

64B5-16.007 (3)(b) shall read as “. . . film and sensors; and

64B5-16.007 (3) reference to (c) will be deleted.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-30.008 Formulary

NOTICE OF CORRECTION

The above-referenced rule notice was published in Vol. 35, No. 17, of the April 17, 2009, Florida Administrative Weekly. Although the rule notice stated that a Statement of Estimated Regulatory Costs (SERC) had been prepared and was available, the notice did not summarize the SERC. The following is a Summary of the Statement of Estimated Regulatory Costs:

- 1. The proposed change will allow Physician Assistants (PAs) to prescribe antipsychotics and parenteral preparations.
2. This rule change may affect up to 4,321 PAs and the physicians that supervise them.
3. The rule change will not require any government entity to incur additional costs or receive additional revenues.
4. No transactional costs will be incurred by any person or entity affected by this rule revision.
5. This proposed rule revision will have a positive impact on physician offices because it will expand access to direct patient care.

This correction does not affect the substance of the rule as it appeared in the Florida Administrative Weekly as outlined above.

THE PERSON TO BE CONTACTED REGARDING THIS RULE IS: Larry McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:
64B13-4.004 Manner of Application

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 19, May 15, 2009 issue of the Florida Administrative Weekly.

The change corrects the revision date for the incorporated form and adds “mqa” to the web address that from which the new form can be obtained.

Subsection (2) of the said rule shall read as follows:

(2) All applications for examination shall be made on the form titled “Application for Optometry Examination” number DH-MQA 1128, Revised 2/09 ~~DPR-OPA-0001~~ effective ~~4/8/92~~, which is hereby incorporated by reference and can be obtained from the board office or from the Board of Optometry’s website at http://www.doh.state.fl.us/mqa/optometry/index.html. All applications for examination shall include the application fee as specified in subsection 64B13-6.001(9), F.A.C., the examination fee as specified in subsection 64B13-6.001(1), F.A.C., and the initial licensure fee as specified in subsection 64B13-6.001(2) or (3), F.A.C. No application shall be deemed complete which does not set forth all the information required by said forms and which fails to include all fees as set forth in this rule. Applications for licensure must be received by the Department at least 60 days prior to the examination.

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-6.0038 Formulary

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 15, April 17, 2009 issue of the Florida Administrative Weekly.

Section IV
Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER09-21 Firecracker MILLIONAIRE RAFFLE™

SUMMARY: This emergency rule describes the on-line game “Firecracker MILLIONAIRE RAFFLE,” for which the Department of the Lottery will sell tickets beginning May 15, 2009.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-21 Firecracker MILLIONAIRE RAFFLE™.

(1) How to Play Firecracker MILLIONAIRE RAFFLE.

(a) Firecracker MILLIONAIRE RAFFLE is an on-line number match game.

(b) Each Firecracker MILLIONAIRE RAFFLE ticket costs \$20.

(c) Firecracker MILLIONAIRE RAFFLE tickets will go on sale Friday, May 15, 2009. Sales of Firecracker MILLIONAIRE RAFFLE tickets will cease immediately after the 750,000th ticket is sold or at midnight on July 3, 2009, whichever occurs first.

(d) Each Firecracker MILLIONAIRE RAFFLE ticket will contain a unique ticket number that will be entered automatically into the Firecracker MILLIONAIRE RAFFLE drawing. Firecracker MILLIONAIRE RAFFLE tickets will automatically print from the terminal with ticket numbers issued in sequential order from 1 to 750000 as they are sold around the state. Each Firecracker MILLIONAIRE RAFFLE ticket will contain only one ticket number. Players cannot select their own ticket numbers.

(e) The overall odds of winning a prize in the Firecracker MILLIONAIRE RAFFLE drawing depend upon the number of tickets sold and are 1 in 730 if all 750,000 tickets are sold.

(f) Firecracker MILLIONAIRE RAFFLE tickets cannot be cancelled.

(2) Firecracker MILLIONAIRE RAFFLE Drawing and Prizes.

(a) A random computerized drawing from among all Firecracker MILLIONAIRE RAFFLE ticket numbers issued during the sales period will be held on July 4, 2009 to select 1,027 numbers. Prizes will be awarded in the order drawn. The first through seventh numbers drawn will each win \$1 million cash. The 8th through 16th numbers drawn will each win \$50,000 cash, less applicable tax withholding, and will be alternates in the order drawn for a \$1 million prize in the event a top prize is not claimed within the 180-day claim period. The 17th through 27th numbers drawn will each win \$5,000 and the 28th through 1,027th numbers drawn will each win \$500 cash.

(b) The Firecracker MILLIONAIRE RAFFLE drawing will be held on July 4, 2009 and shall be public and witnessed by an accountant employed by an independent certified public accounting firm, as required by Section 24.105(10), F.S.

(c) The results of the drawing will be revealed on July 4, 2009 and will be available after the drawing on the Lottery's website at www.flalottery.com, by phone at 1(850)487-7777, or at a lottery retailer.

(3) How to Claim a Firecracker MILLIONAIRE RAFFLE Prize.

(a) Firecracker MILLIONAIRE RAFFLE prizes must be claimed by submitting the winning ticket for validation at a Lottery office or retailer within 180 days from the date of the

drawing (December 31, 2009) and, if the prize is not paid at that time, by submitting the winning ticket for payment at a Florida Lottery office, as required by the Lottery's rule governing payment of prizes. Winning Firecracker MILLIONAIRE RAFFLE tickets of \$500 can be claimed at a Lottery Retailer. Winning tickets of \$5,000 and \$50,000 must be presented to a Florida Lottery office for payment. Tickets winning \$1 million must be submitted for payment at Lottery Headquarters. Failure of a prizewinner to claim a Firecracker MILLIONAIRE RAFFLE prize by submitting the winning ticket for validation and payment in accordance with the Lottery's rule governing payment of prizes shall result in forfeiture of the prize. Information about procedures for filing a claim can be obtained by calling (850)487-7777 [TDD (850)487-7784]. Firecracker MILLIONAIRE RAFFLE tickets are the only valid receipts to redeem a prize.

(b) A claim filed for a \$50,000 prize shall also be a contingent claim for a \$1 million prize. If a winning Firecracker MILLIONAIRE RAFFLE ticket bearing any of the first seven winning numbers is not submitted for validation and payment in accordance with the Lottery's rule governing payment of prizes, the 8th through 16th prizewinners who have submitted their tickets for validation and payment in accordance with the Lottery's rule governing payment of prizes constitute contingent winners for the \$1 million prize and will be used in the order in which they were drawn to select a winner for the \$1 million top prize. The contingent winner will be awarded the cash difference between the \$50,000 prize and the \$1 million prize.

If applicable, the Lottery will attempt to notify, for a period of two weeks, the first contingent winner drawn in the \$50,000 prize category. If the Lottery is unable to contact the first contingent winner, the Lottery will attempt to notify, for a period of two weeks, the second contingent winner drawn. This process will continue until a contingent winner is contacted or the Lottery has exhausted the list of available contingent winners, in which case the \$1 million prize will not be awarded.

(c) Payment of all federal, state and/or local taxes will be the responsibility of the winner. Federal withholding taxes will be deducted from all cash payments.

(4) Instant Cruise Prizes.

(a) From May 15 through June 3, 2009, a total of sixty (60) 3-night cruises for two valued at \$933 each will be given away randomly. The cruise prize will also include \$1,000 in spending money and a Travelocity Roaming Gnome figure valued at \$24.99. If a Firecracker MILLIONAIRE RAFFLE ticket is an instant cruise winner, the terminal will play a cruise ship horn and a Prize Coupon will automatically print after issuance of the Firecracker MILLIONAIRE RAFFLE ticket. Firecracker MILLIONAIRE RAFFLE tickets winning a cruise will contain a Lottery Prize Alert symbol and a message that the ticket holder is an instant winner. The odds of winning an

instant prize will depend upon the number of Firecracker MILLIONAIRE RAFFLE tickets sold. Should any issues arise concerning the transaction and/or prize, it is the player's responsibility to seek resolution of these issues with the retailer and the Lottery prior to leaving the retail location.

(b) Instant cruise prize winners must file a claim for their Prize Coupons at a Lottery office by September 2, 2009. Winners of the instant cruise prizes will be required to execute a Florida Lottery Release and Authorization Form DOL-474. Form DOL-474, Eff. 10/08, is hereby incorporated by reference and may be obtained at any Lottery office or retailer, from the Florida Lottery's website at www.flalottery.com, or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016. Instant cruise winners will receive a certificate from Travelocity for a 3-night cruise for two embarking from a Florida port. The winner will be responsible for the cost of transportation to and from the cruise port, as well as additional services requested such as upgrades, air-transfer, tour packages, purchases and cancellation or change of reservations.

(c) Federal, state, and/or local taxes or other fees are the responsibility of the winner. The winner's right to the prize cannot be assigned to another person or entity.

(d) Winners will be responsible for making reservations directly with Travelocity or its designee. Embarkation can be scheduled beginning May 15, 2009 and requires a thirty (30) calendar day advance notice. Embarkation must occur by November 15, 2010. Winners who do not make reservations for an available cruise as specified above will forfeit the right to the cruise package; however, the value of the cruise package will remain taxable income to the winner. Cruise prizes cannot be redeemed for cash.

(5) Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident winner.

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

(7) If a winner of a prize valued at \$600 or more is identified as owing an outstanding debt to a state agency, child support collected through a court, or spousal support or alimony as provided in subsection 24.115(4), F.S., in an amount less than the cash portion of the prize, the non-cash portion of the prize, if any, and the cash portion of the prize less the amount owed, shall be awarded. If the winner is identified as owing such a debt in an amount greater than the cash portion of the prize, the winner's entire cash portion of the prize will be applied toward the outstanding debt as provided in Section 24.115, F.S., and the winner will receive the remaining non-cash portion of the prize, if any.

(8) All Firecracker MILLIONAIRE RAFFLE prizes are subject to the provisions of Chapter 24, F.S., and rules promulgated thereunder. Prizes will be paid in accordance with the 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.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 5-13-09.

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: May 13, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-22
 RULE TITLE: *Firecracker* MILLIONAIRE RAFFLE™ Retailer Incentive Rules

SUMMARY: The Department of the Lottery will conduct a "Firecracker Millionaire Raffle Retailer Incentive" program from May 15, 2009 through July 3, 2009, in which certain retailers will receive bonus commissions during the promotion period.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-22 *Firecracker* MILLIONAIRE RAFFLE™ Retailer Incentive Rules.

(1) *Firecracker* MILLIONAIRE RAFFLE is an on-line number match game. *Firecracker* MILLIONAIRE RAFFLE tickets will go on sale Friday, May 15, 2009. Sales of *Firecracker* MILLIONAIRE RAFFLE tickets will cease immediately after the 750,000th ticket is sold or at midnight on July 3, 2009, whichever occurs first.

(2) There will be seven winners of \$1 million, nine winners of \$50,000, eleven winners of \$5,000 and 1,000 winners of \$500 in the *Firecracker* MILLIONAIRE RAFFLE game. The \$50,000 winners will be alternates in the order drawn for a \$1 million prize in the event a top prize is not claimed within the 180-day claim period.

(3) A retailer who sells a winning \$1 million *Firecracker* MILLIONAIRE RAFFLE ticket will receive a bonus commission of \$5,000 in addition to the regular five percent sales commission set forth in Rule 53ER05-14, F.A.C.

(4) Award of a bonus commission is not dependent upon the winning *Firecracker* MILLIONAIRE RAFFLE ticket being claimed by the winner. Retailers who sell winning

\$50,000 Firecracker MILLIONAIRE RAFFLE tickets that subsequently become alternate winners of a \$1 million prize will not be eligible for a bonus commission.

(5) Retailers whose Florida Lottery contracts are terminated or inactivated prior to the bonus commission award shall be paid the bonus commission provided the termination or inactivation was not due to non-compliance with Florida Lottery laws, rules or contract terms.

(6) A bonus commission will be considered compensation to the retailer for Internal Revenue Service purposes. The Florida Lottery reserves the right to apply the bonus commission earned against a retailer's outstanding debt to the Florida Lottery.

Rulemaking Authority 24.105(9), 24.109(1), 24.112(1) FS. Law Implemented 24.105(9), 24.112(1) FS. History--New 5-13-09.

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: May 13, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER09-23 \$200 Million Spectacular Bonus
Sales Commission Retailer
Incentive

SUMMARY: Effective May 18, 2009 through June 7, 2009, the Florida Lottery will conduct \$200 Million Spectacular Bonus Sales Commission Retailer Incentive.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-23 \$200 Million Spectacular Bonus Sales Commission Retailer Incentive.

(1) Beginning May 18, 2009 through June 7, 2009, the Florida Lottery will pay retailers a bonus sales commission of two and one-half percent (2.5%) for each \$200 Million Spectacular book of 600 tickets sold in their store, in addition to the regular commission set forth in Rule 53ER05-14, F.A.C.

(2) If a book of \$200 Million Spectacular tickets is settled during the incentive period and subsequently unsettled, the retailer's account will be adjusted to reverse the additional two and one-half percent (2.5%) sales commission.

(3) If a book of \$200 Million Spectacular tickets is settled during the incentive period and is subsequently reported lost, stolen or damaged, the retailer's account will be adjusted to reverse the additional two and one-half percent (2.5%) sales commission.

(4) The bonus sales commissions will be reflected on the retailer's weekly settlement report within three weeks of the end of the promotion. The Lottery reserves the right to apply a bonus commission earned against a retailer's outstanding debt to the Lottery and to award the remaining balance of the bonus commission, if any.

(5) Bonus sales commissions will be considered compensation to the retailer for Internal Revenue Service purposes.

(6) Retailers whose Florida Lottery contracts are terminated or inactivated prior to the bonus commission award shall be paid the bonus commission earned provided said termination or inactivation was not due to noncompliance with Chapter 24, F.S., Chapter 53, F.A.C., or contract terms.

Rulemaking Authority 24.105(9)(i), 24.109(1), 24.112(1) FS. Law Implemented 24.105(9)(i), 24.112(1) FS. History--New 5-13-09.

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: May 13, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER09-24 Instant Game Number 1019, CASH
FIREWORKS

SUMMARY: This emergency rule describes Instant Game Number 1019, "CASH FIREWORKS," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-24 Instant Game Number 1019, CASH FIREWORKS.

(1) Name of Game. Instant Game Number 1019, "CASH FIREWORKS."

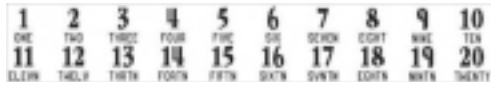
(2) Price. CASH FIREWORKS lottery tickets sell for \$2.00 per ticket.

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

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



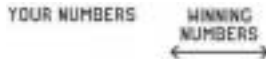
(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:



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




(7) The legends are as follows:



(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 “ ALL” symbol 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, \$40.00, \$100, \$200, \$1,000 and \$25,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1019 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	10.71	840,000
\$1 x 4	\$4	50.00	180,000
(\$1 x 2) + \$2	\$4	75.00	120,000
\$2 x 2	\$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 x 2) + \$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
(FIREWORK)			
\$1 x 10	\$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	\$20	750.00	12,000
(FIREWORK)			
\$2 x 10	\$20	750.00	12,000
\$4 x 5	\$20	750.00	12,000
\$10 x 2	\$20	750.00	12,000
\$20	\$20	750.00	12,000
\$4 x 10	\$40	750.00	12,000
(FIREWORK)			
\$5 x 8	\$40	750.00	12,000
\$10 x 4	\$40	750.00	12,000
\$20 x 2	\$40	750.00	12,000
\$40	\$40	750.00	12,000
\$10 x 10	\$100	3,600.00	2,500
(FIREWORK)			
\$10 x 10	\$100	4,500.00	2,000
\$20 x 5	\$100	4,500.00	2,000
(\$10 x 2) + (\$40 x 2)	\$100	3,600.00	2,500
\$100	\$100	3,600.00	2,500
\$20 x 10	\$200	30,000.00	300
(FIREWORK)			
\$20 x 10	\$200	30,000.00	300
(\$10 x 4) + \$20 + \$40 + \$100	\$200	30,000.00	300
\$100 x 2	\$200	30,000.00	300
\$200	\$200	30,000.00	300
\$100 x 10	\$1,000	90,000.00	100
(FIREWORK)			
\$100 x 10	\$1,000	90,000.00	100
(\$100 x 6) + (\$200 x 2)	\$1,000	180,000.00	50
\$200 x 5	\$1,000	180,000.00	50
\$1,000	\$1,000	180,000.00	50
\$25,000	\$25,000	562,500.00	16

(10) The estimated overall odds of winning some prize in Instant Game Number 1019 are 1 in 4.66. 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 1019, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for CASH FIREWORKS 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.

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 5-15-09.

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: May 15, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-25
 RULE TITLE: Instant Game Number 1020, TREASURE HUNTER

SUMMARY: This emergency rule describes Instant Game Number 1020, “TREASURE HUNTER,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-25 Instant Game Number 1020, TREASURE HUNTER.

(1) Name of Game. Instant Game Number 1020, “TREASURE HUNTER.”

(2) Price. TREASURE HUNTER lottery tickets sell for \$3.00 per ticket.

(3) “TREASURE HUNTER” lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning TREASURE HUNTER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

(4) The “COORDINATES FOR TREASURE MAP” play symbols are as follows:



(5) The “TREASURE MAP” play symbols are as follows:



(6) The legend is as follows:

COORDINATES FOR TREASURE MAP

(7) Determination of Prizewinners.

The holder of a ticket whose “Treasure Map” grid reveals an unbroken, complete symbol exactly as shown in the Prize Legend shall entitle the claimant to the corresponding prize shown in the Prize Legend. Only the grid locations revealed under the “Coordinates for Treasure Map” can be used to uncover a complete symbol on the Treasure Map grid.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 1020 are as follows:

Uncover symbol in treasure map grid,	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 85 POOLS OF 180,000 TICKETS PER POOL
PICK	\$3	10.00	1,530,000
KEY	\$6	12.50	1,224,000
PICK + KEY	\$9	100.00	153,000
SCOPE	\$9	100.00	153,000
PICK + SCOPE	\$12	100.00	153,000
GOLD BAR	\$15	100.00	153,000
COIN	\$20	100.00	153,000
GOLD BAR + COIN	\$35	214.29	71,400
DIAMOND	\$50	288.00	53,125
MAP	\$100	600.00	25,500
MONEYBAG	\$300	15,000.00	1,020
SHOVEL	\$2,000	36,000.00	425
CHEST	\$60,000	765,000.00	20

(9) The estimated overall odds of winning some prize in Instant Game Number 1020 are 1 in 4.17. 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.

(10) For reorders of Instant Game Number 1020, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(12) Payment of prizes for TREASURE HUNTER 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.

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 5-15-09.

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: May 15, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-26
 RULE TITLE: Instant Game Number 1018, TRIPLE WIN

SUMMARY: This emergency rule describes Instant Game Number 1018, “TRIPLE WIN,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-26 Instant Game Number 1018, TRIPLE WIN.

(1) Name of Game. Instant Game Number 1018, “TRIPLE WIN.”

(2) Price. TRIPLE WIN lottery tickets sell for \$1.00 per ticket.

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

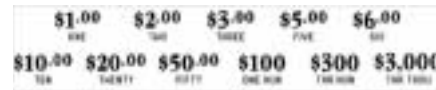
(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:



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



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



(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 “~~DOUBLE~~” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to double the prize shown for that symbol. A ticket having a “~~TRIPLE~~” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to triple the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$3.00, \$5.00, \$6.00, \$10.00, \$20.00, \$50.00, \$100, \$300 and \$3,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1018 are as follows:

GAME PLAY	WIN	ESTIMATED	NUMBER OF
		ODDS OF	WINNERS IN 66 POOLS OF 240,000 TICKETS
	1 IN		PER POOL
\$1	\$1	10.71	1,478,400
\$1 (\$\$)	\$2	30.00	528,000
\$2	\$2	30.00	528,000
\$1 (\$\$\$)	\$3	100.00	158,400
\$1 + \$2	\$3	100.00	158,400
\$3	\$3	150.00	105,600
\$1 (\$\$) + \$2 (\$\$)	\$6	750.00	21,120
\$1 (\$\$\$) + \$3	\$6	750.00	21,120
(\$1 x 2) + \$2 (\$\$)	\$6	750.00	21,120
\$2 (\$\$\$)	\$6	750.00	21,120
\$6	\$6	750.00	21,120

\$2 x 5	\$10	500.00	31,680
(\$2 x 2) + (\$3 x 2)	\$10	500.00	31,680
\$1 + \$3 (\$\$\$)	\$10	500.00	31,680
\$5 (\$\$)	\$10	500.00	31,680
\$10	\$10	500.00	31,680
\$2 + \$3 + (\$5 x 3)	\$20	1,500.00	10,560
\$2 + \$6 (\$\$\$)	\$20	1,500.00	10,560
\$5 (\$\$) + \$10	\$20	1,500.00	10,560
\$1 + \$2 (\$\$) + \$5 (\$\$\$)	\$20	1,500.00	10,560
\$20	\$20	1,500.00	10,560
\$5 (\$\$) + (\$10 x 4)	\$50	6,000.00	2,640
\$10 x 5	\$50	6,000.00	2,640
\$10 (\$\$\$) + \$20	\$50	6,000.00	2,640
\$5 (\$\$) + \$20 (\$\$)	\$50	6,000.00	2,640
\$50	\$50	6,000.00	2,640
\$10 + \$20 (\$\$) + \$50	\$100	24,000.00	660
\$20 x 5	\$100	30,000.00	528
(\$10 x 4) + \$20 (\$\$\$)	\$100	24,000.00	660
\$50 (\$\$)	\$100	24,000.00	660
\$100	\$100	30,000.00	528
(\$50 x 2) + (\$100 x 2)	\$300	60,000.00	264
(\$50 x 4) + \$100 (\$\$)	\$300	60,000.00	264
\$50 (\$\$) + \$100 (\$\$)	\$300	60,000.00	264
\$100 (\$\$\$)	\$300	60,000.00	264
\$300	\$300	60,000.00	264
\$3,000	\$3,000	120,000.00	132

(10) The estimated overall odds of winning some prize in Instant Game Number 1018 are 1 in 4.81+. 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 1018, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for TRIPLE WIN 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.

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 5-15-09.

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: May 15, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-27
 RULE TITLE: Instant Game Number 1021, \$250,000 MUSTANG MONEY

SUMMARY: This emergency rule describes Instant Game Number 1021, “\$250,000 MUSTANG MONEY,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-27 Instant Game Number 1021, \$250,000 MUSTANG MONEY.

(1) Name of Game. Instant Game Number 1021, “\$250,000 MUSTANG MONEY.”

(2) Price. \$250,000 MUSTANG MONEY lottery tickets sell for \$5.00 per ticket.

(3) \$250,000 MUSTANG MONEY 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 \$250,000 MUSTANG MONEY lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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

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

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

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

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



(7) The legends are as follows:

MUSTANG 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 "MUSTANG NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having a "MUSTANG" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a 2010 Ford Mustang Convertible.

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

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1021 are as follows:

\$5 x 10	\$50	1,200.00	8,600
(\$2 x 5) + (\$5 x 6) + \$10	\$50	1,200.00	8,600
\$10 x 5	\$50	1,200.00	8,600
\$10 + (\$20 x 2)	\$50	1,200.00	8,600
\$50	\$50	1,200.00	8,600
\$10 x 10	\$100	1,500.00	6,880
(\$5 x 4) + (\$10 x 8)	\$100	1,500.00	6,880
\$20 x 5	\$100	1,500.00	6,880
\$50 x 2	\$100	1,500.00	6,880
\$100	\$100	1,500.00	6,880
(\$10 x 8) + (\$30 x 4)	\$200	12,000.00	860
\$20 x 10	\$200	12,000.00	860
\$40 x 5	\$200	12,000.00	860
\$100 x 2	\$200	15,000.00	688
\$200	\$200	15,000.00	688
\$50 x 10	\$500	10,000.00	1,032
(\$20 x 5) + (\$50 x 6) + \$100	\$500	10,000.00	1,032
(\$40 x 10) + (\$50 x 2)	\$500	10,000.00	1,032
\$100 x 5	\$500	10,000.00	1,032
\$500	\$500	12,000.00	860
\$100 x 10	\$1,000	60,000.00	172
(\$50 x 4) + (\$100 x 8)	\$1,000	60,000.00	172
\$200 x 5	\$1,000	60,000.00	172
\$500 x 2	\$1,000	60,000.00	172
\$1,000	\$1,000	60,000.00	172
Mustang Convertible	Mustang	1,032,000.00	10
\$250,000	\$250,000	2,064,000.00	5

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 86 POOLS OF TICKETS PER POOL
\$5	\$5	10.00	1,032,000
\$5 x 2	\$10	30.00	344,000
\$10	\$10	20.00	516,000
\$2 x 10	\$20	150.00	68,800
\$5 x 4	\$20	150.00	68,800
(\$5 x 2) + \$10	\$20	150.00	68,800
\$10 x 2	\$20	150.00	68,800
\$20	\$20	150.00	68,800
\$5 x 6	\$30	1,200.00	8,600
(\$5 x 4) + \$10	\$30	1,200.00	8,600
\$10 x 3	\$30	1,200.00	8,600
\$10 + \$20	\$30	1,200.00	8,600
\$30	\$30	1,200.00	8,600
\$5 x 8	\$40	2,400.00	4,300
(\$2 x 10) + (\$10 x 2)	\$40	2,400.00	4,300
\$10 x 4	\$40	2,400.00	4,300
\$20 x 2	\$40	2,400.00	4,300
\$40	\$40	2,400.00	4,300

(10) The estimated overall odds of winning some prize in Instant Game Number 1021 are 1 in 4.32. 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 1021, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a \$250,000 MUSTANG MONEY lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Procedures for Claiming a Ford Mustang Prize.

(a) A player who has won a Mustang shall claim his or her prize as follows. The claimant should complete the information section on the back of a winning \$250,000 MUSTANG MONEY ticket. The claimant must file a claim with a Lottery office and complete a Winner Claim Form DOL 173-2, or Spanish Winner Claim Form DOL 173-2S, as referenced in Rule 53ER08-89, F.A.C., and a notarized Florida Lottery Release and Authorization Form DOL-474, Form DOL-474, Eff. 10/08, is hereby incorporated by reference and may be

obtained at any Lottery office or retailer, from the Florida Lottery's website at www.flalottery.com, or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The risk of loss or late delivery of a claim submitted by mail remains with the player. Prizes must be claimed within sixty days following the official end of game date of the \$250,000 MUSTANG MONEY instant lottery game.

(b) Upon the Lottery's receipt of the completed documents as specified in paragraph (13)(a), the Florida Lottery will notify the fulfillment company, which will arrange for delivery of the vehicle to the designated authorized Ford dealership from which the winner will take possession of his or her vehicle prize. The designated dealership will be as near to the winner's place of residence as is practicable. The winner must present proof of a valid driver's license and proof of vehicle insurance as required by the laws of the state in which the vehicle is delivered, which in Florida are Chapters 322 and 320, F.S., respectively. If the winner is unable to provide proof of a valid driver's license, the vehicle must be removed by trailer or similar transport equipment provided by the winner or driven by a person who is able to provide proof of a valid driver's license. The winner must take possession of the vehicle within thirty (30) days of receipt of notification that it is ready for pick up at the designated dealership. If the winner fails to take possession of the vehicle within thirty (30) days of pickup notification, unless prior alternate arrangements have been made, the vehicle prize will be forfeited and no cash prize will be substituted. The cost of travel to take possession of a vehicle prize shall be the responsibility of the prizewinner.

(c) The Florida Lottery provides no warranty for the Mustang convertible. Any warranties and guarantees are those of the manufacturer only.

(14) Florida sales tax and transfer fees on the vehicles will be paid by the Florida Lottery, as well as federal income tax withholding for the value of the prize vehicles. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(15) A cash option of \$38,000 is available to winners in lieu of a vehicle. Federal income tax withholding will be deducted from the cash prize. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(16) A nonresident alien who is selected as a vehicle winner will be awarded the cash value of \$38,000 in lieu of the vehicle. Federal income taxes will be withheld from the prize amount at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien.

(17) If the winner of a Mustang vehicle is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in lieu of award of the prize. If the debt of a Mustang vehicle winner is an amount less than the cash option value of \$38,000, the winner shall receive the excess cash value once applicable federal withholding tax has been deducted and the debt has been satisfied. If the debt is an amount greater than \$38,000, the entire cash value of the prize remaining after deduction of applicable federal withholding tax will be applied toward the outstanding debt as provided in Section 24.115, F.S.

(18) The Florida Lottery reserves the right to award a cash prize of \$38,000 in lieu of a vehicle if, for reasons beyond the control of the Lottery, a vehicle is not available for award to a player electing to receive such prize. Federal income tax withholding will be deducted from a cash prize awarded under this provision. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(19) All prizes are subject to the provisions of Chapter 24, F.S., and rules promulgated thereunder. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes.

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

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

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 5-15-09.

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: May 15, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.:	RULE TITLE:
53ER09-28	\$250,000 Mustang Money Second Chance Drawing

SUMMARY: The Department of the Lottery will conduct a Mustang Money Second Chance Drawing in which special prizes will be awarded.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-28 \$250,000 Mustang Money Second Chance Drawing.

(1) Beginning May 19, 2009, players can enter their non-winning \$250,000 Mustang Money Scratch-Off ticket(s) in the Mustang Money Second Chance Drawing on the Florida Lottery web site to win authentic Ford Mustang® merchandise prize packs.

(2) To enter a non-winning \$250,000 Mustang Money ticket into the Mustang Money Second Chance Drawing, players must visit the Florida Lottery’s web site at www.flalottery.com, click on the Mustang Money Second Chance Drawing icon and follow the directions to input their non-winning ticket number(s). The ticket number is a 24-digit number printed across the bottom on the front of a \$250,000 Mustang Money ticket. The odds of winning are dependent upon the number of entries received. Players may enter as many times as they wish during the contest period. However, each valid ticket number may only be used one time for entry into the six (6) Mustang Money Second Chance Drawings and one entry into the one (1) Florida Mustang Money Home Run Getaway Second Chance Drawing. Winning \$250,000 Mustang Money tickets cannot be used for entry into a Second Chance drawing. Non-winning tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned.

(3) Computerized drawings will be held on Wednesday, June 10, July 1, July 22, August 12 and September 2, 2009, and the second Wednesday after the last day of sales of \$250,000 Mustang Money scratch-off game #1021. Entries received before 12:00 midnight ET on the night before the first drawing will be included in the first drawing. Thereafter, entries received between the entry cutoff time for one drawing and 12:00 midnight ET on the night before the next subsequent drawing will be included in the subsequent drawing. A total of 600 entries will be drawn during each Mustang Money Second Chance Drawing.

(a) There are four (4) Ford Mustang merchandise prize packs. The prize packs are as follows:

- | | |
|--|---|
| • <u>Prize Pack #1 (Estimated value – \$414)</u> | • <u>Prize Pack #2 (Estimated value – \$399)</u> |
| • <u>Euro leather Mustang duffel bag</u> | • <u>Deluxe computer Mustang backpack</u> |
| • <u>Polarized sunglasses with Mustang carry case, 2 pairs</u> | • <u>Polarized sunglasses with Mustang carrying case, 2 pairs</u> |
| • <u>Red Mustang t-shirt</u> | • <u>Gold Mustang t-shirt</u> |
| • <u>Black Mustang embroidered cap</u> | • <u>Black Mustang embroidered cap</u> |
| | • <u>Black leather Mustang key chain</u> |

- | | |
|--|--|
| • <u>Prize Pack #3 (Estimated value – \$369)</u> | • <u>Prize Pack #4 (Estimated value – \$269)</u> |
| • <u>Mustang weekender leather and cotton duffel bag</u> | • <u>Mustang wheeled cooler</u> |
| • <u>Gray Mustang fleece sweatshirt</u> | • <u>Mustang picnic coverlet</u> |
| • <u>Green Mustang t-shirt</u> | • <u>Polarized sunglasses with Mustang carry case, 2 pairs</u> |
| • <u>Black Mustang embroidered cap</u> | • <u>Black Mustang t-shirt</u> |
| | • <u>Black Mustang embroidered cap</u> |

(b) There will be four (4) drawings held on each draw date, one for each of the prize packs. In the first drawing, 150 entries will be drawn and each winner will win prize pack 1. In the second drawing, 150 entries will be drawn and each winner will win prize pack 2. In the third drawing, 150 entries will be drawn and each winner will win prize pack 3 and in the fourth drawing, 150 entries will be drawn and each winner will win prize pack 4. A grand total of 3,600 Ford Mustang merchandise prize packs will be awarded in the second chance drawings.

(c) At the time of entering a non-winning \$250,000 Mustang Money ticket on the Florida Lottery web site, players will be provided an option to enter the second chance drawing directly or play the Mustang Money Interactive game to determine the number of the prize pack drawing in which they will be entered in the next scheduled drawing. In the Mustang Money game, players will click on mustang images until they collect three like-colored mustangs. The color of the mustangs will determine the number of the prize pack drawing in which the player will be entered. Players who opt to enter the second chance drawings directly without playing the game will be entered randomly into one of the four prize pack drawings.

(4) The 600 prizewinners in each Second Chance Drawing will be posted on the Lottery’s web site, www.flalottery.com, after the draw. Mustang Money merchandise prize packs will be shipped to the winner’s address within approximately 15 business days after the drawing.

(5) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(6) No cash option is available in lieu of the prizes.

(7) The right to claim a prize cannot be assigned to another person or entity.

(8) All federal, state and/or local taxes or other fees will be the responsibility of the winner.

(9) All prizes are subject to the provisions of Chapter 24, F.S., and rules promulgated thereunder.

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

(11) By entering the Mustang Money Second Chance Drawing, a player gives his or her permission for the Florida Lottery to provide the player’s address and telephone number to its fulfillment company for prize fulfillment purposes.

(12) By entering the Mustang Money Second Chance Drawing, a player gives his or her permission for the Florida Lottery to photograph, and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(13) The Mustang Money second chance drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of each drawing will be available after the drawing on the Florida Lottery's Website at flalottery.com, by phone at (850)487-7777, and at Lottery retailers.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 5-15-09.

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: May 15, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.:	RULE TITLE:
53ER09-29	Florida Mustang Home Run Getaway Second Chance Drawing.

SUMMARY: The Department of the Lottery will conduct a Mustang Money Second Chance Drawing in which special prizes will be awarded.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-29 Florida Mustang Home Run Getaway Second Chance Drawing.

(1) Beginning Tuesday, May 19, 2009, players can enter their non-winning \$250,000 Mustang Money ticket(s) in the Florida Mustang Home Run Getaway Second Chance Drawing on the Florida Lottery web site for a chance to win a 2010 Ford Mustang® convertible.

(2) To enter a non-winning \$250,000 Mustang Money ticket into the Florida Mustang Home Run Getaway Second Chance Drawing, players must visit the web site www.flalottery.com or the FOX Sports & Sun Sports Florida web site at www.foxsportstv.com, click on the Florida Mustang Money Home Run Getaway Second Chance Drawing icon and follow the directions to input their non-winning ticket number(s). The ticket number is a 24-digit number printed across the bottom on the front of a \$250,000 Mustang Money Scratch-Off ticket. The odds of winning are dependent upon

the number of entries received. Players may enter as many times as they wish during the contest period. However, each valid ticket number may only be used one time for one entry into the Florida Mustang Money Home Run Getaway Second Chance Drawing and one time for entry into the six (6) Mustang Money Second Chance Drawings. Winning \$250,000 Mustang Money tickets cannot be used for entry into a Second Chance drawing. Non-winning tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned.

(3) A computerized drawing will be held on Friday, June 12, 2009, during which a total of fifty (50) entries will be drawn. The first ten (10) entries drawn will each win an Ultimate Florida Baseball Weekend trip for two (2) consisting of a weekend getaway to St. Petersburg, Florida, valued at \$1,050, and will become the finalists in a contest to determine the winner of the 2010 Ford Mustang convertible. The eleventh (11) through the fiftieth (50) entries drawn will receive a \$100 Florida Lottery gas card.

(4) The 50 prizewinners in the Florida Mustang Home Run Getaway Second Chance Drawing will be posted on www.flalottery.com following the drawing. The Florida Lottery will notify the first ten (10) winners by e-mail, telephone and/or mail using contact information submitted on the player registration. If the Lottery is unable to contact to any of the ten (10) winners, or the winner does not respond to the Lottery on or before June 17, 2009, the winner will forfeit his or her right to claim the prize and the prize will not be awarded. The top ten (10) winners must submit their valid entry tickets along with completed Winner Claim Forms and required identification to the Lottery no later than June 22, 2009.

(5) Winners of gas cards will have 180 days from the draw date to claim their prizes by submitting the valid entry tickets to the Florida Lottery. The Florida Lottery will attempt to notify prizewinners using contact information submitted on the player registration; however, the responsibility of claiming a prize remains with the player. The \$100 gas cards will be shipped to each winner's address within approximately 15 business days after the valid entry ticket has been received by the Lottery. Unclaimed prizes, if any, will be used for future Florida Lottery promotional prizes.

(6) Winners of the Ultimate Florida Baseball Weekend shall receive: two (2) night double occupancy hotel accommodations (one room and tax only) in St. Petersburg, Florida; two (2) suite tickets to the Marlins vs. Rays game on Friday, June 26, 2009; \$400 in spending money; transportation for two to and from Bill Currie Ford dealership in Tampa, Florida and the hotel on Saturday, June 27, 2009, where the winners will participate in a chance to win a 2010 Ford Mustang convertible. Hotel accommodations do not include incidentals, tips, telephone calls, or any other personal

expenses. Prize packages do not include meals or transportation to or from the hotel, except for the trip to and from Bill Currie Ford dealership mentioned above.

(7) Final Scratch-Off Drawing Event.

(a) On Saturday, June 27, 2009, at the Bill Currie Ford Dealership, the top ten (10) grand prize winners will draw a ticket from a rotating barrel with the numbers one (1) through ten (10) to determine the order in which they will scratch off play symbols to reveal prizes on an oversized \$250,000 Mustang Money ticket. If there are fewer than ten (10) finalists due to forfeiture of a prize(s), the number of prizes awarded will be equal to the number of finalists.

(b) The Final Scratch-Off Drawing contest prizes are as follows:

- 2010 Ford Mustang Convertible plus two (2) premium seat tickets for the Grand Prize winner to the Marlins vs. Rays baseball game on Saturday, June 27, 2009.
- \$500 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$450 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$400 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$350 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$300 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$250 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$200 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$150 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.
- \$100 in cash plus two (2) tickets to the Marlins vs. Rays game on Saturday 6/27/09.

(c) If a grand prize winner who timely claims his or her prize is unable to attend the event at which the final prizes are awarded, the winner may designate a proxy, who will be subject to the approval of the Lottery, to act on his or her behalf at the event. Alternatively, the winner may request the Lottery to designate a proxy and, upon receipt of a written request and a release from the winner, the Lottery will appoint a proxy to act on behalf of the winner at the event. In addition, if a winner unexpectedly fails to appear at the event without notification to the Lottery, the Lottery will appoint a proxy to act on behalf of the winner at the event. The Lottery will notify the winner of the prize won by the proxy on the winner's behalf and provide instructions for claiming the prize.

(8) Procedures for Claiming a Ford Mustang Prize.

(a) To claim a Ford Mustang, the player must submit to the Lottery the original valid non-winning ticket bearing the entry number selected in the drawing. Without such ticket, the player will forfeit his or her right to claim the prize. The player must

also complete a Winner Claim Form DOL 173-2, or Spanish Winner Claim Form DOL 173-2S, as referenced in Rule 53ER08-89, F.A.C., and a notarized Florida Lottery Release and Authorization Form DOL-474. Form DOL-474, Eff. 10/08, is hereby incorporated by reference and may be obtained at any Lottery office or retailer, from the Florida Lottery's website at www.flalottery.com, or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(b) Upon the Lottery's receipt of the Mustang winner's executed Florida Lottery Release and Authorization Form, the Florida Lottery will notify the fulfillment company, which will arrange for delivery of the vehicle to the designated authorized Ford dealership from which the winner will take possession of his or her vehicle prize. The designated dealership will be as near to the winner's place of residence as is practicable. The winner must present proof of a valid driver's license and proof of vehicle insurance as required by the laws of the state in which the vehicle is delivered, which in Florida are Chapters 322 and 320, F.S., respectively. If the winner is unable to provide proof of a valid driver's license, the vehicle must be removed by trailer or similar transport equipment provided by the winner or driven by a person who is able to provide proof of a valid driver's license. The winner must take possession of the vehicle within thirty (30) days of receipt of notification that it is ready for pick up at the designated dealership. If the winner fails to take possession of the vehicle within thirty (30) days of pickup notification, unless prior alternate arrangements have been made, the vehicle prize will be forfeited and no cash prize will be substituted. The cost of travel to take possession of a vehicle prize shall be the responsibility of the prizewinner.

(c) The Florida Lottery provides no warranty for the Mustang convertible. Any warranties and guarantees are those of the manufacturer only.

(9) Applicable withholding tax on the value of the Mustang prize will be paid by the Florida Lottery regardless of the winner's citizenship or alien residency status. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the winner.

(10) Except as set forth in subsection (9), all federal, state and/or local taxes or other fees will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. A nonresident claimant who is selected as a winner of a prize other than a Mustang will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident winner.

(11) The Florida Lottery reserves the right to award a cash prize of \$38,000 in lieu of a vehicle if, for reasons beyond the control of the Lottery, a vehicle is not available for award to a

player electing to receive such prize. Federal income tax withholding will be deducted from a cash prize awarded under this provision. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(12) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(13) No cash option is available in lieu of the prizes.

(14) The right to claim a prize cannot be assigned to another person or entity.

(15) All prizes are subject to the provisions of Chapter 24, F.S., and rules promulgated thereunder.

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

(17) By entering the Florida Mustang Home Run Getaway Second Chance Drawing, a player gives his or her permission for the Florida Lottery to photograph, and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation. The player also gives his or her permission for the Florida Lottery to provide the player's address and telephone number to its fulfillment company for prize fulfillment purposes.

(18) The Florida Mustang Home Run Getaway Second Chance computerized drawing shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of each drawing will be available after the drawing on the Florida Lottery's Website at flalottery.com, by phone at (850)487-7777, and at Lottery retailers.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 5-15-09.

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: May 15, 2009

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NO.: 60BBBER09-2
 RULE TITLE: Eligibility for Children in Families Receiving Unemployment Compensation

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The school readiness program was established in Florida to provide child care and educational services to children of low income families in order to "increase children's chances of achieving future educational success and becoming productive members of society." Section 411.01(2)(a), Florida

Statutes (2008). The Agency for Workforce Innovation is charged with administering the school readiness program and has previously adopted eligibility criteria for students and their families.

At this time, eligibility to receive school readiness program services is generally restricted through rule to children whose parents are employed or enrolled in classes; who are at risk of abuse or neglect, welfare dependency, or school failure; who have a documented special need; or whose parents are migratory agricultural workers. Children of unemployment compensation recipients are ineligible to receive assistance.

The rate of unemployment in the State of Florida has risen dramatically since January 2007. Between January and May 2007, 245,653 individuals filed claims for unemployment benefits. During the same period in 2008, 346,202 individuals filed claims, representing an increase of 41%. Accordingly, hundreds of thousands of individuals are unable to access school readiness services.

To address the current economic crisis, the federal government passed the American Recovery and Reinvestment Act (the Act) and provided additional funding for the school readiness program which must be expended in accordance with the purposes described in the Act. Two of the enumerated purposes are "to preserve and create jobs and promote economic recovery" and "to assist those most impacted by the recession." The Act also clearly indicates that recipients of the funding must commence "expenditures and activities as quickly as possible." Furthermore, each provision for the expenditure of funds was designated by the United States Congress "as an emergency requirement and necessary to meet emergency needs." Recent guidance from the United States Department of Health and Human Services, Administration for Children and Families, confirmed that the Agency has the authority under federal law to offer school readiness services to the children of families receiving Unemployment Compensation benefits.

In order to ensure that parents have the ability to proactively seek employment opportunities and to reduce reliance on unemployment compensation benefits in Florida, the Agency seeks to immediately expand the current eligibility categories to include families receiving unemployment compensation benefits.

Access to school readiness program services would allow parents to enroll children in safe and healthy learning environments while they seek employment opportunities thereby assisting families dramatically impacted by the current recession. In order to facilitate a reduction of reliance on unemployment compensation benefits and to promote economic recovery the Agency seeks to ensure that Florida is cultivating a generation of children who are ready to learn and eventually become productive members of society. Finally, the directive of the federal government mandates that funds be expended as quickly as possible.

Accordingly, it is necessary that this emergency rule be implemented immediately, without the delay attendant with the regular rulemaking process. The Agency will immediately begin the regular rulemaking process for adopting this rule under Chapter 60BB-4, F.A.C.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The eligibility determination process provides the most efficient means of providing school readiness program services to individuals entitled to them under the emergency rule. All procedural remedies available to recipients of school readiness program services will be available to recipients of benefits under the emergency rule under state and federal law. Thus, recipients of school readiness services under this category of eligibility will receive all the due process protections that other recipients receive.

SUMMARY: All procedural remedies available to recipients of school readiness program services will be available to recipients of benefits under the emergency rule under state and federal law. Thus, recipients of school readiness services under this category of eligibility will receive all the due process protections that other recipients receive.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Kristin R. Harden, Assistant General Counsel, Agency for Workforce Innovation, Caldwell Building MSC 110, 107 S. Madison Street, Tallahassee, Florida 32399-4120

THE FULL TEXT OF THE EMERGENCY RULE IS:

60BBER09-2 Eligibility for Children in Families Receiving Unemployment Compensation.

(1) School readiness services provided under this section shall be funded using American Recovery and Reinvestment Act (ARRA) funds received by early learning coalitions.

(2) Initial eligibility. Families currently receiving Florida unemployment compensation (UC) benefits shall be determined eligible for an initial period of thirty (30) days under this eligibility category if family income, as defined in rule, is at or below 150 percent of the federal poverty level. A child shall be eligible for a maximum of six cumulative months of services under this eligibility category. If a child is eligible to receive school readiness services under any other eligibility category, the coalition shall offer the child services under the alternative eligibility category.

(3) Determining eligibility. To determine a child's eligibility to receive services under this eligibility category, the child's parent must present a copy of his or her notice of monetary eligibility issued by the Agency for Workforce Innovation in accordance with subsection 60BB-3.016(3), F.A.C., and a current bank statement, warrant, or check demonstrating receipt of UC benefits.

(4) Maintaining eligibility.

(a) Proof of benefits.

1. In order to maintain eligibility beyond an initial thirty (30) day period, the child's parent or guardian must submit proof of receipt of UC benefits within the previous thirty (30) days. A copy of the parent's or guardian's bank statement, or a warrant or check demonstrating receipt of UC benefits constitutes proof of receipt of benefits.

2. Alternatively, a child's parent or guardian may submit proof that he or she has submitted written notice of an appeal related to UC benefits pursuant to Rule 60BB-5.003, F.A.C. After submission of proof of written notice of an appeal, the child shall maintain eligibility for an additional thirty (30) days beyond the initial period of eligibility. To maintain eligibility beyond the additional thirty (30) days, the child's parent or guardian must submit proof of receipt of benefits, proof of a pending appeal, or proof of a determination in the parent's favor within the additional thirty (30) day period.

3. If a parent or guardian fails to submit proof of UC benefits or written notice of an appeal, the coalition shall terminate the child's eligibility under this eligibility category.

(b) A parent or guardian must notify the coalition, or its designee, of any change in employment, income, family size, or UC benefit status within ten (10) calendar days.

(5) Records Confidentiality. If applicable, the coalition shall comply with the confidentiality provisions of 20 CFR Part 603, sections 443.1715 and 443.171, F.S., and other sections of state and federal law which are related to UC records received pursuant to this rule.

Rulemaking Authority 411.01(4)(e), 443.1317(1)(b) FS. Law Implemented 411.01(5)(d), (6) FS. History—New 5-15-09.

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: May 15, 2009

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."

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

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on May 14, 2009, the Criminal Justice Standards and Training Commission has issued an order.