

after printing, except that no FANTASY 5 ticket can be cancelled after game close for the related drawing and no fourth prize (free FANTASY 5 quick pick ticket) can be cancelled at any time. Fantasy 5 tickets with EZmatch cannot be cancelled. The two (2)-hour ticket cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of on-line system availability, or the time of the related FANTASY 5 close of game.

(g) It is the responsibility of the player to determine the accuracy of selected panels of numbers and draw date(s) on a ticket. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of the player within the time period specified herein, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a cancelable FANTASY 5 ticket produced upon request of the player by the quick pick method of number selection.

(7) How to Play EZmatch™.

(a) EZmatch is an instant-win feature associated with Fantasy 5 that costs \$1.00 per play in addition to the cost of the Fantasy 5 ticket. A player selecting EZmatch will receive five (5) EZmatch numbers printed below the Fantasy 5 numbers on the ticket. If any of the EZmatch numbers matches any of the Fantasy 5 numbers, the player shall instantly win the corresponding amount shown.

(b) Players may play EZmatch by marking the applicable EZmatch box on the Fantasy 5 playslip or by telling the retailer. Marking the EZmatch box within a panel will add EZmatch to only the panel marked. Marking the "EZmatch on all panels played" box will (1) add EZmatch to every panel containing Fantasy 5 number selections, (2) override the EZmatch box within any panel, and (3) when the "Quick Picks" box is also marked, result in each quick pick ticket having the EZmatch feature.

(c) Each panel played with EZmatch will be printed on a separate ticket.

(d) The base prize structure and estimated odds of winning EZmatch are as follows:

| <u>Prize</u> | <u>Winners in 420,000 (Per Pool)</u> | <u>Estimated Odds</u> |
|----------------|--|-----------------------|
| <u>\$500</u> | <u>2</u> | <u>1:210,000.00</u> |
| <u>\$100</u> | <u>40</u> | <u>1:10,500.00</u> |
| <u>\$50</u> | <u>300</u> | <u>1:1,400.00</u> |
| <u>\$25</u> | <u>1,200</u> | <u>1:350.00</u> |
| <u>\$15</u> | <u>2,000</u> | <u>1:210.00</u> |
| <u>\$5</u> | <u>4,200</u> | <u>1:100.00</u> |
| <u>\$3</u> | <u>28,000</u> | <u>1:15.00</u> |
| <u>\$2</u> | <u>50,400</u> | <u>1:8.33</u> |
| <u>Overall</u> | | <u>1:4.88</u> |

The EZmatch prize structure will be replenished automatically when the top tier prizes are exhausted. The prize structure and odds of winning are subject to change. The current prize structure and odds are available at www.flalottery.com, Lottery district offices and retailer locations.

(e) EZmatch prizes can be claimed up to 180 days from the first draw date on the Fantasy 5 ticket.

(8) This rule becomes effective September 15, 2008.

Specific Authority 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.115(1), 24.116(1), 24.117(2), 24.124(1) FS. History—New 9-15-08, Replaces 53ER06-17.

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: September 15, 2008

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 LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on September 4, 2008, the Criminal Justice Standards and Training Commission, received a petition for waiver of subsection 11B-27.00212(14), F.A.C., from Camile F. Araujo and Miami-Dade Police Department. Petitioner wishes to waive that provision of rule requiring officers to meet mandatory firearms training or become inactive. Petitioner suffered an on-duty injury which prevented completion of the firearms qualification.

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 September 4, 2008, the Criminal Justice Standards and Training Commission, received a petition for waiver of subsection 11B-27.00212(14), F.A.C., from Paula R. Boyd and Miami-Dade Police Department. Petitioner wishes to waive that provision of rule requiring officers to meet mandatory firearms training or become inactive. Petitioner suffered an on-duty injury and continuing medical condition which prevented and prevents her completion of the firearms qualification.

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 September 4, 2008, the Criminal Justice Standards and Training Commission, received a petition for waiver of subsection 11B-27.00212(14), F.A.C., from Linda Cain and Miami-Dade Police Department. Petitioner wishes to waive that provision of rule requiring officers to meet mandatory firearms training or become inactive. Petitioner suffered an on-duty injury which prevented completion of the firearms qualification.

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 September 4, 2008, the Criminal Justice Standards and Training Commission, received a petition for waiver of subsection 11B-27.00212(14), F.A.C., from Yuniel Escalona and Miami-Dade Police Department. Petitioner wishes to waive that provision of rule requiring officers to meet mandatory firearms training or become inactive. Petitioner suffered an on-duty injury which prevented completion of the firearms qualification.

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 32303, (850)410-7676.

NOTICE IS HEREBY GIVEN THAT on September 4, 2008, the Criminal Justice Standards and Training Commission, received a petition for waiver of subsection 11B-27.00212(14), F.A.C., from Roberto A. Gonzalez and Miami-Dade Police Department. Petitioner wishes to waive that provision of rule requiring officers to meet mandatory firearms training or become inactive. Petitioner suffered an on-duty injury which prevented completion of the firearms qualification.

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.

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 September 9, 2008, the Suwannee River Water Management District, received a petition for variance from City of Worthington Springs, 11933 S. W. 36th Drive, Worthington Springs, FL 32697, pursuant to Section 120.542, F.S. Petitioner is seeking variance from paragraph 40B-4.3030(11)(b), F.A.C., as to the 75-foot setback and subsection 40B-4.3030(9), F.A.C., as to the zero-rise certification. The permit applicant proposes construction of a fishing pier extending into the Santa Fe River a distance of 28 feet, in Union County, Township 6 South, Range 19 East, Sections 32 & 33. 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. This petition has been assigned ERP Number 00-0409M3.

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

NOTICE IS HEREBY GIVEN THAT on September 10, 2008, the South Florida Water Management District (District), received a petition for waiver which was Amended. This Amended Petition for Waiver was filed by the City of Lauderdale Lakes, Application No. 07-1217-1, for utilization of Works or Lands of the District known as the C-13 Canal, for a pedestrian bridge, including hardscaping, landscaping, pathway, ramps, handrails, lighting and fencing, located within 40 feet of the top of the northern and southern canal banks and within the District's 100-foot long designated equipment staging areas within the C-13 right of way adjacent to N. W. 35th Avenue; Section 19, Township 49 South, Range 42 East, Palm Beach County. 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 structures within 40 feet of the top of canal bank and within the District's 100-foot long designated equipment staging areas within Works or Lands of the District.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on September 5, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsection 61C-4.010(6), Florida Administrative Code, from DeLuna Lanes located in Pensacola. The above referenced F.A.C. states... the physical facilities at public food service establishments shall be subject to the provisions of Chapter 6, Food Code....Specifically, the Petitioner requests to have exposed joists in the ceiling of the inside bar.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code (F.A.C.) from L'Hermitage Catering & Cafe located in Ft. Lauderdale. The above referenced F.A.C. states that all bathrooms shall be of easy and convenient access to both patrons and employees...They are requesting to be take-out only with no seats and use an adjacent establishment's bathroom facilities for the public.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on September 10, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Pizzaland located in St. Cloud. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment requests to be take-out only with no seats and use public bathroom facilities located on the second level for the public and employees.

This variance request was approved and is contingent upon the Petitioner ensuring the public bathrooms located on the second level are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, employee hand washing signage, are available during all hours of operations and are located within 300 feet of the establishment. The Petitioner shall also ensure directional signage is installed within and outside the establishment clearly stating the location of the bathrooms. Petitioner will be a take-out only with no seats.

A copy of the Order may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on August 19, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for A Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Pizzaland located in St. Cloud. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment requests to be take-out only with no seats and use public bathroom facilities located on the second level for the public and employees.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on September 5, 2008, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has issued an order.

The Final Order was in response to a Petition for Waiver from Sheridan Technical Center, Petitioner, filed June 26, 2008, and advertised in Vol. 34, No. 29, of the Florida Administrative Weekly.

The Final Order on the Petition for Waiver from Sheridan Technical Center, Petitioner, in DBPR Case No. 2008037675 (VW 2008-186) denies the Petitioner a waiver from subsection 61D-14.022(3), Florida Administrative Code (F.A.C.), because the rule does not apply to the Petitioner. The Final Order notes that the rule specifically applies to slot machines that are offered 'for play' in the state and Petitioner is not authorized to offer slot machines for play. Rather Petitioner is only authorized to maintain slot machines for educational and licensure purposes pursuant to Section 551.109(2)(b), Florida Statutes. Thus, the Final Order denies the request for waiver because Petitioner is not a person who is subject to regulation by any agency rule in this matter.

A copy of the Order may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)921-0342.

NOTICE IS HEREBY GIVEN THAT on September 8, 2008, the Board of Accountancy, received a petition for Donna R. Mallery, seeking a waiver or variance from subsection 61H1-31.001(4), F.A.C., and the requirement to pay a \$250.00 licensure reactivation fee. subsection 61H1-31.001(4), F.A.C., also requires compliance with Rule 61H1-33.006, F.A.C., which requires passage of the examination on Chapters 455 and 473, F.S., and related rules.

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."

DEPARTMENT OF HEALTH

The Board of Massage Therapy hereby gives notice that it has received a petition, filed July 28, 2008, by Brenda Dyson, LMT, seeking a waiver or variance of subsection 64B7-29-001(2), F.A.C., with respect to a licensed massage therapist must have engaged in the actual practice of massage for at least 3 years in Florida prior to his sponsorship.

Comments on this petition should be filed with: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

For a copy of the petition, contact: Pamela King, Executive Director, at the above address or telephone (850)245-4161.

The Board of Massage Therapy hereby gives notice that it has received a petition, filed July 28, 2008, by Renee Gauthier, LMT, seeking a waiver or variance of Rule 64B7-28.009, F.A.C., and Section 480.046(1)(o), Florida Statutes, with respect to a licensed massage therapist must have completed twelve (12) hours of continuing education hours relevant to the practice of massage therapy for the biennial license renewal period of September 1, 2005 through April 31, 2008.

Comments on this petition should be filed with: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

For a copy of the petition, contact: Pamela King, Executive Director, at the above address or telephone (850)245-4161.

The Board of Opticianry hereby gives notice that it has received a petition, filed on September 10, 2008, by Gale A. Eriksson, ABOC/NCLEC, seeking a waiver or variance of Rule 64B12-9.017, F.A.C., with respect to the following licensure requirement: each applicant must apply for examinations for licensure in Florida within two (2) years of ceasing the actual practice of opticianry in the other state upon which the eligibility is claimed.

Comments on this petition should be filed with: Board of Opticianry, 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.

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: October 14, 2008, 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