

Firecracker MILLIONAIRE RAFFLE tickets will cease immediately after the 750,000th ticket is sold or at midnight on July 5, 2010, whichever occurs first.

(2) There will be five winners of \$1 million, ten winners of \$100,000, twenty-five winners of \$10,000 and 2,500 winners of \$500 in the Firecracker MILLIONAIRE RAFFLE game. The \$100,000 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 \$100,000 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 5-20-10, Replaces 53ER09-22.

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 20, 2010

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 COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT on May 17, 2010, the Department of Community Affairs, Division of Housing and Community Development, received a petition for waiver from

the City of DeFuniak Springs relating to Florida Small Cities Community Block Grant Program subgrant ceilings based on HUD modified census figures summarizing low and moderate income population. The petitioner seeks a waiver of paragraph 9B-43.0041(2)(b), Florida Administrative Code. This waiver is being requested pursuant to the provisions of Section 120.542, Florida Statutes and Section 28-104.002, Florida Administrative Code. It was assigned the number DCA10-WAI-111.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on May 13, 2010, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Paula Boyd. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner has cancer which prevents her from completing her firearms qualification. The Petitioner would like to waive the operation of the rule in her case.

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

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the Criminal Justice Standards and Training Commission has issued an order.

This matter concerned a request for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Paula Boyd. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner has cancer which prevents her from completing her firearms qualification. The Petitioner requested a waiver of the operation of the rule in her case. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 36, No. 22, on June 4, 2010.

On May 20, 2010, at its regularly scheduled business agenda meeting held in Ocala, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness resulting in the need to for the Petitioner to qualify while undergoing medical treatment for a serious illness. The Commission found that the purposes of the underlying statute, to ensure that officers are

properly trained, will be met by granting this waiver request. The Commission granted the Petitioner two extra years to complete her firearms requalification.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32327, (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the Criminal Justice Standards and Training Commission has issued an order.

This matter concerned a request for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Vickie Calejo. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner has a serious illness which prevents her from completing her firearms qualification. The Petitioner requested a waiver of the operation of the rule in her case. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 36, No. 22, on June 4, 2010.

On May 20, 2010, at its regularly scheduled business agenda meeting held in Ocala, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness resulting in the need to for the Petitioner to qualify while undergoing medical treatment for a serious illness. The Commission found that the purposes of the underlying statute, to ensure that officers are properly trained, will be met by granting this waiver request. The Commission granted the Petitioner two extra years to complete her firearms requalification.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32327, (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on May 13, 2010, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Vicky Calejo. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner has cancer which prevents her from completing her firearms qualification. The Petitioner would like to waive the operation of the rule in her case.

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

NOTICE IS HEREBY GIVEN THAT on May 13, 2010, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Derek Canto. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner was in an off-duty automobile accident and cannot complete firearms qualification by the deadline of June 30, 2010. The Petitioner would like to waive the operation of the rule in his case.

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

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the Criminal Justice Standards and Training Commission has issued an order.

This matter concerned a request for a permanent waiver of subsection 11B-27.00212(14), F.A.C., by Derek Canto. The rule requires officers to successfully complete firearms qualification every two years unless an officer is injured in the line of duty, which would grant the officer two additional years to complete the qualification. The Petitioner has an injury which prevents him from completing his firearms qualification. The Petitioner requested a waiver of the operation of the rule in his case. Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 36, No. 22, on June 4, 2010.

On May 20, 2010, at its regularly scheduled business agenda meeting held in Ocala, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness resulting in the need to for the Petitioner to qualify while undergoing medical treatment for a serious injury. The Commission found that the purposes of the underlying statute, to ensure that officers are properly trained, will be met by granting this waiver request. The Commission granted the Petitioner two extra years to complete his firearms requalification.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32327, (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the Criminal Justice Standards and Training Commission has issued an order.

On May 11, 2010, the Criminal Justice Standards and Training Commission, received a petition for a waiver of subsection 11B-27.002(4), F.A.C., by Chadler Llyman Lawnsdail. The rule requires candidates to complete basic recruit training, pass the state officer certification examination (SOCE), and obtain employment within four years of beginning basic recruit training in order to maintain active status for certification as a criminal justice professional. The Petitioner wished to waive that portion of the rule which required him to become employed within four years of starting basic recruit training. The petitioner began basic recruit training on August 2, 1999, passed basic recruit training on February 16, 2000, and passed the SOCE on February 17, 2000. He has never been employed as a criminal justice professional.

Notice of receipt of the petition was published in the Florida Administrative Weekly Vol. 36, No. 20, on May 21, 2010.

On May 20, 2010, at its regularly scheduled business agenda meeting held in Ocala, Florida, the Commission found that the Petitioner's situation is not unique. The Petitioner failed to demonstrate that the strict application of the Commission's rules in this case would violate the principles of fairness. The Commission found that the purposes of the underlying statute, to ensure that officers are employed within a reasonable time after completing their basic training, will not be met by granting this waiver request. The Commission denied the Petitioner's waiver.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32327, (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the Criminal Justice Standards and Training Commission has issued an order.

On May 16, 2010, the Criminal Justice Standards and Training Commission, received a petition for waiver of subparagraphs 11B-20.0014(3)(d)5. and 6., F.A.C., by Sgt. William Miller of the Sarasota Criminal Justice Academy. Sgt. Miller seeks to waive that portion of the rule requiring breath test instructors to be actively certified prior to instructing a breath test operator renewal course. Sgt. Miller and the SCJA assert that the Petitioner was otherwise qualified at the time he taught the class, and that the Petitioner has, indeed, now received the necessary certification. Receipt of the petition was published in the Florida Administrative Weekly Vol. 36, No. 22, June 4, 2010.

On May 20, 2010, at its regularly scheduled business agenda meeting held in Ocala, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case

would violate the principles of fairness. The Commission found that the purposes of the underlying statute, to ensure that alcohol breath test operator instructors are certified prior to instructing courses, will be met by granting this waiver request. The Commission found that the Petitioner had the knowledge, skills, and abilities required to instruct and, indeed, did become certified soon after instructing the course. The failure of the Petitioner to become certified was an oversight by the Petitioner and was not flagrant. The Commission granted the Petitioner's waiver.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32327, (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on May 16, 2010, the Criminal Justice Standards and Training Commission, received a petition for waiver of subparagraphs 11B-20.0014(3)(d)5. and 6., F.A.C., by Sgt. William Miller of the Sarasota Criminal Justice Academy. Sgt. Miller seeks to waive that portion of the rule requiring breath test instructors to be actively certified prior to instructing a breath test operator renewal course. Sgt. Miller and the SCJA assert that the Petitioner was otherwise qualified at the time he taught the class, and that the Petitioner has, indeed, now received the necessary certification.

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

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the The Criminal Justice Standards and Training Commission has issued an order.

William Wall, Director of the Sarasota Criminal Justice Academy, petitioned the Criminal Justice Standards and Training Commission for a waiver of paragraph 11B-21.005(8)(a), Florida Administrative Code. The petition was received by Commission staff on March 8, 2010. Notice of the petition was published in Vol. 36, No. 13, Florida Administrative Weekly, on April 2, 2010. Director Wall petitioned for a waiver of that portion of paragraph 11B-21.005(8)(a), Florida Administrative Code, that requires certified criminal justice training schools to maintain a full-time director employed on a 12-month calendar. Director Wall's training school has been reduced to an eleven-month academic and pay calendar as a result of budget cuts for workforce education funding through the parent organization, the Sarasota County Technical Institute. The Commission granted the waiver at its regularly scheduled and noticed May 20, 2010, meeting which was held in Ocala, Florida.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32327, (850)410-7676.

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."

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that Verizon Florida LLC's petition for waiver variance from Rules 25-4.0185 and 25-4.073, Florida Administrative Code, filed December 28, 2009, in Docket No.: 090550-TL was approved by the Commission by Order No.: PSC-10-0249-PAA-TL, issued April 23, 2010, consummated by Order No.: PSC-10-0321-CO-TL, issued May 18, 2010. Rule 25-4.0185, F.A.C., requires a local exchange company to collect and report call-answer time data. Rule 25-4.073, F.A.C., requires a local exchange company meet certain answer-time intervals. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the F.A.W. on January 22, 2010.

A copy of the Order can be obtained from the: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on May 24, 2010, the Suwannee River Water Management District, received a petition for variance from Michael Streicher, 3101 US Hwy. 90 West, Suite 201, Lake City, FL 32055, pursuant to Section 120.542, F.S. Petitioner is seeking variance from paragraph 40B-4.3030(4)(b), F.A.C., as to the building elevations without the use of fill, and paragraph 40B-4.3030(9)(b), F.A.C., as to the zero rise requirement. Petitioner is seeking to remodel boat garage, in Gilchrist County, in Township 7 South, Range 14 East, Section 13. These rules are intended to set forth criteria for development activities within a Work of the District.

Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060, within 14 days of publication of this notice. The petition has been assigned ERP 10-0088, M. Steicher District Floodway Project.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida.

NOTICE IS HEREBY GIVEN THAT on April 30, 2010, the Southwest Florida Water Management District received notification of the withdrawal of a petition for rule waiver from Crystal Bay at Kingsway Condominium Association, Inc. The District received the petition for rule waiver from Crystal Bay at Kingsway Condominium Association, Inc., on February 5, 2010. Petitioner requested a waiver of Section 6.4.1 of the Basis of Review for Environmental Resource Permit Applications incorporated by reference into the District's rules by way of subsection 40D-4.091(1), F.A.C. Notice of the Petition was published in the Florida Administrative Weekly, Vol. 36, No. 8, on February 26, 2010. The petition was withdrawn after the District notified Petitioner that a rule exemption applied and therefore the petition for rule waiver was moot. A copy of the letter withdrawing the Petition for Variance or Waiver may be obtained by contacting: Cathleen C. Kenney, Staff Attorney, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on April 8, 2010, the Agency for Health Care Administration, received a petition for Variance or Waiver from of subsection 59A-1.005(35), Florida Administrative Code, from AXOGEN, INC.; BACTERIN INTERNATIONAL, INC.; BONE BANK ALLOGRAFTS; COMMUNITY TISSUE SERVICES-CALIFORNIA; COMMUNITY TISSUE SERVICES-DAYTON; COMMUNITY TISSUE SERVICES-INDIANA; COMMUNITY TISSUE SERVICES-NORTHWEST OHIO; COMMUNITY TISSUE SERVICES-PENNSYLVANIA; COMMUNITY TISSUE SERVICES-PORTLAND; COMMUNITY TISSUE SERVICES-TEXAS; CRYOLIFE, INC.; INTERPORE CROSS INTERNATIONAL; LIFECELL CORPORATION; LIFELINK FOUNDATION TISSUE BANK; LIFELINK TISSUE BANK-WOODLAND; LIFENET HEALTH; OSTOTECH, INC.; MUSCULOSKELETAL TRANSPLANT FOUNDATION; RTI BIOLOGICS, INC. – RESEARCH CIRCLE; SOUTHEAST TISSUE ALLIANCE, INC.; UNIVERSITY OF MIAMI TISSUE BANK; and WRIGHT MEDICAL TECHNOLOGY, INC. The petition requests a variance of rule provisions requiring HTLV testing for donor tissue. The specific provision on which the waiver is sought is subparagraph 59A-1.005(35)(a)2., Florida Administrative Code. The Petitioner in its request seeks a permanent variance from the rule due to substantial hardship.

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

NOTICE IS HEREBY GIVEN THAT on April 30, 2010, the Agency for Health Care Administration, received a petition for Variance or Waiver from of subsection 59A-1.005(35), Florida Administrative Code, from ISTO Technologies, Inc. The petition requests a variance of rule provisions requiring HTLV testing for donor tissue. The specific provision on which the waiver is sought is subparagraph 59A-1.005(35)(a)2., Florida Administrative Code. The Petitioner in its request seeks a permanent variance from the rule due to substantial hardship.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Construction Industry Licensing Board hereby gives notice that it has received a petition, filed on May 18, 2010, by Timothy P. Atkinson, Esq., on behalf of Cy R. Adams, seeking a permanent waiver or variance of Rule 61G4-15.001, F.A.C., dealing with qualifications for certification, and verification of active experience by affidavits prepared or signed by a state certified Florida contractor, or an architect or engineer, in the applicant's category, who is licensed in good standing or a licensed building official.

Comments on this petition should be filed with Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, within 14 days of publication of this notice.

For a copy of the petition, contact: G. W. Harrell, Executive Director, Construction Industry Licensing Board, at above address or telephone (850)487-1395.

NOTICE IS HEREBY GIVEN THAT on May 14, 2010, the Board of Accountancy, received a petition for Patrick Callan, seeking a variance or waiver of subsection 61H1-28.0052(2), Florida Administrative Code, which requires the initial licensure fees and all required documents be received within 36 months of the date of certification of examination scores by the Board or the initial license will not be issued.

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.

NOTICE IS HEREBY GIVEN THAT on May 10, 2010, the Board of Accountancy, received a petition for Coretta James, 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.

NOTICE IS HEREBY GIVEN THAT on May 7, 2010, the Board of Accountancy, received a petition for John D. Stewart, seeking a variance or waiver of subsection 61H1-33.003(6), Florida Administrative Code, which requires that each Florida certified public accountant shall, as a part of the biennial licensure renewal, on or before December 31 prior to his/her biennial license renewal, report on forms prescribed by the Board, compliance with continuing professional education requirements completed during the applicable reestablishment period.

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.

NOTICE IS HEREBY GIVEN THAT on April 20, 2010, the Board of Accountancy, received a petition for Baby Varkey, seeking a variance or waiver of paragraph 61H1-27.001(5)(a), Florida Administrative Code, which lists the requirements for an applicant for licensure who holds a degree from a college that is not accredited. The petitioner also seeks a variance of waiver of paragraph 61H1-27.002(2)(b), F.A.C., which requires that the applicant has completed 36 semester or 54 quarter hours in general business education which shall include not less than the equivalent of 6 semester or 8 quarter hours in business law courses which shall include coverage of the uniform commercial code, contracts and torts.

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 May 21, 2010, the Department of Environmental Protection has issued an order.

On February 23, 2010, the Department received a petition from Mosaic Fertilizer, LLC (Mosaic) requested a variance under Section 120.542, Florida Statutes, from the requirements of paragraphs 62C-16.0051(2)(a), (10)(b) and (e) and (12)(b)2., F.A.C., to allow the Department to modify the maximum slope, percent vegetative cover, use of all indigenous species, and the reclamation schedule requirements so that Mosaic may reclaim upland portions of the Payne Creek Mine to a beneficial final land use as a golf course and associated infrastructure. Notice of receipt of this petition was published in the Florida Administrative Weekly, Vol. 36, No. 10, dated March 12, 2010. No public comment was received. On May 21, 2010, the Department entered a final order (OGC File No.: 10-0922) granting a variance to Mosaic from the requirements of paragraphs 62C-16.0051(2)(a), (10)(b) and (e) and (12)(b)2., F.A.C., provided specific conditions were met.

A copy of the Order may be obtained by contacting: Orlando Rivera, PWS, Department of Environmental Protection, Bureau of Mining and Minerals Regulation, 2051 East Dirac Drive, MS #715, Tallahassee, Florida 32310-3760, (850)488-8217.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on May 21, 2010, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Susan Lander, seeking a variance or waiver of paragraph 64B4-3.003(3)(a), F.A.C., which requires that the minimum passing score for the examination developed by the Association of Social Work Boards (ASWB) is the recommended cut-off score provided by the national vendor established according to a standard-setting method.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08,

Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

The Board of Dentistry hereby gives notice that it has received a petition, filed on May 17, 2010, by Edwin A. Bayo on behalf of Richard Rolle, Jr. D.D.S., seeking a waiver or variance of subsection 64B5-2.021(1) and paragraph 64B5-2.013(1)(c), F.A.C. with respect to the following licensure requirements: with regard to the requirement that any applicant who has failed to pass the clinical examination in three attempts shall not be eligible for reexamination until he or she completes a one year general practice residency and that each applicant for a Florida dental license successfully complete all three examinations as provided for in Section 466.006, Florida Statutes, within a 13 month period in order to qualify for licensure.

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

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

NOTICE IS HEREBY GIVEN THAT on May 20, 2010, the Board of Medicine, Council on Physician Assistants, received a petition for waiver or variance filed by Teresa Hoye Doolittle, PA-C, from Rule 64B8-30.003, F.A.C., with regard to the requirement for letters of recommendation for physician assistant applicants. 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.

The Board of Nursing Home Administrators hereby gives notice that it has received a petition, filed on May 18, 2010, by Marie L. Geary, seeking a variance or waiver for Rule 64B10-11.002, F.A.C. with respect to the following licensure requirement: the applicant must pass the required examinations administered by the National Association of Boards of Examiners of Nursing Home Administrators.

Comments on this petition should be filed with the Nursing Home Administrators Board, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

For a copy of the petition, contact: Sharon Guilford, Acting Executive Director, at the above address or telephone (850)425-4355.

NOTICE IS HEREBY GIVEN THAT on May 18, 2010, the Board of Psychology, received a petition for a permanent waiver filed on behalf of Karina Jefeiz-Zagagi, Ph.D., from Rule 64B19-11.0075, F.A.C., with regard to closing the application file after 24 months if the applicant is unable to document the completion of the required 2,000 hours of post doctoral experience. Comments on this petition should be filed with: Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, at the above address, or telephone (850)245-4373.

NOTICE IS HEREBY GIVEN THAT on May 24, 2010, the Department of Health, received a petition for a Variance from subparagraph 64E-13.004(6)(a)1., Florida Administrative Code, from Melanie Brackett for Pinnacle Academy Private School, 290 Forest Park Circle, Panama City, Florida. This rule requires schools to have toilet and handwashing facilities for preschool grades through grade three located within or adjoining their classrooms. Common toilet facilities for both sexes shall not be allowed above the third grade.

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: Sharon Saulter, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710, (850)245-4277.

NOTICE IS HEREBY GIVEN THAT on May 24, 2010, the the Department of Health, received a petition for Variance from Rule 64E-11.006, Florida Administrative Code (F.A.C.), from Grandma's Daycare, Inc., 35 Grant Street, Saint Augustine, FL 32084. Portions of this section require approved facilities for manual or mechanical dishwashing of multi-use eating and drinking utensils. When utensils are washed and sanitized by hand, a three compartment sink shall be provided. Cleaning and sanitizing may be done by spray type or immersion dishwashing or by any other type of machine or device if it is demonstrated that it thoroughly cleans and sanitizes equipment and utensils. 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: Ric Mathis, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710, (850)245-4277.

NOTICE IS HEREBY GIVEN THAT on May 19, 2010, the Department of Health, received a petition for variance from Daniel Hernandez, Esq., representing Infiltrator Systems, Incorporated. Specifically, the petitioner seeks a variance from paragraph 64E-6.013(2)(a), Florida Administrative Code, which requires all receptacle stiffing members such as ribs to be a homogenous part of the structure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on May 4, 2010, the Department of Children and Families, received a petition for wavier of subsection 65C-15.017(3), Florida Administrative Code, from Child & Family Connections and Jerome West, assigned Case No.: 10-030W. 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 10, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(1), Florida Administrative Code, from Community Partnership for Children and William Babiez, assigned Case No.: 10-031W. Subsection 65C-15.017(1), F.A.C., requires the Director shall have a master's degree in social work or a related area of study from an accredited college or university and at least two years experience in human services or child welfare programs.

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 LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 3, 2010, 11:00 a.m.