

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.

(13) The Sedano's Groceries for a Year Drawing shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of the drawing will be available after the drawing on the Florida Lottery's Website at flalottery.com, by phone at (850)487-7777, or at participating Lottery retailers.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 6-3-09.

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: June 3, 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 June 4, 2009, the South Florida Water Management District (District), received a petition for waiver that was amended. The Amended Petition was filed on June 4, 2009, by Lisa Strader (Application No. 09-0422-1) for utilization of Works or Lands of the District know as the C-10 Spur Canal for existing fence, landscaping (palms and shrubs), and lights to remain within the north right of way of the C-10 Spur, located adjacent to 3126 N. 34th Street (Emerald Hills Subdivision); Section 05, Township 51 South, Range 42 East, Broward County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which govern the placement of

permanent and semi-permanent above-ground structures within 40 feet of top of canal bank within Works or Lands of the District. The petition for waiver was amended to include existing landscaping.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail: kruff@sfwmd.gov. The District will accept comments concerning the amended 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 the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Kathie Ruff, Office of Counsel.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on May 29, 2009, the the Agency for Health Care Administration, received a petition for a Variance from Rule 59A-18.006, Florida Administrative Code (F.A.C.).

The Agency for Health Care Administration (the "Agency") received a petition pursuant to Section 120.542 Florida Statutes, from Petitioner, Burke Consulting Corporation d/b/a Granny Nannies of Sarasota. Petitioner operates a nurse registry in Geographic Service Area 8 with an office located in Sarasota County. Petitioner is opening another nurse registry in Geographic Service Area 6 to be located in Manatee County. The Petition requests a variance from Rule 59A-18.006, F.A.C. This rule requires all nurse registries to retain a full time administrator for each licensed office. Rule 59A-18.006 states: "The administrator of the nurse registry shall be a full time position..."

Petitioner is seeking a permanent variance from the rule in order to hire one individual to be the administrator of two nurse registries the Agency 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. (Eastern Standard Time).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 3, Tallahassee, Florida 32308.

For additional information, please contact: Richard Saliba, Office of the General Counsel, at the above address, or telephone (850)922-5873.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT on June 4, 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 an individual 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 Pasco and Hernando Counties, Inc., 15506 County Line Road, Suite 103, Spring Hill, Florida 34610.

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, FL 32399.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on June 4, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent variance from Rules 2.20.4 and 8.7.2.27.4, ASME A17.1, 2005 which requires suspension ropes be of at least 9.5 mm and that the new controller meet the 2005 edition of the code. The request was submitted by Lee Rigby on behalf of Hotel Indigo in Sarasota (VW 2009-185).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 4, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent variance from Rules 2.20.4 and 8.7.2.27.4, A17.1, 2005 which requires ropes of at least 9.5 mm in diameter and replacement of the controller with one that meets the current code from Lee Rigby on behalf of Ringling Square in Sarasota (VW 2009-186).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 4, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from the requirement of having restricted door openings for an undetermined time period from Jeanne S. Dufreset of The Housing Authority of the City of Fort Myers (VW 2009-187).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 4, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 2.7.4, 3.11.1 & 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, restricted door openings and two-way communication from Cynthia Campfeld on behalf of Le Chateau Royal in South Palm Beach, Florida (VW 2009-188).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on May 21, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Cappy's Pizzeria located in Tampa. The above referenced F.A.C. addresses the requirement that only frankfurters may be prepared in an open air location. They are requesting to install open cooking equipment within an open air screened enclosure for preparation of food other than frankfurters.

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.

The Board of Professional Engineers hereby gives notice that it has received a petition, filed on May 19, 2009, by Daniel E. McKay, III, seeking a variance or waiver of Rule 61G15-20.0015, F.A.C., which is entitled "Application for Licensure by Endorsement." Specifically, the Petitioner requests, for reasons of violation of the principles of fairness, a permanent change from the phrase "foreign institution" to the phrase "foreign or domestic institution."

A copy of the Petition for Variance or Waiver may be obtained by contacting: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on June 8, 2009, the Board of Medicine received a petition filed on behalf of Kishore Julian Thampy, M.D., seeking a waiver or variance from subsection 64B8-2.001(2), F.A.C., with regard to the requirement for obtaining a passing score on the FLEX examination in one sitting of the examination. 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.

NOTICE IS HEREBY GIVEN THAT the Petition for Waiver or Variance on behalf of Louise Johnson Wunsch, M.D., on April 29, 2009, has been withdrawn, upon request of the Petitioner. The Petitioner has been granted a license and the Petition is now moot. The Notice of Petition for Waiver or Variance was published in Vol. 35, No. 19, of the May 15, 2009, issue of the F.A.W.

The person to be contacted regarding this Petition is: Larry McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on May 22, 2009, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Youth and Family Alternatives, Inc and Dorothea Davis, assigned Case No. 09-019W. Subsection 65C-15.017(3), F.A.C. requires agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on May 26, 2009, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Donnette Waugh, assigned Case No. 09-020W. subsection 65C-15.017(3), F.A.C. requires staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

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

DEPARTMENT OF STATE

The **Friends of Mission San Luis, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2009, 11:00 a.m. – 1:00 p.m.

PLACE: Mission San Luis Archaeology Lab, 2021 W. Mission Road, Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FOMSL Executive Committee will be meeting to discuss the new Visitor Center and other Friends business.

A copy of the agenda may be obtained by contacting: Jessica Shiver at (850)487-1666.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jessica Shiver at (850)487-1666. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jessica Shiver at (850)487-1666 or jbshiver@dos.state.fl.us.

The **Department of State, Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 30, 2009, 3:30 p.m.

PLACE: 2nd Floor, Conference Room, 1350 N. W. 14th Street, Miami, FL 33125

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for Art in State Buildings Project #70413100 Miami-Dade County Health Department Replacement Facility will hold an Orientation Meeting to evaluate the new facility and determine potential artwork sites and media.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Administrator, 500 South Bronough Street, Third Floor, Tallahassee FL 32399-0250, (850)245-6475.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Morgan Lewis at (850)245-6356. If you are hearing