

Section I
 Notice of Development of Proposed Rules
 and Negotiated Rulemaking

NONE

Section II
 Proposed Rules

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.800 RULE TITLE: Close Management

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to revise Forms DC6-128 and DC6-209; to add a definition of security threat group; to revise what actions constitute a basis for placement in CMI; to update responsible bureaus/sections to correspond to the current organizational structure of the department; and to clarify when written authorization is to be provided for release from close management.

SUMMARY: Rulemaking was initiated to revise Form DC6-128 and Form DC6-209, to add a definition, to identify actions that are the basis for placement in CMI, to update responsible bureaus/sections, and to clarify when written authorization is to be provided for release from close management.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule and incorporated forms, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), FS.

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: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.800 Close Management.

(1) Definitions.

(a) through (r) No change.

(s) Security Threat Group (STG) – refers to formal or informal ongoing inmate/offender groups, gangs, organizations, or associations consisting of three or more members who have:

1. A common name or common identifying signs, colors, or symbols;

2. Members or associates who individually or collectively engage in or have engaged in a pattern of gang activity, criminal activity, or Department rule violations; or

3. Potential to act in concert to pose a threat or potential threat to the public, staff, visitors, other inmates or offenders, or the secure and orderly operations of an institution, probation office, other Department property, or Department activity or function.

(2) Levels of Close Management.

(a) Close Management I (CMI)

1. No change.

2. An inmate assigned to CMI will be ineligible for a work assignment. An inmate may be placed in CMI without having previously been in CMII or III. Any of the following factors constitutes a basis for placement of an inmate in CMI status:

a. through b. No change.

c. Any physical assault or battery on staff which caused causing injury or that could have caused injury;

d. through n. No change.

(b) through (c) No change.

(3) Procedures for Placement in Close Management.

(a) through (c) No change.

(d) Prior to docketing an inmate's case for close management review, the classification supervisor will submit a referral to the senior psychologist for evaluation of the inmate utilizing the Close Management Referral Assessment, Form DC6-128. Form DC6-128 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 S. Calhoun St., Tallahassee, FL 32399, <http://www.flrules.org/Gateway/reference.asp?No=Ref-01966>. The effective date of the form is 6-28-10.

(e) through (h) No change.

(4) Transfers From a Non-CM Institution.

(a) through (b) No change.

(c) If placement in CM is approved, the SCO will document its decision in OBIS and notify Population Management ~~the Bureau of Sentence Structure and Transportation~~ for future transfer of the inmate to an appropriate CM facility.

(d) If the CM recommendation is disapproved, the SCO will determine if a transfer for other management reasons should be approved. The SCO will document its decision in OBIS. If a transfer is approved, the SCO will notify Population Management ~~the Bureau of Sentence Structure and Transportation~~ for future transfer of the inmate to an appropriate non-CM facility.

(5) Transfers While Inmate is in CM Status.

(a) through (b) No change.

(c) The recommendation by the ICT to transfer a close management inmate will be decided by the SCO. If approved, the SCO will submit notification to Population Management ~~the Bureau of Sentence Structure and Transportation~~ for transfer of the inmate. The receiving institution shall then place the inmate directly into the approved close management status without completing an additional evaluation.

(d) through (e) No change.

(6) through (15) No change.

(16) Review of Close Management.

(a) through (f) No change.

(g) Before an inmate is released from CM, written authorization must be obtained by the SCO from the regional director if any of the following apply;

1. The inmate has been convicted, regardless of whether adjudication is withheld, of any assault or battery, or any attempted assault or battery that occurred during the inmate's current period of incarceration, that constitutes a felony on a staff member;

2. The inmate has an active detainer as a result of any assault or battery, or any attempted assault or battery, that occurred during the inmate's current period of incarceration, that constitutes a felony on a staff member; or

3. The inmate ~~is~~ has confined in Florida under the Interstate Corrections Compact and has been convicted, regardless of whether adjudication is withheld, of any assault or battery, or any attempted assault or battery, that occurred during the inmate's current period of incarceration, that constitutes a felony on a staff member in the state from which he transferred.

(17) Close Management Records.

(a) through (d) No change.

(e) A Housing Unit Log, Form DC6-209, shall be maintained in each close management unit. Form DC6-209 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 S. Calhoun St., Tallahassee, FL 32399, <http://www.flrules.org/Gateway/reference.asp?No=Ref-01967>. The effective date of the form is _____ ~~4-08-04~~. Officers shall record all daily unit activities on Form DC6-209, to include any special problems or discrepancies noted. The completed Form DC6-209 shall be forwarded daily to the chief of security for review.

(18) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 2-1-01, Amended 12-16-01, 4-8-04, 3-10-05, 4-9-06, 8-23-07, 4-27-08, 6-28-10, 4-6-11, 7-31-11, 1-4-12, 12-9-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
James Upchurch, Assistant Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael D. Crews, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 24, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 7, 2013

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NO.: RULE TITLE:
5F-11.072 Payment of Assessments; Penalties
 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. 166, August 26, 2013 issue of the Florida Administrative Register.

5F-11.072 Payment of Assessments; Penalties.

(1) through (2) No change.

(3) Failure to submit payment within the 45-day period will result in a 5% late penalty based on the original amount due. Payments withheld for more than 60 days will result in a 10% late penalty based on the original amount due. The department shall notify the payor of any payments not received at the end of the 60-day period. The late penalty and original amount of the assessment shall be due and payable within 15 days of the department's notification to the payor.

Penalties imposed for late payments shall not exceed \$3,000 for each offense, as provided in Section 527.13, Florida Statutes.

(4) No change.

Rulemaking Authority 527.23(13) FS. Law Implemented 527.12, 527.13, 527.23(9), (12) FS. History—New 7-8-98, Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.: RULE TITLES:

5J-4.004 Registration

5J-4.005 Exemption

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. 132, July 9, 2013 issue of the Florida Administrative Register.

5J-4.004 Registration.

Unless exempted pursuant to Section 501.013, F.S., any person who intends to open or operate as a health studio shall, prior to offering health studio services, register with the Department using FDACS-10300, Health Studio Registration Application, Rev. 08/13 ~~07/13~~, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Health Studios, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference>. At the time of registration, the registrant shall submit the applicable nonrefundable registration fee to the department for each health studio location. The registrant shall submit with FDACS-10300, Health Studio Registration Application, Rev. 08/13 ~~07/13~~, a copy of each contract offered to the public relating to the sale of health studio services, as well as original security documents.

Rulemaking Authority 501.014(2) FS. Law Implemented 501.015(1), (2), (3), (4), 501.016(1), (2), 501.017 FS. History—New 2-9-93, Amended 7-10-94, 5-24-95, 1-20-03, 3-8-12, _____.

5J-4.005 Exemption.

(1) Any person claiming an exemption from the health studio laws pursuant to Section 501.013, F.S., shall, prior to offering health studio services, file with the department the executed Affidavit of Exemption, included in FDACS-10300, Rev. 08/13 ~~07/13~~.

(2) No change.

Rulemaking Authority 501.014(2) FS. Law Implemented 501.013 FS. History—New 2-9-93, Amended 7-10-94, 5-24-95, 1-20-03, 3-8-12, _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.: RULE TITLES:

5J-6.005 Licensing Requirement, Commercial

Telephone Seller, Salesperson

5J-6.013 Exemption

5J-6.014 Denials

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. 135, July 12, 2013 issue of the Florida Administrative Register.

5J-6.005 Licensing Requirement, Commercial Telephone Seller, Salesperson.

(1) No person may act as a commercial telephone seller or salesperson unless licensed by the Department of Agriculture and Consumer Services. All applicants for a license shall submit to the department FDACS-10001, Commercial Telephone Seller Business License Application, Rev. 08/13 ~~07/13~~, hereby incorporated by reference, along with the required non-refundable fee. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at <http://www.flrules.org/Gateway/reference>.

(2)(a) In the event a licensed commercial telephone seller hires an employee to function as a salesperson, but the employee does not possess a current commercial telephone salesperson license, the licensed commercial telephone seller may obtain interim operating authority for the unlicensed salesperson from the department by submitting FDACS-10005, Commercial Telephone Salesperson Individual License Application, Rev. 08/13 ~~07/13~~, including the Statement of Verification, hereby incorporated by reference, along with a written request that the applicant be granted interim operating authority. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at <http://www.flrules.org/Gateway/reference>. Salespersons may also apply or renew their license online at: www.800helpfla.com/registeronline.

(b) through (c) No change.

(3) through (4) No change.

(5) In the event that a salesperson intends to affiliate with more than one company, the salesperson shall execute a separate Statement of Verification, as found in FDACS-10005,

Commercial Telephone Salesperson Individual License Application, Rev. 08/13 07/13, incorporated in subsection (2), above, for each commercial telephone seller with which the salesperson intends to affiliate.

Rulemaking Authority 501.626 FS. Law Implemented 501.605, 501.607, 501.608, 501.609 FS. History—New 4-12-92, Amended 2-15-93, 6-26-94, 5-15-95, 2-11-98, 1-20-03, 3-29-12, _____.

5J-6.013 Exemption.

(1) Any business entity claiming an exemption from the commercial telephone seller laws pursuant to Section 501.608(1)(b), F.S., shall, prior to offering its services, file with the department the executed Affidavit of Exemption included in FDACS-10001, Rev. 08/13 07/13, incorporated by reference in Rule 5J-6.005, F.A.C. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference>.

(2) No change.

Rulemaking Authority 501.626 FS. Law Implemented 501.604, 501.608 FS. History—New 6-26-94, Amended 2-11-98, 1-20-03, 3-29-12, _____.

5J-6.014 Denials.

No change.

Rulemaking Authority 501.626 FS. Law Implemented 501.612 FS. History—New 1-20-03, Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-7.004	Registration
5J-7.009	Professional Fundraising Consultant Registration
5J-7.010	Professional Fundraising Solicitor Registration
5J-7.011	Notice of Commencement of Solicitations
5J-7.012	Financial Report of Campaign

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. 135, July 12, 2013 issue of the Florida Administrative Register.

5J-7.004 Registration.

(1)(a) through (c) No change.

(2) Unless exempted pursuant to Section 496.406, F.S., every charitable organization or sponsor in this state shall file with the Department FDACS-10100, Solicitation of

Contributions Registration Application, Rev. 08/13 07/13, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Attention: Solicitation of Contributions, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference>.

(3) No change.

Rulemaking Authority 496.424 FS. Law Implemented 496.405, 496.406, 496.409, 496.410, 496.426 FS. History—New 7-7-92, Amended 6-28-94, 3-13-95, 6-4-95, 11-6-95, 3-25-12, _____.

5J-7.009 Professional Fundraising Consultant Registration.

Every professional fundraising consultant shall file with the Department FDACS-10104, Professional Fundraising Consultant Registration Application, Rev. 08/13 07/13, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Attention: Solicitation of Contributions, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference>.

Rulemaking Authority 496.424 FS. Law Implemented 496.409 FS. History—New 3-25-12, Amended _____.

5J-7.010 Professional Fundraising Solicitor Registration.

Every professional fundraising solicitor providing fundraising services for an organization who will solicit funds in this state shall file with the Department FDACS-10101, Professional Solicitors Registration Application, Rev. 08/13 07/13, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Attention: Solicitation of Contributions, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference>.

Rulemaking Authority 496.424 FS. Law Implemented 496.410 FS. History—New 3-25-12, Amended _____.

5J-7.011 Notice of Commencement of Solicitations.

No less than 15 days before commencing any solicitation campaign or event, the professional solicitor must file with the department FDACS-10105, Notice of Commencement of Solicitation, Rev. 08/13 07/13, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Attention: Solicitation of Contributions, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500 or accessed online at: <http://www.flrules.org/Gateway/reference>.

Rulemaking Authority 496.424, FS. Law Implemented 496.410(6), FS. History—New 3-25-12, Amended _____.

5J-7.012 Financial Report of Campaign.
No change.

Rulemaking Authority 496.424, FS. Law Implemented 496.410(8), FS. History--New 3-25-12, Amended _____.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER13-71 Instant Game Number 1209, HOLIDAY DELIGHT

SUMMARY: This emergency rule describes Instant Game Number 1209, "HOLIDAY DELIGHT" 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:

53ER13-71 Instant Game Number 1209, HOLIDAY DELIGHT.

(1) Name of Game. Instant Game Number 1209, "HOLIDAY DELIGHT."

(2) Price. HOLIDAY DELIGHT lottery tickets sell for \$1.00 per ticket.

(3) HOLIDAY DELIGHT 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 HOLIDAY DELIGHT 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	TRIPLE

(5) The "WINNING NUMBER" 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

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

\$1.00	\$2.00	\$4.00	\$5.00	\$10.00	
ONE	TWO	FOUR	FIVE	TEN	
\$20.00	\$30.00	\$40.00	\$100	\$300	\$5,000
TWENTY	THIRTY	FORTY	ONE HUN	THR HUN	FIVE THOU

(7) The legend is 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  symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to three times the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$30.00, \$40.00, \$100, \$300 and \$5,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1209 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 66 POOLS OF 240,000 TICKETS PER POOL
\$1	\$1	10.71	1,478,400
\$1 x 2	\$2	25.00	633,600
\$2	\$2	33.33	475,200
\$1 x 4	\$4	300.00	52,800
(\$1 x 2) + \$2	\$4	150.00	105,600
\$1 (BOW) + \$1	\$4	300.00	52,800
\$2 x 2	\$4	300.00	52,800
\$4	\$4	300.00	52,800
\$1 x 5	\$5	750.00	21,120
\$1 (BOW) + \$2	\$5	750.00	21,120
\$1 + (\$2 x 2)	\$5	750.00	21,120
\$1 + \$4	\$5	750.00	21,120
\$5	\$5	750.00	21,120
\$2 x 5	\$10	500.00	31,680
\$2 (BOW) + \$4	\$10	500.00	31,680
\$1 + (\$2 x 2) + \$5	\$10	500.00	31,680
\$5 x 2	\$10	500.00	31,680
\$10	\$10	500.00	31,680
\$4 x 5	\$20	1,500.00	10,560
\$5 x 4	\$20	1,500.00	10,560
\$1 + (\$2 x 2) + \$5 (BOW)	\$20	1,500.00	10,560
\$5 (BOW) + \$5	\$20	1,500.00	10,560
\$20	\$20	1,500.00	10,560
(\$5 x 4) + \$10	\$30	7,500.00	2,112
(\$5 x 2) + (\$10 x 2)	\$30	7,500.00	2,112
\$5 + \$5 (BOW) + \$10	\$30	7,500.00	2,112
\$10 (BOW)	\$30	7,500.00	2,112

\$30 ($\5×2) + \$10 (BOW)	\$30	7,500.00	2,112
\$5 + \$5 (BOW) + \$20	\$40	6,000.00	2,640
\$10 x 4	\$40	6,000.00	2,640
\$20 x 2	\$40	6,000.00	2,640
\$40	\$40	6,000.00	2,640
\$20 x 5	\$100	20,000.00	792
\$10 + \$20 + \$30 + \$40	\$100	20,000.00	792
\$10 + \$30 (BOW)	\$100	20,000.00	792
\$20 (BOW) + \$40	\$100	20,000.00	792
\$100	\$100	20,000.00	792
\$20 + (\$40 x 2) + (\$100 x 2)	\$300	120,000.00	132
\$100 x 3	\$300	120,000.00	132
(\$30 (BOW) x 2) + \$40 (BOW)	\$300	120,000.00	132
\$100 (BOW)	\$300	120,000.00	132
\$300	\$300	120,000.00	132
\$5,000	\$5,000	240,000.00	66

(10) The estimated overall odds of winning some prize in Instant Game Number 1209 are 1 in 4.87. 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 1209, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for HOLIDAY DELIGHT 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 10-25-13.

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: October 25, 2013

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER13-72
RULE TITLE: Instant Game Number 1210, HO HO HO LOTTA CASH.

SUMMARY: This emergency rule describes Instant Game Number 1210, "HO HO HO LOTTA CASH," 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:

53ER13-72 Instant Game Number 1210, HO HO HO LOTTA CASH.

(1) Name of Game. Instant Game Number 1210, "HO HO HO LOTTA CASH."

(2) Price. HO HO HO LOTTA CASH lottery tickets sell for \$2.00 per ticket.

(3) HO HO HO LOTTA CASH 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 HO HO HO LOTTA CASH 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 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN		
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY		

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

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

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

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN	\$20.00 TWENTY	\$25.00 THY FIVE
\$30.00 THIRTY	\$40.00 FORTY	\$100 ONE HUN	\$200 TWO HUN	\$1,000 ONE THOU	\$5,000 FIVE THOU	\$25,000 THYFIV 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 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 " " symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to 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 ten prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$30.00, \$40.00, \$100, \$200, \$1,000, \$5,000, and \$25,000.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1210 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 50 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	900.000
\$1 x 4	\$4	50.00	180.000
(\$1 x 2) + \$2	\$4	50.00	180.000
\$2 x 2	\$4	50.00	180.000
\$4	\$4	50.00	180.000
\$1 x 5	\$5	375.00	24.000
\$1 + (\$2 x 2)	\$5	375.00	24.000
(\$1 x 3) + \$2	\$5	375.00	24.000
\$1 + \$4	\$5	375.00	24.000
\$5	\$5	375.00	24.000
\$1 x 10 (STAR)	\$10	250.00	36.000
\$2 + (\$4 x 2)	\$10	250.00	36.000
\$2 x 5	\$10	250.00	36.000
\$5 x 2	\$10	250.00	36.000
\$10	\$10	250.00	36.000
\$2 x 10 (STAR)	\$20	750.00	12.000
\$4 x 5	\$20	750.00	12.000
\$5 x 4	\$20	750.00	12.000
\$10 x 2	\$20	750.00	12.000
\$20	\$20	750.00	12.000
\$1 + (\$2 x 7) + (\$5 x 2) (STAR)	\$25	1,800.00	5,000
\$5 + (\$10 x 2)	\$25	1,800.00	5,000
(\$2 x 5) + (\$5 x 3)	\$25	1,800.00	5,000
\$5 x 5	\$25	1,800.00	5,000
\$25	\$25	1,800.00	5,000
(\$2 x 5) + (\$4 x 5) (STAR)	\$30	1,800.00	5,000
\$5 x 6	\$30	1,800.00	5,000
\$10 x 3	\$30	1,800.00	5,000
\$10 + \$20	\$30	1,800.00	5,000
\$30	\$30	1,800.00	5,000
\$4 x 10 (STAR)	\$40	3,600.00	2,500
(\$4 x 5) + (\$5 x 4)	\$40	3,600.00	2,500
\$10 x 4	\$40	6,000.00	1,500
\$20 x 2	\$40	6,000.00	1,500
\$40	\$40	6,000.00	1,500
\$10 x 10 (STAR)	\$100	3,600.00	2,500
\$20 x 5	\$100	3,600.00	2,500
(\$20 x 2) + (\$30 x 2)	\$100	3,600.00	2,500

\$25 x 4	\$100	3,600.00	2,500
\$100	\$100	3,600.00	2,500
(\$5 x 2) + (\$10 x 2) + \$20 + (\$30 x 5) (STAR)	\$200	15,000.00	600
\$25 x 8	\$200	22,500.00	400
(\$20 x 2) + (\$40 x 4)	\$200	22,500.00	400
\$100 x 2	\$200	22,500.00	400
\$200	\$200	30,000.00	300
\$100 x 10	\$1,000	180,000.00	50
\$200 x 5	\$1,000	180,000.00	50
(\$100 x 6) + (\$200 x 2)	\$1,000	180,000.00	50
\$20 + (\$40 x 2) + \$100 + (\$200 x 4)	\$1,000	180,000.00	50
\$1,000	\$1,000	180,000.00	50
\$5,000	\$5,000	180,000.00	50
\$25,000	\$25,000	750,000.00	12

(10) The estimated overall odds of winning some prize in Instant Game Number 1210 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 1210, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for HO HO HO LOTTA CASH 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 10-25-13.

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: October 25, 2013

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER13-73
 RULE TITLE: Instant Game Number 1211, SEASON’S GOLD.

SUMMARY: This emergency rule describes Instant Game Number 1211, "SEASON’S GOLD," 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:

53ER13-73 Instant Game Number 1211, SEASON'S GOLD.

(1) Name of Game. Instant Game Number 1211, "SEASON'S GOLD."

(2) Price. SEASON'S GOLD lottery tickets sell for \$2.00 per ticket.

(3) SEASON'S GOLD 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 SEASON'S GOLD 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 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN	
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY	DOUBLE

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

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

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

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN	\$20.00 TWENTY	\$25.00 TWY FIVE
\$30.00 THIRTY	\$50.00 FIFTY	\$100 ONE HUN	\$300 THR HUN	\$1,000 ONE THOU	\$10,000 TEN THOU	\$25,000 TWY FIV THOU

(7) The legends are as follows:

WINNING NUMBERS	YOUR NUMBERS	PRIZE
--------------------	--------------	-------

(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.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$300, \$1,000, \$10,000 and \$25,000.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1211 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 50 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	900,000
\$1 x 4	\$4	50.00	180,000
\$1 (ORNAMENT) + \$2	\$4	50.00	180,000
\$2 (ORNAMENT)	\$4	50.00	180,000
\$4	\$4	50.00	180,000
\$1 x 5	\$5	375.00	24,000
(\$1 x 3) + \$2	\$5	375.00	24,000
\$2 (ORNAMENT) + \$1	\$5	375.00	24,000
\$1 + \$4	\$5	375.00	24,000
\$5	\$5	375.00	24,000
\$1 x 10	\$10	250.00	36,000
\$2 + \$4 (ORNAMENT)	\$10	250.00	36,000
\$2 x 5	\$10	250.00	36,000
\$5 (ORNAMENT)	\$10	250.00	36,000
\$10	\$10	250.00	36,000
\$2 x 10	\$20	750.00	12,000
\$2 + (\$4 x 2) + \$5 (ORNAMENT)	\$20	750.00	12,000
\$5 x 4	\$20	750.00	12,000
\$10 (ORNAMENT)	\$20	750.00	12,000
\$20	\$20	750.00	12,000
\$1 + (\$2 x 7) + (\$5 x 2)	\$25	1,200.00	7,500
\$5 + \$10 (ORNAMENT)	\$25	1,200.00	7,500
(\$2 x 5) + (\$5 x 3)	\$25	1,200.00	7,500
\$5 x 5	\$25	1,200.00	7,500
\$25	\$25	1,200.00	7,500
(\$2 x 5) + (\$4 x 5)	\$30	1,500.00	6,000
\$5 x 6	\$30	1,800.00	5,000
\$10 x 3	\$30	1,800.00	5,000
\$10 + \$10 (ORNAMENT)	\$30	1,800.00	5,000
\$30	\$30	1,800.00	5,000
\$5 x 10	\$50	6,000.00	1,500
\$10 x 5	\$50	6,000.00	1,500
(\$5 x 2) + \$10 (ORNAMENT) + \$20	\$50	6,000.00	1,500
\$10 (ORNAMENT) + \$30	\$50	6,000.00	1,500
\$50	\$50	6,000.00	1,500
\$10 x 10	\$100	3,600.00	2,500
(\$5 x 6) + (\$10 x 2) + (\$25 x 2)	\$100	3,600.00	2,500
(\$20 x 2) + \$30 (ORNAMENT)	\$100	3,600.00	2,500

\$25 x 4	\$100	4,500.00	2,000
\$100	\$100	4,500.00	2,000
\$30 x 10	\$300	30,000.00	300
(\$10 x 5) + (\$25 x 2) + \$50 (ORNAMENT) + \$100	\$300	30,000.00	300
(\$20 x 5) + (\$50 x 2) + \$100	\$300	30,000.00	300
\$100 x 3	\$300	30,000.00	300
\$300	\$300	30,000.00	300
\$100 x 10	\$1,000	180,000.00	50
\$100 (ORNAMENT) + (\$100 x 5) + \$300	\$1,000	180,000.00	50
(\$50 x 4) + (\$100 x 5) + \$300	\$1,000	180,000.00	50
\$50 (ORNAMENT) + (\$300 x 3)	\$1,000	180,000.00	50
\$1,000	\$1,000	180,000.00	50
\$10,000	\$10,000	900,000.00	10
\$25,000	\$25,000	1,125,000.00	8

(10) The estimated overall odds of winning some prize in Instant Game Number 1211 are 1 in 4.36. 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 1211, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for SEASON'S GOLD 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 10-25-13.

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: October 25, 2013

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER13-74
RULE TITLE: Instant Game Number 1212, HOLIDAY GIFT.

SUMMARY: This emergency rule describes Instant Game Number 1212, "HOLIDAY GIFT," 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:

53ER13-74 Instant Game Number 1212, HOLIDAY GIFT.

(1) Name of Game. Instant Game Number 1212, "HOLIDAY GIFT."

(2) Price. HOLIDAY GIFT lottery tickets sell for \$5.00 per ticket.

(3) HOLIDAY GIFT 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 HOLIDAY GIFT 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 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVN	12 TWELV	13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN	20 TENNY
21 TYONE	22 TYTWO	23 TYTHR	24 TYFVR						

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVN	12 TWELV	13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN	20 TENNY
21 TYONE	22 TYTWO	23 TYTHR	24 TYFVR						

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

\$1.00 ONE	\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN	\$20.00 TWENTY	\$30.00 THIRTY	\$40.00 FORTY	
\$50.00 FIFTY	\$100 ONE HUN	\$200 TWO HUN	\$500 FIVE HUN	\$1,000 ONE THOU	\$3,000 THR THOU	\$10,000 TEN THOU	\$250,000 TWOHUNFTH 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 "TRIPLE" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to triple the prize shown for that symbol. A ticket having a "

HINALL" symbol and corresponding caption in the "YOUR

NUMBERS” play area shall entitle the claimant to all twelve prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$30.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$3,000, \$10,000 and \$250,000.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1212 are as follows:

<u>GAME PLAY</u>	<u>WIN</u>	<u>ESTIMATED ODDS OF 1 IN</u>	<u>NUMBER OF WINNERS IN 48 POOLS OF 120,000 TICKETS PER POOL</u>	<u>PRIZES</u>	<u>ESTIMATED ODDS OF 1 IN</u>	<u>NUMBER OF WINNERS</u>	<u>PRIZES</u>
\$5	\$5	10.00	576.000	\$10 x 10	\$100	2,000.00	2,880
\$1 + (\$2 x 2) + \$5	\$10	30.00	192.000	(\$10 x 2) + (\$20 x 4)	\$100	2,000.00	2,880
\$2 x 5	\$10	60.00	96.000	\$20 (GIFT) + \$40	\$100	1,500.00	3,840
\$5 x 2	\$10	30.00	192.000	\$100	\$100	2,000.00	2,880
\$10	\$10	30.00	192.000	(\$10 x 8) + (\$20 x 2) + (\$40 x 2)	\$200	10,000.00	576
\$2 x 10	\$20	300.00	19,200	(BELLS)			
(\$2 x 5) + \$10	\$20	300.00	19,200	(\$5 x 4) + (\$20 x 6) + (\$30 x 2)	\$200	10,000.00	576
\$5 x 4	\$20	300.00	19,200	(BELLS)			
\$5 + \$5 (GIFT)	\$20	300.00	19,200	\$20 x 10	\$200	10,000.00	576
\$20	\$20	300.00	19,200	\$10 + (\$20 x 2) + \$50 (GIFT)	\$200	10,000.00	576
\$10 (GIFT)	\$30	1,500.00	3,840	\$200	\$200	10,000.00	576
\$5 x 6	\$30	1,500.00	3,840	(\$40 x 10) + (\$50 x 2)	\$500	12,000.00	480
\$10 x 3	\$30	1,500.00	3,840	(BELLS)			
\$5 + \$5 (GIFT) + \$10	\$30	1,500.00	3,840	(\$30 x 5) + (\$50 x 7)	\$500	12,000.00	480
\$30	\$30	1,500.00	3,840	(BELLS)			
(\$2 x 10) + (\$10 x 2) (BELLS)	\$40	2,000.00	2,880	\$50 x 10	\$500	12,000.00	480
\$5 x 8	\$40	2,000.00	2,880	\$100	\$500	12,000.00	480
\$20 x 2	\$40	2,000.00	2,880	(\$100 x 2) + (\$200 x 2) (BELLS)	\$1,000	40,000.00	144
(\$5 x 2) + \$10 (GIFT)	\$40	2,000.00	2,880	(\$20 x 5) + (\$50 x 2) + (\$100 x 2) + (\$200 x 3) (BELLS)	\$1,000	40,000.00	144
\$40	\$40	2,000.00	2,880	\$100 x 10	\$1,000	60,000.00	96
(\$2 x 5) + (\$5 x 6) + \$10 (BELLS)	\$50	1,500.00	3,840	(\$100 x 4) + \$200	\$1,000	40,000.00	144
\$5 x 10	\$50	1,500.00	3,840	(GIFT)	\$1,000	60,000.00	96
(\$5 x 4) + \$10 + \$20 \$10 (GIFT) + \$20	\$50	1,500.00	3,840	\$1,000	\$3,000	120,000.00	48
\$50	\$50	1,500.00	3,840	\$3,000	\$3,000	120,000.00	48
(\$5 x 8) + (\$10 x 2) + (\$20 x 2) (BELLS)	\$100	1,500.00	3,840	\$10,000	\$10,000	120,000.00	48
(\$5 x 4) + (\$10 x 8) (BELLS)	\$100	1,500.00	3,840	\$250,000	\$250,000	960,000.00	6

(10) The estimated overall odds of winning some prize in Instant Game Number 1212 are 1 in 4.05. 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 1212, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for HOLIDAY GIFT 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 10-25-13.

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: October 25, 2013

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER13-75
 RULE TITLE: Instant Game Number 1213, \$1,000,000 SEASON'S GREETINGS.

SUMMARY: This emergency rule describes Instant Game Number 1213, \$1,000,000 SEASON'S GREETINGS" 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:

53ER13-75 Instant Game Number 1213, \$1,000,000 SEASON'S GREETINGS.

(1) Name of Game. Instant Game Number 1213, "\$1,000,000 SEASON'S GREETINGS."

(2) Price. \$1,000,000 SEASON'S GREETINGS lottery tickets sell for \$10.00 per ticket.

(3) \$1,000,000 SEASON'S GREETINGS 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 \$1,000,000 SEASON'S GREETINGS 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
ELEVN	THELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	TWENTY
21	22	23	24	25	26	27	28	29	30
THYONE	THYTHO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	THIRTY

(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
ELEVN	THELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	TWENTY
21	22	23	24	25	26	27	28	29	30
THYONE	THYTHO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	THIRTY

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

\$5.00	\$10.00	\$15.00	\$20.00	\$30.00	\$40.00	\$50.00
FIVE	TEN	FIFTEEN	TWENTY	THIRTY	FORTY	FIFTY
\$100	\$200	\$500	\$1,000	\$5,000	\$10,000	\$1,000,000
ONE HUN	TWO HUN	FIVE HUN	ONE THOU	FIVE THOU	TEN THOU	40K/YR/25YRS

(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 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

\$100. 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 all fifteen prizes shown.

(b) The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$30.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$5,000, \$10,000 and **\$1,000,000** 40K/YR/25YRS.

(9) \$1,000,000 Prize Payment Options.

(a) A winner of a \$1,000,000 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 \$1,000,000 prize is claimed, the terminal will produce a

player claim instructions ticket. The winner has sixty (60) 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 \$1,000,000 prize shall receive a cash payment of the amount of cash required to purchase U.S. Government Securities that would fund \$1,000,000 paid over a twenty-five year period, less applicable federal withholding taxes. This figure will be determined during the week following the date on which the \$1,000,000 prize is claimed by obtaining quotes from at least two investment sources. The quote costing the least to fund the twenty-five year payment stream will be the amount of the Cash Option prize.

(c) Annual Payment prizes will be paid in twenty-five equal annual installments of \$40,000 per year, less applicable federal withholding taxes.

(10) The estimated odds of winning, value and number of prizes in Instant Game Number 1213 are as follows:

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 34 POOLS OF 120,000 TICKETS PER POOL
\$5 x 2	\$10	30.00	136,000
\$5 (STAR)	\$10	30.00	136,000
\$10	\$10	30.00	136,000
\$5 x 3	\$15	60.00	68,000
\$5 + \$10	\$15	60.00	68,000
\$5 + \$5 (STAR)	\$15	60.00	68,000
\$15	\$15	60.00	68,000
\$5 x 4	\$20	60.00	68,000
(\$5 x 2) + \$10	\$20	60.00	68,000
\$10 x 2	\$20	60.00	68,000
\$10 (STAR)	\$20	60.00	68,000
\$20	\$20	60.00	68,000
\$5 x 6	\$30	400.00	10,200
(\$5 x 2) + (\$10 x 2)	\$30	400.00	10,200
\$10 x 3	\$30	400.00	10,200
\$15 (STAR)	\$30	400.00	10,200
\$30	\$30	400.00	10,200
\$5 x 8	\$40	500.00	8,160
\$10 x 4	\$40	500.00	8,160
\$10 + (\$15 x 2)	\$40	500.00	8,160
\$20 (STAR)	\$40	500.00	8,160
\$40	\$40	500.00	8,160
\$5 x 10	\$50	1,000.00	4,080
(\$10 x 3) + \$20	\$50	1,000.00	4,080

(\$10 x 2) + \$30	\$50	1,000.00	4,080
\$10 + \$20 (STAR)	\$50	800.00	5,100
\$50	\$50	1,000.00	4,080
(\$5 x 10) + (\$10 x 5) (GIFT)	\$100	400.00	10,200
\$10 x 10	\$100	400.00	10,200
\$20 x 5	\$100	600.00	6,800
(\$10 x 2) + (\$40 x 2)	\$100	600.00	6,800
\$50 (STAR)	\$100	400.00	10,200
\$100 (BOW)	\$100	400.00	10,200
(\$10 x 10) + (\$20 x 5) (GIFT)	\$200	4,000.00	1,020
(\$15 x 8) + \$20 + (\$30 x 2)	\$200	4,000.00	1,020
(\$50 x 2) + \$100 (BOW)	\$200	4,000.00	1,020
\$100 (STAR)	\$200	4,000.00	1,020
\$200	\$200	4,000.00	1,020
(\$20 x 5) + (\$40 x 10) (GIFT)	\$500	12,000.00	340
\$50 x 10	\$500	12,000.00	340
\$100 (BOW) + (\$200 x 2)	\$500	12,000.00	340
\$100 + \$200 (STAR)	\$500	12,000.00	340
\$500	\$500	12,000.00	340
(\$50 x 10) + (\$100 x 5) (GIFT)	\$1,000	24,000.00	170
\$100 x 10	\$1,000	24,000.00	170
\$100 (BOW) + \$200 (STAR) + \$500	\$1,000	24,000.00	170
\$500 (STAR)	\$1,000	24,000.00	170
\$1,000	\$1,000	24,000.00	170
\$1,000 x 5	\$5,000	120,000.00	34
\$5,000	\$5,000	120,000.00	34
\$10,000	\$10,000	120,000.00	34
\$1,000,000 (\$40K/yr/25yrs)	TOP PRIZE	1,360,000.00	3

(11) The estimated overall odds of winning some prize in Instant Game Number 1213 are 1 in 3.41. 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 1213, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for \$1,000,000 SEASON'S GREETINGS 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 10-25-13.

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: October 25, 2013

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on October 18, 2013, the Criminal Justice Standards and Training Commission, received a petition for a temporary waiver of paragraphs 11B-27.002(4)(a), (b), F.A.C., by Eugene M. Kight. Petitioner wishes to waive that portion of the rule which requires an officer to obtain employment within four years of beginning basic recruit training. Petitioner began basic recruit training on February 15, 2010. He passed the State Officer Certification Examination in September of 2010 after successfully completing basic recruit training September 16, 2010. The Petitioner asserts that he could not obtain employment within the four year window because of family health issues which took him out of state for two years beginning in April of 2011. The Petitioner did not return to Florida to begin searching for employment until he returned to Florida in 2013. The Petition states that the operation of the rule would violate the principles of fairness because Petitioner had to care for ailing family members in Maryland for two years during which time he could not actively search for Florida law enforcement employment. The Petition states that the operation of the rule creates a substantial hardship for Petitioner because he has begun to seek employment with many agencies and is in the hiring process for the Palm Beach Sheriff's Office, Coconut Creek Police Department. Petitioner further states that he has applications in at many other area agencies. Petitioner seeks an additional year from the date his four years to become employed expires, February 15, 2014, in order to secure employment. That would give him until February 15, 2015, to obtain employment.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302, or by telephoning (850)410-7676.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.130 Home Health Services

NOTICE IS HEREBY GIVEN that on October 18, 2013, the Agency for Health Care Administration, received a petition for Variance from or Waiver of Rule 59G-4.130 ("Petition") from J. T. ("Petitioner"). Rule 59G-4.130, Florida Administrative Code (the "rule"), entitled Home Health Services, applies to all home health agencies licensed under Chapter 400, Part III, Florida Statutes, and certified by the Agency for Health Care Administration for participation in the Florida Medicaid Program for home health care. The rule specifies that all home health agency providers enrolled in the Florida Medicaid program must be in compliance with the Florida Medicaid Home Health Services Coverage and Limitations Handbook, March 2013. Petitioner seeks a variance from or waiver of limited provisions of the rule, which incorporates by reference the Home Health Services Coverage and Limitations Handbook. Petitioner seeks the ability to have his authorized home health care services (Private Duty Nursing and Home Health Aide) provided by agencies and independent contractors certified under the Developmental Disabilities Medicaid Waiver.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Station 3, Tallahassee, Florida 32308. Written comments on the Petition may be submitted to the Agency Clerk at the address above within fourteen (14) days after publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on October 23, 2013, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from La Guajira located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods other than frankfurters from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on October 24, 2013, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code from Oxford Exchange Market located in Tampa. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment under the same ownership for use by customers only.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-2.013 Florida Dental Examinations

NOTICE IS HEREBY GIVEN that on September 23, 2013, the Board of Dentistry received a petition for Barbara Mazurkiewicz, seeking a variance or waiver of paragraph 64B5-2.013(3)(d), Florida Administrative Code, asking the board to waive the requirement that the written examination (laws and rules) be completed within eighteen (18) months of completing the practical or clinical examination. The petitioner is currently licensed in New York and has passed the NERB-ADEX. The Board will address the Petition at its next scheduled meeting.

Comments on this petition should be filed with the Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on October 24, 2013, the Board of Medicine received a petition for waiver or variance filed by Saroja Amin, M.D., from subsection 64B8-4.009(2), F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison Dudley, Executive Director, Board of Medicine, at the above address or telephone (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on October 21, 2013, the Board of Medicine, received a petition for waiver or variance filed by Maher Kefri, M.D., from subsection 64B8-4.009(2), F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison Dudley, Executive Director, Board of Medicine, at the above address or telephone (850)245-4131.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 4, 2013, 2:00 p.m. until conclusion of business

PLACE: Florida Transportation Commission, 605 Suwannee Street, Room 176, Tallahassee, FL 32399-0450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Performance Measures Working Group.

A copy of the agenda may be obtained by contacting: Lisa O. Stone, (850)414-4959.

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 24 hours before the workshop/meeting by contacting: Lisa O. Stone, (850)414-4959. 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: Florida Transportation Commission, 605 Suwannee Street, MS #9, Tallahassee, FL 32399 or phone (850)414-4105.

STATE BOARD OF ADMINISTRATION

RULE NOS.:RULE TITLES:

19-11.002 Beneficiary Designations and Distributions for FRS Investment Plan

19-11.006 Enrollment Procedures for New Hires

19-11.007 Second Election Enrollment Procedures for the FRS Retirement Programs

19-11.012 Rollovers or Plan to Plan Transfers to or from the FRS Investment Plan

The State Board of Administration announces a public meeting to which all persons are invited.

DATE AND TIME: November 5, 2013, 9:00 a.m. (ET) – conclusion of the meeting

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Trustees of the State Board of Administration of Florida will be asked for permission to file a Notice of Proposed Rulemaking to amend the following rules, as applicable: Rules 19-11.002, 19-11.006 and 19-11.007, F.A.C., are being amended to adopt revised enrollment forms and second election enrollment forms that will provide additional disclosures concerning the funded status of the FRS Pension Plan, the fact that employer contributions to the FRS can vary, and the 8 year vesting requirement of the FRS Pension Plan. Rule 19-11.012, F.A.C., is being amended to clarify the circumstances under which rollovers cannot be accepted by the FRS Investment Plan. The Trustees also will be asked to authorize the filing of these rules for amendment or repeal, as applicable, if no member of the public timely requests a rule hearing.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308, (850)413-1253.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ruth A. Smith, Office of the General Counsel, State Board of Administration, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1182, ruth.smith@sbafla.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).

For more information, you may contact: Ruth A. Smith, Office of the General Counsel, State Board of Administration, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1182, ruth.smith@sbafla.com.

STATE BOARD OF ADMINISTRATION

RULE NOS.:RULE TITLES:

19-7.002Investment Policy Guidelines

19-7.014Number of Accounts

The State Board of Administration announces a public meeting to which all persons are invited.

DATE AND TIME: November 5, 2013, 9:00 a.m. (ET) – conclusion of the meeting

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Trustees of the State Board of Administration of Florida will be asked for permission to file a Notice of Proposed Rulemaking to amend or repeal the following rules, as applicable: Amendments are being proposed to Rule 19-7.002 to adopt the most recent revised Investment Policy Statements approved by the Trustees effective July 1, 2013 for the Local Government Surplus Funds Trust Fund (Non-Qualified) and the Fund B Surplus Funds Trust Fund (Non-Qualified). Rule 19-7.014 is being repealed as no longer being necessary.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308, (850)413-1253.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ruth A. Smith, Office of the General Counsel, State Board of Administration, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1182,

ruth.smith@sbafla.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). For more information, you may contact: Ruth A. Smith, Office of the General Counsel, State Board of Administration, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1182, ruth.smith@sbafla.com.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council
 The Central Florida Regional Planning Council announces a public meeting to which all persons are invited.
DATE AND TIME: November 13, 2013, 9:30 a.m.
PLACE: Sebring Airport Authority Board Room, 128 Authority Lane, Sebring, FL 33870
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Central Florida Regional Planning Council and/or its Executive Committee.
 A copy of the agenda may be obtained by contacting: Kathryn Hall at khall@cfrpc.org or at (863)534-7130, ext. 129.
 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.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District
 The Suwannee River Water Management District announces a public meeting to which all persons are invited.
DATE AND TIME: Tuesday, November 12, 2013, 9:00 a.m.
PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060
GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting to consider District business and conduct public hearings on regulatory and real estate matters. A workshop will follow the meeting.
 A copy of the agenda may be obtained by contacting: Lisa Cheshire at (386)362-1001 or 1(800)226-1066 (Florida only), or on the District's website at www.mysuwanneeriver.com. 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 2 days before the workshop/meeting by contacting: Lisa Cheshire at (386)362-1001 or 1(800)226-1066 (Florida Only). 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.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid
RULE NOS.:RULE TITLES:
 59G-4.105 Freestanding Dialysis Center Services
 59G-4.106 Freestanding Dialysis Center Fee Schedule
 The Agency for Health Care Administration announces a public meeting to which all persons are invited.
DATE AND TIME: Tuesday, November 5, 2013, 2:30 p.m. – 3:30 p.m.
PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308-5407
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling a public meeting for the purpose of discussing the existing May 2009 Florida Medicaid Freestanding Dialysis Center Coverage and Limitations Handbook and the Freestanding Dialysis Center Fee Schedule, which are located on the Medicaid fiscal agent's website at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Provider Handbooks or Fee Schedules, respectively.
 A copy of the agenda may be obtained by contacting: Claire Anthony-Davis, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308-5407, telephone: (850)412-4266, email: claire.davis@ahca.myflorida.com or at www.ahca.myflorida.com/Medicaid/review/index.shtml. 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: Claire Anthony-Davis, Bureau of Medicaid Services at (850)412-4266. 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).

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, November 12, 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

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

DATES AND TIMES: Wednesday, November 13, 2013, 12:00 Noon; Thursday, November 14, 2013, 8:00 a.m.; Friday, November 15, 2013, 8:00 a.m. or soon thereafter

PLACE: Embassy Suites – Fort Lauderdale, 1100 SE 17th Street, Ft. Lauderdale, FL 33316

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.

DEPARTMENT OF HEALTH

Board of Optometry

The Board of Optometry announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 12, 2013, 12:30 p.m.

PLACE: Meet me number 1(888)670-3525, participate code 9238150597; Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Mears, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or by accessing the board's website at: www.floridahealth.gov/licensing-and-regulation/optometry/index.html.

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: Sherra W. Causey. 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.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Board of Podiatric Medicine announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, November 15, 2013, 9:00 a.m.

PLACE: Meet me number 1(888)670-3525, participate code 9238150597; Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Mears, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or by accessing the board's website at: www.floridahealth.gov/licensing-and-regulation/podiatric/index.html.

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: Sherra W. Mears. 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.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

The Trauma Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 12, 2013, 10:00 a.m. (9:00 a.m. Central)

PLACE: 1(888)670-3525, passcode: 6939930618; this meeting is also available via WebEx, details are listed at www.fl-traumasystem.com

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the monthly Quality Improvement Committee Conference Call. These calls consist of subject matter specific material and updates from the Office of Trauma pertaining to the Quality Improvement Process. The material(s) discussed during this call are pertinent to all Trauma Program Managers and Trauma Registrars in a verified State of Florida trauma center.

A copy of the agenda may be obtained by contacting: www.fl-traumasystem.com or janet_collins@doh.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: Janet Collins, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, ext. 2775. 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: Janet Collins, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, ext. 2775.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

The Trauma Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 12, 2013, 11:00 a.m. (10:00 a.m. Central)

PLACE: 1(888)670-3525, passcode: 6939930618; this meeting is also available via WebEx, details are listed at www.fl-traumasystem.com

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly conference call with the Trauma Centers' Trauma Program Managers to continue an ongoing line of communication and sharing of information about Florida Trauma System Issues between the Trauma Program Managers and the Trauma Program.

A copy of the agenda may be obtained by contacting: www.fl-traumasystem.com or janet_collins@doh.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: Janet Collins, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, ext. 2775. 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: Janet Collins, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, ext. 2775.

WORKFORCE FLORIDA

The Workforce Florida announces a public meeting to which all persons are invited.

DATE AND TIME: November 19, 2013, 9:00 a.m. – 4:30 p.m. ET or conclusion of business

PLACE: Florida Public Service Commission, Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Employer-Sponsored Benefits Study Task Force, appointed by the Florida Legislature (H.B. 655), to analyze employment benefits and the impact of state preemption of the regulation of such benefits.

A copy of the agenda may be obtained by contacting: www.workforceflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Kim Yablonski at (850)414-8297. 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).

Section VII
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

NONE

Section XII
Miscellaneous

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

DEO Final Order No.: DEO-133-110

In re: A LAND DEVELOPMENT REGULATION

ADOPTED BY ISLAMORADA, VILLAGE OF

ISLANDS, FLORIDA, ORDINANCE NO. 13-19

FINAL ORDER

APPROVING ISLAMORADA ORDINANCE NO. 13-19

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat., approving land development regulations adopted by Islamorada, Village of Islands, Florida, Ordinance No. 13-19 (the “Ordinance”).

FINDINGS OF FACT

The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.

The Ordinance was adopted by Islamorada, Village of Islands, on August 22, 2013, and transmitted to the Department on August 30, 2013. The Village requested that the Department not begin its review of the Ordinance until the plan amendment it implements (Amendment 13-5ACSC) became effective, which occurred on October 18, 2013.

The Ordinance amends Chapter 30 “Land Development Regulations,” Article VI “Administrative Procedures,” Division 5 “Concurrency Management System,” Sections 30-305, 30-306, and 30-307 of the Village Code of Ordinances. The Ordinance amends the standards for applying roadway/transportation concurrency during the development review process (Section 30-305), modifies annual report of public facilities capacity requirements (Section 30-306), and amends the methodology for determining transportation proportionate share mitigation (Section 30-307). The regulations are amended to be consistent with Village Comprehensive Plan Amendment 13-5ACSC adopted on August 22, 2011, which updates the Comprehensive Plan to reflect statutory amendments to Chapter 163, Part II, Fla. Stat., adopted in 2011.

CONCLUSIONS OF LAW

The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) and (11) and § 380.0552(9), Fla. Stat.

“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. §§ 380.05(6) and 380.0552(9), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat.

The Ordinance is consistent with the Islamorada, Village of Islands, Comprehensive Plan Objective 9-1.2 and Policy 9-1.2.1.

The Ordinance is consistent with the Principles for Guiding Development in Section 380.0552(7), Fla. Stat., as a whole, and is specifically consistent the following Principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(h) Protecting the value, efficiency, cost-effectiveness, and amortized life of existing and proposed major public investments, including:

5. Transportation facilities.

(n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Islamorada, Village of Islands, Ordinance No. 13-19 is consistent with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ _____

William B. Killingsworth, Director
 Division of Community Development
 Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE

PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY’S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT’S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2) FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT’S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX (850)921-3230

Email: James.Bellflower@deo.myflorida.com

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 25 day of October, 2013.

/s/
James W. Bellflower, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By U.S. Mail:
Honorable Ken Philipson
Mayor, Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Edward Koconis, Director
Planning and Development Services
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Ariana S. Lawson
Village Clerk
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO Tallahassee

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development
DEO Final Order No.: DEO-13-110
In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY ISLAMORADA, VILLAGE OF
ISLANDS, FLORIDA, ORDINANCE NO. 13-21

FINAL ORDER

APPROVING ISLAMORADA ORDINANCE NO. 13-21

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat., approving land development regulations adopted by Islamorada, Village of Islands, Florida, Ordinance No. 13-21 (the “Ordinance”).

FINDINGS OF FACT

The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.

The Ordinance was adopted by Islamorada, Village of Islands, on August 22, 2013, and transmitted to the Department on August 30, 2013, with a request that the Department not review the Ordinance until Comprehensive Plan Amendment 13-1ACSC which the Ordinance implements becomes effective. Comprehensive Plan Amendment 13-1ACSC became effective on October 18, 2013.

The Ordinance amends Chapter 30 “Land Development Regulations,” Article IV “Administrative Procedures,” Division 5 “Concurrency Management System” of the Village Code of Ordinances to adopt a countywide level of service for U.S. 1 not dependent on any single road segment, modify the level of service standards for potable water and potable water

Equivalent Residential Units, delete level of service standards for on-site systems (BAT) community wastewater collection and treatment systems, and remove obsolete references to former Chapter 9J-5, Fla. Admin. Code. The Ordinance implements Village Comprehensive Plan Amendment 13-1ACSC identified above.

CONCLUSIONS OF LAW

The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) and (11) and § 380.0552(9), Fla. Stat.

“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. §§ 380.05(6) and 380.0552(9), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat.

The Ordinance is consistent with the Islamorada, Village of Islands, Comprehensive Plan Policies 2-1.2.1, 4-1.1.1, and 4-1.1.3.

The Ordinance is consistent with the Principles for Guiding Development in section 380.0552(7), Fla. Stat., as a whole, and is specifically consistent the following Principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Islamorada, Village of Islands, Ordinance No. 13-21 is consistent with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/
 William B. Killingsworth, Director
 Division of Community Development
 Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY’S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT’S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2) FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT’S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX (850)921-3230

Email: James.Bellflower@deo.myflorida.com

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE

AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this ____ day of October, 2013.

/s/
James W. Bellflower, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By U.S. Mail:
Honorable Ken Philipson
Mayor, Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Edward Koconis, Director
Planning and Development Services
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Ariana S. Lawson
Village Clerk
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO Tallahassee

Section XIII
Index to Rules Filed During Preceeding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.