

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

<u>GAME PLAY</u>	<u>WIN</u>	<u>ODDS OF</u>	<u>NUMBER OF</u>
<u>TICKET</u>	<u>\$1 TICKET</u>	<u>1 IN</u>	<u>WINNERS IN</u>
			<u>68 POOLS OF</u>
			<u>180,000</u>
			<u>TICKETS</u>
			<u>PER POOL</u>
\$1	\$1	13.64	897.600
\$2	\$2	25.00	489.600
\$4	\$4	300.00	40.800
\$5	\$5	30.00	408.000
\$10	\$10	150.00	81.600
\$25 (MONEYBAG)	\$25	300.00	40.800
\$50	\$50	1,666.67	7.344
\$100	\$100	18,000.00	680
\$500	\$500	306,000.00	40
\$5,000	\$5,000	2,040,000.00	6

(7) The estimated overall odds of winning some prize in Instant Game Number 674 are 1 in 3.84. 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.

(8) For reorders of Instant Game Number 674, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(9) By purchasing a MONOPOLY lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(10) Payment of prizes for MONOPOLY lottery tickets shall be made in accordance with rules 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.

Specific 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 10-13-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: October 13, 2006

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on October 10, 2006, the St. Johns River Water Management District has issued an order.

The St. Johns River Water Management District (SJRWMD) Governing Board hereby gives notice that on October 10, 2006, it issued a Final Order Granting Variance under Section 120.542, F.S. (SJRWMD FOR # 2006-15), to Gulfstream Partners, Inc. (Petitioner). The Petition for Variance was received by SJRWMD on January 19, 2006. Notice of receipt of the petition requesting the variance was published in the F.A.W., Vol. 32, No. 5 on February 3, 2006. No public comment was received. This order provides a temporary variance from subparagraph 40C-41.063(1)(c)1., of the Florida Administrative Code and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005). These rules provide in pertinent part that a surface water management system may not result in an increase in the amount of water being diverted from the Upper St. Johns River Hydrologic Basin to intercoastal receiving waters. Generally, the Order sets forth the basis of the Governing Board's decision to grant the variance as follows: 1) requiring Petitioner to comply with these rules onsite would create a technological hardship, and 2) Petitioner's financial contribution to the C-1 Rediversion Project or an Alternative Rediversion Project will accomplish the purpose of Chapter 373 of the Florida Statutes to prevent harm to the water resources, by facilitating the project's implementation. The C-1 Rediversion Project is a restoration project designed to allow water that would be diverted from the St. Johns River to coastal receiving waters by the Melbourne Tillman Water Control District canal system to drain once again to the St. Johns River. A copy of the Order may be obtained by contacting: Timothy A. Smith, Senior Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, or by telephone at (386)312-2347.

NOTICE IS HEREBY GIVEN that on October 10, 2006, the St. Johns River Water Management District has issued an order.

Granting Variance under Section 120.542, F.S. (SJRWMD FOR # 2006-68), to Palm Vista Preserve, LLC (Petitioner). The Petition for Variance was received by SJRWMD on June 9, 2006. Notice of receipt of the petition requesting the variance was published in the F.A.W., Vol. 32, No. 26 on June 30, 2006. No public comment was received. This order provides a temporary variance from subparagraph 40C-41.063(1)(c)1. of the Florida Administrative Code and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005). These rules provide in pertinent part that a surface water management system may not result in an increase in the amount of water being diverted from the Upper St. Johns River Hydrologic Basin to intercoastal receiving waters. Generally, the Order sets forth the basis of the Governing Board's decision to grant the variance as follows: 1) requiring Petitioner to comply with these rules onsite would create a technological hardship, and 2) Petitioner's financial contribution to the C-1 Rediversion Project or an Alternative Rediversion Project will accomplish the purpose of Chapter 373 of the Florida Statutes, to prevent harm to the water resources, by facilitating the project's implementation. The C-1 Rediversion Project is a restoration project designed to allow water that would be diverted from the St. Johns River to coastal receiving waters by the Melbourne Tillman Water Control District canal system to drain once again to the St. Johns River.

A copy of the Order may be obtained by contacting: Timothy A. Smith, Senior Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)312-2347.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2006-147-DAO-ROW), on October 12, 2006, to Palm Beach County Water Utilities Department. The petition for waiver was received by the SFWMD on August 3, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 33, on August 18, 2006. No public comment was received. This Order provides a waiver of the District's criteria for the proposed installation of a subaqueous force main and water main transmission line crossing C-18W at the Mecca Farms Property, then becoming buried, and parallel run installations within the north right of way of C-18W running northeasterly and exiting the District's right of way at the Beeline Highway (S.R. 710); S28,32,33/T43S/R42E, Palm Beach County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications

within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the use of the District's rights of way for transmission lines and requires applicants to acquire their own right of way for such installations within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Palm Beach County Water Utilities Department from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2006-148-DAO-ROW), on October 12, 2006, to Gregory S. Sembler, General Partner of Sembler Family Partnership #42 Ltd. The petition for waiver was received by the SFWMD on August 6, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W. Vol. 32, No. 34 on August 25, 2006. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing temporary culvert bridge crossing the Henderson Creek Canal at Rattlesnake Hammock Road to remain and a waiver of the District's Rule requiring payment of an Application Processing Fee associated with the review and consideration of the issuance of a Right of Way Occupancy Permit; S23/T50S/R26E, Collier County. Specifically, the Order grants a waiver from subsection 40E-6.091(1), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the payment of Application Processing Fees associated with the review of Applications for issuance of Right of Way Occupancy Permits within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Gregory S. Sembler from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, telephone number (561)682-6320; or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that on September 22, 2006, South Florida Water Management District (District) received a petition for waiver from Florida Department of Transportation, Application No. 06-0922-2M, for utilization of Works or Lands of the District known as the C-12 Canal, Broward County, for minor encroachments that weave in and out of the District's north right of way of C-12 beginning east of SR7 to N. W. 34th Avenue consisting of portions of an existing guardrail with the placement of a proposed handrail, installation of a sidewalk with an aluminum pedestrian handrail, small portion of a concrete barrier wall as well as the replacement of the guardrail at the District's S-33 water control access opening; Sections 6, 31, Township 49, 50S, Range 42E. The petition seeks relief from subsections 40E-6.011(4) and (6), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above ground structures within 40' of the top of the canal bank within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff at (561)682-6320 or e-mail at kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Kathie Ruff, Office of Counsel.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on October 11, 2006, the Bureau of Elevator Safety received a Petition for Emergency Variance from Rule 2000.7a, ASME A18.1, 1999 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code, limiting travel to 12 feet. The petition was received from Johnny Lamkin of Schindler Elevator on behalf of Faith Lutheran Church in Eustis, Florida (Petition VW 2006-254).

A copy of the Petition can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013. The Bureau of Elevator Safety will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN that on September 25, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Brothers and Sisters Barbeque Restaurant located in Winter Garden. The above referenced

F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to not add an additional bathroom facility for customer use and have a seating capacity of thirty-two (32).

This variance was approved October 10, 2006, and is contingent upon the Petitioner ensuring the public bathroom inside Brothers and Sisters Barbeque Restaurant is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed thirty-two (32) which includes inside and outside seating. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on October 11, 2006, the Board of Accountancy, received a petition for variance or waiver of subsection 61H1-31.001(10), Florida Administrative Code, and the requirement that a licensee pay a \$50.00 delinquency fee for submitting a CPE reporting form after July 15th of the licensee's reestablishment period. Petitioner is also seeking a variance or waiver of paragraph 61H1-33-003(1)(b), F.A.C., and the requirement that a licensee completes an additional 8 hours of continuing education in Accounting and Auditing subjects for not meeting the deadline for obtaining the required continuing education hours by June 30th of the licensee's reestablishment period.

A copy of the Petition for Variance or Waiver may be obtained by contacting John Johnson, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

NOTICE IS HEREBY GIVEN that on October 11, 2006, the the Board of Accountancy, received a petition for William Harmon, seeking a variance or waiver of paragraph 61H1-27.002(2)(a), Florida Administrative Code, and the requirement that an applicant for licensure must hold a baccalaureate degree from an accredited college or university with an additional 30 semester or 45 quarter hours in excess of those required for the degree, and that 36 semester or 54 quarter hours earned must be accounting education above the elementary level to include coverage of auditing, cost and marginal accounting, financial accounting, accounting information systems, and taxation.

A copy of the Petition for Variance or Waiver may be obtained by contacting John Johnson, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

NOTICE IS HEREBY GIVEN that on October 11, 2006, the the Board of Accountancy, received a petition for Mark Krpan, seeking a variance or waiver of subsection 61H1-31.001(10), Florida Administrative Code, and the requirement that a licensee pay a \$50.00 delinquency fee for submitting a CPE reporting form after July 15th of the licensee’s reestablishment period. Petitioner is also seeking a variance or waiver of paragraph 61H1-33-003(1)(b), F.A.C., and the requirement that a licensee completes an additional 8 hours of continuing education in Accounting and Auditing subjects for not meeting the deadline for obtaining the required continuing education hours by June 30th of the licensee’s reestablishment period.

A copy of the Petition for Variance or Waiver may be obtained by contacting John Johnson, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

NOTICE IS HEREBY GIVEN that on October 4, 2006, the Board of Accountancy, received a petition for Phil Newman by Seann Frazier, Esquire, seeking a variance or waiver of subsection 61H1-27.001(5), Florida Administrative Code, and the requirement that an applicant for licensure who does not hold a degree from an accredited college or university obtain 15 semester or 22 quarter hours in post-baccalaureate education from an accredited institution.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone at (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on September 26, 2006, the Board of Accountancy, received a petition for Roxanne Ortiz, seeking a variance or waiver of subsection 61H1-33.006(2), Florida Administrative Code, and the requirement that an applicant for licensure reactivation complete a specified number of continuing professional education hours in addition to the regular renewal requirements.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone at (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a petition filed on October 6, 2006, by Chaitanya H. Yajnik, M.D., seeking a waiver or variance from Rule 64B8-4.009, F.A.C., with regard to the requirement for official transcripts from Petitioner’s medical school.

Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice. For a copy of the petition, contact Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

The Board of Opticianry hereby gives notice that it has received a petition, filed with the Office of the Deputy Clerk on August 17, 2006. Petitioner Sherrie L. Button, seeks a waiver variance pursuant to Rule 64B12-9.016, Florida Administrative Code, with respect to the eligibility of individuals practicing or licensed in another state.

Comments on the petition should be filed with: Board of Opticianry, 4052 Cypress Way, Bin # C08, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice. Copies of the petition may be obtained by written request from Sue Foster, Executive Director, Board of Opticianry, at the above address.

**Section VI
Notices of Meetings, Workshops and Public Hearings**

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Financial Services Commission
- Department of Veterans’ Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Department of Education
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: November 14, 2006, 9:00 a.m.
 PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular scheduled meeting of the Governor and Cabinet