THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Medicine: Dietetics and Nutrition Council/MQA, 4052 Bald Cypress Way, Bin \#C05, Tallahassee, Florida 32399-3256

## DEPARTMENT OF HEALTH

## Board of Nursing

RULE NO.:
64B9-2.016
RULE TITLE:
Forms

## 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. 36, No. 17, April 30, 2010 issue of the Florida Administrative Weekly.

## 64B9-2.016 Forms.

(10) Annual Report for Programs in Nursing DH-MQA 1096, 05/10 (rev. Rule 64B9-2.016).
Rulemaking Authority 464.006 FS. Law Implemented 456.013, 464.008, 464.009 FS. History-New 6-22-09, Amended $\qquad$ -.

## FISH AND WILDLIFE CONSERVATION COMMISSION

## Freshwater Fish and Wildlife

## RULE NO.:

RULE TITLE:
68A-6.0022 Possession of Class I, II, or III Wildlife in Captivity; Permit Requirements
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. 36, No. 12, March 26, 2010 issue of the Florida Administrative Weekly.
Proposed amendment to Rule 68A-6.0022 has been changed to include the following modified subsection:
(7) Disaster and Critical Incident Plans: Applicants for permits to possess wildlife in captivity as authorized pursuant to Section 379.3761 or 379.303 , F.S., or the provisions of this chapter shall document in writing a course of action to be taken in preparation for disasters or critical incidents. Such course of action shall be documented on the Captive Wildlife Critical Incident/Disaster Plan form FWCDLE_619 (06/09), which is adopted and incorporated herein by reference. Forms may be obtained by submitting a request to: Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, 620 South Meridian Street, Tallahassee, Florida 32399-1600, or at www.myfwc.com/permits. This form shall consist of two parts. Part A of form FWCDLE_619 shall be submitted at the time of initial application or renewal; and Part B shall be retained in the permittee's files at the facility location and be made available for inspection upon request of Commission personnel and the director of the local emergency management agency
for. Permittees atthorized for Class I or Class II shall provide a eopy of Part B of form FWCDLE_619 to the county emergency manager in the county where the facility is located.
(a) through (b) No change.

No other changes were made to the rule amendments as proposed.

## FISH AND WILDLIFE CONSERVATION COMMISSION

## Freshwater Fish and Wildlife

RULE NO.:<br>RULE TITLE:<br>68A-6.003<br>Facility and Structural Caging Requirement for Class I, II and III Wildlife<br>NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 12, March 26, 2010 Florida Administrative Weekly has been continued from April 28, 2010 to September 1, 2010.

## FISH AND WILDLIFE CONSERVATION COMMISSION

## Freshwater Fish and Wildlife

RULE NO.
RULE TITLE:
68A-6.0072 Identification of Non-Native
Venomous Reptiles and Reptiles of Concern; Escape

## NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 12, March 26, 2010 Florida Administrative Weekly has been continued from April 28, 2010 to June 23, 2010.

## 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.:
53ER10-14
RULE TITLE:
Instant Game Number 1058, ACES \& 8's

SUMMARY: This emergency rule describes Instant Game Number 1058, "ACES \& 8's," 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:

53ER10-14 Instant Game Number 1058, ACES \& 8's.
(1) Name of Game. Instant Game Number 1058, "ACES \& 8's."
(2) Price. ACES \& 8's lottery tickets sell for $\$ 2.00$ per ticket.
(3) ACES \& 8's 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 ACES \& 8's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, 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 an " 8 " play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area shall entitle the claimant to the prize shown for that symbol. A ticket
having a " nimal "play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area shall entitle the claimant to all ten prizes shown.
(b) The prizes are: $\$ 1.00, \$ 2.00, \$ 4.00, \$ 5.00, \$ 10.00$, $\$ 15.00, \$ 20.00, \$ 25.00, \$ 30.00, \$ 40.00, \$ 100, \$ 200, \$ 400$, $\$ 1,000, \$ 10,000$ and $\$ 25,000$.
(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1058 are as follows:


| \$10x 10 | \$100 | 3,600.00 | 3.000 |
| :---: | :---: | :---: | :---: |
| $(\$ 20 \times 2)+(\$ 30 \times 2)$ | \$100 | 3,600.00 | 3.000 |
| \$25 $\times 4$ | \$100 | 3,600.00 | 3,000 |
| \$100 | \$100 | 3,600.00 | 3,000 |
| \$20×10 (ACE) | \$200 | 12,000.00 | 900 |
| \$25 $\times 8$ | \$200 | 15,000.00 | 720 |
| \$20 + (\$30 x 6) | \$200 | 18,000.00 | 600 |
| \$100x 2 | \$200 | 18,000.00 | 600 |
| \$200 | \$200 | 18,000.00 | 600 |
| \$40×10(ACE) | \$400 | 45,000.00 | 240 |
| (\$40 $\times 5$ ) + | \$400 | 45,000.00 | 240 |
| (\$100 $\times 2$ ) |  |  |  |
| \$100 4 | \$400 | 45,000.00 | 240 |
| \$200x 2 | \$400 | 45,000.00 | 240 |
| \$400 | \$400 | 45,000.00 | $\underline{240}$ |
| \$100 x 10 (ACE) | \$1,000 | 90,000.00 | $\underline{120}$ |
| \$100×10 | \$1,000 | 180,000.00 | $\underline{60}$ |
| \$200 5 | \$1,000 | 180,000.00 | $\underline{60}$ |
| \$200+(\$400 x 2) | \$1,000 | 180,000.00 | $\underline{60}$ |
| \$1,000 | \$1,000 | 180,000.00 | $\underline{60}$ |
| \$10,000 | \$10,000 | $\underline{1.080,000.00}$ | 10 |
| \$25,000 | \$25,000 | 1,080,000.00 | 10 |

(10) The estimated overall odds of winning some prize in Instant Game Number 1058 are 1 in 4.37. 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 1058, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.
(12) Payment of prizes for ACES \& 8's lottery tickets shall be made in accordance with the rule 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 5-7-10.

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 7, 2010

## DEPARTMENT OF THE LOTTERY

RULE NO.:
RULE TITLE:
53ER10-15 Instant Game Number 1051, FULL HOUSE
SUMMARY: This emergency rule describes Instant Game Number 1051, "FULL HOUSE," 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:

## 53ER10-15 Instant Game Number 1051, FULL HOUSE. <br> (1) Name of Game. Instant Game Number 1051, "FULL HOUSE." <br> (2) Price. FULL HOUSE lottery tickets sell for $\$ 5.00$ per ticket.

(3) FULL HOUSE 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 FULL HOUSE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.
(4) The play symbols are as follows:

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

(6) The legends are as follows:

| YOUR HANDS PRIZE | HRNO 1 | HAND 2 |  |
| :--- | :--- | :---: | :---: |
| HEND 3 | HAND 4 | HRNO 5 | HAND 6 |

(7) Determination of Prizewinners.
(a) There are six hands on a ticket. Each hand is played separately.

1. A ticket having two of a kind in a hand shall entitle the claimant to the prize shown for that hand.
2. A ticket having three of a kind in a hand shall entitle the claimant to double the prize shown for that hand.
3. A ticket having a full house (three of a kind and a pair) in a hand shall entitle the claimant to five times the prize shown for that hand.
(b) The prizes are: $\$ 2.00, \$ 5.00, \$ 10.00, \$ 15.00, \$ 20.00$, $\$ 25.00, \$ 30.00, \$ 50.00, \$ 100, \$ 500, \$ 1,000, \$ 5,000, \$ 10,000$, $\$ 50,000$ and $\$ 200,000$.


THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER10-16 Instant Game Number 1057. WILD DOUBLER.
(1) Name of Game. Instant Game Number 1057, "WILD DOUBLER."
(2) Price. WILD DOUBLER lottery tickets sell for \$1.00 per ticket.
(3) WILD DOUBLER 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 WILD DOUBLER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, 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 | 6019 |
| $5 \times$ | sencs | dar | $\pm$ | aseali |

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:
(6) The prize symbols and prize symbol captions are as follows:

| \$1.00 | \$2.00 | \$4.00 | \$5.00 | \$10.00 | \$15.00 |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  |  |  |  |
| \$20.00 | \$30.00 | \$40.00 | \$100 | \$200 | \$4,000 |
| vixt | 5eatr | nown | cowns | Teat | \%61 |

(7) The legends are as follows:

## HINNING YOUR NUMBERS NUMBER

(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 NUMBER" play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having a " ${ }^{\operatorname{LDCO}}$ " symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol.
(b) The prizes are: $\$ 1.00, \$ 2.00, \$ 4.00, \$ 5.00, \$ 10.00$, $\$ 15.00, \$ 20.00, \$ 30.00, \$ 40.00, \$ 100, \$ 200$ and $\$ 4,000$.
(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1057 are as follows:

|  |  | ESTIMATED | NUMBER OF WINNERS IN 50 POOLS OF |
| :---: | :---: | :---: | :---: |
|  |  | ODDS OF | 240,000 TICKETS |
| GAME PLAY | WIN | 1 IN | PER POOL |
| \$1 | \$1 | $\underline{10.71}$ | 1,120,000 |


| \$1 (WILD) | \$2 | $\underline{25.00}$ | 480,000 |
| :---: | :---: | :---: | :---: |
| \$2 | \$2 | 33.33 | 360,000 |
| \$1 $\times 4$ | \$4 | $\underline{300.00}$ | 40,000 |
| \$1 (WILD) + \$ 2 | \$4 | 300.00 | 40,000 |
| \$2 (WILD) | \$4 | 300.00 | 40,000 |
| \$2 $\times 2$ | \$4 | 150.00 | 80,000 |
| \$4 | \$4 | 300.00 | 40,000 |
| \$1×5 | \$5 | 500.00 | 24,000 |
| \$1 (WILD) + \$1+\$2 | \$5 | $\underline{500.00}$ | $\underline{24,000}$ |
| \$1+\$2 (WILD) | \$5 | $\underline{500.00}$ | $\underline{24,000}$ |
| \$1+\$4 | \$5 | $\underline{500.00}$ | $\underline{24,000}$ |
| \$5 | \$5 | $\underline{500.00}$ | $\underline{24,000}$ |
| \$2×5 | \$10 | 750.00 | $\underline{16.000}$ |
| (\$2 $\times 3)+\$ 4$ | \$10 | 750.00 | $\underline{16,000}$ |
| \$1+\$2 (WILD) + \$5 | \$10 | 750.00 | $\underline{16,000}$ |
| \$5 (WILD) | \$10 | 750.00 | $\underline{16,000}$ |
| \$10 | \$10 | 750.00 | $\underline{16,000}$ |
| $(\$ 2 \times 3)+\$ 4+\$ 5$ | \$15 | $\underline{1,500.00}$ | 8,000 |
| \$1+\$2 (WILD) + (\$5 | \$15 | 1,500.00 | 8,000 |
| $\frac{\times 2)}{\$ 5 \times 3}$ | \$15 | 1,500.00 | 8,000 |
| \$5+\$5 (WILD) | \$15 | $\underline{1.500 .00}$ | 8,000 |
| \$15 | \$15 | 1,500.00 | $\underline{8,000}$ |
| \$4×5 | \$20 | $\underline{1,500.00}$ | $\underline{8,000}$ |
| \$5 $\times 4$ | \$20 | $\underline{1,500.00}$ | 8,000 |
| \$5 (WILD) + \$10 | \$20 | $\underline{1.500 .00}$ | $\underline{8.000}$ |
| \$10 (WILD) | \$20 | $\underline{1,500.00}$ | $\underline{8,000}$ |
| \$20 | \$20 | $\underline{1,500.00}$ | 8,000 |
| \$5 (WILD) $+(\$ 5 \times 4)$ | \$30 | 15,000.00 | $\underline{800}$ |
| $(\$ 5 \times 2)+(\$ 10 \times 2)$ | \$30 | 15,000.00 | 800 |
| \$10×3 | \$30 | 15,000.00 | $\underline{800}$ |
| \$15 (WILD) | \$30 | 15,000.00 | $\underline{800}$ |
| \$30 | \$30 | 15,000.00 | 800 |
| $(\$ 5 \times 2)+(\$ 10 \times 3)$ | \$40 | $\underline{20,000.00}$ | $\underline{600}$ |
| (\$5 $\times 2)+\$ 5$ (WILD) | \$40 | $\underline{20,000.00}$ | 600 |
| +\$10 (WILD) |  |  |  |
| \$10x4 | \$4 | $\underline{20,000.00}$ | 600 |
| \$20 (WILD) | \$4 | $\underline{20,000.00}$ | 600 |
| \$40 | \$40 | $\underline{20,000.00}$ | $\underline{600}$ |
| \$20 5 | \$100 | 15,000.00 | $\underline{800}$ |
| \$10+\$20 + \$ $30+\$ 40$ | \$100 | 15,000.00 | 800 |
| \$20 + (\$40 2 2) | \$100 | 15,000.00 | 800 |
| $\frac{\$ 10(\text { WILD })+\$ 40}{(\text { WILD })}$ | \$100 | 15,000.00 | 800 |
| \$100 | \$100 | 15,000.00 | $\underline{800}$ |
| \$40 5 | \$200 | 120,000.00 | 100 |
| \$30 (WILD) + \$30 | \$200 | 120,000.00 | 100 |
| $\frac{(\text { WILD })+(\$ 40 \times 2)}{\$ 40(\text { WILD })+\$ 40}$ | \$200 | 12000000 | 100 |
| (WILD) + \$40 |  |  |  |
| \$100 (WILD) | \$200 | 120,000.00 | $\underline{100}$ |
| \$200 | \$200 | 120,000.00 | 100 |
| \$4,000 | \$4,000 | 240,000.00 | 50 |

(10) The estimated overall odds of winning some prize in Instant Game Number 1057 are 1 in 4.82. 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 1057, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.
(12) Payment of prizes for WILD DOUBLER lottery tickets shall be made in accordance with the rule 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 5-7-10.

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 7, 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 <br> Petitions and Dispositions Regarding Rule Variance or Waiver

## DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN THAT on May 11, 2010, the Department of Education has issued an order.
Redlands Christian Migrant Association filed an Emergency Petition for Waiver from Rule 6A-1.099821, Voluntary Prekindergarten (VPK) Provider Kindergarten Readiness Rate, DOE Agency Case No.: DOE-2010-2050.
On April 12, 2010, an emergency petition was filed by Redlands Christian Migrant Association (RCMA) operating at the following locations: Centro Villas Child Development Center, Florida City; LaEstancia Child Development Center, Wimauma; Mira Verde Child Development Center, LaBelle; Mascotte Child Development Center, Mascotte; Pomona Park Child Development Center, Pomona Park; Wimauma Early Education Center, Wimauma; Krome Child Development Center, LaBelle; and Redlands Child Development Center, Homestead; requesting a waiver from Rule 6A-1.099821, Voluntary Prekindergarten (VPK) Provider Kindergarten

Readiness Rate. Redlands Christian Migrant Association petitions the Department for a temporary waiver from the requirements of subsection 6A-1.099821(4), F.A.C., beginning on April 13, 2010 through July 1, 2011. On May 11, 2010, an Order Denying Emergency Review of Petition for Waiver from Rule 6A-1.099821, F.A.C., was issued by the Department of Education stating that the Department did not find that the facts alleged in the petition constituted an emergency, therefore, emergency review was denied and the petition will be reviewed on a non-emergency basis. The notice of the petition may be obtained in the April 23, 2010, Florida Administrative Weekly.
A copy of the Order may be obtained by contacting: Lynn Abbott, Agency Clerk at (850)245-9661 or lynn.abbott@ fldoe.org. a copy may also be obtained from the Department's website at https://app1.fldoe.org/DOE_Calendar/default.aspx? WhichCalendar=4.

## 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 THAT on May 13, 2010, the Florida Public Service Commission, received a petition for waiver of Rules 25-4.0185, 25-4.066, 25-4.070, 25-4.073 and subsection 25-4.110(6), Florida Administrative Code, or in the alternative, a waiver of Rule 25-4.073, Florida Administrative Code, or Rule 25-4.0185, Florida Administrative Code. Docket No.: 100288-TL - Petition of Quincy Telephone Company d/b/a TDS Telecom/Quincy, Smart City Telecommunications LLC d/b/a Smart City Telecom, GTC, Inc. d/b/a Fairpoint Communications, Northeast Florida Telephone Company d/b/a NEFCOM, ITS Telecommunications Systems, Inc., and Frontier Communications of the South, LLC, for waiver of requirements of Rules 25-4.0185, 25-4.066, 25-4.070, 25-4.073 and subsection 25-4.110(6), Florida Administrative Code, relating to service quality, or in the alternative the waiver of Rule 25-4.073, Florida Administrative Code, relating to answer time requirements, or Rule 25-4.0185, Florida Administrative Code, relating to periodic service quality reporting requirements. These rules relate to quality of service requirements for basic residential customers. Comments on the petition should be filed with the Commission's Office of Commission Clerk, within 14 days of publication of this notice.
For additional information, please contact: Rosanne Gervasi, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6224.

