

implementation of the rule. In addition, the proposed rule does not impose additional costs on any state or local government entity. Accordingly, the Department has determined that the proposed rule will not require legislative ratification.

When changed, subsections (3) through (6) shall read as follows:

69B-215.235 Use of Designations.

(1) through (2) No change.

(3) For purposes of this rule:

(a) A designation is any combination of words, any acronym standing for a combination of words or any job title that indicates or implies that a licensee has special knowledge or training in advising or servicing consumers beyond the knowledge or training required for the license held.

(b) No change.

(4) A designation may not be lawfully used under the Insurance Code unless the designation is obtained from an organization that has published standards and procedures for assuring the competency of its certificants or designees on specific subject matters, which standards and procedures are continually utilized by the organization.

(5) The organization or entity conferring the designation must approve any terminology, combination of words and/or acronym to be used by the designee.

(6) The prohibited use of any designation includes, but is not limited to, the following:

(a) through (b) No change.

(c) Use of a designation that indicates or implies a level of occupational qualifications obtained through education, training, or experience that the person using the designation does not have, and

(d) No change.

Rulemaking Authority 626.9611(1) FS. Law Implemented 626.9541(1)(ff) FS. History—New\_\_\_\_\_.

The remainder of the rule reads as previously published.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER11-46  
 RULE TITLE: Instant Game Number 1116,  
 WHAT'S YOUR NUMBER?

SUMMARY: This emergency rule describes Instant Game Number 1116, "WHAT'S YOUR NUMBER?" 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: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-46 Instant Game Number 1116, WHAT'S YOUR NUMBER?.

(1) Name of Game. Instant Game Number 1116, "WHAT'S YOUR NUMBER?."

(2) Price. WHAT'S YOUR NUMBER? lottery tickets sell for \$1.00 per ticket.

(3) WHAT'S YOUR NUMBER? 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 WHAT'S YOUR NUMBER? lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR NUMBER BOX" play symbols and play symbol captions are as follows:



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



(6) The "PRIZE BOX" symbols and prize symbol captions are as follows:



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having three of the play symbol and corresponding play symbol caption shown in the "YOUR NUMBER" play area in any one vertical, horizontal or diagonal row shall entitle the claimant to the prize shown in the "PRIZE BOX."

(b) The prizes are: \$1.00, \$2.00, \$3.00, \$5.00, \$10.00, \$15.00, \$20.00, \$30.00, \$40.00, \$50.00, \$100, \$200, and \$3,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1116 are as follows:

<u>GAME PLAY</u>	<u>WIN</u>	<u>ESTIMATED ODDS OF 1 IN</u>	<u>NUMBER OF WINNERS IN 64 POOLS OF 240,000 TICKETS PER POOL</u>
\$1	\$1	10.71	1,433,600
\$2	\$2	15.00	1,024,000
\$3	\$3	37.50	409,600
\$5	\$5	150.00	102,400
\$10	\$10	150.00	102,400
\$15	\$15	300.00	51,200
\$20	\$20	300.00	51,200
\$30	\$30	1,200.00	12,800
\$40	\$40	4,000.00	3,840
\$50	\$50	4,000.00	3,840
\$100	\$100	4,800.00	3,200
\$200	\$200	24,000.00	640
\$3,000	\$3,000	120,000.00	128

(10) The estimated overall odds of winning some prize in Instant Game Number 1116 are 1 in 4.80. 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 1116, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for WHAT'S YOUR NUMBER? 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 9-2-11.

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 2, 2011

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-47  
 RULE TITLE: Instant Game Number 1117, LOT'S OF GREEN

SUMMARY: This emergency rule describes Instant Game Number 1117, "LOTS OF GREEN," 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: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-47 Instant Game Number 1117, LOTS OF GREEN.

(1) Name of Game. Instant Game Number 1117, "LOTS OF GREEN."

(2) Price. LOTS OF GREEN lottery tickets sell for \$2.00 per ticket.

(3) LOTS OF GREEN 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 LOTS OF GREEN 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" prize symbols and prize symbol captions are as follows:



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




(6) The legends are as follows:



(7) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches either 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 “” symbol and corresponding 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, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$300, \$1,000, \$10,000 and \$30,000.

(8) The estimated odds of winning, value, and number of prizes in Instant Game Number 1117 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	10.00	1,080,000
\$1 x 4	\$4	50.00	216,000
(\$1 x 2) + \$2	\$4	50.00	216,000
\$2 x 2	\$4	50.00	216,000
\$4	\$4	50.00	216,000
\$1 x 5	\$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
(MONEYBAG) \$2 + (\$4 x 2)	\$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
(MONEYBAG) \$2 + (\$4 x 2) + (\$5 x 2)	\$20	750.00	14,400
\$5 x 4	\$20	750.00	14,400
\$10 x 2	\$20	750.00	14,400
\$20	\$20	750.00	14,400
\$1 + (\$2 x 7) + (\$5 x 2)	\$25	1,200.00	9,000
(MONEYBAG) \$5 + (\$10 x 2)	\$25	1,200.00	9,000
(\$2 x 5) + (\$5 x 3)	\$25	1,200.00	9,000
\$5 x 5	\$25	1,200.00	9,000
\$25	\$25	1,200.00	9,000
(\$2 x 5) + (\$4 x 5)	\$30	1,500.00	7,200
(MONEYBAG) \$5 x 6	\$30	1,800.00	6,000
\$10 x 3	\$30	1,800.00	6,000
\$10 + \$20	\$30	1,800.00	6,000
\$30	\$30	1,800.00	6,000
\$5 x 10	\$50	6,000.00	1,800
(MONEYBAG) \$10 x 5	\$50	6,000.00	1,800
(\$5 x 2) + (\$10 x 2) + \$20	\$50	6,000.00	1,800
\$20 + \$30	\$50	6,000.00	1,800

\$50	\$50	6,000.00	1,800
\$10 x 10	\$100	3,600.00	3,000
(MONEYBAG) (\$5 x 6) + (\$10 x 2) + (\$25 x 2)	\$100	3,600.00	3,000
(MONEYBAG) (\$20 x 2) + (\$30 x 2)	\$100	3,600.00	3,000
\$25 x 4	\$100	4,500.00	2,400
\$100	\$100	4,500.00	2,400
\$30 x 10	\$300	30,000.00	360
(MONEYBAG) (\$10 x 5) + (\$25 x 2) + (\$50 x 2) + \$100	\$300	30,000.00	360
(MONEYBAG) (\$20 x 5) + (\$50 x 2) + \$100	\$300	30,000.00	360
\$100 x 3	\$300	30,000.00	360
\$300	\$300	30,000.00	360
\$100 x 10	\$1,000	180,000.00	60
(MONEYBAG) \$100 x 10	\$1,000	180,000.00	60
(\$50 x 4) + (\$100 x 5) + \$300	\$1,000	180,000.00	60
(MONEYBAG) \$100 + (\$300 x 3)	\$1,000	180,000.00	60
\$1,000	\$1,000	180,000.00	60
\$10,000	\$10,000	1,080,000.00	10
\$30,000	\$30,000	1,350,000.00	8

(9) The estimated overall odds of winning some prize in Instant Game Number 1117 are 1 in 4.36. 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 1117, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) Payment of prizes for LOTS OF GREEN lottery tickets shall be made in accordance with 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 9-2-11

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 2, 2011

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-48  
 RULE TITLE: Instant Game Number 1118, WHEEL OF FORTUNE®

SUMMARY: This emergency rule describes Instant Game Number 1118, "WHEEL OF FORTUNE®," 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: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-48 Instant Game Number 1118, WHEEL OF FORTUNE®.

(1) Name of Game. Instant Game Number 1118, "WHEEL OF FORTUNE®."

(2) Price. WHEEL OF FORTUNE® lottery tickets sell for \$5.00 per ticket.

(3) WHEEL OF FORTUNE® 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 WHEEL OF FORTUNE® 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 a "WHEEL" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to all twelve prizes shown.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$150, \$500, \$1,000, \$5,000, and \$250,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1118 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 60 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	1 IN 10.00	720,000
\$5 x 2	\$10	20.00	360,000
\$10	\$10	20.00	360,000
(\$2 x 5) + \$5	\$15	300.00	24,000
\$5 x 3	\$15	150.00	48,000
\$5 + \$10	\$15	300.00	24,000
\$15	\$15	300.00	24,000
\$2 x 10	\$20	300.00	24,000
\$5 x 4	\$20	300.00	24,000
(\$5 x 2) + \$10	\$20	300.00	24,000
\$10 x 2	\$20	300.00	24,000
\$20	\$20	300.00	24,000
(\$2 x 5) + (\$5 x 3)	\$25	1,200.00	6,000
\$5 x 5	\$25	1,200.00	6,000
(\$5 x 3) + \$10	\$25	1,200.00	6,000
\$5 + (\$10 x 2)	\$25	1,200.00	6,000
\$25	\$25	1,200.00	6,000
(\$2 x 10) + (\$5 x 2)	\$30	2,400.00	3,000
(WHEEL)			
\$5 x 6	\$30	2,400.00	3,000
\$10 x 3	\$30	2,400.00	3,000
\$15 x 2	\$30	2,400.00	3,000
\$30	\$30	2,400.00	3,000
(\$2 x 10) + (\$15 x 2)	\$50	1,200.00	6,000
(WHEEL)			
\$5 x 10	\$50	1,200.00	6,000
\$10 x 5	\$50	1,200.00	6,000
\$25 x 2	\$50	1,200.00	6,000
\$50	\$50	1,200.00	6,000
(\$5 x 10) + (\$25 x 2)	\$100	1,714.29	4,200
(WHEEL)			
\$10 x 10	\$100	1,714.29	4,200
\$25 x 4	\$100	1,714.29	4,200

(\$10 x 4) + (\$30 x 2)	\$100	1,714.29	4,200
\$50 x 2	\$100	1,714.29	4,200
\$100	\$100	1,714.29	4,200
(\$10 x 10) + (\$25 x 2) (WHEEL)	\$150	12,000.00	600
\$15 x 10	\$150	12,000.00	600
\$30 x 5	\$150	12,000.00	600
\$50 + \$100	\$150	12,000.00	600
\$150	\$150	12,000.00	600
(\$25 x 8) + (\$50 x 2) + (\$100 x 2) (WHEEL)	\$500	20,000.00	360
(\$50 x 6) + (\$100 x 2)	\$500	20,000.00	360
\$100 x 5	\$500	20,000.00	360
(\$100 x 2) + (\$150 x 2)	\$500	20,000.00	360
\$500	\$500	20,000.00	360
(\$50 x 6) + (\$100 x 4) + (\$150 x 2) (WHEEL)	\$1,000	60,000.00	120
\$50 + (\$100 x 5) + (\$150 x 3)	\$1,000	60,000.00	120
\$100 + (\$150 x 6)	\$1,000	60,000.00	120
\$500 x 2	\$1,000	60,000.00	120
\$1,000	\$1,000	60,000.00	120
\$500 x 10	\$5,000	120,000.00	60
\$5,000	\$5,000	120,000.00	60
\$250,000	\$250,000	1,200,000.00	6

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-49  
 RULE TITLE: WHEEL OF FORTUNE® Second Chance Promotion

SUMMARY: The Department of the Lottery will conduct a WHEEL OF FORTUNE® Second Chance Promotion from September 6, 2011, through August 14, 2012, in which special prizes will be awarded.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-49 WHEEL OF FORTUNE® Second Chance Promotion.

(1) Beginning September 6, 2011, and continuing through August 14, 2012, the Florida Lottery (or "Lottery") will conduct the WHEEL OF FORTUNE® Second Chance Promotion in which players can enter their non-winning WHEEL OF FORTUNE® Florida Lottery Scratch-Off tickets on the Florida Lottery website for a chance to win one (1) of eight (8) trips to Hollywood, California, and a chance to play a lottery players-only, non-broadcast game of WHEEL OF FORTUNE® and win up to one million dollars (\$1,000,000).

(2) To enter a non-winning WHEEL OF FORTUNE® Scratch-Off ticket in one of the Hollywood Trip Grand Prize Second Chance Drawings ("Hollywood Trip Drawings") further described in paragraph (4)(a) below, players must enter on the Florida Lottery's website at www.flalottery.com. On the home page of the Lottery's website, players can click on the WHEEL OF FORTUNE®-banner(s) and follow the directions. Players will be prompted to log in or register. The 24-digit ticket serial number (4-digit game number and 20-digit ticket number) is located at the bottom on the front of a WHEEL OF FORTUNE®-Scratch-Off ticket under the latex covering. Players are to Scratch off the latex covering to reveal the number and enter the 20-digit ticket number in the designated ticket entry area on the website. At the time of entering a non-winning WHEEL OF FORTUNE®-ticket, players will be provided an option to play the WHEEL OF FORTUNE® interactive game on the website, where the number of entries and the Wheel Gold Award assigned to the ticket will be revealed. If players choose not to play the game or if they experience technical problems while playing the game, the entries that would have been revealed in the course of playing the game will be credited to their entry account for that draw period. Each non-winning WHEEL OF FORTUNE® Scratch-Off ticket is randomly assigned a predetermined number of entries from 1 to 5, and a predetermined Wheel

(10) The estimated overall odds of winning some prize in Instant Game Number 1118 are 1 in 4.03. 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 1118, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for WHEEL OF FORTUNE® 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 9-2-11.

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 2, 2011

Gold Award from 25 to 500 that can be used on the Game Show Network’s Facebook page to play the WHEEL OF FORTUNE® Facebook game.

(3) Players may enter as many times as they wish during the contest period; however, each valid ticket number may only be used one (1) time, for one (1) opportunity to receive entries in one (1) Hollywood Trip Drawing. All entries received from September 6, 2011, through 11:59:59 PM (ET) on August 14, 2012, excluding entries selected as winners in the Hollywood Trip Drawings, will also be included in the Preliminary Multi-State Second Chance One Million Dollar Bonus Drawing (“Preliminary Drawing”) on August 16, 2012. Non-winning WHEEL OF FORTUNE® Scratch-Off tickets entered from January 11, 2012, through August 14, 2012, will be eligible only for entry in the Preliminary Drawing. Tickets should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Non-winning tickets received in the mail by the Florida Lottery will not be entered in the drawing and will not be returned. The odds of winning are dependent upon the number of entries received. Winning WHEEL OF FORTUNE® tickets cannot be used for entry in the promotion.

(4) Drawings.

(a) Hollywood Trip Drawings. Four (4) Hollywood Trip Drawings will be held during the period of October 5, 2011, through January 11, 2012, from entries received by midnight the night before each drawing. The drawing dates are:

<u>Drawing</u>	<u>Drawing Date</u>	<u>From Entries Received</u>
1	Wednesday, October 5, 2011	September 6, 2011 – October 4, 2011
2	Wednesday, November 2, 2011	October 5, 2011 – November 1, 2011
3	Wednesday, November 30, 2011	November 2, 2011 – November 29, 2011
4	Wednesday, January 11, 2012	November 30, 2011 – January 10, 2012

1. In each of the four (4) Hollywood Trip Drawings, two (2) Grand Prize winners will each win a trip to Hollywood, California, and fifteen (15) Second Prize winners will each win a Nintendo Wii™ video game system with a WHEEL OF FORTUNE® video game. A total of eight (8) Grand Prizes and sixty (60) Second Prizes will be awarded in the Hollywood Trip Drawings.

2. The first two (2) valid entries drawn will each win a Grand Prize and the third through seventeenth valid entries drawn will win a Second Prize. The third through seventeenth valid entries will be used in the order in which they were drawn to select an alternate Grand Prize winner in the event the Grand Prize cannot be awarded. The Florida Lottery will attempt to notify each winner by telephone, U.S. mail or email using the contact information provided in the winner’s registration data no later than one (1) week after the winners are drawn. If the Florida Lottery is unable to contact a Grand Prize winner

within three (3) weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner. If the Florida Lottery is unable to contact the alternate winner within three (3) weeks, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to a second alternate winner. This process will continue until an alternate is contacted and the prize is claimed in accordance with subparagraph (4)(a)3. below, or the Florida Lottery has exhausted the list of available alternates, provided that, to meet the schedule for the Hollywood Trip, which is anticipated to take place on or about April 17, 2012, the last date upon which the Lottery will attempt to contact an alternate winner will be March 1, 2012. If the Lottery is unable to contact an alternate by that date, the Grand Prize will not be awarded. An alternate winner who has not claimed the Second Prize at the time of notification will be awarded only the Grand Prize. An alternate winner who has claimed the Second Prize at the time of notification may retain the Second Prize. If the Florida Lottery is unable to contact a Second Prize winner within three (3) weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Second Prize will not be awarded.

3. All entries in the Hollywood Trip Drawings are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim a prize in a Hollywood Trip Drawing, the player must submit to the Florida Lottery the original valid non-winning WHEEL OF FORTUNE® ticket bearing the entry number selected in the drawing. Without such ticket, the player will forfeit his or her right to claim a prize. Winners must submit the valid entry ticket along with a completed Winner Claim Form DOL 173-2, revised 02/11 or Spanish Winner Claim Form DOL 173-2S, revised 02/11, appropriate identification and a notarized Florida Lottery Release and Authorization Form DOL-474, revised 10/08 or Spanish Florida Lottery Release and Authorization Form DOL-474S, effective 09/11, within seven (7) days of notification by the Florida Lottery that they are a winner. If a winner does not return the required forms within seven (7) days of notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner as described above. Forms DOL-173-2, 173-2S, DOL-474, and DOL-474S are hereby incorporated by reference and may be obtained at any Lottery office, from the Florida Lottery’s website at www.flalottery.com, or by writing to: Florida Lottery, Office of Customer Service, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

4. Upon the Florida Lottery’s receipt of a winner’s required documentation, the Lottery will notify the primary fulfillment company, Scientific Games International, Inc. (“SGI”) of the name of the winner. SGI will ship the Wii™ and WHEEL OF FORTUNE® video game package prizes to

Second Prize winners within approximately fifteen (15) business days after notification from the Florida Lottery. The estimated retail value of the Second Prize is two hundred fifty dollars (\$250). The fulfillment company will contact the Grand Prize winners within approximately ten (10) days to make arrangements for the Hollywood Grand Prize trip.

5. The prizewinners in each Hollywood Trip Drawing will be posted on www.flalottery.com, on the day of the draw.

(b) Multi-State Second Chance One-Million Dollar Bonus Drawing. One (1) Preliminary Multi-State Second Chance One-Million Dollar Bonus Drawing (“Preliminary Drawing”) will be held on August 16th, 2012, from entries received between September 6, 2011, and 11:59:59 PM (ET) on August 14, 2012, and not selected for a Hollywood Trip in a Hollywood Trip Drawing. Eight (8) entries will be randomly selected to be included in the Multi-State Second Chance One-Million Dollar Bonus Drawing (“Multi-State Bonus Drawing”) for a chance to win a cash prize of up to one million dollars (\$1,000,000). The Multi-State Bonus Drawing will include eligible entries from all participating lotteries, including the eight (8) Florida Lottery entries selected in the Preliminary Drawing, and will be held on or about September 17, 2012. Lottery players will not be present for the Multi-State Bonus Drawing event. In the Multi-State Bonus Drawing, one (1) entry will be selected to win a prize of up to one million dollars (\$1,000,000) with a minimum prize amount of fifty thousand dollars (\$50,000). Four (4) additional entries will be selected as alternates. The lottery from which the Million Dollar Bonus entry originated will make all reasonable efforts to contact the winner within five (5) business days following the date of the drawing. If personal contact is not made within five (5) business days following the date of the drawing, reasonable efforts will be made to contact the first alternate. If the winner or an alternate is from Florida, the Florida Lottery will attempt to notify the winner or alternate by telephone, U.S. mail or email using the contact information provided in the winner’s registration data within five (5) business days following the date of the drawing. If personal contact is not made within five (5) business days following the date of the drawing, the winner or alternate will forfeit his or her right to claim the prize and the prize will be awarded to an alternate winner. This process will continue until an alternate winner is contacted.

(5) Hollywood Trip Grand Prize. Each Hollywood Trip Grand Prize winner (“Grand Prize winner”) will win a five-day, four-night trip for the Grand Prize winner and up to three (3) guests to Los Angeles, California. Each prize includes:

1. Roundtrip coach airfare for up to four (4) people from any U.S. airport to Los Angeles, California (inclusive of all associated airfare fees, taxes and surcharges);

2. All ground transfers between the airport and the hotel, studio, various Hollywood and/or Los Angeles area attractions and Scientific Games International, Inc. (“SGI”) hosted events;

3. Accommodations of up to two (2) deluxe hotel room(s) for four (4) nights (double occupancy, room and room tax only); and

4. Four thousand one hundred twenty-five dollars (\$4,125) in cash, less tax withholding on the value of the Hollywood trip.

(6) Grand Prize winners and their guest(s) will be provided a welcome reception the evening of their arrival to Hollywood and a grand finale party on their last evening in Hollywood.

(7) Pre-Production Day. The Hollywood Trip Grand Prize includes a pre-production day on the WHEEL OF FORTUNE® stage at Sony Pictures Studios to be attended by Grand Prize winners and guests. The pre-production day will provide the opportunity for all Grand Prize winners to spin the WHEEL OF FORTUNE® wheel one (1) time (“Wheel Spin”) for a chance to win a cash prize ranging from three-hundred dollars (\$300) to ten-thousand dollars (\$10,000). During the pre-production day, Grand Prize winners will also participate in the selection process to determine which Grand Prize winners will play in the ten (10) non-broadcast experiential WHEEL OF FORTUNE® games (each an “Experience Game”) to take place on the production days that follow. Grand Prize winners from all participating state lotteries will be divided into ten (10) groups (each a “Show Group”). Three (3) Grand Prize winners from each Show Group (the “Grand Prize Winner Contestants”) will be randomly selected to play in the Experience Games. A total of thirty (30) Grand Prize Winner Contestants shall be selected to play the ten (10) Experience Games, and each Experience Game shall be collectively played by three (3) Grand Prize Winner Contestants.

(8) Experience Game Production Days. The Hollywood Trip Grand Prize includes one (1) Experience Game ticket to WHEEL OF FORTUNE® for the Grand Prize winner and each of the Grand Prize winner’s guest(s). Grand Prize winners’ guests may sit with Grand Prize winners in the audience but will not be eligible to be contestants on the Experience Game. Grand Prize Winner Contestants will attend training to review the rules of the Experience Game and learn how to play WHEEL OF FORTUNE®. Grand Prize Winner Contestants shall play a non-broadcast Experience Game on the WHEEL OF FORTUNE® stage with Pat Sajak and Vanna White, and have the opportunity to win cash and vehicle prizes; and, as part of a bonus round, may have a chance to win up to one-million dollars (\$1,000,000) if the million dollar prize is qualified during regular game play to be added to the bonus round.

(9) Million Dollar Bonus Wheel Spin-Off. Following the completion of the Experience Games, a special one-million dollar (\$1,000,000) bonus spin-off event (the “Million Dollar Bonus Wheel Spin-Off”) will occur. A random drawing will be

conducted among all Grand Prize winners from each Show Group to select one (1) Grand Prize winner from each Show Group to become a contestant ("Spin-Off Contestant") in the Million Dollar Bonus Wheel Spin-Off. Each Spin-Off Contestant selected from the Experience Games will spin the WHEEL OF FORTUNE® Bonus Wheel ("Bonus Wheel") in Round One for a chance to advance to Round Two. If the Spin-Off Contestant advances to Round Two, the Spin-Off Contestant will spin the Bonus Wheel for a chance to win up to one-million dollars (\$1,000,000). Spin-Off Contestants are guaranteed to win a minimum prize amount of five-thousand dollars (\$5,000).

(10) The Grand Prize Trip does not include: mileage, insurance, gratuities, meals, parking fees, baggage fees, alcoholic beverages (other than those served without charge at any reception and/or party), any items not expressly specified and personal expenses such as telephone calls, valet service, laundry, incidentals and the like, as well as revision or cancellation fees which may be charged by the hotel or other suppliers;

(11) The Grand Prize Trip is not transferable or assignable without the express written consent of the Lottery. If the Prizewinner advises the Lottery in advance that he or she is unable to take the Grand Prize Trip, the Grand Prize winner will receive the cash portion of the Grand Prize and may designate a proxy to use the travel portion of the Grand Prize in his or her stead and participate in the Experience Game; in such event, the Grand Prize winner shall receive any prize won by the proxy and the Grand Prize Trip and all prizes won by the proxy in the Experience Game will be taxable to the Grand Prize winner.

(12) If a Grand Prize winner is traveling via air and fails to appear at the designated time and place of departure, the airfare portion of the prize shall be forfeited and the Grand Prize winner shall be responsible for making alternative arrangements to travel to Los Angeles at his or her own expense;

(13) Unless prior alternative arrangements have been made, if a Grand Prize winner fails to check in to the hotel when he or she arrives in Los Angeles, the hotel portion of the prize shall be forfeited.

(14) If a Grand Prize winner fails to arrive at the studio for his or her scheduled participation in the non-broadcast Experience Game, the Grand Prize winner forfeits the right to personally participate in an Experience Game; however, a proxy shall play in the Grand Prize winner's place and all prizes won by the proxy shall be awarded and taxable to the Grand Prize winner.

(15) In the event that a Grand Prize winner is unable to attend the trip due to unforeseen circumstances, and there is insufficient time to designate a person to take the trip in his or her stead as described in subsection (12) above, the balance of the trip prize shall be forfeited; however, the Lottery or SGI

will appoint a proxy to play the Experience Game for the Grand Prize winner. The Grand Prize winner shall receive and be taxable on any prizes won by the proxy.

(16) The Grand Prize winner must be 18 years of age or older to play the WHEEL OF FORTUNE® Experience Game.

(17) The minimum age requirement for any audience member at WHEEL OF FORTUNE® is eight (8) years;

(18) The Grand Prize winner is solely responsible for the actions of the guest(s) who accompanies the Prizewinner to the event. If a Grand Prize winner's guest is a minor, the Grand Prize winner must either be the parent or legal guardian of such guest, or must present a notarized, written consent from the minor's parent or legal guardian for the minor guest to accompany the Grand Prize winner on the Grand Prize Trip.

(19) The Grand Prize winners, designee(s), or guest(s) must have a valid credit card or shall be required to post cash deposit for incidentals to check in to the hotel.

(20) Taxes.

(a) The Lottery shall withhold from the four-thousand, one-hundred, twenty-five dollars (\$4,125) cash portion of the Hollywood Trip Grand Prize federal income tax withholding on the total retail value of the Hollywood Trip Grand Prize. The total retail value of each Hollywood Trip Grand Prize is twelve-thousand, five-hundred dollars (\$12,500).

(b) Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. Because there is no cash awarded in connection with the Second Prizes in the Hollywood Trip Drawings from which to withhold taxes, a nonresident alien claimant who is selected as a winner of a Second Prize will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien winner.

(c) SGI shall pay prizewinners the Pre-Production Day prizes, the Million Dollar Bonus Wheel Spin-Off prizes, and the prize awarded in the Million Dollar Bonus Drawing. SGI shall withhold federal and any applicable state withholding tax payments on behalf of each prizewinner and mail a check and IRS Form W-2G to the prizewinner within ten (10) business days.

(d) PCI, the prize fulfillment company for Sony Pictures Consumer Products, as agent for Califon Productions, Inc., shall pay all cash prizes won by Prizewinner Contestants on the Experience Game shows. PCI shall withhold federal and California withholding tax payments and provide each winner the appropriate IRS tax Form.

(e) Prizewinner Contestants may opt to take the cash equivalent of any vehicle prizes won during the Experience Game. In such case, PCI shall withhold federal and California withholding tax payments on behalf of each Prizewinner Contestant that selects the cash option. If a Prizewinner



Contestant waives the cash option, PCI shall fulfill the vehicle prize and provide each winner the appropriate IRS tax Form. The Prizewinner Contestant shall be responsible for the payment of any applicable taxes on the value of the vehicle.

(f) Except as specifically mentioned herein, payment of all federal, state and/or local taxes or other fees on the prizes won in conjunction with a winner's participation in the WHEEL OF FORTUNE® Second Chance Promotion will be the responsibility of the winner.

(21) The Florida Lottery, SGI, PCI and their respective parent companies, affiliates, subsidiaries, directors, officers, agents and employees assume no liability or responsibility for damages, losses, or injury resulting from this promotion or the acceptance or use of a prize and provide no warranty for any prizes won on WHEEL OF FORTUNE® Experience Game. Any warranties and guarantees are those of the manufacturer only.

(22) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(23) No cash option is available in lieu of WHEEL OF FORTUNE® Second Chance Promotion non-cash prizes awarded by the Florida Lottery. No substitutes for prizes are available, except by the Florida Lottery, which reserves the right, in its sole discretion, to substitute different prizes of comparable value should the Grand Prize or Second Prize become unavailable.

(24) If the winner of a Hollywood Trip Grand Prize is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in accordance with section 24.115, Florida Statutes. If the debt is an amount less than the cash portion of the prize, the non-cash portion of the prize and the cash portion of the prize less withholding taxes and the amount owed, shall be awarded. If the winner is identified as owing such a debt in an amount greater than the cash portion of the prize, the winner's entire cash portion of the prize will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes, and the winner will receive the remaining non-cash portion of the prize, if any.

(25) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder.

(26) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(27) By entering the WHEEL OF FORTUNE®-Second Chance Promotion, a player gives his or her permission for the Florida Lottery to provide the player's address and telephone number to SGI and PCI for prize fulfillment purposes.

(28) By entering the WHEEL OF FORTUNE®-Second Chance Promotion, a player gives his or her permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(29) WHEEL OF FORTUNE®-Hollywood Trip Grand Prize Second Chance Drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of each drawing will be available after the drawing on the Florida Lottery's website at flalottery.com.

(30) This offer is void where prohibited by law.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 9-2-11.

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 2, 2011

#### **DEPARTMENT OF THE LOTTERY**

RULE NO.:  
53ER11-50

RULE TITLE:  
Instant Game Number 1110, GOLD RUSH TRIPLER

SUMMARY: This emergency rule describes Instant Game Number 1119, "GOLD RUSH TRIPLER," 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: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-50 Instant Game Number 1119, GOLD RUSH TRIPLER.

(1) Name of Game. Instant Game Number 1119, "GOLD RUSH TRIPLER."

(2) Price. GOLD RUSH TRIPLER lottery tickets sell for \$20.00 per ticket.

(3) GOLD RUSH TRIPLER 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 GOLD RUSH TRIPLER 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	10
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
11	12	13	14	15	16	17	18	19	20
ELEVEN	TWELVE	THIRTEEN	FOURTEEN	FIFTEEN	SIXTEEN	SEVENTEEN	EIGHTEEN	NINETEEN	TWENTY
21	22	23	24	25	26	27	28	29	30
THIRTYONE	THIRTYTWO	THIRTYTHREE	THIRTYFOUR	THIRTYFIVE	THIRTYSIX	THIRTYSEVEN	THIRTYEIGHT	THIRTYNINE	THIRTY
31	32	33	34	35	36	37	38	39	
THIRTYONE	THIRTYTWO	THIRTYTHREE	THIRTYFOUR	THIRTYFIVE	THIRTYSIX	THIRTYSEVEN	THIRTYEIGHT	THIRTYNINE	WIN\$500 TRIPLE

(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:

1	2	3	4	5	6	7	8	9	10
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
11	12	13	14	15	16	17	18	19	20
ELEVEN	TWELVE	THIRTEEN	FOURTEEN	FIFTEEN	SIXTEEN	SEVENTEEN	EIGHTEEN	NINETEEN	TWENTY
21	22	23	24	25	26	27	28	29	30
THIRTYONE	THIRTYTWO	THIRTYTHREE	THIRTYFOUR	THIRTYFIVE	THIRTYSIX	THIRTYSEVEN	THIRTYEIGHT	THIRTYNINE	THIRTY
31	32	33	34	35	36	37	38	39	
THIRTYONE	THIRTYTWO	THIRTYTHREE	THIRTYFOUR	THIRTYFIVE	THIRTYSIX	THIRTYSEVEN	THIRTYEIGHT	THIRTYNINE	

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


\$5.00	\$10.00	\$20.00	\$30.00	\$40.00	\$50.00
FIVE	TEN	TWENTY	THIRTY	FORTY	FIFTY
\$100	\$500	\$1,000	\$10,000	\$500,000	\$3,000,000
ONE HUN	FIVE HUN	ONE THOU	TEN THOU	FIFTEEN THOU	THREE/TH/20YRS


(7) The legends are as follows:

WINNING NUMBERS      YOUR NUMBERS


(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 “” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to triple the prize shown for that symbol. A ticket having a

“” symbol and corresponding caption in the “YOUR NUMBERS” play area shall entitle the claimant to a prize of \$500.

(b) The prizes are: \$5.00, \$10.00, \$20.00, \$30.00, \$40.00,

\$50.00, \$100, \$500, \$1,000, \$10,000, \$500,000 and .

(9) \$3,000,000 Prize Payment Options.

(a) A winner of a \$3,000,000 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 \$3,000,000 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 \$1,950,000, less applicable federal withholding taxes.

(c) Annual Payment prizes will be paid in twenty (20) equal annual installments of \$150,000, less applicable federal withholding taxes.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1119 are as follows:

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 126 POOLS OF 120,000 TICKETS PER POOL
\$5 + \$5 (COINS)	\$20	15.00	1,008,000
\$10 x 2	\$20	15.00	1,008,000
\$20	\$20	30.00	504,000
\$5 (COINS) + \$5 (COINS)	\$30	75.00	201,600
\$5 x 6	\$30	75.00	201,600
(\$5 x 2) + (\$10 x 2)	\$30	75.00	201,600
\$10 (COINS)	\$30	75.00	201,600
\$30	\$30	75.00	201,600
\$10 x 4	\$40	150.00	100,800
\$10 + \$10 (COINS)	\$40	150.00	100,800
(\$5 x 2) + \$10 (COINS)	\$40	150.00	100,800
(\$10 x 2) + \$20	\$40	150.00	100,800
\$40	\$40	150.00	100,800
\$10 x 5	\$50	150.00	100,800
\$10 (COINS) + \$20	\$50	150.00	100,800
(\$10 x 2) + \$10 (COINS)	\$50	150.00	100,800
\$10 + \$40	\$50	150.00	100,800
\$50	\$50	150.00	100,800
\$10 x 10	\$100	200.00	75,600
\$20 x 5	\$100	200.00	75,600
(\$10 x 4) + \$20 (COINS)	\$100	150.00	100,800
\$20 (COINS) + \$40	\$100	150.00	100,800
\$50 x 2	\$100	200.00	75,600
\$100	\$100	200.00	75,600
(\$20 x 10) + \$100 (COINS)	\$500	1,200.00	12,600

(\$20 x 6) + (\$40 x 2) + \$100 (COINS)	\$500	1,200.00	12,600
\$50 x 10	\$500	2,000.00	7,560
\$100 x 5	\$500	2,400.00	6,300
\$50 + \$50 (COINS) + \$100 (COINS)	\$500	1,200.00	12,600
\$500 (GOLD NUGGET)	\$500	600.00	25,200
\$50 x 20	\$1,000	30,000.00	504
(\$40 x 10) + (\$100 x 6)	\$1,000	30,000.00	504
\$100 x 10	\$1,000	30,000.00	504
(\$50 x 4) + \$100 (COINS) + \$500 (GOLD NUGGET)	\$1,000	30,000.00	504
(\$40 x 10) + (\$50 x 2) + \$500 (GOLD NUGGET)	\$1,000	30,000.00	504
\$1,000	\$1,000	30,000.00	504
\$1,000 x 10	\$10,000	120,000.00	126
\$10,000	\$10,000	120,000.00	126
\$500,000	\$500,000	1,512,000.00	10
\$3,000,000 (\$150K/yr/20yrs)	Top Prize	3,780,000.00	4

(11) The estimated overall odds of winning some prize in Instant Game Number 1119 are 1 in 2.95. 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 1119, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for GOLD RUSH TRIPLER 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 9-2-11.

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 2, 2011

## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

### DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on August 30, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.002(4), F.A.C., from Diego Abel Colon-Batiz. Subsection 11B-27.002(4), F.A.C., requires recruits to complete basic recruit training, pass the SOCE, and gain employment within four years of beginning basic recruit training. The petition states that the Petitioner began basic on April 2, 2007, and paid his own way through basic by working full time. Petitioner further states that he was injured while completing basic and that prevented him from graduating until August 13, 2008. Petitioner states that he will suffer a substantial hardship if he is not permitted an extra six months to find employment because he will have to retake basic recruit training and retake the SOCE. The Petitioner requests an extra six months to find employment.

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 or by telephoning (850)410-7676.

NOTICE IS HEREBY GIVEN that on September 1, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Milton Police Department on behalf of 27 officers for the 2006-2008 (7/1/06-6/30/08) and 2008-2010 (7/1/2008-6/30/10) mandatory firearms requalification reporting cycles. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule and instructed by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructor utilized by the Petitioner during the 2006-2008 and 2008-2010 reporting cycles was not CJSTC-certified. The instructor had completed CJSTC Firearms Instructor Course and both he and the agency believed that was the only thing that he needed to do to be a Commission-Certified Firearms Instructor. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructor was not a CJSTC-certified firearms instructor during the 2006-2008 (7/1/06-6/30/08) and 2008-2010 (7/1/08 - 6/30/10) reporting cycles.