

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.0012 Application Information

PURPOSE AND EFFECT: To adopt legislative changes relating to the waiver of certain certification fees for select military personnel and military spouses. Once eligible for the certification fee waiver, military personnel and military spouses will be exempt from paying fees for specified certification services.

SUBJECT AREA TO BE ADDRESSED: Florida Educator Certification Application and Fees.

RULEMAKING AUTHORITY: 1001.02, 1012.55, 1012.56, 1012.586, 1012.59, FS.

LAW IMPLEMENTED: 1012.31, 1012.32, 1012.55, 1012.56, 1012.586, 1012.59, 1012.798, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 20, 2018, 10:00-10:30 a.m.

PLACE: Conference Call: 1(888)670-3525 and Passcode# 2980778941 and Online Meeting Link: <https://attendee.gotowebinar.com/register/5624478456494345730>, Florida Department of Education, Room 244A, 325 West Gaines Street, Tallahassee, FL 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: David LaJeunesse, Chief of Educator Certification, 325 W. Gaines St., Suite 201, Tallahassee, FL 32399, (850)245-0431.

To comment on this rule or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601, or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://web02.fldoe.org/rules>.

STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-8.010 Reimbursement Contract

PURPOSE AND EFFECT: To discuss proposed amendments to Rule 19-8.010, F.A.C., Reimbursement Contract.

SUBJECT AREA TO BE ADDRESSED: Reimbursement Contract requirements for the 2019-2020 Contract Year.

RULEMAKING AUTHORITY: 215.555, FS.

LAW IMPLEMENTED: 215.555, FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 20, 2018, 10:00 a.m. (ET) until conclusion of meeting.

PLACE: Room 116, (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida 32308. Persons wishing to participate by phone may dial (888)670-3525 and enter conference code 7135858151.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, State Board of Administration, P.O. Box 13300, Tallahassee, Florida 32317-3300; (850)413-1349; donna.sirmons@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Donna Sirmons at the number or email listed above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NO.: RULE TITLE:

60L-40.002 Equal Employment Opportunity and Affirmative Action

PURPOSE AND EFFECT: PURPOSE AND EFFECT: Revisions are needed to Rule Chapter 60L-40, F.A.C., to implement the provisions of Chapter 2016-3, Laws of Florida. The proposed revisions clarify the policy of the state regarding equal employment opportunity and harassment to ensure it fully complies with the provisions of the state and federal laws; add the provisions requiring affirmative action planning for individuals with disabilities and clarifies the requirements for affirmative action planning for women and minorities; and add language providing for the voluntary self-identification of individuals who have a disability and are employed by an executive agency.

SUBJECT AREA TO BE ADDRESSED: Sexual Harassment, Equal Employment Opportunity And Affirmative Action, Rule Chapter 60L-40, F.A.C.

RULEMAKING AUTHORITY: 110.1055, 110.112(2)(a) and (3)(f), 110.1221, 110.201(1) FS.

LAW IMPLEMENTED: 110.105(2), 110.112, 110.1221 110.233(1), 110.403(1)(h), 110.605(1)(d) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Martina Rogers,

Martina.Rogers@dms.myflorida.com or (850)487-1812. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Martina Rogers, Martina.Rogers@dms.myflorida.com or (850)487-1812.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Section II Proposed Rules

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLES:
60S-4.012 Employment After Retirement

60S-4.020 Retiree Health Insurance Subsidy

PURPOSE AND EFFECT: Amend rule language and forms to implement changes related to SB 7026. Remove repealed rule citations, any language duplicative of statute, and any other necessary changes.

SUMMARY: Amend rule language and forms FR-23 and HIS-IP to reflect changes related to SB 7026. Remove language duplicative of statute.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: the economic review conducted by the agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 112.363(7), 121.031, FS.

LAW IMPLEMENTED: 112.363, 121.021, 121.031, 121.053, 121.091(9), 121.046(4), 238.181, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Chief, Bureau of Research and Education, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee FL 32311, 850-414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-4.012 Employment After Retirement.

(1) No change.

(2) The following reemployment limitations shall apply to any retiree of a state-administered retirement system who is reemployed by a Florida Retirement System employer in either a regularly established position or a temporary position, during the first 12 calendar months of retirement. For service retirements without DROP participation this 12 calendar month reemployment limitation period shall commence the month of the retiree's effective date of retirement. For DROP participants such reemployment limitation period shall apply and commence in the calendar month following the participant's DROP termination date. Any person employed in violation of any of the limitations in this section, and any employing agency which knowingly employs or appoints such person without notifying the Division to suspend retirement benefits shall be jointly and severally liable for reimbursement to the retirement trust fund of any benefits paid during the reemployment limitation period. Such employing agency shall have a written statement from the retiree that he or she is not retired from a state-administered retirement system or may use the State Board of Administration Form CERT (Rev. 06/2012) <http://www.flrules.org/Gateway/reference.asp?No=Ref-01935>, Florida Retirement System (FRS) – Certification Form, created for such purpose and herein adopted by reference, which may be obtained from the Employer page of the Division's website, www.frs.MyFlorida.com, or by calling the Division Toll Free at (844) 377-1888, if calling from outside the Tallahassee calling area or locally at (850) 907-6500, or if hearing of speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or (800) 955-8771.

(a) No change.

(b) 1. through 2. No change.

3. If a retiree is reemployed during the calendar months of the reemployment limitation period applicable to his or her effective retirement date or DROP termination date as provided in sub paragraphs 1., or 2., above, he or she shall:

a. Notify the Division in writing of such employment and have his or her benefits suspended effective the first day of the first month of reemployment which may be done utilizing Form FR-23 effective _____ (Rev. _____ 07/10), <http://www.flrules.org/Gateway/reference.asp?No=Ref-00355>, Florida Retirement System Pension Plan Notification of Reemployment for Suspension of Retirement Benefits, herein adopted by reference, which may be obtained from the Forms page of the Division's website, www.frs.MyFlorida.com, or by calling the Division Toll Free at (844) 377-1888, if calling from outside the Tallahassee calling area or locally at (850) 907-6500. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or (800) 955-8771. This suspension shall remain in effect for the balance of the reemployment limitation period or for every month of the reemployment limitation period in which he or she is employed, and benefits that would have been paid during the period of suspension are forfeited;

b. through c. No change.

4. No change.

(3)(a) through (b) No change.

(c) For retirements without DROP participation effective on or after July 1, 2010 and for DROP termination dates on or after July 1, 2010. Exceptions for FRS retirees are outlined in Section 121.091(9), F.S., there are no reemployment limitation exceptions during the seventh through the twelfth calendar month of the reemployment limitation period.

(4) No change.

(5) Any employer who employs a retired member of a state administered retirement system, in a regularly established position, shall pay the required contributions in accordance with subsections 60S 3.003(6) and (7), F.A.C.

(a) Those retirees who are initially reemployed in a regularly established position prior to July 1, 2010 shall have renewed membership in the Florida Retirement System.

(b) Those retirees who are initially reemployed in a regularly established position on or after July 1, 2010 shall not be eligible for renewed membership in the Florida Retirement System.

(6)(a)1. Any person previously retired from a state administered retirement system who holds an elective public office or an appointment to an elective public office on or before June 30, 2010, shall have renewed membership in the Florida Retirement System as provided by Rule 60S 1.0045,

F.A.C., for an office not covered by the Elected Officers' Class, or as provided by subsection 60S 1.0055(4), F.A.C., for an office that is covered by the Elected Officers' Class. Such Elected Officers shall continue to receive retirement benefits as well as compensation for the elected office without regard to the limitations provided in this section.

2. Any person previously retired from a state administered retirement system who is initially reemployed as a result of holding an elective public office or an appointment to an elective public office on or after July 1, 2010, shall not be eligible for renewed membership in the Florida Retirement System.

(b) Any retired member who was elected to an office prior to July 1, 1990, suspended his or her retirement benefit, and reinstated his or her Florida Retirement System membership, shall, upon subsequent retirement, have his or her retirement benefits recomputed using such period of creditable reemployment as provided in subsection 60S 2.008(1), F.A.C. All required contributions shall be made by the employer and/or the member for the entire period of reemployment, as required in Rule 60S 3.009, F.A.C.

(c) Any elected officer participating in the Deferred Retirement Optional Program as a member of the Elected Officers' Class prior to July 1, 2002 may continue in elected office upon reaching the Deferred Retirement Optional Program end date and shall become a renewed member of the Elected Officers' Class the first of the month following Deferred Retirement Optional Program termination.

(d)1. Effective July 1, 2002 through June 30, 2010, any elected officer participating in the Deferred Retirement Optional Program as a member of the Elected Officers' Class may continue in elected office upon reaching the Deferred Retirement Optional Program end date and shall not be eligible to become a renewed member of the Florida Retirement System for as long as such officer holds an office covered by the Elected Officers' Class under the Florida Retirement System. Any such elected officer who chooses to continue in elected office beyond his or her DROP end date would be subject to the termination requirements and reemployment limitations in effect on the date when he or she no longer holds elective office.

2. Effective on and after July 1, 2010, any elected officer participating in the Deferred Retirement Optional Program regardless of membership class on or after July 1, 2010 is subject to termination as defined in Section 121.021, F.S. and reemployment limitations as provided in Section 121.091(9), F.S., upon completion of his or her DROP participation period. However, such elected officer may defer termination and reemployment limitations until the end of his or her current term of office or, if the officer is consecutively elected or reelected to an elective office eligible for coverage under the Florida Retirement System, until he or she no longer holds an

~~elective office. Such elected officer who chooses to defer termination and reemployment limitations beyond his or her DROP end date would be subject to the termination and reemployment limitations in effect on the date he or she terminates elective office.~~

~~3. Any elected officer as provided in subparagraph (d)1., above, who chooses to continue in elected office beyond his or her DROP end date or any elected officer as provided in subparagraph (d)2., above, who chooses to defer termination and reemployment limitations beyond his or her DROP end date the following applies:~~

~~a. The officer shall not be eligible to receive his or her accumulated DROP account and commence receiving monthly retirement benefits until termination of elective office. Monthly retirement benefits shall be paid on a prospective basis only.~~

~~b. The officer shall be subject to the termination requirement and reemployment limitations in effect on the date he or she terminates elective office.~~

~~c. The officer's DROP account may not accrue additional monthly benefits beyond the DROP end date.~~

~~d. If the officer's DROP participation began prior to July 1, 2010, the officer's DROP account shall continue to earn interest beyond the DROP end date as provided in Section 121.091(13), F.S.~~

~~e. If the officer's DROP participation began on or after July 1, 2010, the officer's DROP account shall not earn interest beyond the DROP end date.~~

~~(7)(a) A retired Justice or Judge whose retirement without DROP participation is effective prior to July 1, 2010 or whose DROP termination date is prior to July 1, 2010 who after meeting termination as defined in Section 121.021, F.S., is assigned to active judicial service pursuant to Article V of the State Constitution shall continue to receive retirement benefits without being affected by the restrictions of this section but shall not be eligible for renewed membership in the Florida Retirement System.~~

~~(b) A retired Justice or Judge whose retirement without DROP participation is effective on or after July 1, 2010, or whose DROP termination date is on or after July 1, 2010, who after meeting termination as defined in Section 121.021, F.S., is assigned to active judicial service pursuant to Article V of the State Constitution shall be subject to reemployment limitations as provided in Section 121.091(9), F.S., and shall not be eligible for renewed membership in the Florida Retirement System.~~

~~(8) Any person who holds an elective public office and is concurrently employed in nonelected covered employment may elect to retire effective on or before June 1, 2010, from his or her nonelected employment while continuing employment in his or her elective public office. Such person shall be required to terminate his or her nonelected covered employment as provided in Rule 60S 6.001, F.A.C. (termination). Any person~~

~~exercising this election shall receive his or her retirement benefits in addition to the compensation of the elective office without regard to the limitations otherwise provided in paragraph 60S 4.012(2)(b), F.A.C.; and,~~

~~(a) Effective July 1, 1990, any such person whose elective office is covered by the Elected Officers' Class whose effective retirement date for his or her nonelected covered employment is on or before June 1, 2010, shall be reenrolled in such class as provided in subsection 60S 1.0055(4), F.A.C.~~

~~(b) Effective July 1, 1991 and through June 30, 2010, any such person whose elective office is covered by the Regular Class shall be reenrolled in such class as provided in subsection 60S 1.0045, F.A.C.~~

~~(9) From July 1, 1997 through December 31, 1998, any retiree of the Florida Retirement System may be reemployed by a covered employer during the second through twelfth months of the reemployment limitation period without suspending his or her retirement benefits, provided that the reemployment is for the sole purpose of working on the technical aspects of correcting or replacing the computer systems and programs necessary to resolve the year 2000 date problem for computing for such covered employer.~~

~~Rulemaking Authority 121.031 FS. Law Implemented 121.021, 121.053, 121.091(9), 121.046(4), 238.181 FS. History—New 1-1-72, Amended 10-20-72, Repromulgated 12-31-74, Amended 7-1-79, 8-26-81, 9-9-82, 10-11-82, 11-6-84, 4-17-85, 9-24-85, Formerly 22B-4.12, Amended 3-11-87, 2-7-89, 9-5-90, 11-14-91, 9-8-92, Formerly 22B-4.012, Amended 3-18-93, 4-5-95, 12-12-96, 2-24-99, 8-13-03, 4-5-12, 3-25-13, _____.~~

60S-4.020 Retiree Health Insurance Subsidy.

(1) A monthly retiree health insurance subsidy shall be paid to each eligible retired member or beneficiary who is a spouse or financial dependent receiving a benefit from a state-administered retirement system except as follows:

(a) No change.

(b) Retired participants of the Senior Management Service Optional Annuity Program as provided in Section 121.055(6), F.S., or the State University System Optional Retirement Program as provided in Section 121.35, F.S., shall not receive the subsidy payments. The employer of such participants shall pay contributions as provided in subsections 60V 2.003(2) and 60U 2.003(1), F.A.C., which shall be applied to the purchase of the participant's annuity contracts.

(2) Eligible retired members or beneficiaries must make application to the Division for the Health Insurance Subsidy and certify their health insurance coverage in accordance with procedures established by the Division in order to receive the Health Insurance Subsidy. FRS Pension Plan retirees or beneficiaries shall make application and certify their health insurance coverage to the Division on Form HIS-1 (Rev. 07/05) <http://www.flrules.org/Gateway/reference.asp?No=Ref-00403>,

Florida Retirement System Pension Plan Health Insurance Subsidy Certification Form, herein adopted by reference, which is mailed to the FRS Pension Retiree's address of record when placed on retired payroll and may also be obtained from the Forms page of the Division's website, www.frs.MyFlorida.com, or by calling the Division's ~~Retired Payroll Section~~ Toll Free at (844) 377-1888 ~~4(888)377-7687~~, if calling from outside the Tallahassee calling area or locally at (850) 907-6500 ~~488-4742~~, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 4(800)955-8771. FRS Investment Plan retirees or beneficiaries shall make application to the Division for the Health Insurance Subsidy on Form HIS-IP, effective 05/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08150>, Florida Retirement System (FRS) Application for Health Insurance Subsidy for Investment Plan ~~Retirees~~ Members, herein adopted by reference, and shall certify their health insurance coverage to the Division on Form HIS-IP-2 (Rev 10/11) <http://www.flrules.org/Gateway/reference.asp?No=Ref-00405>, Florida Retirement System (FRS) Health Insurance Subsidy Certification for Investment Plan Members, herein adopted by reference. Both of these forms may be obtained from the Forms page of the Division's website, www.frs.MyFlorida.com, or by calling the Division's ~~Bureau of Retirement Calculations~~ Toll Free at (844) 377-1888 ~~4(888)377-7687~~, if calling from outside the Tallahassee calling area or locally at (850) 907-6500 ~~488-4742~~, or if hearing or speech impaired by calling the Division via T.D.D. at the Florida Relay System by dialing 711 or 4(800)955-8771. If the Division receives such application and certification of health insurance coverage within 6 months after retirement FRS benefits commence, the Retiree Health Insurance Subsidy may be paid retroactive up to the effective retirement date. If the Division receives the certification of insurance coverage 6 or more months after retirement benefits commence, the member will be eligible to receive retroactive payments for a maximum of 6 months only. Retroactive Retiree Health Insurance Subsidy benefits can only be paid for the months of certified health insurance coverage.

(3) through (4) No change.

Rulemaking Authority 112.363(7), 121.031(2) FS. Law Implemented 112.363, 121.031 FS. History—New 5-18-88, Amended 11-14-91, Formerly 22B-4.020, Amended 3-18-93, 2-24-99, 4-17-12, 3-25-13, 8-26-14, 12-3-14, 5-29-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Elizabeth Stevens, Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2018
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 21, 2018

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLES:
60S-11.001 Definitions
60S-11.002 Participation
60S-11.004 Benefits

PURPOSE AND EFFECT: Remove adoptions of forms DP-ELE and DP-EXT from rule, to be adopted by reference in proper rules; amend language regarding HB/CS 495; amend language and forms regarding SB 7026; amend form DP-11 to include section for applicant's email; remove repealed rule citations.

SUMMARY: Amend forms DP-11, DP-EXT, DP-ELE, DP-Term; Update language pertaining to HB/CS 495 and SB 7026
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the economic review conducted by the agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 121.031, 121.091(13), 121.091(13)(k) FS.

LAW IMPLEMENTED: 121.091, 121.091(13), 121.021, 1012.01, 121.31 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Chief, Bureau of Research and Education, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee FL 32311, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-11.001 Definitions.

The definitions in Rule 60S-6.001, F.A.C., apply to this section unless otherwise expressly stated, and when used in this section, the following words and terms have the meaning indicated:

(1) through (5) No change.

(6) DROP PARTICIPATION PERIOD – means the period of time a member participates in DROP, not to exceed 60 months, ~~except as provided in s. 121.091(13), F.S. However, K-12 instructional personnel as defined in Section 1012.01(2)(a)-(d), F.S., who are employed by district school boards and authorized by the district school superintendent or K-12 instructional personnel as defined in Section 1012.01(2)(a)-(d), F.S., who are employed by the Florida School for the Deaf and the Blind and authorized by the Board of Trustees of the Florida School for the Deaf and the Blind; or K-12 instructional personnel as defined in Section 1012.01(2)(a), F.S., who are employed by a developmental research school and authorized by the school’s director, or if the school has no director, by the school’s principal, may participate in DROP for up to 36 months beyond the 60-month period with Division approval.~~

(7) No change.

(8) DROP END DATE – means the date DROP participation ceases and shall be the date termination of all employment occurs as defined in paragraph 60S-6.001(69)(b), F.A.C., except as provided in subsection 60S-11.004(10), F.A.C., for elected officers. The DROP end date shall be effective as of the date of the participant’s designated deferred resignation, as stated on Form DP-ELE, adopted by reference in rule 60S-11.002, F.A.C. (Rev. 04/09) <http://www.flrules.org/Gateway/reference.asp?No=Ref-00391>, Florida Retirement System Pension Plan Notice of Election to Participate in the Deferred Retirement Option Program (DROP) and Resignation of Employment, herein adopted by reference; or if applicable on Form DP-EXT, adopted by reference in rule 60S-11.004, F.A.C. effective 04/17, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08145>, Florida Retirement System Pension Plan Extension of Deferred Retirement Option Program (DROP) For Specified K-12 Instructional Personnel, herein adopted by reference, or earlier if the participant terminates prior to the designated resignation date. Form DP-ELE and Form DP-EXT may be obtained from the Forms page of the Division’s website, www.frs.MyFlorida.com, or by calling the Division Toll Free at (844)377-1888, if calling from outside the Tallahassee calling area or locally at (850)907-6500. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or (800)955-8771. The participant may cease participation in DROP prior to the designated resignation date only by satisfying the definition of termination as provided in paragraph 60S-6.001(69)(b), F.A.C.

(9) through (10) No change.

Rulemaking Authority 121.031, 121.091(13) FS. Law Implemented 121.091(13) FS. History–New 9-16-03, Amended 4-5-12, 3-25-13, 4-30-17,_____.

60S-11.002 Participation.

(1) through (2) No change.

(3) APPLICATION TO PARTICIPATE –

(a) Member’s Responsibility – It shall be the responsibility of the eligible member to make proper application to the Division to participate in DROP. To qualify for DROP, the member shall submit to the Division:

1. Form DP-ELE, effective _____, http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, Florida Retirement System Pension Plan Notice of Election to Participate in the Deferred Retirement Option Program (DROP) and Resignation of Employment, herein adopted by reference as adopted in subsection 60S-11.001(8), F.A.C., which shall specify the DROP begin date and the DROP termination and resignation date, shall be acknowledged by the employer. If the member is simultaneously employed by more than one FRS employer, the member must submit a completed DP-ELE form from each employer. Such form shall be received by the Division no later than the end of the last month of the member’s 12-month election period described in subsection 60S-11.002(2), F.A.C., or a later date if authorized in subsection 60S-11.002(2), F.A.C. Such termination and resignation date shall constitute a binding letter of resignation with the employer. Failure to complete and submit Form DP-ELE within the limitations of subsection 60S-11.002(2), F.A.C., will result in the member being ineligible for DROP participation.

2. Form DP-11, effective _____ 03/17, http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08092>, Florida Retirement System Pension Plan Application for Service Retirement and the Deferred Retirement Option Program (DROP); or Form DS-11 (Rev. 07/06) <http://www.flrules.org/Gateway/reference.asp?No=Ref-00400>, State and County Officers’ and Employees’ Retirement System Application for Service Retirement and the Deferred Retirement Option Program (DROP); or Form DT-11, effective 08/16, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07334>, Teachers’ Retirement System Application for Service Retirement and the Deferred Retirement Option Program (DROP). All such forms are herein adopted by reference and may be obtained from the Forms page of the Division’s website, www.frs.MyFlorida.com, or by calling the Division Toll Free at (844)377-1888, if calling from outside the Tallahassee calling area or locally at (850)907-6500. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or (800)955-8771. Such application will be accepted by the Division up to 6

months in advance of the intended DROP begin date, and shall establish the member's effective date of retirement and DROP begin date. The effective date of retirement and the DROP begin date shall both be the first day of the month that the member indicates on his or her application as the date he or she wishes his or her DROP participation to begin, provided the Division receives the member's application no later than the close of business on the last day of the month in which the DROP begin date occurs. If a member fails to apply for DROP by the last day of the month in which his or her intended DROP begin date occurs, the effective date of retirement and the DROP begin date shall be the first day of the month in which the Division receives the member's application, provided the application is received within the 12-month election as provided in subsection 60S-11.002(2), F.A.C.

(b) through (d) No change.

Rulemaking Authority 121.031, 121.091(13) FS. Law Implemented 121.021, 121.091, 1012.01 FS. History--New 9-16-03, Amended 4-5-12, 3-25-13, 10-23-16, 4-30-17,_____.

60S-11.004 Benefits.

(1) Calculation of Benefits.

(a) The retirement benefit of a member who has elected to participate in the DROP shall be calculated as provided in Rule 60S-4.004 or 60S-4.006, F.A.C.

(b) No change.

(2) Beneficiary Designation – The beneficiary eligible to receive any accrued DROP benefits payable if the DROP participant dies before the completion of the DROP participation period will be the most recent joint annuitant or beneficiary designated to receive retirement benefits upon the death of the participant, as directed by the participant on the Form DP-11, Application for Service Retirement and the Deferred Retirement Optional Retirement Program (Form DP-11), for FRS Pension Plan members as adopted in Rule 60S-11.002-11.003, F.A.C.; Form DS-11, for State and County Officers' and Employees' Retirement System members as adopted in Rule 60S-11.002-11.003, F.A.C.; Form DT-11, for Teachers' Retirement System members as adopted in Rule 60S-11.002-11.003, F.A.C.; or Form FST-12, Florida Retirement System Pension Plan Retired Member and DROP Participant Beneficiary Designation Form (Retired Members Only) as adopted in subsection 60S-4.011(5), F.A.C. However, if the beneficiary or joint annuitant dies during the DROP participation period, the participant may designate a new beneficiary as provided in Rule 60S-4.011, F.A.C., as follows:

(a) through (d) No change.

(3) Accrual of DROP Benefits.

(a) through (b) No change.

(c) ~~The DROP benefit will be increased by the annual cost of living adjustment as provided in Rule 60S-4.013, F.A.C.~~

(4) No change.

(5) Employment During DROP Participation.

(a) No change.

(b) Employment continues during participation in DROP through the date the member preselected to stop participation in DROP, except that elected officers may continue in office after the DROP end date as provided in subsections (10) and (11), and certain instructional and administrative personnel, with approval of their employer and the Division, may extend their DROP participation ~~for up to 36 calendar months~~ beyond the 60-month period as provided in subparagraph 5.

1. No change.

2. If the participant is employed by two employers upon beginning participation in DROP, the member and both employers must complete and submit Form DP-ELE, Florida Retirement System Pension Plan Notice of Election to Participate in the Deferred Retirement Option Program (DROP) and Resignation of Employment, as adopted by reference in Rule 60S-11.002 ~~60S-11.001(8)~~, F.A.C. Only one employer is required to submit Form DP-11. A change or addition of a new employer after commencement of DROP only requires the employee and new employer to submit Form DP-ELE.

3. through 4. No change.

5. DROP participants who are eligible to participate in DROP beyond the participant's initial 60-month DROP participation period as described in Section 121.091(13), F.S.; ~~instructional personnel employed by the Florida School for the Deaf and the Blind and authorized by the Board of Trustees of the Florida School for the Deaf and the Blind, who are instructional personnel as defined in Sections 1012.01(2)(a)-(d), F.S., in grades K-12 and authorized by the district school superintendent, or who are instructional personnel as defined in Section 1012.01(2)(a), F.S., employed by a developmental research school and authorized by the schools director, or if the school has no director, by the school's principal, may participate in DROP for up to 36 calendar months beyond the 60-month participation period with Division approval. To apply for extended DROP participation, the eligible employee must submit to the division a completed Form DP-EXT, effective _____.~~

http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, Florida Retirement System Pension Plan Extension of Deferred Retirement Option Program (DROP) for Specified K-12 ~~Instructional Personnel~~, as ~~herein adopted by reference in subsection 60S-11.001(8), F.A.C.,~~ The application must be received prior to the DROP termination date established for the participant's his or her initial 60-month DROP participation period, but no earlier than six months prior to such date. The applicant will receive confirmation from the Division when the DP-EXT is received and when the application for extension is approved or denied.

(6) Disability benefits – DROP participants shall not be eligible for disability benefits as described in Rule 60S-4.0073, F.A.C.

(7) DROP benefits shall be subject to the provisions of Rules ~~60S 4.014 and 60S-4.021~~, F.A.C., pertaining to assignment, execution, or attachment of benefits, and forfeiture of benefits, respectively. The Alternate Payee of a DROP participant as a result of an approved Qualified Domestic Relations Order may designate a beneficiary on Form DP-12, (Rev. 09/13), <http://www.flrules.org/Gateway/reference.asp?No=Ref-04133>, Florida Retirement System Pension Plan Beneficiary Designation Form for the Alternate Payee of a DROP Participant, herein adopted by reference, in the event the Alternate Payee predeceases the DROP participant during the period of DROP participation. Form DP-12 may be obtained by calling the Division Toll Free at (844)377-1888, if calling from outside the Tallahassee calling area or locally at (850)907-6500. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or (800)955-8771.

(8) Death Benefits.

(a) No change.

(b) A DROP participant’s survivors shall not be eligible to receive FRS in-line-of-duty death benefits, ~~as described in subsection 60S 4.008(4), F.A.C.~~

(c) through (d) No change.

(9) Termination of Employment for Participants Other than Elected Officers – A DROP participant, except for an elected officer participating in any membership class, must terminate employment on or before the preselected resignation date specified on Form DP-ELE or if applicable on Form DP-EXT and will be required to submit to the Division a completed Form DP-TERM, effective _____ (Rev. _____ 02/12), http://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01977>~~, Florida Retirement System Pension Plan Deferred Retirement Option Program (DROP) Termination Notification, herein adopted by reference, upon termination from DROP. Form DP-Term may be obtained by calling the Division Toll Free at (844)377-1888, if calling from outside the Tallahassee calling area or locally at (850)907-6500. Individuals with a hearing or speech impairment may call the Division via T.D.D. at the Florida Relay System by dialing 711 or (800)955-8771. If a participant fails to terminate on or before the DROP termination and resignation date:

(a) through (c) No change.

(d) Each employer is liable for payment of or eligible for a refund of, as applicable, the difference between the DROP

contributions paid and the required FRS retirement contributions for the applicable class of membership during the period of DROP participation. Payment of additional contributions shall include ~~1.3~~ 6.5 percent interest compounded annually. No interest will be paid on refunds to employers.

(e) through (f) No change.

(10) through (13) No change.

~~(14) Reemployment After DROP – Except as otherwise provided in subsection (10):~~

~~(a) Upon the conclusion of DROP, the reemployment provisions specified in Rule 60S 4.012, F.A.C., are applicable to DROP participants.~~

~~(b)1. For DROP participants with DROP termination dates before July 1, 2010, reemployment with an employer during the first calendar month after concluding DROP shall result in cancellation of DROP and retirement. The member’s DROP application shall be void, and he or she shall be required to repay all DROP and monthly retirement benefits received. The employer who reemploys such member is liable for payment of or eligible for a refund of, as applicable, the difference between the DROP contributions paid and the required FRS retirement contributions for the applicable class of membership during the period of DROP participation. Payment of additional contributions shall include 6.5 percent interest compounded annually. No interest will be paid on refunds to employers.~~

~~2. For DROP participants with DROP termination dates on or after July 1, 2010, reemployment with an employer during the first six calendar months after concluding DROP shall result in cancellation of DROP and retirement. The member’s DROP application shall be void, and he or she shall be required to repay all DROP and monthly retirement benefits received. The employer who reemploys such member is liable for payment of or eligible for a refund of, as applicable, the difference between the DROP contributions paid and the required FRS retirement contributions for the applicable class of membership during the period of DROP participation. Payment of additional contributions shall include 6.5 percent interest compounded annually. No interest will be paid on refunds to employers.~~

Rulemaking Authority 121.031, 121.091(13)(k) FS. Law Implemented 121.091, 121.131 FS. History–New 9-16-03, Amended 4-5-12, 3-25-13, 5-19-14, 4-17-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 21, 2018

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-10.001 Application for Certification

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule text and incorporated application.

SUMMARY: Update the rule text and application.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.013, 456.025, 463.005(1), 463.006 FS.

LAW IMPLEMENTED: 463.013, 456.025, 456.0635, 463.002(3)(c), 463.006 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-10.001 Application for Certification.

To be certified to administer and prescribe topical ocular pharmaceutical agents a licensed practitioner must submit a completed application, DH/MQA 1128 (06/18 07/16), "Application for Licensure As Certified Optometrist," hereby incorporated by reference, provided by the Board or at <http://www.Floridasoptometry.gov>, or <http://www.flrules.org/Gateway/reference.asp?No=Ref-07590>; remit the application fee for certification specified in subsection 64B13-6.001(5), F.A.C.; and demonstrate compliance with the following requirements:

(1) through (2) No change.

(3) Successful completion of Part II (Patient Assessment and Management, including an embedded Treatment and Management of Ocular Disease examination) of the NBE0 examination.

Rulemaking Authority 456.013, 456.025, 463.005(1), 463.006 FS. Law Implemented 463.013, 456.025, 456.0635, 463.002(3)(c), 463.006 FS. History—New 11-20-86, Amended 7-6-88, 3-16-89, Formerly 21Q-10.001, 61F8-10.001, Amended 10-4-94, Formerly 59V-10.001, Amended 7-21-11, 2-27-14, 7-31-14, 12-4-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 22, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 19, 2018

DEPARTMENT OF HEALTH

Board of Optometry

RULE NOS.: RULE TITLES:

64B13-15.005 Designation of Administrative Violations; Major; Minor

64B13-15.006 Designation of Patient Care Violations; Major; Minor

64B13-15.008 Notice of Noncompliance

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule texts and update the rules due to changes from Chapter 2018-13, Laws of Florida.

SUMMARY: Update the rule text and updates due to changes from Chapter 2018-13, Laws of Florida.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 120.695, 456.079, 456.621(3), 463.005, 463.005(1) FS.

LAW IMPLEMENTED: 120.695, 456.079, 456.621(3)465.0276(4) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-15.005 Designation of Administrative Violations; Major; Minor.

(1) No change.

(2) Violations of the following statutory and rule provisions are considered to be Major Administrative Violations:

(a) through (n) No change.

(o) Section 456.0301(1)(a), F.S., failure by a certified optometrist registered with the United States Drug Enforcement Administration (DEA) to complete the required two (2) hour course on prescribing controlled substances prior to January 31, 2019.

(p) Section 465.0276(2)(d)1., F.S., dispensing a controlled substance to a person not known to the dispenser without requiring valid photographic identification or other verification of identity.

(q) Subsection 893.055(3), F.S., failure to report information regarding dispensed controlled substances to the Prescription Drug Monitoring Program Controlled Substance Dispensing Information Electronic System.

(r) Subsection 893.0551(6), F.S., failure to maintain confidentiality of information obtained from the Prescription Drug Monitoring Program Controlled Substance Dispensing Information Electronic System.

(s) Subsection 893.055(8), F.S., second or subsequent failure to consult the Prescription Drug Monitoring Program Controlled Substance Dispensing Information Electronic System prior to prescribing or dispensing a schedule IV or schedule V opioid controlled substance.

(3) No change.

Rulemaking Authority 456.079, 463.005(1) FS. Law Implemented 456.079, 465.0276(4) FS. History—New 2-24-87, Formerly 21Q-15.005, 61F8-15.005, Amended 8-18-96, Formerly 59V-15.005, Amended 5-1-02, 7-6-10, 2-1-12, 7-10-14, 11-5-14,_____.

64B13-15.006 Designation of Patient Care Violations; Major; Minor.

(1) No change.

(2) Violations of the following statutory and rule provisions are considered to be Major Patient Care Violations:

(a) through (l) No change.

(m) Paragraphs 456.072(1)(d), (j), (l), (n), (o), (p), (u), (y), (z), (aa), (cc), (gg), F.S., entitled “Grounds for Discipline; Penalties; Enforcement.”

(n) through (q) No change.

(3) No change.

Rulemaking Authority 456.079, 463.005(1) FS. Law Implemented 456.079, 465.0276(4) FS. History—New 2-24-87, Formerly 21Q-15.006, 61F8-15.006, 59V-15.006, Amended 5-1-02, 10-30-08, 11-20-13, 11-5-14,_____.

64B13-15.008 Notice of Noncompliance.

(1) Pursuant to Sections 120.695 and 456.073(3), F.S., a notice of noncompliance will be issued as the first enforcement action taken against a licensee for a minor violation of a rule or a statutory provision which First time violations of only those statutory and rule provisions listed in this rule shall be considered as minor violations for purposes of implementing the provisions of Section 456.073(3), F.S. It has been determined that first time violation of these provisions by a licensed practitioner does not endanger the public health, safety and welfare and does not demonstrate a serious inability to practice the profession of optometry.

(2) The Board designates the following as minor violations for which a notice of noncompliance may be issued.

(a) Paragraph (1)(a), of Rule 64B13-15.005(1)(a), F.A.C., and Section 456.062, F.S., entitled “Advertisement by health

care provider of free or discounted services; required statement.”

(b) ~~Paragraph (1)(e), of Rule 64B13-15.005(1)(c), F.A.C., and Section 456.011, F.S., “Exhibition of license.”~~

(c) No change.

(d) Subsection 893.055(8), F.S., relating to a first-time failure to consult the Prescription Drug Monitoring Program Controlled Substance Dispensing Information Electronic System.

~~(3)(2) The Board of Optometry shall not consider issuance of a notice of noncompliance does not constitute pursuant to Section 457.073(3), F.S., as professional discipline.~~

~~(3) In accordance with Section 120.695, F.S., the Department shall issue a notice of noncompliance as the first enforcement action taken against a licensee for a minor violation of a rule. Pursuant to Section 120.695(2)(b), F.S., the Board designates a violation of paragraph 64B13-5.001(1)(e), F.A.C., as a minor violation of a rule for which a notice of noncompliance is issued.~~

~~Rulemaking Authority 120.695, 456.621(3), 463.005 FS. Law Implemented 120.695, 456.621(3), 893.055(8) FS. History—New 7-21-91, Formerly 21Q-15.008, 61F8-15.008, Amended 2-5-96, Formerly 59V-15.008, _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Optometry
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 22, 2018
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 19, 2018

**Section III
Notice of Changes, Corrections and
Withdrawals**

**DEPARTMENT OF FINANCIAL SERVICES
Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: 69K-10.003
RULE TITLE: Remittances to the Preneed Funeral Contract Consumer Protection Trust Fund
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. 44 No. 111, June 7, 2018 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee in a letter dated June 19, 2018. The changes are as follows:

69K-10.003 Remittances to the Preneed Funeral Contract Consumer Protection Trust Fund.

(1) For each calendar ~~the quarter beginning October 1, 2001, and each quarter thereafter~~, each preneed licensee writing preneed contracts shall remit the sum of \$1.00 per preneed contract sold to the Preneed Funeral Contract Consumer Protection Trust Fund.

(2) Quarterly preneed remittances shall be made by preneed licensees using Department form DFS-N1-2013, “Quarterly Preneed Remittance Invoice,” as incorporated by reference in Rule 69K-1.001, F.A.C.

Rulemaking Authority 497.103, ~~497.456(13)~~ ~~497.462(10)~~, 497.464 FS. Law Implemented 497.456, 497.458, 497.462, 497.464 FS. History—New 3-19-97, Amended 8-2-01, Formerly 3F-10.003, Amended 6-7-10, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

**Section IV
Emergency Rules**

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER18-35
RULE TITLE: PICK 2™

SUMMARY: This emergency rule sets forth the provisions for the conduct of the Draw lottery game, PICK 2™ and replaces Emergency Rule 53ER17-17. This emergency rule is replacing the prior emergency rule to reflect a new time for the evening drawing and to modify other provisions that were determined during the rule review process to need updating.

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:

53ER18-35 PICK 2™.

(1) How to Play PICK 2™.

(a) PICK 2 is a Draw lottery game (also known as an online lottery game) in which a player selects any two-digit number from 00 to 99 inclusive. The digits may be the same or different, for example, 11 and 12 are both valid selections. A player selects only one digit in a Front Number or Back Number play as further described in subparagraphs (1)(e)4. and 5., below.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing.

(c) Players may make their PICK 2 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their PICK 2 selections must mark one number in each column, or mark the Quick Pick (QP) box located at the bottom of each panel for the terminal to randomly select one or more of the numbers for each panel played. The player may also mark the play type, draw time and play amount; however, if the play type, play amount, or draw time is not marked by the player, the terminal will default to a \$1.00 straight play for the next available draw. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel. Players may mark the \$5 "Quick Picks" box to receive five \$1.00 tickets, each with one set of two randomly selected numbers (straight play) for the next available PICK 2 drawing, or may mark the \$10 "Quick Picks" box to receive ten \$1.00 tickets, each with one set of two randomly selected numbers (straight play) for the next available PICK 2 drawing. Players may mark Quick Picks in addition to panel plays. Players must use only blue or black ink or pencil for making selections. The use of mechanical, electronic, computer generated or any other non-manual method of marking play slips is prohibited. Play slips may be processed through a Florida Lottery full service vending machine or processed by a Florida Lottery retailer to obtain a ticket.

2. Retailers also are authorized to manually enter numbers selected by a player. Players electing to make their PICK 2 ticket selections by telling the retailer must specify the play type, play amount, draw time, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one or more of the numbers).

(d) Players may play future consecutive midday, evening or both drawings within a fourteen-day period or non-consecutive drawings within a seven-day period by using the "advance play" feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw time(s) they desire. For purposes of this paragraph (1)(d), both a fourteen-day and a seven-day period begin on the date of the next available PICK 2 drawing for the draw time(s) selected and continue through the next thirteen /six consecutive days for the draw time(s) selected. The advance play options are described more fully in subparagraphs 1 and 2 below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the desired number of

consecutive drawings in the "Days" section and the desired draw time(s) in the "Draw Time" section of the play slip. The number of consecutive drawings marked will include the next available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance play does not apply to selections in the Quick Picks box.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven-day period;

b. Any two non-consecutive days for the draw time(s) selected in a seven-day period;

c. Any two or more consecutive days for the draw time(s) selected in a seven-day period, not including the next available drawing.

d. Up to fourteen consecutive days for the draw time(s) selected, including the next available drawing.

In the event that a planned change in the PICK 2 game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Florida Lottery's website.

(e) PICK 2 can be played and won as follows:

1. "Straight" play. In a straight play, if a player's digits as printed on the player's ticket match, in exact order, the official PICK 2 winning numbers for the drawing, the player wins \$25 for a 50-cent play or \$50 for a \$1.00 play.

2. "Box" play. A box play allows a player to win if the player's digits match, in any order, the official PICK 2 winning numbers for the drawing. A "box" play pays a winner \$12.50 for a 50-cent play or \$25 for a \$1.00 play.

3. "Straight and Box" play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play. A "Straight and box" play pays a winner \$37.50 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 2 winning numbers of the drawing, or \$12.50 if the player's digits match, in any order, the official PICK 2 winning numbers for the drawing.

4. "Front Number" play. A front number play allows a player to select only one digit and pays \$2.50 for a 50-cent play or \$5.00 for a \$1.00 play if the first digit as printed on the ticket

matches the first number of the official PICK 2 winning numbers for the drawing.

5. "Back Number" play. A back number play allows a player to select only one digit and pays \$2.50 for a 50-cent play or \$5.00 for a \$1.00 play if the last digit as printed on the ticket matches the last number of the official PICK 2 winning numbers for the drawing.

6. "1-OFF"® play. A 1-OFF play allows a player to win if the two-digit number chosen by the player matches, in exact order, the official PICK 2 winning numbers for the drawing ("straight win") or if, in exact order, one or both of the digits are one number higher or lower than the official PICK 2 winning numbers for the drawing ("1-OFF win"). A PICK 2 1-OFF ticket will contain the two-digit number (player-selected or Quick Pick) that qualifies for the straight win and a chart that shows the straight match and corresponding 1-OFF digits. In PICK 2, there are a total of eight possible 1-OFF combinations. A \$1.00 play pays as follows:

a. \$25 for a straight win

b. \$3 for a 1-OFF on one digit win- (one digit matches, one digit is off by one)

c. \$3 for a 1-OFF on two digits win- (both digits are off by one)

A 50-cent play amount is not available for a 1-OFF play.

(f) On occasion, increases in the prize amounts set forth in paragraph (1)(e) above will be offered for promotional purposes. In such event, the increased prize amounts will be available at flalottery.com, Lottery district offices and retailer locations.

(g) A liability limit of \$1 million is established for PICK 2. When the play of a particular two-digit number for a drawing reaches the Florida Lottery's PICK 2 liability limit of \$1 million, no further ticket sales for any type of play that would involve that two-digit number will be allowed for that drawing. In addition, no Front Number or Back Number play that involves the first or last digit of the two-digit number will be allowed for that drawing.

(2) PICK 2 Drawings.

(a) PICK 2 drawings are conducted twice daily.

(b) The equipment shall be configured so that one ball is drawn from each of two units of balls numbered zero (0) through nine (9).

(c) Two balls will be selected in the drawing, one each into two separate display devices. The numbers shown on the two balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) PICK 2 Odds of Winning.

The odds of winning in PICK 2 are as follows:

(a) Straight 1 in 100

(b) Box 1 in 50

(c) Straight and Box 1 in 100 and 1 in 50

(d) Front Number 1 in 10

(e) Back Number 1 in 10

(f) 1-OFF

1. Straight 1 in 100

2. 1-OFF on one digit 1 in 25

3. 1-OFF on two digits 1 in 25

(4) PICK 2 Rules and Prohibitions.

(a) By purchasing a PICK 2 ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) PICK 2 prize payments 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.

(c) Subject to a retailer's hours of operation and on-line system availability, PICK 2 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily PICK 2 drawing is approximately 1:30 p.m. ET for the midday draw and approximately 9:45 p.m. ET for the evening draw. Ticket sales for a specific PICK 2 drawing will close approximately thirteen minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available PICK 2 draw date and draw time, unless the player specifies another PICK 2 draw date and draw time within the selection parameters.

(e) Retailer cancellations of PICK 2 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two hours after printing, except that no PICK 2 ticket can be canceled after game close for the related drawing. The two-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 PICK 2 close of game.

(f) It is the player's responsibility to make sure his or her ticket(s) are printed exactly as requested before leaving the retailer and to determine the accuracy of the selected panels of numbers, draw date(s) and time(s), and play types on tickets. 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 a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the "quick pick" method of number selection.

(5) The effective date of this emergency rule is August 5, 2018.

Rulemaking 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(9)(a), (b), (c), (d), (e), (f), (h), 24.124(1) FS. History-New 8-5-18, Replaces 53ER17-17.

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: August 5, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER18-36 PICK 3™

SUMMARY: This emergency rule sets forth the provisions for the conduct of the Draw lottery game PICK 3™ and replaces Emergency Rule 53ER17-18. This emergency rule is replacing the prior emergency rule to reflect a new time for the evening drawing and to modify other provisions that were determined during the rule review process to need updating.

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:

53ER18-36 PICK 3™.

(1) How to Play PICK 3™.

(a) PICK 3 is a Draw lottery game (also known as an online lottery game) in which a player selects any three-digit number from 000 to 999 inclusive. The digits may be the same, different or combination thereof; for example, 111, 122, and 123 are all valid selections. A player selects only two digits in a Front Pair or Back Pair play as further described in subparagraphs (1)(g)5. and 6., below.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing.

(c) Players may make their PICK 3 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their PICK 3 selections must mark one number in each column or mark the Quick Pick (QP) box located at the bottom of each panel for the terminal to randomly select one or more of the numbers for each panel played. The player may also mark the play type, draw time and play amount; however, if the play type, play amount, or draw time is not marked by the player, the terminal will default to a \$1.00 straight play for the next available draw. A "Void" box is also located at the bottom of each panel and should be marked by

the player if an error was made in his or her selections in a panel. Players may mark the \$5 "Quick Picks" box to receive five \$1.00 tickets, each with one set of three randomly selected numbers (straight play) for the next available PICK 3 drawing, or may mark the \$10 "Quick Picks" box to receive ten \$1.00 tickets, each with one set of three randomly selected numbers (straight play) for the next available PICK 3 drawing. Players may mark Quick Picks in addition to panel plays. Players must use only blue or black ink or pencil for making selections. The use of mechanical, electronic, computer generated or any other non-manual method of marking play slips is prohibited. Play slips may be processed through a Florida Lottery full service vending machine or processed by a Florida Lottery retailer to obtain a ticket.

2. Retailers also are authorized to manually enter numbers selected by a player. Players electing to make their PICK 3 ticket selections by telling the retailer must specify the play type, play amount, draw time, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one or more of the numbers).

(d) A player who selects the combo play type and who elects to use the quick pick feature will not be able to select the total cost of the ticket. The total cost will be determined by whether the quick pick numbers selected by the terminal comprise a 3-way combo or 6-way combo play type as described in paragraph (1)(g) below.

(e) A player who selects the box play type or the straight/box play type and who elects to use the quick pick feature will not be able to select the type of box play. The type of box play will be determined by whether the quick pick numbers selected by the terminal comprise a 3-way or 6-way box combination as described below.

(f) Players may play future consecutive midday, evening or both drawings within a fourteen-day period or non-consecutive drawings within a seven-day period by using the "advance play" feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw time(s) they desire. For purposes of this paragraph (1)(f), both a fourteen-day and a seven-day period begin on the date of the next available PICK 3 drawing for the draw time(s) selected and continue through the next thirteen/six consecutive days for the draw time(s) selected. The advance play options are described more fully in subparagraphs 1. and 2. below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the desired number of consecutive drawings in the "Days" section and the desired draw time(s) in the "Draw Time" section of the play slip. The number of consecutive drawings marked will include the next

available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance Play does not apply to selections in the Quick Picks box.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven-day period;

b. Any two non-consecutive days for the draw time(s) selected in a seven-day period;

c. Any two or more consecutive days for the draw time(s) selected in a seven-day period, not including the next available drawing.

d. Up to fourteen consecutive days for the draw time(s) selected, including the next available drawing.

In the event that a planned change in the PICK 3 game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Florida Lottery's website.

(g) PICK 3 can be played and won as follows:

1. "Straight" play. In a straight play, if a player's digits as printed on the player's ticket match, in exact order, the official PICK 3 winning numbers for the drawing, the player wins \$250.00 for a 50-cent play or \$500 for a \$1.00 play.

2. "Box" play. A box play allows a player to win if the player's digits match, in any order, the official PICK 3 winning numbers for the drawing.

a. A "3-way box" is a play in which the player has selected a number with two identical digits and one different digit (example 112) and covers the three possible combinations of the three digits. A 3-way box pays a winner \$80.00 for a 50-cent play or \$160.00 for a \$1.00 play.

b. A "6-way box" is a play in which the player has selected a number in which all three digits are different (example 123) and covers the six possible combinations of the three digits. A 6-way box pays a winner \$40.00 for a 50-cent play or \$80.00 for a \$1.00 play.

3. "Straight and Box" play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play.

a. A "Straight and 3-way box" play pays a winner \$330.00 if a player's digits as printed on the player's ticket, match, in exact order, the official PICK 3 winning numbers for the drawing, or \$80.00 if the player's digits match, in any other order, the official PICK 3 winning numbers for the drawing.

b. A "Straight and 6-way box" play pays a winner \$290.00 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 3 winning numbers for the drawing, or \$40.00 if the player's digits match, in any other order, the official PICK 3 winning numbers for the drawing.

4. "Combo" play. A combo is a play covering all straight combinations of a 3-digit number and will cost \$1.50 to \$6.00 depending upon the amount played (50 cents or \$1.00) and the number of like digits in the 3-digit number selected.

a. A "3-way combo" is a play in which the player has selected a number with two identical digits and one different digit. The combo involves three straight play combinations; for example, a (122) 3-way combo covers the combinations 122, 212, and 221. A "3-way combo" pays \$250 for a \$1.50 play (50 cents per combination) or \$500 for a \$3.00 play (\$1.00 per combination).

b. A "6-way combo" is a play in which the player has selected a number in which all three digits are different. The combo involves six straight play combinations; for example, a (123) 6-way combo covers the combinations 123, 132, 213, 231, 312, and 321. A "6-way combo" pays \$250 for a \$3.00 play (50 cents per combination) or \$500 for a \$6.00 play (\$1.00 per combination).

5. "Front Pair" play. A front pair play allows a player to select only two digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two digits as printed on the player's ticket match, in exact order, the first two numbers of the official PICK 3 winning numbers for the drawing.

6. "Back Pair" play. A back pair play allows a player to select only two digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two digits as printed on the player's ticket match, in exact order, the last two numbers of the official PICK 3 winning numbers for the drawing.

7. "1-OFF[®]" play. A 1-OFF play allows a player to win if the three-digit number chosen by the player matches, in exact order, the official PICK 3 winning numbers for the drawing ("straight win") or if, in exact order, one, two or three of the digits are one number higher or lower than the official PICK 3 winning numbers for the drawing ("1-OFF win"). A PICK 3 1-OFF ticket will contain the three-digit number (player-selected or Quick Pick) that qualifies for the straight win and a chart that shows the straight match and corresponding 1-OFF digits. In PICK 3, there are a total of twenty-six possible 1-OFF combinations. A \$1.00 play pays as follows:

a. \$250 for a straight win

b. \$20 for a 1-OFF on one digit win- (two digits match, one digit is off by one)

c. \$10 for a 1-OFF on three digits win- (all three digits are off by one)

d. \$5 for a 1-OFF on two digits win- (one digit matches, two digits are off by one)

A 50-cent play amount is not available for a 1-OFF play.

(h) On occasion, increases in the prize amounts set forth in paragraph (1)(g) above will be offered for promotional purposes. In such event, the increased prize amounts will be available at flalottery.com, Lottery district offices and retailer locations.

(i) A liability limit of \$ 8 million is established for PICK 3. When the play of a particular three-digit number for a drawing reaches the Florida Lottery's PICK 3 liability limit of \$8 million, no further ticket sales for any type of play that would involve that three-digit number will be allowed for that drawing. In addition, no Front Pair or Back Pair play that involves the first two or last two digits, respectively, of the three-digit number will be allowed for that drawing.

(2) PICK 3 Drawings.

(a) PICK 3 drawings are conducted twice daily.

(b) The equipment shall be configured so that one ball is drawn from each of three units of balls numbered zero (0) through nine (9).

(c) Three balls will be selected in the drawing, one each into three separate display devices. The numbers shown on the three balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) PICK 3 Odds of Winning.

The odds of winning in PICK 3 are as follows:

(a) Straight 1 in 1000

(b) Box 3-Way 1 in 333.33

(c) Box 6-Way 1 in 166.67

(d) Straight and Box 3-Way 1 in 1000 and 1 in 333.33

(e) Straight and Box 6-Way 1 in 1000 and 1 in 166.67

(f) Combo 3-Way 1 in 333.33

(g) Combo 6-Way 1 in 166.67

(h) Front Pair 1 in 100

(i) Back Pair 1 in 100

(j) 1-OFF

1. Straight 1 in 1,000

2. 1-OFF on one digit 1 in 166.67

3. 1-OFF on three digits 1 in 125

4. 1-OFF on two digits 1 in 83.33

(4) PICK 3 Rules and Prohibitions.

(a) By purchasing a PICK 3 ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) PICK 3 prize payments 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.

(c) Subject to a retailer's hours of operation and on-line system availability, PICK 3 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily PICK 3 drawing is approximately 1:30 p.m. ET for the midday draw and approximately 9:45 p.m. ET for the evening draw. Ticket sales for a specific PICK 3 drawing will close approximately eleven minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available PICK 3 draw date and draw time, unless the player specifies another PICK 3 draw date and draw time within the selection parameters.

(e) Retailer cancellations of PICK 3 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two hours after printing, except that no PICK 3 ticket can be canceled after game close for the related drawing. The two-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 PICK 3 close of game.

(f) It is the player's responsibility to make sure his or her ticket(s) are printed exactly as requested before leaving the retailer and to determine the accuracy of the selected panels of numbers, draw date(s) and time(s), and play types on tickets. 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 a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the "quick pick" method of number selection.

(5) The effective date of this emergency rule is August 5, 2018.

Rulemaking 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), 24.124(1) FS. History-New 8-5-18, Replaces 53ER17-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: August 5, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:

53ER18-37: PICK 4™

SUMMARY: This emergency rule sets forth the provisions for the conduct of the Draw Lottery game PICK 4™ and replaces Emergency Rule 53ER17-19. This emergency rule is replacing the prior emergency rule to reflect a new time for the evening drawing and to modify other provisions that were determined during the rule review process to need updating.

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:

53ER18-37 PICK 4™(1) How to Play PICK 4™

(a) PICK 4 is a Draw lottery game (also known as an online lottery game) in which a player selects any four-digit number from 0000 through 9999 inclusive. The digits may be the same, different or combination thereof; for example, 1111, 1213, and 1234 are all valid selections. A player selects only two digits in a Front Pair, Mid Pair or Back Pair play as further described in subparagraphs (1)(g)5., 6., and 7., below.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing.

(c) Players may make their PICK 4 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their PICK 4 ticket selections must mark one number in each column or mark the Quick Pick (QP) box located at the bottom of each panel for the terminal to randomly select one or more of the numbers for each panel played. The player may also mark the play type, draw time and play amount; however, if the play type, play amount, or draw time is not marked by the player, the terminal will default to a \$1.00 straight play for the next available draw. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel. Players may mark the \$5 "Quick Picks" box to receive five \$1.00 tickets each with one set of four randomly selected numbers (straight play) for the next PICK 4 drawing, or may mark the \$10 "Quick Picks" box to receive ten \$1.00 tickets, each with one set of four randomly selected numbers (straight play) for the next available PICK 4 drawing. Players may mark Quick Picks in addition to panel plays. Players must use only blue or black ink or pencil for making selections. The use of mechanical, electronic, computer generated or any other non-manual method of marking play slips is prohibited. Play slips

may be processed through a Florida Lottery full service vending machine or processed by a Florida Lottery retailer to obtain a ticket.

2. Retailers also are authorized to manually enter numbers selected by a player. Players electing to make their PICK 4 ticket selections by telling the retailer must specify the play type, draw time, play amount, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one or more of the numbers).

(d) A player who selects the combo play type and who elects to use the quick pick feature will not be able to select the total cost of the ticket. The total cost will be determined by whether the quick pick numbers selected by the terminal comprise a 4-way combo, 6-way combo, 12-way combo, or 24-way combo play type as described below.

(e) A player who selects the box play type or the straight/box play type and who elects to use the quick pick feature will not be able to select the type of box play. The type of box play will be determined by whether the quick pick numbers selected by the terminal comprise a 4-way box, 6-way box, 12-way box, or 24-way box combination as described in paragraph (1)(g) below.

(f) Players may play future consecutive midday, evening, or both drawings within a fourteen-day period or non-consecutive drawings within a seven-day period by using the "advance play" feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw times they desire. For purposes of this paragraph (1)(f), both a fourteen-day and a seven-day period begin on the date of the next available PICK 4 drawing for the draw time selected and continue through the next thirteen /six consecutive days for the draw time selected. The advance play options are described more fully in subparagraphs 1 and 2, below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the desired number of consecutive drawings in the "Days" section and the desired draw time(s) in the "Draw Time" section of the play slip. The number of consecutive drawings marked will include the next available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance play does not apply to selections in the Quick Picks box.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one (1) of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven-day period;

b. Any two non-consecutive days for the draw time(s) selected in a seven-day period;

c. Any two or more consecutive days for the draw time(s) selected in a seven-day period, not including the next available drawing.

d. Up to fourteen consecutive days for the draw times selected, including the next available drawing.

In the event that a planned change in the PICK 4 game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Florida Lottery's website.

(g) PICK 4 can be played and won as follows:

1. "Straight" play. In a straight play, if a player's digits as printed on the player's ticket match, in exact order, the official PICK 4 winning numbers for the drawing, the player wins \$2,500 for a 50-cent play or \$5,000 for a \$1.00 play.

2. "Box" play. A box play allows a player to win if the player's digits match, in any order, the official PICK 4 winning numbers for the drawing.

a. A "4-way box" is a play in which the player has selected a number with three identical digits and one different digit (example 1112) and covers the four possible combinations of the four digits. A 4-way box pays a winner \$599 for a 50-cent play or \$1,198 for a \$1.00 play.

b. A "6-way box" is a play in which the player has selected a number with two different pairs of identical digits (example 1122) and covers the six possible combinations of the four digits. A 6-way box pays a winner \$400 for a 50-cent play or \$800 for a \$1.00 play.

c. A "12-way box" is a play in which the player has selected a number with two identical digits and two different digits (example 1123) and covers the twelve possible combinations of the four digits. A 12-way box pays a winner \$200 for a 50-cent play or \$400 for a \$1.00 play.

d. A "24-way box" is a play in which the player has selected a number with four different digits (example 1234) and covers the twenty-four possible combinations of the four digits. A 24-way box pays a winner \$100 for a 50-cent play or \$200 for a \$1.00 play.

3. "Straight and Box" play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play.

a. A "Straight and 4-way box" play pays a winner \$3,099 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 4 winning numbers for the drawing, or \$599 if the player's digits match, in any other order, the official PICK 4 winning numbers for the drawing.

b. A "Straight and 6-way box" play pays a winner \$2,900 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 4 winning numbers for the drawing, or \$400 if the player's digits match, in any other order, the official PICK 4 winning numbers for the drawing.

c. A "Straight and 12-way box" play pays a winner \$2,700 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 4 winning numbers for the drawing, or \$200 if the player's digits match, in any other order, the official PICK 4 winning numbers for the drawing.

d. A "Straight and 24-way box" play pays a winner \$2,600 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 4 winning numbers for the drawing, or \$100 if the player's digits match, in any other order, the official PICK 4 winning numbers for the drawing.

4. "Combo" play. A combo is a play covering all straight combinations of a four-digit number and will cost \$2.00 to \$24.00 depending upon the amount played (50 cents or \$1.00) and the number of like digits in the four-digit number selected.

a. A "4-way combo" is a play in which the player has selected a number with three identical digits. The 4-way combo is comprised of four straight play combinations; for example, a (1112) 4-way combo covers the combinations 1112, 1121, 1211, and 2111 and pays a winner \$2,500 for a \$2.00 play or \$5,000 for a \$4.00 play.

b. A "6-way combo" is a play in which the player has selected a number with two different pairs of digits. The 6-way combo is comprised of six straight play combinations; for example, a (1122) 6-way combo covers the combinations 1122, 1212, 1221, 2112, 2121, and 2211, and pays a winner \$2,500 for a \$3.00 play or \$5,000 for a \$6.00 play.

c. A "12-way combo" is a play in which the player has selected a number with two identical digits and two different digits. The 12-way combo is comprised of twelve straight play combinations; for example, a (1123) 12-way combo covers combinations 1123, 1132, 1213, 1231, 1312, 1321, 2113, 2131, 2311, 3112, 3121, and 3211, and pays a winner \$2,500 for a \$6.00 play or \$5,000 for a \$12.00 play.

d. A "24-way combo" is a play in which the player has selected a number with four unique digits. The 24-way combo is comprised of twenty-four straight play combinations; for example, a (1234) 24-way combo covers the combinations 1234, 1243, 1324, 1342, 1423, 1432, 2134, 2143, 2314, 2341, 2413, 2431, 3124, 3142, 3214, 3241, 3412, 3421, 4123, 4132, 4213, 4231, 4312, and 4321, and pays a winner \$2,500 for a \$12.00 play or \$5,000 for a \$24.00 play.

5. “Front Pair” play. A front pair play allows a player to select only two digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two digits as printed on the player’s ticket match, in exact order, the first two numbers of the official PICK 4 winning numbers for the drawing.

6. “Mid Pair” play. A mid pair play allows a player to select only two digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two digits as printed on the player’s ticket match, in exact order, the middle two numbers of the official PICK 4 winning numbers for the drawing.

7. “Back Pair” play. A back pair play allows a player to select only two digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two digits as printed on the player’s ticket match, in exact order, the last two numbers of the official PICK 4 winning numbers for the drawing.

8. “1-OFF[®]” play. A 1-OFF play allows a player to win if the four-digit number chosen by the player matches, in exact order, the official PICK 4 winning numbers for the drawing (“straight win”) or if, in exact order, one, two, three or four of the digits are one number higher or lower than the official PICK 4 winning numbers for the drawing (“1-OFF win”). A PICK 4 1-OFF ticket will contain the four-digit number (player-selected or Quick Pick) that qualifies for the straight win and a chart that shows the straight match and corresponding 1-OFF digits. In PICK 4, there are a total of eighty possible 1-OFF combinations. A \$1.00 play pays as follows:

- a. \$2,500 for a straight win
- b. \$100 for a 1-OFF on one digit win- (three digits match, one digit is off by one)
- c. \$50 for a 1-OFF on four digits win- (all four digits are off by one)
- d. \$25 for a 1-OFF on two digits win- (two digits match, two digits are off by one)
- e. \$15 for a 1-OFF on three digits win- (one digit matches, three digits are off by one)

A 50-cent play amount is not available for a 1-OFF play.

(h) On occasion, increases in the prize amounts set forth in paragraph (1)(g) above will be offered for promotional purposes. In such event, the increased prize amounts will be available at flalottery.com, Lottery district offices and retailer locations.

(i) A liability limit of \$7 million is established for PICK 4. When the play of a particular four-digit number for a drawing reaches the Florida Lottery’s PICK 4 liability limit of \$7 million, no further ticket sales for any type of play that would involve that four-digit number will be allowed for that drawing.

(2) PICK 4 Drawings.

(a) PICK 4 drawings are conducted twice daily.

(b) The equipment shall be configured so that one ball is drawn from each of four units of balls numbered zero (0) through nine (9).

(c) Four balls will be selected in the drawing, one each into four separate display devices. The numbers shown on the four balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) PICK 4 Odds of Winning.

The odds of winning in PICK 4 are as follows:

- (a) Straight 1 in 10,000
- (b) Box 4-Way 1 in 2,500
- (c) Box 6-Way 1 in 1,666.67
- (d) Box 12-Way 1 in 833.33
- (e) Box 24-Way 1 in 416.67
- (f) Straight/ Box 4-Way 1 in 10,000 and 1 in 2,500
- (g) Straight/ Box 6-Way 1 in 10,000 and 1 in 1,666.67
- (h) Straight/ Box 12-Way 1 in 10,000 and 1 in 833.33
- (i) Straight/ Box 24-Way 1 in 10,000 and 1 in 416.67
- (j) Combo 4-Way 1 in 2,500
- (k) Combo 6-Way 1 in 1,666.67
- (l) Combo 12-Way 1 in 833.33
- (m) Combo 24-Way 1 in 416.67
- (n) Front Pair 1 in 100
- (o) Middle Pair 1 in 100
- (p) Back Pair 1 in 100
- (q) 1-OFF

1. Straight 1 in 10,000

2. 1-OFF on one digit 1 in 1,250

3. 1-OFF on four digits 1 in 625

4. 1-OFF on two digits 1 in 416.67

5. 1-OFF on three digits 1 in 312.50

(4) PICK 4 Rules and Prohibitions.

(a) By purchasing a PICK 4 ticket a player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) PICK 4 prize payments 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.

(c) Subject to a retailer’s hours of operation and on-line system availability, PICK 4 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily PICK 4 drawing is approximately 1:30 p.m. ET for the midday draw and approximately 9:45 p.m. ET for the evening draw. Ticket sales for a specific PICK 4 drawing will close approximately ten minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available PICK 4 draw date

and time unless the player specifies another PICK 4 draw date and time within the selection parameters.

(e) Retailer cancellations of PICK 4 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two hours after printing, except that no PICK 4 ticket shall be canceled after close of game for the related drawing. The two-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 PICK 4 close of game.

(f) It is the player's responsibility to make sure his or her ticket(s) are printed exactly as requested before leaving the retailer and to determine the accuracy of the selected panels of numbers, draw date(s), draw time(s) and play types on tickets. 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 a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the "quick pick" method of number selection.

(5) The effective date of this emergency rule is August 5, 2018.

Rulemaking 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), 24.124(1) FS. History- New 8-5-18, Replaces 53ER17-19.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE

EFFECTIVE DATE: August 5, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER18-38 PICK 5™

SUMMARY: This emergency rule sets forth the provisions for the conduct of the Draw lottery game PICK 5™ and replaces Emergency Rule 53ER17-20. This emergency rule is replacing the prior emergency rule to reflect a new time for the evening drawing and to modify other provisions that were determined during the rule review process to need updating.

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:

53ER18-38 PICK 5™.

(1) How to Play PICK 5™.

(a) PICK 5 is a Draw lottery game (also known as an online lottery game) in which a player selects any five-digit number from 00000 through 99999 inclusive. The digits may be the same, different or combination thereof; for example, 11111, 12123, and 12345 are all valid selections.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing.

(c) Players may make their PICK 5 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their PICK 5 ticket selections must mark one number in each column or mark the Quick Pick (QP) box located at the bottom of each panel for the terminal to randomly select one or more of the numbers for each panel played. The player may also mark the play type, draw time and play amount; however, if the play type, play amount, or draw time is not marked by the player, the terminal will default to a \$1.00 straight play for the next available draw. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel. Players may mark the \$5 "Quick Picks" box to receive five \$1.00 tickets each with one set of five randomly selected numbers (straight play) for the next PICK 5 drawing, or may mark the \$10 "Quick Picks" box to receive ten \$1.00 tickets, each with one set of five randomly selected numbers (straight play) for the next available PICK 5 drawing. Players may mark Quick Picks in addition to panel plays. Players must use only blue or black ink or pencil for making selections. The use of mechanical, electronic, computer generated or any other non-manual method of marking play slips is prohibited. Play slips may be processed through a Florida Lottery full service vending machine or processed by a Florida Lottery retailer to obtain a ticket.

2. Retailers also are authorized to manually enter numbers selected by a player. Players electing to make their PICK 5 ticket selections by telling the retailer must specify the play type, draw time, play amount, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one or more of the numbers).

(d) A player who selects the box play type or the straight/box play type and who elects to use the quick pick feature will not be able to select the type of box play. The type of box play will be determined by whether the quick pick numbers selected by the terminal comprise a 5-way box, 10-

way box, 20-way box, or 30-way, 60-way or 120-way box combination as described in paragraph (1)(f) below.

(e) Players may play future consecutive midday, evening, or both drawings within a fourteen-day period or non-consecutive drawings within a seven-day period by using the "advance play" feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw times they desire. For purposes of this paragraph (1)(e), both a fourteen-day and a seven-day period begin on the date of the next available PICK 5 drawing for the draw time selected and continue through the next thirteen /six consecutive days for the draw time selected. The advance play options are described more fully in subparagraphs 1. and 2., below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the desired number of consecutive drawings in the "Days" section and the desired draw time(s) in the "Draw Time" section of the play slip. The number of consecutive drawings marked will include the next available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance play does not apply to selections in the Quick Picks box.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one (1) of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven-day period;

b. Any two non-consecutive days for the draw time(s) selected in a seven-day period;

c. Any two or more consecutive days for the draw time(s) selected in a seven-day period, not including the next available drawing.

d. Up to fourteen consecutive days for the draw times selected, including the next available drawing.

In the event that a planned change in the PICK 5 game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Florida Lottery's website.

(f) PICK 5 can be played and won as follows:

1. "Straight" play. In a straight play, if a player's digits as printed on the player's ticket match, in exact order, the official PICK 5 winning numbers for the drawing, the player wins \$25,000 for a 50-cent play or \$50,000 for a \$1.00 play.

2. "Box" play. A box play allows a player to win if the player's digits match, in any order, the official PICK 5 winning numbers for the drawing.

a. A "5-way box" is a play in which the player has selected a number with four identical digits and one different digit (example 11112) and covers the five possible combinations of the five digits. A 5-way box pays a winner \$5,000 for a 50-cent play or \$10,000 for a \$1.00 play.

b. A "10-way box" is a play in which the player has selected a number with three identical digits and two identical different digits (example 11122) and covers the ten possible combinations of the five digits. A 10-way box pays a winner \$2,500 for a 50-cent play or \$5,000 for a \$1.00 play.

c. A "20-way box" is a play in which the player has selected a number with three identical digits and two different digits (example 11123) and covers the twenty possible combinations of the five digits. A 20-way box pays a winner \$1,250 for a 50-cent play or \$2,500 for a \$1.00 play.

d. A "30-way box" is a play in which the player has selected a number with two different pairs of identical digits and one different digit (example 11223) and covers the thirty possible combinations of the five digits. A 30-way box pays a winner \$830 for a 50-cent play or \$1,660 for a \$1.00 play.

e. A "60-way box" is a play in which the player has selected a number with two identical digits and three different digits (example 11234) and covers the sixty possible combinations of the five digits. A 60-way box pays a winner \$415 for a 50-cent play or \$830 for a \$1.00 play.

f. A "120-way box" is a play in which the player has selected a number with five different digits (example 12345) and covers the one hundred twenty possible combinations of the five digits. A 120-way box pays a winner \$208 for a 50-cent play or \$416 for a \$1.00 play.

3. "Straight and Box" play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play.

a. A "Straight and 5-way box" play pays a winner \$30,000 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 5 winning numbers for the drawing, or \$5,000 if the player's digits match, in any other order, the official PICK 5 winning numbers for the drawing.

b. A "Straight and 10-way box" play pays a winner \$27,500 if a player's digits as printed on the player's ticket match, in exact order, the official PICK 5 winning numbers for the drawing, or \$2,500 if the player's digits match, in any other order, the official PICK 5 winning numbers for the drawing.

c. A “Straight and 20-way box” play pays a winner \$26,250 if a player’s digits as printed on the player’s ticket match, in exact order, the official PICK 5 winning numbers for the drawing, or \$1,250 if the player’s digits match, in any other order, the official PICK 5 winning numbers for the drawing.

d. A “Straight and 30-way box” play pays a winner \$25,830 if a player’s digits as printed on the player’s ticket match, in exact order, the official PICK 5 winning numbers for the drawing, or \$830 if the player’s digits match, in any other order, the official PICK 5 winning numbers for the drawing.

e. A “Straight and 60-way box” play pays a winner \$25,415 if a player’s digits as printed on the player’s ticket match, in exact order, the official PICK 5 winning numbers for the drawing, or \$415 if the player’s digits match, in any other order, the official PICK 5 winning numbers for the drawing.

f. A “Straight and 120-way box” play pays a winner \$25,208 if a player’s digits as printed on the player’s ticket match, in exact order, the official PICK 5 winning numbers for the drawing, or \$208 if the player’s digits match, in any other order, the official PICK 5 winning numbers for the drawing.

4. “1-OFF[®]” play. A 1-OFF play allows a player to win if the five-digit number chosen by the player matches, in exact order, the official PICK 5 winning numbers for the drawing (“straight win”) or if, in exact order, one, two, three four, or five of the digits are one number higher or lower than the official PICK 5 winning numbers for the drawing (“1-OFF win”). A PICK 5 1-OFF ticket will contain the five-digit number (player-selected or Quick Pick) that qualifies for the straight win and a chart that shows the straight match and corresponding 1-OFF digits. In PICK 5, there are a total of two hundred forty-two possible 1-OFF combinations. A \$1.00 play pays as follows:

a. \$25,000 for a straight win

b. \$500 for a 1-OFF on one digit win- (four digits match, one digit is off by one)

c. \$150 for a 1-OFF on five digits win- (all five digits are off by one)

d. \$100 for a 1-OFF on two digits win- (three digits match, two digits are off by one)

e. \$75 for a 1-OFF on three digits win- (two digits match, three digits are off by one)

f. \$75 for a 1-OFF on four digits win- (one digit matches, four digits are off by one)

A 50-cent play amount is not available for a 1-OFF play.

(g) On occasion, increases in the prize amounts set forth in paragraph (1)(f) above will be offered for promotional purposes. In such event, the increased prize amounts will be available at flalottery.com, Lottery district offices and retailer locations.

(h) A liability limit of \$5 million is established for PICK 5. When the play of a particular five-digit number for a drawing reaches the Florida Lottery’s PICK 5 liability limit of \$5

million, no further ticket sales for any type of play that would involve that five-digit number will be allowed for that drawing.

(2) PICK 5 Drawings.

(a) PICK 5 drawings are conducted twice daily.

(b) The equipment shall be configured so that one ball is drawn from each of five units of balls numbered zero (0) through nine (9).

(c) Five balls will be selected in the drawing, one each into five separate display devices. The numbers shown on the five balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) PICK 5 Odds of Winning.

The odds of winning in PICK 5 are as follows:

(a) Straight 1 in 100,000

(b) Box 5-way 1 in 20,000

(c) Box 10-way 1 in 10,000

(d) Box 20-way 1 in 5,000

(e) Box 30-way 1 in 3,333.33

(f) Box 60-way 1 in 1,666.67

(g) Box 120-way 1 in 833.33

(f) Straight/ Box 5-way 1 in 100,000 and 1 in 20,000

(g) Straight/ Box 10-way 1 in 100,000 and 1 in 10,000

(h) Straight/ Box 20-way 1 in 100,000 and 1 in 5,000

(i) Straight/ Box 30-way 1 in 100,000 and 1 in 3,333.33

(j) Straight/ Box 60-way 1 in 100,000 and 1 in 1,666.67

(k) Straight/ Box 120-way 1 in 100,000 and 1 in 833.33

(l) 1-OFF

1. Straight 1 in 100,000

2. 1-OFF on one digit 1 in 10,000

3. 1-OFF on five digits 1 in 3,125

4. 1-OFF on two digits 1 in 2,500

5. 1-OFF on three digits 1 in 1,250

6. 1-OFF on four digits 1 in 1,250

(4) PICK 5 Rules and Prohibitions.

(a) By purchasing a PICK 5 ticket a player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) PICK 5 prize payments 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.

(c) Subject to a retailer’s hours of operation and on-line system availability, PICK 5 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily PICK 5 drawing is approximately 1:30 p.m. ET for the midday draw and approximately 9:45 p.m. ET for the evening draw. Ticket sales for a specific PICK 5 drawing will close approximately twelve minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available PICK 5 draw date and time unless the player specifies another PICK 5 draw date and time within the selection parameters.

(e) Retailer cancellations of PICK 5 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two hours after printing, except that no PICK 5 ticket shall be canceled after close of game for the related drawing. The two-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 PICK 5 close of game.

(f) It is the player's responsibility to make sure his or her ticket(s) are printed exactly as requested before leaving the retailer and to determine the accuracy of the selected panels of numbers, draw date(s), draw time(s) and play types on tickets. 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 a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the "quick pick" method of number selection.

(5) The effective date of this emergency rule is August 5, 2018.

Rulemaking 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), 24.124(1) FS. History- New 8-5-18, Replaces 53ER17-20.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: August 5, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER18-39 Game Number 1392, LUCKY 7

SUMMARY: This emergency rule describes Game Number 1392, "LUCKY 7," 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:

53ER18-39 Game Number 1392, LUCKY 7.

(1) Name of Game. Game Number 1392, "LUCKY 7."

(2) Game Number 1392, LUCKY 7 is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. LUCKY 7 lottery tickets sell for \$1.00 per ticket.

(4) LUCKY 7 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 LUCKY 7 lottery ticket, the ticket must meet the applicable requirements of Rule 53ER17-54, Florida Administrative Code.

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

1 2 3 4 5 6 8 9 10 7
ONE TWO THREE FOUR FIVE SIX EIGHT NINE TEN SEVEN

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

\$1.00 \$2.00 \$3.00 \$5.00 \$6.00 \$10.00 \$15.00
ONE TWO THREE FIVE SIX TEN FIFTEEN
\$25.00 \$30.00 \$45.00 \$75.00 \$100 \$300 \$3,000
TWY FIVE THIRTY FRTY FIVE SVTY FIVE ONE HUN THR HUN THR THOU

(7) The legend is as follows:

PRIZE

(8) Determination of Prizewinners.

(a) A ticket having three like play symbols and corresponding play symbol captions in any one row, column or diagonal line in the play area shall entitle the claimant to the

prize shown in the PRIZE box. A ticket having three ⁷ "SEVEN" play symbols and corresponding play symbol captions in any one row, column or diagonal line in the play area shall entitle the claimant to triple the prize shown in the PRIZE box.

(b) The prizes are \$1.00, \$2.00, \$3.00, \$5.00, \$6.00, \$10.00, \$15.00, \$25.00, \$30.00, \$45.00, \$75.00, \$100, \$300 and \$3,000.

(9) The estimated odds of winning, value, and number of prizes in Game Number 1392 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 84 POOLS OF 240,000 TICKETS PER POOL
\$1	\$1	11.54	1,747,200
\$1 (THREE 7's)	\$3	20.00	1,008,000

\$3	\$3	20.00	1,008,000
\$2 (THREE 7's)	\$6	300.00	67,200
\$6	\$6	300.00	67,200
\$10	\$10	300.00	67,200
\$5 (THREE 7's)	\$15	500.00	40,320
\$15	\$15	750.00	26,880
\$25	\$25	800.00	25,200
\$10 (THREE 7's)	\$30	4,000.00	5,040
\$30	\$30	4,000.00	5,040
\$15 (THREE 7's)	\$45	6,000.00	3,360
\$45	\$45	6,000.00	3,360
\$25 (THREE 7's)	\$75	12,000.00	1,680
\$75	\$75	12,000.00	1,680
\$100	\$100	4,615.38	4,368
\$100 (THREE 7's)	\$300	80,000.00	252
\$300	\$300	80,000.00	252
\$3,000	\$3,000	240,000.00	84

(10) The estimated overall odds of winning some prize in Game Number 1392 are 1 in 4.94. 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 Game Number 1392, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for LUCKY 7 lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011. Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New-8-2-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: August 2, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER18-40
 RULE TITLE: Game Number 5014, JOKER'S WILD
 SUMMARY: This emergency rule describes Game Number 5014, "JOKER'S WILD," 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:

53ER18-40 Game Number 5014, JOKER'S WILD.

(1) Name of Game. Game Number 5014, "JOKER'S WILD."

(2) Game Number 5014, JOKER'S WILD is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. JOKER'S WILD lottery tickets sell for \$2.00 per ticket.

(4) JOKER'S WILD 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 JOKER'S WILD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER17-54, Florida Administrative Code.

(5) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE
6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN
16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY




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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE
6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTY	14 FOURTH	15 FIFTH
16 SIXTH	17 SEVENTH	18 EIGHTH	19 NINTH	20 TWENTY

(7) 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 TWY FIVE	\$30.00 THIRTY	\$40.00 FORTY	\$100 ONE HUN
\$400 FOUR HUN	\$1,000 ONE THOU	\$10,000 TEN THOU	\$30,000 THIRTY THOU	

(8) The fixed symbols are as follows:

YOUR NUMBERS	WINNING NUMBERS
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(9) 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 "WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to the corresponding prize

shown for that symbol. A ticket having a "WILD" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol.

(b) The prizes are \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$30.00, \$40.00, \$100, \$400, \$1,000, \$10,000 and \$30,000.

(10) The estimated odds of winning, value, and number of prizes in Game Number 5014 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 134 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	2,412,000
\$1 x 4	\$4	50.00	482,400

(\$1 x 2) + \$2	\$4	50.00	482,400
\$2 (WILD)	\$4	50.00	482,400
\$4	\$4	50.00	482,400
\$1 x 5	\$5	375.00	64,320
\$1 + \$2 (WILD)	\$5	375.00	64,320
(\$2 x 2) + \$1	\$5	375.00	64,320
\$1 + \$4	\$5	375.00	64,320
\$5	\$5	375.00	64,320
\$1 x 10	\$10	250.00	96,480
\$2 x 5	\$10	250.00	96,480
\$4 (WILD) + \$2	\$10	250.00	96,480
\$5 x 2	\$10	250.00	96,480
\$10	\$10	250.00	96,480
\$2 x 10	\$20	750.00	32,160
\$5 (WILD) + (\$4 x 2) + \$2	\$20	750.00	32,160
\$5 x 4	\$20	750.00	32,160
\$10 (WILD)	\$20	750.00	32,160
\$20	\$20	750.00	32,160
\$5 + \$4 + (\$2 x 8)	\$25	1,500.00	16,080
\$5 (WILD) + (\$5 x 3)	\$25	1,058.82	22,780
\$10 (WILD) + \$5	\$25	1,058.82	22,780
\$20 + \$5	\$25	1,500.00	16,080
\$25	\$25	1,565.22	15,410
(\$4 x 5) + (\$2 x 5)	\$30	1,714.29	14,070
\$5 (WILD) + (\$5 x 4)	\$30	1,200.00	20,100
\$10 + \$10 (WILD)	\$30	1,200.00	20,100
\$20 + \$10	\$30	1,636.36	14,740
\$30	\$30	1,636.36	14,740
\$4 x 10	\$40	4,000.00	6,030
(\$5 x 4) + \$5 (WILD) + \$10	\$40	4,000.00	6,030
\$20 (WILD)	\$40	4,000.00	6,030
\$30 + \$10	\$40	4,000.00	6,030
\$40	\$40	4,000.00	6,030
\$10 x 10	\$100	4,500.00	5,360
\$40 + \$30 + \$20 + \$10	\$100	4,000.00	6,030
\$20 (WILD) + \$30 (WILD)	\$100	4,000.00	6,030
\$25 x 4	\$100	4,500.00	5,360
\$100	\$100	4,500.00	5,360
\$40 x 10	\$400	45,000.00	536
(\$40 x 5) + (\$100 x 2)	\$400	45,000.00	536
\$100 x 4	\$400	45,000.00	536
\$100 (WILD) x 2	\$400	45,000.00	536
\$400	\$400	45,000.00	536
\$100 x 10	\$1,000	90,000.00	268
(\$100 x 2) + \$400 (WILD)	\$1,000	90,000.00	268
\$1,000	\$1,000	90,000.00	268
\$10,000	\$10,000	2,010,000.00	12
\$30,000	\$30,000	1,507,500.00	16

(11) The estimated overall odds of winning some prize in Game Number 5014 are 1 in 4.35. 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 Game Number 5014, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for JOKER’S WILD lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011. Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New-8-2-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: August 2, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER18-41 Game Number 1393, CROSSWORD CASH VAULT

SUMMARY: This emergency rule describes Game Number 1393, "CROSSWORD CASH VAULT," 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:

53ER18-41 Game Number 1393, CROSSWORD CASH VAULT.

(1) Name of Game. Game Number 1393 “CROSSWORD CASH VAULT.”

(2) Game Number 1393 CROSSWORD CASH VAULT, is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. CROSSWORD CASH VAULT lottery tickets sell for \$3.00 per ticket.

(4) “CROSSWORD CASH VAULT” lottery tickets shall have a series of numbers in Machine Readable Code (or bar

code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning CROSSWORD CASH VAULT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER17-54, Florida Administrative Code.

(5) The “YOUR LETTERS” play symbols are as follows:

A B C D E F G H I J K
L M N O P Q R S T U V
W X Y Z

(6) The CROSSWORD PUZZLE play symbols are as follows:

A B C D E F G H I J
K L M N O P Q R S T
U V W X Y Z 

(7) The legend is as follows:

YOUR LETTERS

(8) The prizes are: \$3, \$6, \$10, \$20, \$30, \$50, \$100, \$200, \$1,000, and \$50,000.

(9) Determination of Prizewinners.

(a) The holder of a ticket whose play symbols in the “YOUR LETTERS” play area match the play symbols in the CROSSWORD PUZZLE game to form at least two (2) different complete words shall entitle the claimant to the corresponding prize in the PRIZE LEGEND for the total number of words matched.

(b) A “” symbol functions as a substitute for one letter in a word of which it is a part. A ticket having a matched word that contains a “” symbol, shall entitle the claimant to double the prize for the total number of words matched.

(c) A “word” must contain at least three (3) letters. A “word” cannot be formed by linking letters diagonally or by reading the letters from the bottom to top or right to left. Letters combined to form a “word” must appear in an unbroken horizontal or vertical string of letters in the CROSSWORD PUZZLE that is not interrupted by a blank space and contains every single letter square between two (2) blank spaces or the edge and a blank space. Every letter in the unbroken string must be revealed in “YOUR LETTERS” and be included to form a “word.” The possible complete words are shown in the CROSSWORD PUZZLE. Each possible complete word consists of three (3) or more letters and occupies an entire word space. All of the letters in a possible complete word must be matched in order to complete the word.

(d) The holder of a winning ticket shall be entitled only to the highest prize won.

(10) The estimated odds of winning, value and number of prizes in Game Number 1393 are as follows:

GAME PLAY	WIN	ESTIMATE D ODDS OF 1 IN	NUMBER OF WINNERS IN 178 POOLS OF 180,000 TICKETS PER POOL
2 WORDS	\$3	10.00	3,204,000
2 WORDS + MONEYBAG	\$6	20.00	1,602,000
3 WORDS	\$6	25.00	1,281,600
4 WORDS	\$10	50.00	640,800
3 WORDS + MONEYBAG	\$12	100.00	320,400
4 WORDS + MONEYBAG	\$20	166.67	192,240
5 WORDS	\$20	250.00	128,160
6 WORDS	\$30	295.08	108,580
5 WORDS + MONEYBAG	\$40	600.00	53,400
7 WORDS	\$50	360.00	89,000
6 WORDS + MONEYBAG	\$60	600.00	53,400
7 WORDS + MONEYBAG	\$100	1,200.00	26,700
8 WORDS	\$100	1,200.00	26,700
8 WORDS + MONEYBAG	\$200	18,000.00	1,780
9 WORDS	\$200	18,000.00	1,780
9 WORDS + MONEYBAG	\$400	9,000.00	3,560
10 WORDS	\$1,000	90,000.00	356
10 WORDS + MONEYBAG	\$2,000	180,000.00	178
11 WORDS	\$50.00 0	801,000.00	40

(11) The estimated overall odds of winning some prize in Game Number 1393 are 1 in 4.14. 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 Game Number 1393, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for CROSSWORD CASH VAULT lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History-New 8-2-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: August 2, 2018.

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:

53ER18-42 Game Number 1394, EXTRA PLAY

SUMMARY: This emergency rule describes Game Number 1394, "EXTRA PLAY," 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:

53ER18-42 Game Number 1394, EXTRA PLAY.

(1) Name of Game. Game Number 1394, "EXTRA PLAY."

(2) Game Number 1394, EXTRA PLAY is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. EXTRA PLAY lottery tickets sell for \$5.00 per ticket.

(4) EXTRA PLAY 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 EXTRA PLAY lottery ticket, the ticket must meet the applicable requirements of Rule 53ER17-54, Florida Administrative Code.

(5) The "YOUR NUMBERS" play symbols and play symbol captions for play on the front of the ticket are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVN	12 THELV	13 THRTN	14 FORTN	16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN	20 TENTY
21 THYONE	22 THYTWO	23 THYTHR	24 THYFOR	26 THYSIX	27 THYSVN	28 THYEGT	29 THYNIN	30 THYRTY
31 THYONE	32 THYTWO	33 THYTHR	34 THYFOR	 WIN	5X STIMES	EXTRA WIN\$100		

(6) The "WINNING NUMBERS" play symbols and play symbol captions for play on the front of the ticket are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY
21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR	26 TWENTYSIX	27 TWENTYSEVEN	28 TWENTYEIGHT	29 TWENTYNINE	30 THIRTY
31 THIRTYONE	32 THIRTYTWO	33 THIRTYTHREE	34 THIRTYFOUR					

(7) The prize symbols and prize symbol captions for play on the front of the ticket are as follows:

\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 TWENTY FIVE	\$30.00 THIRTY	\$50.00 FIFTY
\$100 ONE HUND	\$200 TWO HUND	\$400 FOUR HUND	\$1,000 ONE THOU	\$2,000 TWO THOU	\$10,000 TEN THOU	\$500,000 FIVHUND THOU	

(8) The legends for play on the front of the ticket are as follows:

YOUR NUMBERS WINNING NUMBERS

(9) The play symbols and play symbol captions for play on the back of the ticket are as follows:

						
CLOVER	PIGBNK	SAFE	RING	HOUSE	GIFT	WALLET
				\$\$ WIN		
NKLACE	CHEST	BAR	CROWN	WIN		

(10) The prize symbols and prize symbol captions for play on the back of the ticket are as follows:

\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 TWENTY FIVE	\$30.00 THIRTY	\$50.00 FIFTY
\$100 ONE HUND	\$200 TWO HUND	\$400 FOUR HUND	\$1,000 ONE THOU	\$2,000 TWO THOU	\$10,000 TEN THOU	\$500,000 FIVHUND THOU	

(11) Determination of Prizewinners- Front of Ticket.

(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 "**WIN**" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to the corresponding prize

shown for that symbol. A ticket having a "**5X**" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to five times the corresponding prize shown for that symbol. A ticket

having an "**EXTRA**" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$100.

(b) The prizes are \$2.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$200, \$400, \$1,000, \$2,000, \$10,000 and \$500,000.

(12) Determination of Prizewinners- Back of Ticket.

\$\$

A ticket having a "**WIN**" symbol in the play area shall entitle the claimant to the corresponding prize shown for that symbol.

(13) The estimated odds of winning, value, and number of prizes in Game Number 1394 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 140 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	10.00	1,680,000
\$2 (5X)	\$10	30.00	560,000
\$2 x 5	\$10	60.00	280,000
\$5 x 2	\$10	30.00	560,000
\$10	\$10	60.00	280,000
\$2 (5X) + \$5	\$15	300.00	56,000
\$5 x 3	\$15	150.00	112,000
\$5 + \$10	\$15	300.00	56,000
\$15	\$15	300.00	56,000
\$2 x 10	\$20	300.00	56,000
\$2 (5X) + \$10	\$20	300.00	56,000
\$5 x 4	\$20	300.00	56,000
\$5 + \$15	\$20	300.00	56,000
\$20	\$20	300.00	56,000
\$5 x 5	\$25	1,200.00	14,000
\$5 (5X)	\$25	1,200.00	14,000
\$5 + (\$10 x 2)	\$25	1,200.00	14,000
\$10 + \$15	\$25	1,200.00	14,000
\$25	\$25	1,200.00	14,000
(\$2 x 10) + (\$5 x 2)	\$30	600.00	28,000
\$5 x 6	\$30	1,200.00	14,000
\$5 + \$5 (5X)	\$30	1,200.00	14,000
\$10 x 3	\$30	1,200.00	14,000
\$30	\$30	1,200.00	14,000
(\$2 x 15) + (\$10 x 2)	\$50	1,200.00	14,000
(\$5 x 5) + \$5 (5X)	\$50	1,250.00	13,440
\$5 x 10	\$50	1,500.00	11,200
\$25 x 2	\$50	1,714.29	9,800
\$50	\$50	1,714.29	9,800
(\$5 x 16) + \$20	\$100	1,200.00	14,000
\$10 x 10	\$100	1,500.00	11,200
\$20 (5X)	\$100	1,500.00	11,200
\$100 (EXTRA)	\$100	1,200.00	14,000
\$100	\$100	1,500.00	11,200
(\$10 x 15) + (\$25 x 2)	\$200	15,000.00	1,120

(\$10 x 10) + (\$25 x 4)	\$200	15,000.00	1,120
(\$20 x 5) + \$100 (EXTRA)	\$200	15,000.00	1,120
(\$20 x 5) + \$20 (5X)	\$200	15,000.00	1,120
\$200	\$200	15,000.00	1,120
(\$10 x 5) + (\$20 x 10) + \$50 + \$100	\$400	20,000.00	840
(\$30 x 10) + (\$25 x 4)	\$400	20,000.00	840
(\$25 x 4) + \$100 (EXTRA) + \$200	\$400	20,000.00	840
(\$25 x 2) + \$50 (5X) + \$100	\$400	24,000.00	700
\$400	\$400	24,000.00	700
(\$20 x 5) + (\$50 x 10) + (\$200 x 2)	\$1,000	60,000.00	280
(\$50 x 2) + \$100 (EXTRA) + (\$200 x 4)	\$1,000	60,000.00	280
(\$50 x 8) + (\$100 x 6)	\$1,000	60,000.00	280
\$200 (5X)	\$1,000	60,000.00	280
\$1,000	\$1,000	60,000.00	280
(\$50 x 4) + (\$100 x 10) + (\$200 x 2) + \$400	\$2,000	120,000.00	140
(\$50 x 10) + \$100 (EXTRA) + \$200 + (\$400 x 3)	\$2,000	120,000.00	140
\$400 (5X)	\$2,000	120,000.00	140
\$1,000 x 2	\$2,000	120,000.00	140
\$2,000	\$2,000	120,000.00	140
\$10,000	\$10,000	2,100,000.00	8
\$500,000	\$500,000	2,100,000.00	8

(14) The estimated overall odds of winning some prize in Game Number 1394 are 1 in 3.99. 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.

(15) For reorders of Game Number 1394, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(16) Payment of prizes for EXTRA PLAY lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011. Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New-8-2-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: August 2, 2018.

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-2.0040 Sanitation Standards in K-12 Private Schools

NOTICE IS HEREBY GIVEN that on July 26, 2018, the the Office of the Clerk for the Department of Education, received a petition for variance from subsection 6A-2.0040(7), F.A.C., Sanitation Standards in K-12 Private Schools. The petition, dated July 25, 2018, requests a variance permitting the school to provide drinking water for students in a format other than the slant jet type drinking fountains prescribed by rule. The petitioner is Flagler Beach Montessori School, located in Bunnell, Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chris Emerson, Agency Clerk, Department of Education, 325 West Gaines St., Tallahassee, FL 32399, or via email at christian.emerson@fldoe.org. Public comments concerning this petition for a variance can be made at <https://web02.fldoe.org/rules/Default.aspx>. The Department will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. on August 17, 2018.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On August 1, 2018, the Division issued an order. The Final Order was in response to a Petition for an emergency Permanent Variance from BRFL Associates, LLC filed July 18, 2018, and advertised on July 23, 2018 in Vol. 44, No. 142, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rules 2.4.1.5 and

2.15.9.2, A.S.M.E. A17.1, 2013 edition, as adopted by Rule 61C-5.001, Florida Administrative Code (effective January 11, 2018) that requires platform guards and bottom car clearances because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2018-154).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On July 24, 2018, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Xurro Inc. located in Orlando. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and the three compartment sink.

The Petition for this variance was published in Vol. 44/144 on July 25, 2018. The Order for this Petition was signed and approved on August 1, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink and the three compartment sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink and the three compartment sink is provided with hot and cold running water under pressure, and that the handwash sink is provided with soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On July 10, 2018, the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Sweet Blendz Inc. located in Pembroke Pines. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and the three compartment sink.

The Petition for this variance was published in Vol. 44/134 on July 11, 2018. The Order for this Petition was signed and approved on August 1, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink and the three compartment sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink and the three compartment sink is provided with hot and cold running water under pressure, and that the handwash sink is provided with soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Daisy.Aleman@myfloridalicense.com Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On July 19, 2018, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Frozen Dragon LLC located in Daytona Beach. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and the three compartment sink.

The Petition for this variance was published in Vol. 44/141 on July 20, 2018. The Order for this Petition was signed and approved on August 1, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink and the three compartment sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink and the three compartment sink is provided with hot and cold running water under pressure, and that the handwash sink is provided with soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Daisy.Aleman@myfloridalicense.com
 Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On August 1, 2018, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Corecivic of Tallahassee LLC, DBA Capital Commerce Center, filed July 16, 2018, and advertised on July 17, 2018 in Vol. 44, No.139, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the

Petitioner a variance from Rules 204.2c and 211.3a(3), A.S.M.E A17.1b, 1992 edition, and Rule 2.14.2.3.1(e), A.S.M.E A17.1b, 2009 edition, as adopted by Rule 61C-5.001, Florida Administrative Code (effective January 11, 2018) that requires natural cab ventilation and in-car stop switch for phase I emergency recall operation because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2018-151).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013.
 dhr.elevators@myfloridalicense.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announce the following meeting which is open to the public.

DATE AND TIME: Wednesday, August 8, 2018, 11:00 a.m. – 12:00 noon

PLACE: Administrative Offices, 501 West State Street, Jacksonville, FL 32202, Room 406

Meeting of The FSCJ Presidential Search Committee Co-Chairs:

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Overview of the FSCJ Presidential Search Process

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to advise the agency at least 24 hours before the meeting by contacting: The Office of the College President, District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Florida State College at Jacksonville, hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, sex, sexual orientation/ expression, marital status, veteran status, pregnancy or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

For more information, you may contact: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT) District Five announces a hearing to which all persons are invited.

DATE AND TIME: Open House: Thursday, August 9, 2018, 5:00 p.m. – 7:00 p.m.

PLACE: Palm Coast Community Center, 305 Palm Coast Parkway NE, Palm Coast, Florida 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 437595-1-32-01

Project Description: State Road (S.R.) 5/U.S. 1 at Matanzas Woods Parkway Roundabout

The Florida Department of Transportation (FDOT) invites all persons to a public information meeting regarding the design of a new roundabout at the intersection of S.R. 5/U.S. 1 and Matanzas Woods Parkway in Flagler County. The purpose of the project is to improve operations and safety at the intersection. Attendees will have an opportunity to view display boards, speak with project team representatives and provide comment.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator at jennifer.smith2@dot.state.fl.us.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the Florida Department of Transportation (FDOT) pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated December 14, 2016, and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Carol Hatfield, by phone at (386)943-5562 or by email at carol.hatfield@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: FDOT Project Manager, Carol Hatfield, by phone at (386)943-5562 or by email at carol.hatfield@dot.state.fl.us. Persons who require translation services (free of charge) should also contact FDOT Project Manager, Carol Hatfield, by phone at (386)943-5562 or by email at carol.hatfield@dot.state.fl.us at least seven (7) days prior to the meeting. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager, Carol Hatfield, by phone at (386)943-5562 or by email at carol.hatfield@dot.state.fl.us.

METROPOLITAN PLANNING ORGANIZATIONS

Orlando Urban Area

The Central Florida MPO Alliance announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 10, 2018, 10:00 a.m.

PLACE: David L. Grovdahl Board Room, 250 South Orange Avenue, Suite 200, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled CFMPOA meeting.

A copy of the agenda may be obtained by contacting: Lisa Smith, (407)481-5672, ext. 307.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Lisa Smith, (407)481-5672, ext. 307. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Lisa Smith, Board Services Coordinator, (407)481-5672, ext. 307 or lsmith@metroplanorlando.org.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 15, 2018, 10:00 a.m., Regulatory Public Meeting

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

Lower West Coast Service Center, 2301 McGregor Blvd., Fort Myers, FL 33901

Okeechobee Service Center, 3800 NW 16th Boulevard, Okeechobee, FL 34972

Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809

The meeting will also be webcast.

A copy of the agenda may be obtained by contacting: Agendas are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: www.sfwmd.gov/rules

- Scroll Down to Monthly Regulatory Meetings
- or by subscribing to ePermitting Electronic Noticing: www.sfwmd.gov/epermitting

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: District Clerk, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Information line at (561)682-6207 or Florida toll-free 1(800)432-2045, ext. 6207.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, September 12, 2018, 12:00 Noon; Thursday, September 13, 2018, 8:30 a.m.; Friday, September 14, 2018, 8:30 a.m.

PLACE: The Ritz-Carlton Sarasota, 1111 Ritz Carlton Dr., Sarasota, FL 34236, (941)309-2050

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business, disciplinary and committee meetings of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 11, 2018, 10:00 a.m.
PLACE: Telephone conference number: 1(888)670-3525, participant code: (293)872-3619

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness Committee of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, October 10, 2018, 12:00 Noon; Thursday, October 11, 2018, 8:30 a.m.; Friday, October 12, 2018, 8:30 a.m.

PLACE: Omni Orlando at ChampionsGate, 1500 Masters Blvd, Championsgate, FL 33896, (407)390-6664

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business, disciplinary and committee meetings of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, October 9, 2018, 10:00 a.m.

PLACE: Telephone conference number: 1(888)670-3525, participant code: (293)872-3619

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness Committee of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE NO.: RULE TITLE:

61G16-8.001 License and Certification Renewal and Reinstatement

The Board of Professional Geologists announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 22, 2018, 9:00 a.m.

PLACE: Via Telephone Conference Call. To connect, dial: 1(888)670-3525, Conference Pass Code: 2295006118

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Division of Air Resource Management, announces a hearing to which all persons are invited.

DATE AND TIME: September 6, 2018, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 195, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to 40 CFR 51.102, the Department of Environmental Protection (DEP) announces the opportunity to offer comments or request a public hearing on a proposed revision to Florida's Infrastructure State Implementation Plan (SIP) for the 2010 Sulfur Dioxide National Ambient Air Quality Standard

(NAAQS) under the Clean Air Act (CAA). This SIP submission is solely meant to address the CAA Section 110(a)(2)(D)(i)(I) prongs 1 and 2 infrastructure elements. Florida satisfies these requirements because Florida does not significantly contribute to any out-of-state nonattainment or maintenance area as it relates to the 2010 Sulfur Dioxide NAAQS. The materials comprising DEP's proposed Infrastructure SIP revision are accessible at the following website: <https://floridadep.gov/air/air-business-planning/content/rules-and-regulatory-projects>. The materials may also be inspected during normal business hours at the DEP, Division of Air Resource Management offices, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida. A public hearing will be held, if requested, at the date, time and place given above. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed submittal to EPA. Any request for a public hearing must be submitted by letter or e-mail to Hastings Read, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS #5500, Tallahassee, Florida 32399-2400 (Hastings.Read@dep.state.fl.us), and received no later than September 4, 2018. A copy of the hearing agenda may be obtained by contacting Hastings Read by letter or e-mail, or by calling (850)717-9017. If no request for a public hearing is received, the hearing will be cancelled, and notice of the cancellation will be posted at the following website: <https://floridadep.gov/events>. Persons may also contact Terri Long at (850)717-9023 to find out if the hearing has been cancelled. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed submittal to EPA. Any comments must be submitted to Hastings Read by letter or e-mail, with a copy to Terri Long (Terri.Long@dep.state.fl.us), and received no later than September 4, 2018.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Terri Long at (850)717-9023 or Terri.Long@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact Hastings Read by letter or e-mail, or by calling (850)717-9017.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Division of Air Resource Management, announces a hearing to which all persons are invited.

DATE AND TIME: September 6, 2018, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 195, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to 40 CFR 51.102, the Department of Environmental Protection (DEP) announces the opportunity to offer comments or request a public hearing on a proposed revision to Florida's Infrastructure State Implementation Plan (SIP) for the 2015 Ozone National Ambient Air Quality Standard (NAAQS) under the Clean Air Act (CAA). This SIP submission addresses the CAA Section 110(a)(2) infrastructure elements. Florida satisfies these CAA requirements because Florida's SIP provides for adequate authority for the Department to implement, maintain, and enforce the 2015 Ozone NAAQS and because Florida does not significantly contribute to any out-of-state nonattainment or maintenance area. The materials comprising DEP's proposed Infrastructure SIP revision are accessible at the following website: <https://floridadep.gov/air/air-business-planning/content/rules-and-regulatory-projects>. The materials may also be inspected during normal business hours at the DEP, Division of Air Resource Management offices, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida. A public hearing will be held, if requested, at the date, time and place given above. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed submittal to EPA. Any request for a public hearing must be submitted by letter or e-mail to Hastings Read, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS #5500, Tallahassee, Florida 32399-2400 (Hastings.Read@dep.state.fl.us), and received no later than September 4, 2018. A copy of the hearing agenda may be obtained by contacting Hastings Read by letter or e-mail, or by calling (850)717-9017. If no request for a public hearing is received, the hearing will be cancelled, and notice of the cancellation will be posted at the following website: <https://floridadep.gov/events>. Persons may also contact Terri Long at (850)717-9023 to find out if the hearing has been cancelled. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed submittal to EPA. Any comments must be submitted to Hastings Read by letter or e-mail, with a copy to Terri Long (Terri.Long@dep.state.fl.us), and received no later than September 4, 2018.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Terri Long at (850)717-9023 or Terri.Long@dep.state.fl.us. If you are hearing or speech

impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact Hastings Read by letter or e-mail, or by calling (850)717-9017.

DEPARTMENT OF HEALTH

Board of Nursing

The Board of Nursing announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 13, 2018, 2:30 p.m.

PLACE: Toll Free Number: 1(888)670-3525, (990)808-6106#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: <http://floridasnursing.gov/meeting-information/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: <http://floridasnursing.gov/meeting-information/>. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: August 13, 2018, 1:00 p.m.

PLACE: 400 W. Robinson Street, South Tower, Suite 1006, Orlando, FL 32801

Conference number: 1(888)670-3525, Code: 7027600829

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of Negotiation Team to Develop Recommendation for Award.

A copy of the agenda may be obtained by contacting: Amy Hammett, Amy.Hammett@myflfamilies.com, (407)317-7300.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Amy Hammett,

Amy.Hammett@myflfamilies.com, (407)317-7300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: August 10, 2018, 10:00 a.m.

PLACE: RCMA Krome Center, 551 West Cowboy Way, LaBelle

GENERAL SUBJECT MATTER TO BE CONSIDERED: On-going Hendry/Glades County Alliance business.

A copy of the agenda may be obtained by contacting: Stephanie Jones at (239)895-0257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Stephanie Jones. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc. Audit Committee of its Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 21, 2018, 12:00 Noon

PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, (850)222-1882.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jane Strickland, Administrative Assistant, Florida Self-Insurers Guaranty Association at (850)222-1882. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 21, 2018, 3:00 p.m.

PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to discuss general business of the Association.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor,

Tallahassee, FL 32308, (850)222-1882.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jane Strickland, Administrative Assistant, Florida Self-Insurers Guaranty Association at (850)222-1882. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

FLORIDA WATEREUSE ASSOCIATION
 The Potable Reuse Commission announces a public meeting to which all persons are invited.
DATE AND TIME: August 10, 2018, 9:30 a.m.
PLACE: Toho Water Authority, 951 Martin Luther King Jr. Blvd., Kissimmee, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Potable Reuse Commission will discuss the draft outreach plan, review a summary of workshop 2, engage in discussion of potable reuse framework concepts and recommendations.
 A copy of the agenda may be obtained by contacting: atracy@hydrosc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: atracy@hydrosc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: atracy@hydrosc.com.

ENTERPRISE FLORIDA, INC.
 The Florida Defense Support Task Force announces a public meeting to which all persons are invited.
DATE AND TIME: Thursday, August 16, 2018, 9:00 a.m. – 11:00 a.m., ET
PLACE: Conference Call Phone Number: 1(800)501-8979, Access Code: 1869945
GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in preserving, protecting and enhancing Florida’s military installations and missions.
 A copy of the agenda may be obtained by contacting: Michelle

Griggs, (850)298-6640, mgriggs@enterpriseflorida.com.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Michelle Griggs, (850)298-6640, mgriggs@enterpriseflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Terry McCaffrey, (850)878-4578, tmccaffrey@enterpriseflorida.com.

SUNSHINE STATE ONE CALL OF FLORIDA
 The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a public meeting to which all persons are invited.
DATES AND TIMES: Wednesday, August 15, 2018, 8:30 a.m. – 5:00 p.m., Strategic Planning Meeting; Thursday, August 16, 2018, 8:30 a.m. – 5:00 p.m., Committee Meetings; Friday, August 17, 2018, 8:30 a.m. – 5:00 p.m., Board of Directors Meetings
PLACE: JW Marriott, Marco Island Beach, 400 South Collier Blvd., Marco Island, Florida 34145
GENERAL SUBJECT MATTER TO BE CONSIDERED: Strategic Planning for the Year 2018-2019.
 A copy of the agenda may be obtained by contacting: **AGENDA** for August 15, 16 & 17, 2018: www.sunshine811.com/agenda.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

NONE

Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council

Request for Proposal (RFP) Outsourced Website Creation
The West Florida Regional Planning Council (WFRPC) invites web designers to respond to this Request for Request for Proposal (RFP). The focus of the RFP is to select a single organization to provide the creation and launch of a new website for WFRPC, on or before Jan. 1, 2019. Following the initial launch, consideration will be given to ongoing maintenance of the website on an annual or monthly basis. (WFRPC operates on a fiscal year of October 1 through September 30.) Please visit www.wfrpc.org/proposals for the full RFP.

**FLORIDA A&M UNIVERSITY FACILITIES PLANNING,
CONSTRUCTION AND SAFETY**

**DESIGN PROFESSIONAL SERVICES ADVERTISEMENT
FLORIDA A&M UNIVERSITY PROFESSIONAL
SERVICES CONTINUING CONTRACT 2018-2020
SELECTION**

PM EXHIBIT 4.2B

Project Manager's Procedure Manual

Revision Date: May 19, 2017

NOTICE TO PROFESSIONAL CONSULTANTS

Florida A&M University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of [Architecture/Engineer, or Other] will be required for the project listed below:

Project and Location: Professional Services Continuing Contract 2018-2020 Selection

Located on Florida A&M University's Campus, the design will consist of projects implemented under this agreement is limited to repairs, modifications, alterations, and new construction projects whose Project Amounts does not exceed \$2,000,000; or planning or study activities for which the fee does not exceed \$200,000.

The total construction budget is approximately \$ 2,000,000 and below. The selected firm will provide programming, schematic design, design development, construction documents and construction administration for the referenced project. This project will be delivered via a Florida A&M University Design Standards.

Blanket professional liability insurance will be required for this project in the amounts identified below and will be provided as a part of Basic Services.

COMMERCIAL GENERAL LIABILITY coverage with the following minimum limits:

- A. \$1,000,000 Each Occurrence
- B. \$2,000,000 General Aggregate
- C. \$1,000,000 Products & Completed Operations
- D. \$50,000 Fire Damage

AUTOMOBILE LIABILITY

- A. Combined Single Limit - \$1,000,000 each occurrence

WORKERS' COMPENSATION and EMPLOYER'S LIABILITY

- A. Workers' Compensation limit of liability as provided by Florida Statutes Chapter 440.
- B. Employers' Liability \$500,000

PROFESSIONAL LIABILITY

- A. \$1,000,000

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed "Florida A&M University Professional Qualifications Supplement" (FAMU-PQS Revised January 2004). Applications on any other form may not be considered. Selection of finalists for an interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; the volume of work; and distance from the project.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit 5 bound sets of the above-requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The plans and specifications for the State of Florida University projects are subject to reuse in accordance

with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Sole Point of Contact: The FAMU Professional Qualifications Supplement, the Project Fact Sheet, and the approved Facilities Program are available by contacting the University's Sole Point of Contact for this project, (Craig Talton, Director of Facilities Planning and Construction, 2400 Wahnish Way, Suite 100, Tallahassee, Florida 32307, phone: (850)412-7509, fax:(850)561-2289, email: craig.talton@famu.edu). From the date of issuance of this Notice until a final selection of a consultant is made or a notice of cancellation is posted, the consultant must not make available or discuss its proposal, or any part thereof, with any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set forth herein. Any individual associated with a consultant who contacts members of the Selection Committee, regarding any aspect of this project, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating consultants will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAMU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of the FAMU and that interpretation shall be final.

All postings referred to in this Notice will be posted electronically on the FAMU Office of Procurement website at <http://www.famu.edu/index.cfm?Purchasing&Solicitations>. At all times it shall remain the responsibility of the consultants participating in this solicitation to check the postings at our office and/or the Purchasing Department in the POM Building B. No further notice will be given.

Six (6) bound sets of the required proposal data shall be submitted to the Office of Procurement Services, Florida A&M

University, 2380 Wahnish Way, Suite 214, Tallahassee, Florida 32307-000 by 2:00 p.m. local time, on September 4, 2018. Facsimile (FAX) submittals are not acceptable and will not be considered.

FLORIDA A&M UNIVERSITY FACILITIES PLANNING,
CONSTRUCTION AND SAFETY
CONSTRUCTION MANAGEMENT – CONTINUING
SERVICES ADVERTISEMENT
PM EXHIBIT 4.2C

Project Manager's Procedure Manual

Revision Date: May 19, 2017

NOTICE TO CONSTRUCTION MANAGERS

Florida A&M University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Construction Management will be required for minor projects.

Projects (s): All Construction Minor Projects

Project (s) Location: Florida A&M University's campuses.

The Construction Manager will be a single point of responsibility for the performance of multiple construction contracts up to \$2,000,000 individually, functioning as an independent contractor, publicly bidding trade contracts. A minimum of two construction management contracts will be awarded, for an initial period of one year with an option to renew for two additional one-year extensions.

Selection of finalists for interviews will be made on the basis of Construction Manager Qualifications, including experience and ability, past experience, record-keeping, project administration, scheduling, cost estimating, cost control, quality control, and qualification of the firm's personnel. Finalist will be provided with a copy of a list of the final interview evaluation criteria, and a copy of the Florida A&M University standard Agreement for Continuing Construction Management Services. The final ranking for shall be determined based on the oral presentation and references. The selection committee may reject all proposals and stop the selection process at any time.

INSTRUCTIONS: The university's Sole Point of Contact for this project, Craig Talton, Director, Office of Facilities Planning and Construction, (phone: (850)412-7509 and email craig.talton@famu.edu. From the date of issuance of this Notice until a final selection of a Construction Manager is made or a notice of cancellation is posted, the Construction Manager must not make available or discuss its proposal, or any part thereof, with any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set forth herein. Any individual associated with a Construction Manager who contacts members of the Selection Committee, regarding any aspect of this project, whether such contact is in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that

determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating Construction Manager’s will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted by email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAMU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of FAMU and that interpretation shall be final.

All postings referred to in this Notice will be posted electronically on the FAMU Procurement website: <http://www.famu.edu/index.cfm?Purchasing&Solicitations>. At all times it shall remain the responsibility of the Construction Manager participating in this solicitation to check the website for postings of addenda, shortlists, and award decisions. No further notice will be given.

The Selection Committee may reject all proposals and stop the selection process at any time. The Construction Manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with current or future University projects.

Firms desiring to provide Construction Management services for the project shall submit a letter of application and a completed “Florida A&M University Construction Manager Qualification Supplement” (FAMU-CM-PQS Revised 5-19-2017). Proposals must not exceed 40 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a Construction Management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected Construction Management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$35,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Five (5) bound sets of the required proposal data shall be submitted and addressed to the Office of Procurement Services,

Florida A&M University, 2380 Wahnish Way, Suite 214, Tallahassee, Florida 32307-0000, by 2 p.m. on September 4, 2018. Facsimile (FAX) submittals are not acceptable and will NOT be considered.

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, July 27, 2018 and 3:00 p.m., Thursday, August 2, 2018.

Rule No.	File Date	Effective Date
2A-9.002	7/31/2018	8/20/2018
2A-9.004	7/31/2018	8/20/2018
2A-9.008	7/31/2018	8/20/2018
6A-1.099811	8/1/2018	8/21/2018
6A-1.099814	8/1/2018	8/21/2018
6A-2.0020	8/1/2018	8/21/2018
6A-4.004	8/1/2018	8/21/2018
6A-6.03315	8/1/2018	8/21/2018
6A-6.0574	8/1/2018	8/21/2018
6A-6.0652	8/1/2018	8/21/2018
6A-6.07861	8/1/2018	8/21/2018
6A-6.0910	8/1/2018	8/21/2018
6A-6.0951	8/1/2018	8/21/2018
6A-6.0960	8/1/2018	8/21/2018
6A-6.0961	8/1/2018	8/21/2018
6A-6.0962	8/1/2018	8/21/2018
6A-6.0970	8/1/2018	8/21/2018
6A-6.0981	8/1/2018	8/21/2018
6A-6.0982	8/1/2018	8/21/2018
6M-4.200	7/31/2018	8/20/2018
6M-4.208	7/31/2018	8/20/2018

6M-4.300	7/31/2018	8/20/2018
6M-8.604	7/31/2018	8/20/2018
53ER18-35	8/2/2018	8/5/2018
53ER18-36	8/2/2018	8/5/2018
53ER18-37	8/2/2018	8/5/2018
53ER18-38	8/2/2018	8/5/2018
53ER18-39	8/2/2018	8/2/2018
53ER18-40	8/2/2018	8/2/2018
53ER18-41	8/2/2018	8/2/2018
53ER18-42	8/2/2018	8/2/2018
61G2-3.001	7/30/2018	8/19/2018
62-304.625	8/1/2018	8/21/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****

requested, the provisions of subsection 403.508(1), F.S., shall apply. Should a land use hearing be held, the notice of land use hearing will be published as per the provisions of Section 403.5115, F.S. Pursuant to subsection 403.508(1), F.S., the sole issue for determination at a land use hearing shall be whether or not the proposed site is consistent and in compliance with existing land use plans and zoning ordinances. If the administrative law judge concludes that the proposed site is not consistent or in compliance with existing land use plans and zoning ordinances, the administrative law judge shall receive at the hearing evidence on, and address in the recommended order, any changes to or approvals or variances under the applicable land use plans or zoning ordinances which will render the proposed site consistent and in compliance with the local land use plans and zoning ordinances. A person whose substantial interests are affected by the proposed determination of consistency may petition for an administrative hearing in accordance with subsection 403.5066(4), F.S. The petition must be filed with the Department’s Agency Clerk in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, (850)245-2242, Fax (850)245-2298 or via email agency_clerk@dep.state.fl.us. The petition should contain: (a) The name and address of each agency affected and each agency’s file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address and telephone number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests will be affected by the determination; (c) A statement of how and when each petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact; If there are none, the petitioner shall so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the proposed action; and (g) A statement of the relief sought by the petitioner. A petition that does not dispute the material facts shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, Florida Administrative Code.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Siting Coordination Office
 NOTICE OF RECEIPT OF LAND USE DETERMINATION
 On July 31, 2018, the Department of Environmental Protection received a determination from Pasco County that the Shady Hills Energy Center, LLC, Shady Hills Combined Cycle Facility (SHCCF), Power Plant Siting Application No. PA18-59, OGC Case No. 18-0119, DOAH Case No. 18-000995EPP, is consistent with existing local land use plans and zoning ordinances in Pasco County pursuant to the Florida Electrical Power Plant Siting Act, Section 403.50665, Florida Statute (F.S.). A copy of the determination of consistency is available for review in the Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 5500, Tallahassee, Florida 32399-2400, (850)717-9000. Pursuant to subsection 403.50665(4), F.S., if any substantially affected person wishes to dispute Pasco County’s determination that the proposed SHCCF is consistent Pasco County’s existing land use plans and zoning ordinances, he or she must file a petition with the Department within 21 days after the publication of notice of the local government’s determination. If a hearing is

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 NOTICE OF SUPPLEMENTAL GRANT APPLICATION
 SUBMISSION PERIOD FOR FLORIDA COMMUNITIES TRUST, STAN MAYFIELD WORKING WATERFRONTS FLORIDA FOREVER PROGRAM
 The Department of Environmental Protection (Department) will accept supplemental grant applications for Fiscal Year

2018-19, in accordance with Rule Chapters 62-820 and 62-821, Florida Administrative Code (F.A.C), from Local Governments and Nonprofit Working Waterfronts Organizations, or a partnership between a Local Government and Nonprofit Working Waterfronts Organization, requesting funding awards for the acquisition of land and capital project expenditures necessary to implement the Stan Mayfield Working Waterfronts Program (SMWW) within the Florida Communities Trust pursuant to Sections 380.5105 and 259.105, Florida Statutes (F.S.).

APPLICATION SUBMISSION PERIOD: Applications will be accepted beginning August 27, 2018, and must be received by 5:00 p.m. (EDT), September 10, 2018. Applications must be received on or before the above stated deadline to be eligible for consideration. Applications received after the published deadline shall be deemed late and will not be considered.

ELIGIBLE APPLICANTS: All Local Governments and Nonprofit Working Waterfronts Organizations, or a partnership between a Local Government and Nonprofit Working Waterfronts Organization.

MAXIMUM GRANT REQUEST: A total of \$4,268,238.57 is available in funding for this grant application submission period. Under the provisions of subsection 62-820.003(6), F.A.C., the total amount of any Award or combination of Awards applied for by any Applicant(s) under any Application(s) for any project(s) shall not exceed \$4,268,238.57.

APPLICATION FORMS: Applications for funding must be made on Application Form SMWW-2 following procedures outlined in subsection 62-820.003(1), F.A.C. The Application Instructions Guide and Application Form SMWW-2 for Fiscal Year 2018-19 submissions, as well as copies of the Rule Chapters may be obtained at <https://floridadep.gov/ooo/land-and-recreation-grants/content/florida-communities-trust-fct-home> or you may contact FCT staff via email FloridaCommunitiesTrust@floridadep.gov, by phone (850)245-2501, or U.S. Mail at Department of Environmental Protection, Land and Recreation Grants Section, 3900 Commonwealth Boulevard, Mail Station 115, Tallahassee, Florida 32399.

TUTORIAL: In conjunction with the application cycle, FCT has prepared a tutorial to provide technical assistance to potential grant applicants in understanding the application and acquisition processes. The Tutorial is posted on the FCT webpage at <https://floridadep.gov/ooo/land-and-recreation-grants/content/florida-communities-trust-home>.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On August 1, 2017, State Surgeon General issued an Order Lifting Emergency Suspension of License with regard to the license of Christine McKenzie Ehleringer, R.N., License No. RN3345962. The Department orders that the Emergency Suspension of License be lifted.

Section XIII

Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
