

emergency rules address that exemption and make changes that allow inclusion of these victims in the Address Confidentiality Program.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Current rules do not include victims of stalking or aggravated stalking as mandated by the 2010 Legislature. Although the agency is addressing the issue through traditional rulemaking, the health, safety and welfare of these victims is of immediate concern. The legislation became effective May 26, 2010.

SUMMARY: Provides procedures and requirements for victims of stalking to participate in the Address Confidentiality Program under Sections 741.401-.465, Florida Statutes.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Christina Harris, Chief, Bureau of Advocacy and Grants Management, Department of Legal Affairs, PL-01 The Capitol, Tallahassee, FL 32399-1050

THE FULL TEXT OF THE EMERGENCY RULE IS:

2AER10-1 Stalking.

(1) Definitions:

(a) "Applicant" means a person who is applying for participation in the Address Confidentiality Program.

(b) "Stalking" means an act as defined in Section 784.048, F.S.

(2) Any person who is a victim of stalking as defined in Section 784.048, F.S., may apply for participation in the program.

(3) The following information for each applicant must be submitted to the department:

(a) Name,

(b) Gender,

(c) Date of birth,

(d) Last four digits of social security number,

(e) Home address (street number and name, city, state, zip code) and

(f) Mailing address (if different),

(g) Home telephone number,

(h) Work telephone number,

(i) Cell telephone number,

(j) Work address,

(k) School address,

(l) Signature, and

(m) Date signed.

(4) If the applicant is a minor, the parent or guardian must sign and date the application.

(5) Any person who applies for participation in the program must produce a government-issued photo identification, a copy of which must be forwarded with the application to the department. If the minor applicant does not

have a government-issued identification, the parent or guardian must certify that he or she is the parent or guardian of the minor.

(6) When an application is received and the government-issued photo identification is not provided, the applicant may be granted a conditional certification, pending receipt of the photocopy of the government-issued photo identification. If the required documentation is not received by the department within 30 calendar days after the date the application is signed by the applicant, the conditional certification will be revoked and the applicant will need to reapply pursuant to subsection (3) above in order to be considered for acceptance into the program.

(7) Any person who meets the criteria for participation in the program must abide by all provisions of Sections 741.401-.465 and 97.0585, F.S.

(8) A victim of stalking seeking program participation shall attest to the following: "I certify that I am a victim of stalking as defined in Section 784.048, F.S. I declare under penalty of perjury that the foregoing is true and correct."

(9) Upon acceptance, each participant will be issued an authorization code and an authorization card, which will include the following:

(a) Participant's name,

(b) Authorization code,

(c) Substitute mailing address, and

(d) Certification expiration date.

(10) The participant's authorization code shall be included in the address for all participants' mail that is received by the department. Any mail received by the department that does not include the participant's authorization code may not be able to be forwarded.

(11) It is the participant's responsibility to keep the department informed of her or his current mailing address. The last known address provided to the department will be the address of record.

(12) Cancellation of certification in the program will result in cancellation for the primary and all secondary participants.

Rulemaking Authority 741.401-.465 FS. Law Implemented 741.401-.465 FS. History—New 8-9-10.

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: August 9, 2010

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.: 53ER10-36
 RULE TITLE: Instant Game Number 1069, 5X LUCKY

SUMMARY: This emergency rule describes Instant Game Number 1069, "5X LUCKY," 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:

53ER10-36 Instant Game Number 1069, 5X LUCKY.

(1) Name of Game. Instant Game Number 1069, "5X LUCKY."

(2) Price. 5X LUCKY lottery tickets sell for \$2.00 per ticket.

(3) 5X LUCKY 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 5X LUCKY 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:

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN	
\$20.00 TWENTY	\$50.00 FIFTY	\$100 ONE HUND	\$250 TWOHUNDRTY	\$1,000 ONE THOU	\$30,000 THIRTY THOU

(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 "5X" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to five times the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$50.00, \$100, \$250, \$1,000 and \$30,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1069 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 60 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.71	1,008,000
\$1 x 4	\$4	50.00	216,000
(\$1 x 2) + \$2	\$4	75.00	144,000
\$2 x 2	\$4	50.00	216,000
\$4	\$4	50.00	216,000
\$1 (5X)	\$5	375.00	28,800
(\$1 x 3) + \$2	\$5	375.00	28,800
(\$2 x 2) + \$1	\$5	375.00	28,800
\$1 + \$4	\$5	375.00	28,800
\$5	\$5	375.00	28,800
\$1 x 10	\$10	250.00	43,200
\$2 (5X)	\$10	250.00	43,200
\$2 x 5	\$10	250.00	43,200
\$5 x 2	\$10	250.00	43,200
\$10	\$10	250.00	43,200
\$2 x 10	\$20	750.00	14,400
\$2 (5X) + \$10	\$20	750.00	14,400
\$4 (5X)	\$20	750.00	14,400
\$10 x 2	\$20	750.00	14,400
\$20	\$20	750.00	14,400
\$5 x 10	\$50	900.00	12,000
\$10 (5X)	\$50	900.00	12,000
\$5 + \$5 (5X) + \$20	\$50	900.00	12,000
\$10 + (\$20 x 2)	\$50	900.00	12,000
\$50	\$50	900.00	12,000
\$10 x 10	\$100	3,600.00	3,000
\$20 (5X)	\$100	4,500.00	2,400
(\$5 x 2) + \$10	\$100	4,500.00	2,400
(5X) + (\$20 x 2)	\$100	3,600.00	3,000
\$50 x 2	\$100	3,600.00	3,000
\$100	\$100	3,600.00	3,000
\$50 (5X)	\$250	45,000.00	240
\$20 (5X) + \$50 + \$100	\$250	45,000.00	240
(\$50 x 3) + \$100	\$250	45,000.00	240
\$50 + (\$100 x 2)	\$250	45,000.00	240
\$250	\$250	45,000.00	240
\$100 x 10	\$1,000	180,000.00	60

\$100 (5X) + (\$250 x 2)	\$1,000	90,000.00	120
\$50 + \$50 (5X) + (\$100 x 2) + (\$250 x 2)	\$1,000	180,000.00	60
\$250 x 4	\$1,000	180,000.00	60
\$1,000	\$1,000	180,000.00	60
\$30,000	\$30,000	720,000.00	15

(10) The estimated overall odds of winning some prize in Instant Game Number 1069 are 1 in 4.68. 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 1069, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for 5X LUCKY 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 8-6-10.

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: August 6, 2010

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER10-37
 RULE TITLE: Instant Game Number 1068, ACE IN THE HOLE

SUMMARY: This emergency rule describes Instant Game Number 1068, “ACE IN THE HOLE,” 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:

53ER10-37 Instant Game Number 1068, ACE IN THE HOLE.

(1) Name of Game. Instant Game Number 1068, “ACE IN THE HOLE.”

(2) Price. ACE IN THE HOLE lottery tickets sell for \$1.00 per ticket.

(3) ACE IN THE HOLE 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 ACE IN THE HOLE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

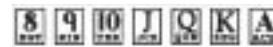
(4) The “YOUR CARD” play symbols and play symbol captions are as follows:



(5) The “DEALER’S CARD” play symbols and play symbol captions are as follows:



(6) The “HOLE CARD” play symbols and play symbol captions are as follows:



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



(8) The legends are as follows:



(9) Determination of Prizewinners.

(a) There are four games on a ticket. Each game is played separately. A ticket having a card in the “YOUR CARD” play area of a game that beats the card in the “DEALER’S CARD” play area of the same game shall entitle the claimant to the corresponding prize shown for that game.

(b) A ticket having a “A” play symbol and corresponding caption in the “HOLE CARD” play area shall entitle the claimant to all four prizes shown.

(c) The prizes are: \$1.00, \$2.00, \$3.00, \$4.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100 and \$6,000.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1068 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 50 POOLS OF 240,000 TICKETS PER POOL
\$1	\$1	10.71	1,120,000
\$1 x 2	\$2	30.00	400,000
\$2	\$2	30.00	400,000
\$1 x 4 (ACE)	\$4	150.00	80,000
(\$1 x 2) + \$2	\$4	300.00	40,000
\$2 x 2	\$4	150.00	80,000
\$4	\$4	150.00	80,000
\$1 + (\$2 x 2)	\$5	750.00	16,000
(\$1 x 3) + \$2 (ACE)	\$5	750.00	16,000
\$2 + \$3	\$5	750.00	16,000
\$1 + \$4	\$5	750.00	16,000
\$5	\$5	750.00	16,000
(\$1 x 2) + (\$4 x 2) (ACE)	\$10	500.00	24,000
(\$2 x 3) + \$4 (ACE)	\$10	500.00	24,000
(\$2 x 2) + (\$3 x 2)	\$10	500.00	24,000
\$5 x 2	\$10	500.00	24,000
\$10	\$10	500.00	24,000
\$5 + \$5	\$20	1,500.00	8,000
\$5 x 4 (ACE)	\$20	1,500.00	8,000
(\$5 x 2) + \$10	\$20	1,500.00	8,000
\$10 x 2	\$20	1,500.00	8,000
\$20	\$20	1,500.00	8,000
(\$5 x 2) + \$10 + \$20 (ACE)	\$40	4,800.00	2,500
\$10 x 4 (ACE)	\$40	4,800.00	2,500
(\$5 x 2) + (\$15 x 2)	\$40	4,800.00	2,500
\$20 x 2	\$40	4,800.00	2,500
\$40	\$40	4,800.00	2,500
(\$20 x 3) + \$40 (ACE)	\$100	12,000.00	1,000
\$25 x 4 (ACE)	\$100	12,000.00	1,000
(\$40 x 2) + \$20	\$100	12,000.00	1,000
\$50 x 2	\$100	12,000.00	1,000
\$100	\$100	20,000.00	600
\$6,000	\$6,000	240,000.00	50

(11) The estimated overall odds of winning some prize in Instant Game Number 1068 are 1 in 4.88. 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.

(12) For reorders of Instant Game Number 1068, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing an ACE IN THE HOLE lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(14) Payment of prizes for ACE IN THE HOLE 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 8-6-10.

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: August 6, 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 August 6, 2010, the Department of Community Affairs, received a petition for waiver from the Board of County Commissioners of Wakulla County. The petitioner seeks a waiver of paragraph 9B-43.0051(7)(c), F.A.C. (effective 2-26-07), which assigns penalty points for failure to create or retain jobs under the Community Development Block Grant program. This waiver is being requested pursuant to the provisions of Section 120.542, F.S., and Chapter 28-104.002, F.A.C. It has been assigned the number DCA10-WAI-160.

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.