

\$10	\$10	500.00	31.680
\$4 x 5	\$20	1,500.00	10.560
\$5 x 4	\$20	1,500.00	10.560
(\$5 x 2) + \$10	\$20	1,500.00	10.560
\$10 x 2	\$20	1,500.00	10.560
\$20	\$20	1,500.00	10.560
(\$5 x 2) +	\$50	6,000.00	2.640
(\$20 x 2)			
(\$5 x 4) + \$30	\$50	6,000.00	2.640
\$10 x 5	\$50	6,000.00	2.640
\$25 x 2	\$50	6,000.00	2.640
\$50	\$50	6,000.00	2.640
(\$25 x 4)	\$250	24,000.00	660
+ \$150			
\$50 x 5	\$250	24,000.00	660
(\$50 x 3)	\$250	24,000.00	660
+ \$100			
\$50 + (\$100	\$250	24,000.00	660
x 2)			
\$250	\$250	24,000.00	660
\$5,000	\$5,000	240,000.00	66

(9) The estimated overall odds of winning some prize in Instant Game Number 1012 are 1 in 4.97. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 1012, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(12) Payment of prizes for WILD CHERRIES 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 4-17-09.

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: April 17, 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**

**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 April 16, 2009, the South Florida Water Management District (District), received a petition for waiver from J.W. McDaniel Sr., Inc., for utilization of Works or Lands of the District known as the L-28I; Section 25, Township 47 South, Range 33 East, Hendry County, to allow an existing water control structure and appurtenances, known as W-D1AB (emergency overflow culvert and riser and associated berm), located approximately 100 feet upstream of the beginning of the L-28I (North Feeder Canal), to remain within 40-feet of top of canal bank. The petition seeks relief from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of the canal bank; and prohibits water control structures within Works or Lands of the District, and requires crown elevation of discharge culverts to be set at least 1/2 foot below water control elevation of the canal.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or email: 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 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 MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT on April 20, 2009, the Agency for Workforce Innovation, received a petition for Variance from subsection 60BB-4.210(1), F.A.C., which provides requirements for maintaining school readiness

eligibility and allows individuals to be unemployed for a maximum of 30 days before losing eligibility to receive services. The Petition was filed by the Early Learning Coalition of Palm Beach County, Inc., 2300 High Ridge Road, Boynton Beach, Florida 33426.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC 140, Tallahassee, Florida 32399-4120.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on April 7, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for An Emergency Variance for Section 509.221(1)(b), Florida Statutes, paragraph 61C-1.004(2)(a), subsections 61C-4.010(6) and 61C-4.010(7), Florida Administrative Code, and Section 6-402.11, 2001 FDA Food Code, from Augustina's Taste of Chicago located in Naples. The above referenced F.A.C. addresses the requirement that an accessible bathroom must be provided for both customers and employees. They are requesting to share bathroom facilities with another nearby establishment within the same mall.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on April 14, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsections 61C-4.010(6) and 61C-4.010(7), Florida Administrative Code, from Catering by Maggie located in Sarasota. The above referenced F.A.C. addresses the requirement that an establishment must provide accessible customer bathrooms within 300 feet. They are requesting to share bathroom facilities with an adjacent business located within the same mall.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on April 10, 2009, the Board of Landscape Architecture, received a petition for David Dana, seeking a variance or waiver of Rule 61G10-11.004, Florida Administrative Code, which requires that applicants for licensure as a registered landscape architect shall demonstrate prior to licensure, six years of practical experience in landscape architectural work under the supervision of a registered landscape architect.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Board of Landscape Architecture within 14 days of publication of this notice.

The Board of Accountancy hereby gives notice that the petition filed by Brittney Bennett, on February 19, 2009, seeking a variance or waiver from paragraph 61H1-28.0052(1)(b), Florida Administrative Code, has been withdrawn. The Notice of Petition published in Vol. 35, No. 10 of the March 13, 2009, issue of the Florida Administrative Weekly.

The person to be contacted regarding this petition is: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

NOTICE IS HEREBY GIVEN THAT on April 7, 2009, the Board of Accountancy, received a petition for Anna C. Kroll, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (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

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."

NOTICE IS HEREBY GIVEN THAT on April 2, 2009, the Department of Environmental Protection, received a petition for a variance from the requirements of subsection 62-701.730(11), F.A.C., which requires the permittee of a construction and demolition debris disposal facility to prepare an annual estimate of the closure costs for the facility and to make annual payments into a trust fund in amounts that are sufficient to pay the estimated costs of closure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Tedder, Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

NOTICE IS HEREBY GIVEN THAT on March 5, 2009, the Department of Environmental Protection, received a petition for a temporary waiver of the requirements of subsection 62-761.510(5), Table UST = E, Florida Administrative Code, from the North Shore Medical Center, 1100 N. W. 95th St., Miami, Florida, facility ID# 139102327 to allow a one year extension of the requirement to upgrade underground storage tank systems with secondary containment. OGC Case number is 09-0431. This is a re-notice of the March 20, 2009, Vol. 35, No. 11, F.A.W. notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: John Svec, Florida Department of Environmental Protection, 2600 Blair Stone Road, M.S. 4525, Tallahassee, Florida 32399-2400, (850)245-8845, e-mail: john.svec@dep.state.fl.us.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on March 10, 2009, the Board of Clinical Laboratory Personnel, received a petition for Thuy Ai Huynh. Petitioner is seeking a variance from the experience requirement set forth in subsection 64B3-5.003(3), Florida Administrative Code, for those seeking a specialty. The original notice of variance and waiver was published on March 27, 2009 in Vol. 35, No. 12, F.A.W. The original notice contained an error in the language with regard to the petitioner's request.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on April 16, 2009, the Board of Medicine, received a petition for waiver or variance filed by Asmita Ramji Patel, M.D., from subsection 64B8-4.009(5), 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: 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: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN THAT on April 14, 2009, the Board of Nursing, received a petition for waiver or variance filed by Susan Williams, RN, MSN, CRNA, from Rule 64B9-4.0025, F.A.C., with regard to the requirement for provisional certification for Florida licensure as a CRNA. Comments on this petition should be filed with: Board of

Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3052, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, at the above address, or telephone (850)245-4620.

NOTICE IS HEREBY GIVEN THAT on April 20, 2009, the Board of Podiatric Medicine, received a petition for waiver or variance filed on behalf Colleen De Barr, D.P.M., from Rules 64B18-11.001 and 64B18-11.002, F.A.C., with regard to the requirement for undergoing re-examination when submitting an application to practice in the State of Florida. Comments on this petition should be filed with: Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, at the above address, or telephone (850)245-4393.

NOTICE IS HEREBY GIVEN THAT on April 17, 2009, the the Department of Health, received a petition for Permanent Variance from subsection 64E-12.005(4), Florida Administrative Code, from Hope Hospice and Community Services, Inc., for facilities entitled HealthPark located at 9470 HealthPark Circle, Fort Myers, FL 33908, and Hospice House North located at 2430 Diplomat Parkway East, Cape Coral, FL 33909. This rule requires community based residential facilities to be well lighted, have light fixtures maintained to work as designed, fixtures kept clean, as well as in specific rooms provide 20 foot candles of illumination in all areas for observation, cleaning, and maintenance.

Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tracy Perez, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida, 32399-1710, (850)245-4277.

NOTICE IS HEREBY GIVEN THAT on April 14, 2009, the Department of Health, received a petition for Variance from paragraph 64E-16.007(4)(g), Florida Administrative Code, from R. Mason Bryant, on behalf of ONCORE TECHNOLOGY, LLC. paragraph 64E-16.007(4)(g), Florida Administrative Code, prescribes the test load containing the test organism, Bacillus subtilis, to be processed without the liquid agent used to kill the test organisms and to replace the agent with an equal amount of sterile saline solution or tapwater. The Petitioner requests a variance from the rule to allow the Petitioner to vary from the rule requirement for

processing the test load containing the test organism, *Bacillus subtilis*, without the agent used to kill the test organisms as prescribed in paragraph 64E-16.007(4)(g), Florida Administrative Code. ONCORE TECHNOLOGY, L.L.C. requests that the Department accept a protocol and data using the test organism *Geobacillus stearothermophilus* in place of *Bacillus subtilis*.

Comments on this Petition should be filed with: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Gina Vallone-Hood, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin A08, Tallahassee, Florida 32399-1710, (850)245-4277, extension 4273.

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: May 13, 2009, 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

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the

Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.