

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: 69L-6.028
 RULE TITLE: Procedures for Imputing Payroll and Penalty Calculations

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. 35, No. 15, April 17, 2009 issue of the Florida Administrative Weekly.

These changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. When changed, subsection (2) and paragraph (3)(d) shall read as follows:

(2) The employer's period of non-compliance shall be either the same as the time period requested in the business records request for the calculation of penalty or an alternative period of non-compliance as determined by the department, whichever is less. The department shall determine an alternative period of non-compliance by obtaining records from other sources, including, but not limited to, the Department of State, Division of Corporations, the Department of Business and Professional Regulation, licensing offices, building permitting offices and contracts, that evidence a period of non-compliance different than the time period requested in the business records request for the calculation of penalty. For purposes of this rule, "non-compliance" means the employer's failure to secure the payment of workers' compensation pursuant to Chapter 440, F.S.

(3)(d) The imputed weekly payroll for each employee, corporate officer, sole proprietor, or partner shall be assigned the highest rated workers' compensation classification code for an employee based upon records or the investigator's physical observation of that employee's activities associated with the employer's business activities, unless the employer's business records demonstrate the assignment of an alternative workers' compensation classification code.

The remainder of the rule reads as previously published.

**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.: 53ER09-31
 RULE TITLE: Instant Game Number 1022, 7-11-21™

SUMMARY: This emergency rule describes Instant Game Number 1022, "7-11-21," 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:

53ER09-31 Instant Game Number 1022, 7-11-21™.

(1) Name of Game. Instant Game Number 1022, "7-11-21™."

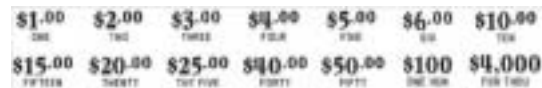
(2) Price. 7-11-21 lottery tickets sell for \$1.00 per ticket.

(3) 7-11-21 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 7-11-21 lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

(4) The play symbols and play symbol captions are as follows:



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



(6) The legends are as follows:



(7) Determination of Prizewinners.

(a) There are three games on a ticket. A ticket having three numbers within a game, the total of which is 7, 11, or 21, shall entitle the claimant to the corresponding prize shown for that game.

(b) The prizes are: \$1.00, \$2.00, \$3.00, \$4.00, \$5.00, \$6.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100 and \$4,000.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 1022 are as follows:

GAME PLAY	WIN	ESTIMATED	NUMBER OF
		ODDS OF	WINNERS IN 66 POOLS OF TICKETS PER POOL
		1 IN	240,000
\$1	\$1	10.71	1,478,400
\$1 x 2	\$2	30.00	528,000
\$2	\$2	30.00	528,000
\$1 + \$3	\$4	150.00	105,600
(\$1 x 2) + \$2	\$4	300.00	52,800
\$2 x 2	\$4	150.00	105,600
\$4	\$4	150.00	105,600
\$1 + (\$2 x 2)	\$5	750.00	21,120
(\$1 x 2) + \$3	\$5	750.00	21,120
\$2 + \$3	\$5	750.00	21,120
\$1 + \$4	\$5	750.00	21,120
\$5	\$5	750.00	21,120
\$1 + \$4 + \$5	\$10	500.00	31,680
\$2 + \$3 + \$5	\$10	500.00	31,680
\$2 + (\$4 x 2)	\$10	500.00	31,680
\$5 x 2	\$10	500.00	31,680
\$10	\$10	500.00	31,680
\$5 + \$15	\$20	1,500.00	10,560
\$4 + \$6 + \$10	\$20	1,500.00	10,560
(\$5 x 2) + \$10	\$20	1,500.00	10,560
\$10 x 2	\$20	1,500.00	10,560
\$20	\$20	1,500.00	10,560
\$15 + \$25	\$40	4,000.00	3,960
\$5 + \$10 + \$25	\$40	4,000.00	3,960
(\$10 x 2) + \$20	\$40	4,000.00	3,960
\$20 x 2	\$40	4,800.00	3,300
\$40	\$40	4,800.00	3,300
(\$25 x 2) + \$50	\$100	9,600.00	1,650
(\$40 x 2) + \$20	\$100	9,600.00	1,650
\$50 x 2	\$100	9,600.00	1,650
\$100	\$100	9,600.00	1,650
\$4,000	\$4,000	240,000.00	66

(9) The estimated overall odds of winning some prize in Instant Game Number 1022 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.

(10) For reorders of Instant Game Number 1022, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) By purchasing a 7-11-21 lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(12) Payment of prizes for 7-11-21 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 6-11-09.

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 11, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-32
 RULE TITLE: Instant Game Number 1025, \$2,000,000 CASINO ACTION

SUMMARY: This emergency rule describes Instant Game Number 1025, “\$2,000,000 CASINO ACTION,” 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:

53ER09-32 Instant Game Number 1025, \$2,000,000 CASINO ACTION.

(1) Name of Game. Instant Game Number 1025, “\$2,000,000 CASINO ACTION.”

(2) Price. \$2,000,000 CASINO ACTION lottery tickets sell for \$10.00 per ticket.

(3) \$2,000,000 CASINO ACTION 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 \$2,000,000 CASINO ACTION lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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



(5) The “WINNING SYMBOLS” 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 SYMBOLS” play area that matches a play symbol and corresponding play symbol caption in the “WINNING SYMBOLS” play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a “DOUBLE” symbol in the “YOUR SYMBOLS” play area shall entitle the claimant to double the prize shown for that symbol.

(b) The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$500, \$1,000, \$5,000, \$10,000, \$20,000 and \$2,000,000.

(9) \$2,000,000 Prize Payment Options.

(a) A winner of a \$2 million prize may choose one of two payment options for receiving his or her prize. Payment options are “Cash Option” or “Annual Payment.” At the time the \$2,000,000 prize is claimed, the terminal will produce a player claim instructions ticket. The winner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the Cash Option. If a winner does not

choose the Cash Option within such time, the Annual Payment option will be applied. Once the winner files a claim and exercises the winner’s chosen option, the election of that option shall be final.

(b) Cash Option prizes will be paid in one (1) lump sum cash payment of \$1,300,000, less applicable withholding taxes.

(c) Annual Payment prizes will be paid in twenty (20) equal annual installments of \$100,000 each, less applicable federal withholding taxes.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1025 are as follows:

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 125 POOLS OF 120,000 TICKETS PER POOL
\$5 x 2	\$10	30.00	500.000
\$5 (JOKER)	\$10	30.00	500.000
\$10	\$10	30.00	500.000
\$5 x 3	\$15	60.00	250.000
\$5 + \$10	\$15	60.00	250.000
\$15	\$15	60.00	250.000
\$5 x 4	\$20	60.00	250.000
(\$5 x 2) + \$10	\$20	60.00	250.000
\$10 x 2	\$20	60.00	250.000
\$10 (JOKER)	\$20	60.00	250.000
\$20	\$20	60.00	250.000
\$5 x 5	\$25	300.00	50.000
(\$5 x 3) + \$10	\$25	300.00	50.000
(\$10 x 2) + \$5	\$25	300.00	50.000
\$15 + \$5 (JOKER)	\$25	300.00	50.000
\$25	\$25	300.00	50.000
\$5 x 6	\$30	500.00	30.000
(\$5 x 2) + (\$10 x 2)	\$30	500.00	30.000
\$10 x 3	\$30	500.00	30.000
\$15 (JOKER)	\$30	500.00	30.000
\$30	\$30	500.00	30.000
\$5 x 10	\$50	750.00	20.000
\$10 x 5	\$50	750.00	20.000
\$10 + (\$20 x 2)	\$50	750.00	20.000
\$10 (JOKER) + \$15 (JOKER)	\$50	750.00	20.000
\$50	\$50	750.00	20.000
(\$5 x 10) + (\$10 x 5)	\$100	400.00	37.500
\$10 x 10	\$100	400.00	37.500
\$20 x 5	\$100	400.00	37.500
\$50 (JOKER)	\$100	400.00	37.500
\$50 x 2	\$100	500.00	30.000
\$100	\$100	480.00	31.250
(\$25 x 10) + (\$50 x 5)	\$500	5,000.00	3.000
\$50 x 10	\$500	5,000.00	3.000

(\$20 x 5)	\$500	5,000.00	3,000
(JOKER) + (\$100 x 3)			
\$100 x 5	\$500	5,000.00	3,000
\$500	\$500	5,000.00	3,000
(\$50 x 10) + (\$100 x 5)	\$1,000	15,000.00	1,000
\$100 x 10	\$1,000	15,000.00	1,000
(\$100 x 5) + \$500	\$1,000	15,000.00	1,000
\$500 (JOKER)	\$1,000	15,000.00	1,000
\$1,000	\$1,000	15,000.00	1,000
\$1,000 x 5	\$5,000	60,000.00	250
\$5,000	\$5,000	60,000.00	250
\$10,000	\$10,000	120,000.00	125
\$20,000	\$20,000	600,000.00	25
\$2,000,000 (\$100K/yr/20 yrs)	TOP PRIZE	3,000,000.00	5

(11) The estimated overall odds of winning some prize in Instant Game Number 1025 are 1 in 3.54. 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 1025, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a \$2,000,000 CASINO ACTION lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(14) Payment of prizes for \$2,000,000 CASINO ACTION 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 6-11-09.

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 11, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-33
 RULE TITLE: Instant Game Number 1023, CASH ROULETTE

SUMMARY: This emergency rule describes Instant Game Number 1023, “CASH ROULETTE,” 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:

53ER09-33 Instant Game Number 1023, CASH ROULETTE.

(1) Name of Game. Instant Game Number 1023, “CASH ROULETTE.”

(2) Price. CASH ROULETTE lottery tickets sell for \$2.00 per ticket.

(3) CASH ROULETTE 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 CASH ROULETTE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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



(5) The “WHEEL 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	\$25.00 TWO FIVE
\$50.00 FIFTY	\$100 ONE HUN	\$200 TWO HUN	\$250 TWO FIFTY	\$400 FOUR HUN	\$2,000 TWO THOU	\$20,000 TWO TEN THOU

(7) The legends are as follows:

WHEEL NUMBERS YOUR NUMBERS PRIZE

(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 "WHEEL NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "🎰" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to the prize shown for that symbol. A ticket having a "🎰" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to all ten (10) prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$200, \$250, \$400, \$2,000 and \$20,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1023 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 85 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.71	1,428,000
\$1 x 4	\$4	50.00	306,000
(\$1 x 2) + \$2	\$4	75.00	204,000
\$2 x 2	\$4	50.00	306,000
\$4	\$4	50.00	306,000
\$1 x 5	\$5	375.00	40,800
(\$1 x 3) + \$2	\$5	375.00	40,800
(\$2 x 2) + \$1	\$5	375.00	40,800
\$1 + \$4	\$5	375.00	40,800
\$5	\$5	375.00	40,800
\$1 x 10 (STACK OF CHIPS)	\$10	250.00	61,200
\$1 x 10	\$10	250.00	61,200
\$2 x 5	\$10	250.00	61,200
\$5 x 2	\$10	250.00	61,200
\$10	\$10	250.00	61,200
\$2 x 10 (STACK OF CHIPS)	\$20	750.00	20,400
\$2 x 10	\$20	750.00	20,400
\$4 x 5	\$20	750.00	20,400
\$10 x 2	\$20	750.00	20,400
\$20	\$20	750.00	20,400
\$5 x 10 (STACK OF CHIPS)	\$50	1,000.00	15,300
\$5 x 10	\$50	1,000.00	15,300
\$10 x 5	\$50	1,000.00	15,300
\$10 + (\$20 x 2)	\$50	1,000.00	15,300

\$50	\$50	1,000.00	15,300
\$10 x 10 (STACK OF CHIPS)	\$100	3,600.00	4,250
\$10 x 10	\$100	3,600.00	4,250
\$20 x 5	\$100	3,600.00	4,250
\$50 x 2	\$100	3,600.00	4,250
\$100	\$100	3,600.00	4,250
\$20 x 10 (STACK OF CHIPS)	\$200	22,500.00	680
\$20 x 10	\$200	22,500.00	680
(\$10 x 5) + (\$25 x 2) + \$100	\$200	22,500.00	680
(\$25 x 4) + (\$50 x 2)	\$200	30,000.00	510
\$200	\$200	30,000.00	510
\$200 x 10 (STACK OF CHIPS)	\$2,000	180,000.00	85
\$200 x 10	\$2,000	180,000.00	85
(\$200 x 6) + (\$400 x 2)	\$2,000	180,000.00	85
\$250 x 8	\$2,000	180,000.00	85
\$2,000	\$2,000	180,000.00	85
\$20,000	\$20,000	765,000.00	20

(10) The estimated overall odds of winning some prize in Instant Game Number 1023 are 1 in 4.69. 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 1023, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a CASH ROULETTE lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for CASH ROULETTE 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 6-11-09.

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 11, 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."

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN THAT on May 28, 2009, the Florida Public Service Commission received a notice for DOCKET NO.: 090189-SU from Water Management Services, Inc. (WMSI), withdrawing its request for a rule variance from portions of subsection 25-30.033(1), Florida Administrative Code (F.A.C.).

For additional information, please contact: Anna Williams, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6076.

A copy of the Petition for Variance or Waiver and/or a copy of the Notice of Withdrawal may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on June 4, 2009, the Agency for Health Care Administration, received a petition for waiver of subsection 59A-7.020(15), F.A.C., from DVA Laboratory Services, Inc. The petition requests a waiver of rule provisions prohibiting personnel to provide assistance in the collection and processing of specimens. The specific provision on which the waiver is sought is paragraph 59A-7.020(15)(g), F.A.C. The Petitioner in its request seeks a permanent waiver from the rule due to substantial hardship.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on May 26, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a waiver from unreferenced codes which requires Fire Fighter Service Phase 1 and 2, from John Wagner on behalf of Hotel Management Group, License Number 14796 (VW 2009-109).

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 27, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance until June 21, 2009 for an unreferenced code requiring door restricters. The request was received from Terry Carpenter of Crestwood Nursing Center in Palatka, FL (VW 2009-179).

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 27, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 3.11.3 and 2.7.4, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from David Thompson on behalf of 1ST Union Building and Manatee County, FL (VW 2009-180).

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 29, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent emergency variance from Rule 2.18.5, ASME A17.1, 2005 which requires governor ropes be of at least 9.5 mm. The request was submitted by Lee Rigby on behalf of USF Marshall Center in Tampa, FL (VW 2009-181).

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 1, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a 60 day variance from Sections 399.02(5)(a), 399.02(5)(b) and 399.061(4), F.S., which makes the construction permit holder responsible for correcting violations and periodic tests, makes the owner responsible for the safe operation of the elevator and gives the division the authority to issue an order to correct any violation and