1), 531.42(2), 531.50 FS. History–New_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-6.05271	Standards for the Use of Reasonable Force

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 5, February 6, 2009 issue of the Florida Administrative Weekly has been withdrawn.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-50.001	General
57-50.002	Approval of Travel and Entertainment Expenses
57-50.003	Authority of the President to Make Advance Payment for Travel

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 42, October 17, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-304.415 RULE TITLE: Lower St. Johns River Basin TMDLs
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 32, August 14, 2009 issue of the Florida Administrative Weekly.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED: January 23, 2009

DEPARTMENT OF HEALTH

Board of Nursing

RULE NOS.: 64B9-4.013 RULE TITLES: Recertification; Inactive Status
 64B9-4.014 Reactivation of ARNP Certificate

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 28, July 17, 2009 issue of the Florida Administrative Weekly.

The correction is in response to concerns by the Joint Administrative Procedures Committee in a letter dated August 5, 2009, regarding the Rule Development publication date.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW shall be corrected to read as: June 26, 2009.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-16.005 RULE TITLE: Content of Residency Program Reports

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 24, of the June 19, 2009, issue of the Florida Administrative Weekly. The change corrects the revision date on form DH-MQA 1140, "Podiatric Resident Hospital Report."

The rule shall read as follows:

64B18-16.005 Content of Residency Program – Reports.
 On July 1 of each year, each Residency Program Director shall provide the Board with information regarding each podiatric resident using the Podiatric Resident Hospital Report form DH-MQA 1140 (revised 07/2009), hereby adopted and incorporated by reference, that can be obtained from the Board of Podiatric Medicine’s website at <http://www.doh.state.fl.us/mqa/podiatry/index.html>. ~~the following information to the Board:~~

- ~~(1) The name and current mailing address of each podiatric resident;~~
- ~~(2) The name and current mailing address of each podiatric resident who has successfully completed the program subsequent to the last preceding report, designating the date of completion;~~
- ~~(3) The name and current mailing address of each podiatric resident who has withdrawn from the program subsequent to the last preceding report, designating each person’s status with respect to rights and qualifications for readmission to the program;~~
- ~~(4) A copy of the hospital’s most recent residency program evaluation by the Council on Podiatry Education of the American Podiatric Medical Association;~~
- ~~(5) The name of the supervising podiatric physician.~~

Rulemaking Specific Authority 461.005, 461.014(4) FS. Law Implemented 461.014 FS. History–New 11-24-80, Formerly 21T-16.05, 21T-16.005, 61F12-16.005, Amended 1-4-96, Formerly 59Z-16.005, Amended 12-2-03, 11-27-05,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE NO.: 69B-162.011 RULE TITLE: Suitability and Disclosure in Annuity Contracts-Forms Required

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. 35, No. 20, May 22, 2009 issue of the Florida Administrative Weekly.

These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

69B-162.011 Suitability and Disclosure in Annuity Contracts-Forms Required.

- (1) Forms Adopted.
Forms DFS-HI-1980, "Annuity Suitability Questionnaire." (Effective: _____) and DFS-HI-1981, "Disclosure and Comparison of Annuity Contracts" (Effective: _____), are adopted pursuant to Sections 627.4554(4)(b), and (d), F.S., and

are hereby incorporated by reference. Copies of each form adopted and incorporated by reference in this rule are available from the Division of Agents and Agency Services, Department of Financial Services, Larson Building, Tallahassee, Florida 32399-0318 or <http://www.myfloridacfo.com/Agents/LicensureForms/index.htm>.

The text of form DFS-H1-1981, "Disclosure and Comparison of Annuity Contracts" in subsection 69B-162.011(1), F.A.C., has been modified to delete all parenthetical references to "Yes or No" in the Explanation of Terms section.

The remainder of the rule reads as previously published.

DEPARTMENT OF FINANCIAL SERVICES

Division of Risk Management

RULE NO.: RULE TITLE:
69H-2.008 Other Forms Adopted
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. 35, No. 25, June 26, 2009 issue of the Florida Administrative Weekly.

These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

The Purpose and Use Statement, required by Section 119.071(5), Florida Statutes, on forms DFS-D0-1990, "Medicare Secondary Payer Reporting Questionnaire" and DFS-D0-1991, "Medicare Beneficiary/Eligibility Information" in subsection 69H-2.008(1), F.A.C., has been modified to read as follows:

"The collection of the social security number on this form is imperative for the performance of the Department's duties and responsibilities as prescribed by Section 111 (42 U.S.C. 1395y (b) (8)). The social security number will be used to submit a query to the Center for Medicare Services (CMS) database to determine current eligibility for Medicare. The data collected under Section 111 reporting will be used by CMS in processing claims billed to Medicare for reimbursement for items and services furnished to Medicare beneficiaries and for recovery efforts, as appropriate. The social security number may also be used for any other purpose specifically required or authorized by state or federal law."

The remainder of the rule reads as previously published.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
69O-171.003 Reports by Insurers of Professional
Liability Claims and Actions
Required

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 8, February 24, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER09-38 Instant Game Number 1030,
BLACKJACK DOUBLER

SUMMARY: This emergency rule describes Instant Game Number 1030, "BLACKJACK DOUBLER," 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: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-38 Instant Game Number 1030, BLACKJACK DOUBLER.

(1) Name of Game. Instant Game Number 1030, "BLACKJACK DOUBLER."

(2) Price. BLACKJACK DOUBLER lottery tickets sell for \$1.00 per ticket.

(3) BLACKJACK DOUBLER 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 BLACKJACK DOUBLER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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



(5) The "DEALER'S TOTAL" play symbols and play symbol captions are as follows:

