

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

**RULE NOS.:**      **RULE TITLES:**

12A-1.060      Registration  
12A-1.097      Public Use Forms

**PURPOSE AND EFFECT:** The purpose of the amendments to Rule 12A-1.060, F.A.C., is to incorporate references to new or updated forms used in the registration process. These forms simplify the initial registration process and allow for a streamlined application for subsequent registrations of additional business locations.

The purpose of the proposed amendments to Rule 12A-1.097, F.A.C., is to adopt, by reference, changes to forms currently used by the public to register as a business with the Department, as well as to adopt new forms related to this process.

**SUBJECT AREA TO BE ADDRESSED:** Improvements to the registration process.

**RULEMAKING AUTHORITY:** 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.07(1)(b), 212.08(5)(b)4., (n)4., (o)4., (7), 212.11(5)(b), 212.12(1)(a)2., (2)(d), 212.17(6), 212.18(2), (3), 212.183, 213.06(1), 288.1258(4)(c), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 443.171(2), (7) FS.

**LAW IMPLEMENTED:** 92.525(1)(b), (3), 95.091, 119.071(5), 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 201.17(1)-(5), 202.11(2), (3), (6), (16), (24), 202.17, 202.22(3)-(6), 202.28(1), 203.01, 212.02, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.0596(1), (2), 212.06, 212.0606, 212.07(1), (8), (9), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.11(1), (4), (5), 212.12(1), (2), (5), (6), (9), (13), 212.13, 212.14(4), (5), 212.16(1), (2), 212.17, 212.18(2), (3), 212.183, 213.235, 213.29, 213.37, 288.1258, 365.172(9), 376.70, 376.75, 403.717, 403.718, 403.7185, 443.036, 443.121(1), (3), 443.131, 443.1315, 443.1316, 443.171(2), (7) 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:** February 14, 2018, 10:00 a.m.

**PLACE:** 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida

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: Becky Avrett at (850)717-6799. 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:** Kimberly Berg, Department of Revenue, P.O. Box 5906, Tallahassee, Florida 32314, telephone: (850)717-6536. The rule text is published on the Department’s website site at [www.floridarevenue.com/rules](http://www.floridarevenue.com/rules).

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

**RULE NO.:**      **RULE TITLE:**

12A-12.003      Registration

**PURPOSE AND EFFECT:** The purpose of the amendments to Rule 12A-12.003, F.A.C., is to incorporate references to a new form used to register additional business locations.

**SUBJECT AREA TO BE ADDRESSED:** Improvements to the registration process.

**RULEMAKING AUTHORITY:** 212.17(6), 212.18(2), 213.06(1), 403.718(3)(b), 403.7185(3)(b) FS.

**LAW IMPLEMENTED:** 212.18(3), 403.718, 403.7185 FS.

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**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NO.: RULE TITLE:

12A-16.004 Registration

PURPOSE AND EFFECT: The purpose of the amendments to Rule 12A-16.004, F.A.C., is to incorporate references to a new form used to register additional business locations.

SUBJECT AREA TO BE ADDRESSED: Improvements to the registration process.

RULEMAKING AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.0606, 212.18(3) FS.

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**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NOS.: RULE TITLES:

12A-19.010 Registration

12A-19.020 Tax Due at Time of Sale; Tax Returns and Regulations

12A-19.070 Assignment of Service Addresses to Local Taxing Jurisdictions; Liability for Errors; Avoidance of Liability Through Use of Specified Methods; Reduction in Collection Allowance for Failure to Use Specified Methods

12A-19.100 Public Use Forms

PURPOSE AND EFFECT: The purpose of changes to Rules 12A-19.010, 12A-19.020, and 12A-19.070, F.A.C. is to incorporate or update references to the DR-1, Florida Business

Tax Application, and to make registration information consistent throughout the chapter.

The purpose of the proposed amendments to Rule 12A-19.100, F.A.C., is to adopt, by reference, changes to Form DR-700020, Notification of Method Employed to Determine Taxing Jurisdiction (Communication Services Tax), used to report which database a dealer uses to identify the applicable taxing jurisdictions for their customers. These changes are limited to clarifying that an election of method must be made using the DR-1 when first registering with the Department, but later changes should be reported using the DR-700020.

SUBJECT AREA TO BE ADDRESSED: Proposed improvements to registration procedures for the Florida communications services tax.

RULEMAKING AUTHORITY: 175.1015(5), 185.085(5), 202.151, 202.16(2), 202.17(3)(a), 202.22(6)(a), 202.26(3)(a), (b), (c), (d), (e), (f), (g), (h), (j), 202.27(1), (7), 202.28(1), (2)(b)3. FS.

LAW IMPLEMENTED: 119.071(5), 175.1015, 185.085, 202.11(1), (3), (5), (8), (10), (11), (12), (13), 202.12(1), (3), 202.151, 202.16, 202.17(1), (4), (6), 202.19(1), (7), 202.22(1), (4), (5), (6), (8), 202.23, 202.27, 202.28, 202.29, 202.30(3), 202.33, 202.34(1)(a), (3), (4)(c), 202.35(1), (2), (3) FS.

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**DEPARTMENT OF REVENUE**

**Miscellaneous Tax**

RULE NO.: RULE TITLE:

12B-4.001 Payment of Tax

PURPOSE AND EFFECT: The purpose of the amendments to Rule 12B-4.001, F.A.C., is to incorporate references to a new form used to register additional business locations.

SUBJECT AREA TO BE ADDRESSED: Improvements to the registration process.

RULEMAKING AUTHORITY: 201.11(1), 213.06(1) FS.

LAW IMPLEMENTED: 116.01, 201.01, 201.08, 201.09, 201.11, 201.12, 201.13, 201.132, 201.133, 201.14, 213.756, 219.07 FS.

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**DEPARTMENT OF REVENUE**

**Miscellaneous Tax**

RULE NO.: RULE TITLE:

12B-5.120 Resellers and Retail Dealers

PURPOSE AND EFFECT: The purpose of the amendments to Rule 12B-5.120, F.A.C., is to incorporate references to a new form used to register additional business locations.

SUBJECT AREA TO BE ADDRESSED: Improvements to the registration process.

RULEMAKING AUTHORITY: 206.14(1), 206.59(1), 213.06(1) FS.

LAW IMPLEMENTED: 206.404, 206.41(5), 206.414, 206.43, 206.44, 206.86, 212.18(3) FS.

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**Section II  
Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

RULE NOS.: RULE TITLES:

5E-2.039 Worker Protection Standard

5E-2.041 Materials Incorporated by Reference

PURPOSE AND EFFECT: All agricultural employers using pesticides with federally approved labels referencing the Worker Protection Standard regulation, are as of January 2, 2018, required by federal law to follow the updated Worker Protection Standard, 40 CFR Part 170, revised as of November 2, 2015, in their use of said pesticides. Updating the reference in Rule 5E-2.039, F.A.C., provides consistency with what is already required by federal law. Additionally, updates to Inspection Form 13240 are necessary to comply with the new provision of the Worker Protection Standard. Inspection forms 13319, 13316 and 13234 are obsolete and no longer needed.

SUMMARY: The proposed rule is being developed to adopt by reference the most recent version of the federal Worker

Protection Standard, 40 CFR Part 170, revised as of November 2, 2015, and to update the Inspection Form FDACS-13240 to comply with the new Worker Protection Standard. It also removes forms that are obsolete.

**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.

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:** 487.051, 570.07(23), FS.  
**LAW IMPLEMENTED:** 487.031, 487.048, 487.051(2), 487.071, 487.081, 487.159, 487.2041, 504.14, 570.07(22), 576.051, 578.11, 580.036, FS.

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

**THE FULL TEXT OF THE PROPOSED RULE IS:**

**5E-2.039 Worker Protection Standard.**

The worker protection standard for agricultural pesticides as specified in 40 CFR 170, revised as of ~~November 2, 2015~~ July 1, 1993, and amended in 59 FR 30264, published June 10, 1994, is hereby adopted by reference. Copies of this regulation may be obtained from the Superintendent of Documents, ~~Attn: New Orders, P. O. Box 979050, St. Louis, MO 63197-9000 371954 Pittsburgh, PA 15250-7954.~~ or by phone at (202) 512-1800; or by contacting the Division of Agricultural Environmental Services, 3125 Conner Blvd., Suite E, Tallahassee, FL 32399, or online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. ~~Charge orders may be telephoned to the Government Printing Office order desk at (202)783-3238.~~

Rulemaking Authority 487.051, 570.07(23) FS. Law Implemented 487.051(2) FS. History—New 4-5-94, Amended 7-18-95,\_\_\_\_\_.

**5E-2.041 Materials Incorporated by Reference.**

The Department will use the following materials in performance of its inspection, sampling, analysis, and enforcement duties prescribed in law Chapter 487, F.S. The following documents are hereby adopted and incorporated by reference. These documents may be obtained by contacting the Florida Department of Agriculture and Consumer Services, Bureau of Inspection and Incident Response, 3125 Conner

~~Boulevard, Suite N, Pesticide Compliance Section, 3125 Conner Boulevard, Building 8, Mail Station #L 29, Tallahassee, Florida 32399-1650 and are available online as indicated.~~

~~(1) Affidavit Compliance Monitoring Program (FDACS-13319 Rev. 08/12);~~

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02396>.~~

(2) through (3) renumbered (1) through (2) No change.

~~(4) Notice of Inspection (FDACS 13316 Rev. 08/12);~~

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-02399>.~~

~~(5) Pesticide Sample Collection Report (FDACS 13234 Rev. \_\_\_\_\_ 08/12);~~

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-02400>.~~

~~(3)(6) Worker Protection Standard Inspection Form (FDACS-13240 Rev. 1/18 02/13),~~

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.~~

Rulemaking Authority 570.07(23) FS. Law Implemented 487.031, 487.048, 487.071, 487.081, 487.159, 487.2041, 504.14, 570.07(22), 576.051, 578.11, 580.036 FS. History—New 4-18-13, Amended \_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:**  
 Anderson H. Rackley, Director, Division of Agricultural Environmental Services

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Commissioner of Agriculture Adam H. Putnam

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** January 19, 2018

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** January 23, 2018

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

**RULE NO.:** 59G-13.130  
**RULE TITLE:** Traumatic Brain and Spinal Cord Injury Waiver Services

**PURPOSE AND EFFECT:** Rule 59G-13.130, Traumatic Brain and Spinal Cord Injury Waiver Services, Florida Administrative Code (F.A.C.), is being repealed. The waiver necessitating this rule is ending, rendering this rule moot.

**SUMMARY:** The rule incorporates by reference the Florida Medicaid Traumatic Brain and Spinal Cord Injury Waiver Services Coverage and Limitations Handbook, April 2006.

**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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.910, 409.912, 409.913 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: Rebecca Best, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4038, e-mail: Rebecca.Best@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.130 Traumatic Brain and Spinal Cord Injury Waiver Services.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.910, 409.912, 409.913 FS. History–New 4-20-82, Formerly 10C-7.527, Amended 3-22-87, 11-23-89, Formerly 10C-7.0527, Amended 1-16-96, 7-23-97, 1-6-02, 10-27-02, 6-11-03, 11-24-03, 1-16-05, 6-23-05, Formerly 59G-8.200, Amended 11-29-07, 12-3-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rebecca Best

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior

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

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NOS.:      RULE TITLES:

- 5B-33.001      Purpose
  - 5B-33.002      Sale of Seed Potatoes Restricted
  - 5B-33.003      Requirements for Sale
  - 5B-33.004      Exemptions
  - 5B-33.005      Disposition of Seed Potatoes Not Meeting  
above Requirements
  - 5B-33.006      Seed Potato Advisory Committee
- 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. 43 No. 244, December 20, 2017 issue of the Florida Administrative Register.

5B-33.001 Purpose.  
No change.

5B-33.002 Sale of Seed Potatoes Restricted.  
No change.

5B-33.003 Requirements for Sale.  
(1) through (2) No change.

(3) The department shall have the authority to open any shipment of seed potatoes for inspection, to draw a reasonable sample from any bag of seed potatoes for laboratory examination or for planting for field observation, and to request additional supporting certification documentation that verifies requirements outlined in subsection (2).

Rulemaking Authority 581.031, 570.07 FS. Law Implemented 581.031 FS. History–New 3-15-69, Amended 5-1-73, Repromulgated 12-31-74, Formerly 5B-33.03, Amended \_\_\_\_\_.

5B-33.004 Exemptions.  
No change.

5B-33.005 Disposition of Seed Potatoes Not Meeting Above ~~above~~ Requirements.  
Seed potatoes not meeting the requirements for propagation as specified in ~~this rule~~ Rule Chapter 5B-33, F.A.C., will be

destroyed or refused entry by the department at the expense of the shipper.

Rulemaking Authority 581.031, 570.07 FS. Law Implemented 581.031 FS. History—New 3-15-69, Repromulgated 12-31-74, Formerly 5B-33.05, Amended \_\_\_\_\_.

5B-33.006 Seed Potato Advisory Committee.  
No change.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NOS:       RULE TITLES:  
5B-54.004       Unwanted Races of Honeybees  
5B-54.005       Regulated Articles

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 19, January 29, 2018 issue of the Florida Administrative Register.

PURPOSE AND EFFECT: This proposed rulemaking repeals duplicative regulations.

SUMMARY: The regulations related to unwanted races of honeybees and regulated articles have been combined into one rule therefore eliminating the need for separate rules on the subjects.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: N/A

**Section IV  
Emergency Rules**

**DEPARTMENT OF THE LOTTERY**

RULE NO.:       RULE TITLE:  
53ER18-8       CASH4LIFE® Bonus Bucks Promotion  
SUMMARY: This emergency rule describes the CASH4LIFE® Bonus Bucks Promotion in which players who purchase a qualifying CASH4LIFE® ticket during the promotion period can enter an entry voucher into a drawing for the chance to win a first prize of \$1,000 or a second prize of \$100 in Florida Lottery Scratch-Off tickets.

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:

53ER18-8 CASH4LIFE® Bonus Bucks Promotion.

(1) Beginning February 1, 2018, through February 28, 2018, the Florida Lottery will conduct the CASH4LIFE® Bonus

Bucks Promotion (“Promotion”). Players who purchase a CASH4LIFE® ticket of any price point during the Promotion, excluding CASH4LIFE tickets purchased as part of a GROUPER® play, will receive an entry voucher with a unique number that can be entered into a drawing for a chance to win a first prize of \$1,000 or a second prize of \$100 in Florida Lottery “\$1,000 A WEEK FOR LIFE” Scratch-Off tickets.

(2) How to Enter.

(a) To enter a voucher number into the drawing, players must enter on the Florida Lottery’s website at flalottery.com. On the home page of the Florida Lottery’s website, players can click on the CASH4LIFE Bonus Bucks Promotion banner(s) and follow the directions.

(b) The entry voucher will be attached to the bottom of the CASH4LIFE ticket. The voucher entry number is located at the bottom on the front of the voucher. Players are to enter the first 13-digits of the 19-digit voucher entry number. Qualifying CASH4LIFE ticket purchases will produce entry vouchers from the beginning of the promotion period until 10:59 p.m. ET on February 28, 2018. A player will be able to enter his or her voucher numbers beginning at the top of the hour after the CASH4LIFE ticket is purchased. A player entering a voucher number prior to the top of the hour after purchase will be directed to return at a later time to enter his or her voucher number into the drawing. Each valid voucher number may only be used one time, for one entry into the drawing. CASH4LIFE ticket numbers cannot be used for entry into the drawing. The odds of winning depend on the number of entries received. Entry vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Entry vouchers or tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned.

(3) Drawing.

One drawing will be conducted by the Florida Lottery on March 2, 2018. Winners will be randomly selected from entries submitted and received before midnight ET on February 28, 2018. A total of 120 valid entries will be drawn by the Florida Lottery using a certified random number generation process. The first through twenty-eighth valid entries drawn will each win a first prize of \$1,000. The twenty-ninth through one hundredth valid entries drawn will each win a second prize of \$100 in Florida Lottery “\$1,000 A WEEK FOR LIFE” Scratch-Off tickets. The one hundred first through one hundred twentieth valid entries drawn will be used in the order in which they were drawn and in the order of need to select an alternate first prize winner in the event a first prize winner cannot be awarded. Alternate entries will not be drawn for second prizes.

(4) Prizes. The following table sets forth the prizes available in the Promotion.

<b>Prizes per Drawing</b>		
<b>Prize Level</b>	<b>Prize</b>	<b>Number of Winners per Drawing</b>
First Prize	\$1,000	28
Second Prize	\$100 in Florida Lottery “\$1,000 A WEEK FOR LIFE” Scratch-Off tickets	72
A total of 100 prizes will be available in the Promotion.		

(5) Notification.

(a) The prizewinners in the second chance drawing will be posted on flalottery.com after the drawing.

(b) The Florida Lottery will attempt to notify each winner by telephone or email using the contact information provided in the winner’s registration data no later than one business day after the winners are posted on the Florida Lottery’s website. The Florida Lottery deems the winner’s registration data as the winner’s official contact information, including the physical mailing address, and will not attempt to further locate a winner if attempts to reach the winner by telephone or email are unsuccessful.

1. If the Florida Lottery is unable to have contact by telephone or email with a first prize winner within two weeks of the date of the posting on the website, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner in accordance with subsection (3) above. If the Florida Lottery is unable to have personal contact with the alternate winner within two weeks of the date of notification, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to the next alternate winner. This process will continue until an alternate winner is contacted or the Florida Lottery has exhausted the list of alternate winners due to unsuccessful notification attempts or due to failure by a winner or an alternate winner to timely provide required claim documentation as set forth in subsection (6) below. If the Florida Lottery exhausts the list of alternate winners, the prize will not be awarded.

2. If the Florida Lottery is unable to have contact by telephone or email with a second prize winner within two weeks of the date of the posting on the website, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(6) How to Claim a Prize. To claim any prize in the CASH4LIFE Bonus Bucks Promotion drawing, the winner must submit to the Florida Lottery the original valid voucher bearing the unique number selected in the drawing. Without such voucher, the winner will forfeit his or her right to claim a

prize. The voucher should be detached from the CASH4LIFE ticket prior to submission to the Florida Lottery and the CASH4LIFE ticket should be retained by the player.

(a) A first prize winner must submit the voucher along with a completed Winner Claim Form DOL 173-2, revised 9/13, or Spanish Winner Claim Form DOL 173-2S, revised 9/13 and a copy of acceptable identification as set forth in the rule of the Florida Lottery governing payment of prizes. A copy of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011. Forms DOL 173-2 and DOL 173-2S are hereby incorporated by reference and may be obtained at any Florida Lottery retailer or Florida Lottery office, from the Florida Lottery’s website at flalottery.com, or by writing to: Florida Lottery, Customer Service, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The required documentation must be received by the Florida Lottery no later than two weeks after the Florida Lottery has made contact by telephone or email with the winner. If the Florida Lottery has not received the required documentation from a prizewinner by the fourteenth day after notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner in accordance with subsections (3) and (5) above. The same timeframe for a winner to return required documentation to the Florida Lottery shall apply to an alternate winner.

(b) A second prize winner must submit the voucher and identification to the Florida Lottery for receipt by the Florida Lottery no later than two weeks after the Florida Lottery has made contact by telephone or email with the winner. If the Florida Lottery has not received the required documentation from a prizewinner by the fourteenth day after notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will not award the prize.

(7) Award of First Prize. Upon the Florida Lottery’s timely receipt of a first prize winner’s required documentation, the Lottery will award the winner a check for \$1,000.

(8) Award of Second Prizes. Upon the Florida Lottery’s receipt of a second prize winner’s documentation the Lottery will ship the winner \$100 in Florida Lottery “\$1,000 A WEEK FOR LIFE” Scratch-Off tickets, except as follows. A winner whose mailing address is outside the state of Florida will receive a check for the value of the Scratch-Off tickets in lieu of the actual tickets. (Value \$100)

(9) Taxes.

(a) Except as specifically described herein, all federal, state and/or local taxes or other fees on the prizes won in the Promotion will be the responsibility of the winner.

(b) Pursuant to applicable provisions of the Internal Revenue Code, federal income taxes will be withheld from a first prize awarded to a nonresident alien claimant at a rate of

thirty percent. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien claimant.

(10) Other Restrictions and Provisions.

(a) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes shall be paid in accordance with the rule of the Florida Lottery governing payment of prizes. A copy of the current payment of prizes rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(b) All first prize winners will be analyzed for state-owed debt. If a prizewinner is identified as owing an outstanding debt to any state agency or owes child support collected through a court, the debt will be offset in accordance with section 24.115(4), Florida Statutes. If the debt is an amount less than the amount of the prize, the balance of the prize after deduction of the debt shall be awarded. If the debt is an amount greater than the amount of the prize, the entire prize amount will be applied to the outstanding debt.

(c) Players must be at least 18 years of age. Persons prohibited by section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to enter the CASH4LIFE Bonus Bucks Promotion.

(d) By entering the CASH4LIFE Bonus Bucks Promotion, a player gives his or her permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(e) The CASH4LIFE Bonus Bucks second chance drawing shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1), FS. Law Implemented 24.105(9), 24.115(1) FS. History – New 1-30-18.

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: 1-30-18.

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

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 January 30, 2018, the Department received a request withdrawing the Petition for variance from 20 West Adams, filed December 8, 2017, and advertised on December 14, 2017, in Vol. 43 No. 241 of the Florida Administrative Register. The Petition for variance requested a variance from Rule 103.1(3), ASME A17.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a sump pump. The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety is taking no further action on the petition (VW 2017-216).

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**

JOINT ADMINISTRATIVE PROCEDURES COMMITTEE  
COMMITTEE MEETING AGENDA  
February 5, 2018  
301 Senate Office Building  
2:30 p.m. – 4:00 p.m.

**CALL TO ORDER AND ROLL CALL**  
**CHAIR’S REMARKS**

**NEW OBJECTIONS:**

**TAB 1 Department of Health**  
**Existing Rule 64-4.011, F.A.C.**

**TAB 2 Department of Health**  
**Emergency Rule 64ER17-1 (64-4.001), Definitions.**

**TAB 3 Department of Health**  
**Emergency Rule 64ER17-2 (64-4.002), Application Requirements for Medical Marijuana Treatment Centers.**

**TAB 4 Department of Health**  
**Emergency Rule 64ER17-6, Disciplinary Guidelines and Fines.**

**TAB 5 Presentation by the Department of Health, Office of Medical Marijuana Use, on the status of the implementation of section 381.896, Florida Statutes.**

**REPORTS AND APPEARANCES**



**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Food, Nutrition and Wellness

The Board of Directors of Living Healthy in Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: February 16, 2018, 11:00 a.m.

PLACE: Conference call at: 1(888)670-3525, participant code: 1941468940

GENERAL SUBJECT MATTER TO BE CONSIDERED: Website development and AT & T donation.

A copy of the agenda may be obtained by contacting: Allie Caldwell, Carey.Caldwell@FreshFromFlorida.com, (850)617-7167.

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 24 hours before the workshop/meeting by contacting: Allie Caldwell, Carey.Caldwell@FreshFromFlorida.com, (850)617-7167. 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: Allie Caldwell, Carey.Caldwell@FreshFromFlorida.com, (850)617-7167.

**REGIONAL PLANNING COUNCILS**

Northeast Florida Regional Planning Council

The Northeast Florida Regional Council announces a public meeting to which all persons are invited.

DATE AND TIME: February 14, 2018, 10:00 a.m.

PLACE: Jacksonville Port Authority, 2831 Tallyrand Avenue, Jacksonville, FL 32206

GENERAL SUBJECT MATTER TO BE CONSIDERED: Local Emergency Planning Committee (LEPC) quarterly meeting.

A copy of the agenda may be obtained by contacting: Tyler Nolen at (904)279-0880 or tnolen@nefrc.org.

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: Tyler Nolen at (904)279-0880 or tnolen@nefrc.org. 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).

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.041 Minimum Flows

The Southwest Florida Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, February 15, 2018, 6:00 p.m. – 7:30 p.m.

PLACE: New Port Richey Public Library, 5939 Main St, New Port Richey, FL 34652

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed minimum flows for the Pithlachascotee River in Pasco County pursuant to Sections 373.042, and 373.0421, F.S. A copy of the agenda may be obtained by contacting: Doug Leeper, MFL Program Lead, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4272.

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: SWFWMD Human Resources Director, (352)796-7211, ext. 4703; 1(800)423-1476 (FL only), ext. 4703 or email to ADACoordinator@swfwmd.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: Doug Leeper, MFL Program Lead, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4272. A2017066-1

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

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

DATES AND TIMES: Thursday, February 8, 2018, 9:00 a.m.,

Governing Board Meeting; Thursday, February 8, 2018, 10:00 a.m. or immediately following the conclusion of the Governing Board Meeting of the South Florida Water Management District Audit & Finance Committee Meeting

PLACE: Greater Orlando Aviation Authority, Carl T. Langford Board Room, One Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

Governing Board to discuss and consider District business,

including regulatory and non-regulatory matters; and Governing Board to consider a budget amendment to the District's Fiscal Year 2017-2018 budget in the amount of \$375,000 from the District's Wetland Mitigation Fund to acquire additional lands from willing sellers for the Shingle Creek Project.

A copy of the agenda may be obtained by contacting: Rosie Byrd, rbyrd@sfwmd.gov, or at <https://www.sfwmd.gov>, seven days prior to the meeting

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: District Clerk at (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).

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: Rosie Byrd at rbyrd@sfwmd.gov.

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

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

DATE AND TIME: March 2, 2018, 1:00 p.m., ET

PLACE: 1(888)670-3525 when prompted, enter conference code: 4552635641#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Probable Cause Panel with reconsiderations.

A copy of the agenda may be obtained by contacting: [www.floridasdentistry.gov](http://www.floridasdentistry.gov). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at (850)245-4474.

**DEPARTMENT OF MILITARY AFFAIRS**

The Department of Military Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: February 7, 2018, 9:00 a.m.

PLACE: Command Conference Room, St. Francis Barracks, 82 Marine Street, St. Augustine, Florida 32084

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Armory Board Meeting. The Armory Board will consider action on contracts, leases and agreements including Camp Blanding SJRWMD, UF Lightning Center at CBJTC, Keystone Airpark NG presence, The National Guard Association of Florida St. Francis Barracks office space lease, Armory Board Nominating Committee nominations, and other business relative to real property and facility management issues under its control.

A copy of the agenda may be obtained by contacting: Sylvia Sepulveda, (904)823-0201.

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: Sylvia Sepulveda, (904)823-0201. 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: Sylvia Sepulveda, (904)823-0201.

**FLORIDA INDUSTRIAL AND PHOSPHATE RESEARCH INSTITUTE**

The Florida Industrial and Phosphate Research Institute announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 14, 2018, 9:30 a.m.

PLACE: EDUCATION BUILDING - 1855 West Main Street, Bartow, FL 33830

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Research and Activities Board Meeting to discuss business pertaining to the operation of the FIPR Institute.

A copy of the agenda may be obtained by contacting: Lisa C. Thompson, lthompson@floridapoly.edu, [www.fipr.state.fl.edu](http://www.fipr.state.fl.edu).

**FLORIDA SPORTS FOUNDATION**

The Florida Sports Foundation Grant Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, February 7, 2018, 1:00 p.m.

PLACE: US Toll free: 1(888)670-3525, participant code: 656-578-0871#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Update grant program policies and application.

A copy of the agenda may be obtained by contacting: Charlotte Cowen at [ccowen@flasports.com](mailto:ccowen@flasports.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 2 days before the workshop/meeting by contacting: Charlotte Cowen at ccowen@flsports.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: Charlotte Cowen at ccowen@flsports.com.

**HML PUBLIC OUTREACH**

The Florida Department of Transportation District Six announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, February 13, 2018, 6:00 p.m. – 8:00 p.m.

**PLACE:** Goodlet Park Auditorium, 4200 West 8 Avenue, Hialeah, FL 33012

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT) District Six will hold a Public Meeting for a safety project on State Road (SR) 932/NW 103 Street/W 49 Street from SR 826/Palmetto Expressway Interchange to East 5 Avenue in the City of Hialeah, to discuss the project. The project identification numbers are 434778-1/2-52-01/02. The public meeting will follow an informal format allowing the public to arrive at any time from 6 p.m. and 8 p.m. Graphic displays will be shown during the meeting, and FDOT representatives will provide an overview of the project and will be available to answer questions.

A copy of the agenda may be obtained by contacting: Community Outreach Specialist, Sandra Bello at (305)510-0827, email: sandra@hmlpublicoutreach.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 7 days before the workshop/meeting by contacting: Ivette Ruiz-Paz at (305)470-5349 or in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, email: Ivette.ruiz-paz@dot.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: Community Outreach Specialist, Sandra Bello at (305)510-0827, email: sandra@hmlpublicoutreach.com.

**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**

**COMMITTEE MEETING AGENDA**

**February 5, 2018**

**301 Senate Office Building**

**2:30 p.m. – 4:00 p.m.**

**CALL TO ORDER AND ROLL CALL**

**CHAIR'S REMARKS**

**NEW OBJECTIONS:**

**TAB 1 Department of Health**

**Existing Rule 64-4.011, F.A.C.**

**TAB 2 Department of Health**

**Emergency Rule 64ER17-1 (64-4.001), Definitions.**

**TAB 3 Department of Health**

**Emergency Rule 64ER17-2 (64-4.002), Application**

**Requirements for Medical Marijuana Treatment Centers.**

**TAB 4 Department of Health**

**Emergency Rule 64ER17-6, Disciplinary Guidelines and Fines.**

**TAB 5 Presentation by the Department of Health, Office of Medical Marijuana Use, on the status of the implementation of section 381.896, Florida Statutes.**

**REPORTS AND APPEARANCES**

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

NONE

**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., Wednesday, January 24, 2017 and 3:00 p.m., Tuesday, January 30, 2018. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
14-15.0081	1/26/2018	2/15/2017
14-100.003	1/26/2018	2/15/2017
14-100.004	1/26/2018	2/15/2017
53ER18-7	1/26/2018	1/26/2018
53ER18-8	1/30/2018	1/30/2018
59A-3.256	1/30/2018	2/19/2018
59A-5.032	1/30/2018	2/19/2018
59A-35.090	1/24/2018	2/13/2018
61D-14.032	1/30/2018	2/19/2018
61G15-21.007	1/30/2018	2/19/2018
61G19-1.009	1/25/2018	2/14/2018
61G19-6.0035	1/25/2018	2/14/2018
61G19-6.012	1/25/2018	2/14/2018
61G19-7.0016	1/25/2018	2/14/2018
61G19-7.005	1/25/2018	2/14/2018
61H1-27.002	1/24/2018	2/13/2018
62-621.300	1/26/2018	1/26/2018

64B8-44.0055	1/30/2018	2/19/2018
68C-22.023	1/30/2018	2/19/2018
69A-37.039	1/30/2018	2/19/2018
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
40C-2.101	8/2/2017	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	12/15/2017	**/**/****
69L-7.100	12/15/2017	**/**/****
69L-7.501	12/15/2017	**/**/****

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Certificate of Need

**EXEMPTION**

The Agency for Health Care Administration approved the following exemption on January 30, 2018 pursuant to Section 408.036(3), Florida Statutes:

ID # E180005 District: 3 (Marion County)

Facility/Project: The Vines Hospital

Applicant: Ocala Behavioral Health, LLC

Project Description: Establish a 22-bed child/adolescent psychiatric unit

Proposed Project Cost: \$700,000

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

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.

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