

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Podiatric Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Podiatric Medicine
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: September 10, 1998
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: October 16, 1998

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Child Care Food Program	64F-17
RULE TITLES:	RULE NOS.:
Federal Regulations	64F-17.001
Participation Criteria	64F-17.002
Governing Board	64F-17.003
Food Service Management Companies	64F-17.004
Penalties	64F-17.005

PURPOSE AND EFFECT: Federal Regulations: The purpose of the rule is to inform parties receiving program funds that compliance with 7 CFR Part 226 is required.

Participation Criteria: The purpose of the rule is to establish requirements that prospective child care agencies and providers must meet in order to be eligible to participate in the Child Care Food Program. The effect of this rule is to protect the health and safety of children.

Food Service Management Companies: The purpose of the rule is to establish requirements that must be met by food service management companies intending to provide meals in participating child care centers. The effect of this rule is to determine a company's suitability to provide Child Care Food Program meals.

Governing Board: The purpose of the rule is to establish requirements that must be met by the governing boards of institutions holding federal tax-exempt, not-for-profit status. The effect of this rule is to ensure community based decision-making.

Penalties: The purpose of this rule is to establish language which identifies the basis for reclamation of funds and termination of program participation and provides the right to appeal.

SUMMARY: Rule Chapter 64F-17 implements rule making provisions required by Section 383.011, F.S. pertaining to the Child Care Food Program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 383.011 FS.
LAW IMPLEMENTED: 383.011 FS.
A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 a.m., April 13, 1999
PLACE: Winewood Office Complex, Building 6, First Floor, Conference Room 103, 1309 Winewood Boulevard, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Maria Williamson, Operations and Management Consultant Manager, Bureau of Child Care Nutrition Services, Department of Health, 2020 Capital Circle, S. E., Bin #A17, Tallahassee, Florida 32399-1727, (850)488-3875

THE FULL TEXT OF THE PROPOSED RULES IS:

64F-17.001 Federal Regulations.

Any party receiving program funds, either directly or indirectly, shall comply with 7 CFR Part 226.

Specific Authority 383.011(2) FS. Law Implemented 383.011(1)(i) FS. History--New

64F-17.002 Participation Criteria.

(1) To participate in the Child Care Food Program, all child care facilities and family day care homes must hold a current and valid license pursuant to chapter 402, F.S., unless exempt from such license requirements.

(2) Day care home and child care center sponsoring organizations must have an office physically located within the geographical boundaries of the State of Florida and must ensure that any contact made by the Department of Health, Bureau of Child Care Nutrition Services, is acknowledged by 5:00 p.m. on date of contact.

Specific Authority 383.011(2) FS. Law Implemented 383.011(1)(i) FS. History--New

64F-17.003 Governing Board.

(1) The governing board of institutions holding federal tax-exempt, not-for-profit status shall have a majority of its members residents of the county in which the institution is located.

(2) The board shall establish in writing, the purpose or purposes for which the institution is organized, and provisions for managing the business and regulating the affairs of the institution. This written document shall be provided to the Department of Health, Bureau of Child Care Nutrition Services, at the time of application and renewal.

(3) A majority of the board shall have no direct or indirect financial interest in the activities of the institution nor shall a majority of the board be related by blood or marriage to the institution's personnel or to each other.

(4) No board member shall have been convicted of or found guilty of, or entered a plea of nolo contendere to a felony in any jurisdiction, regardless of adjudication.

(5) Board members shall not vote on decisions regarding their own compensation or that of a related party.

(6) Minutes of board meetings shall be recorded and, upon request, made available to the Department of Health, Bureau of Child Care Nutrition Services, for review.

Specific Authority 383.011(2) FS. Law Implemented 383.011(1)(i) FS. History—New _____.

64F-17.004 Food Service Management Companies.

All food service management companies intending to provide meals for children in participating child care centers shall submit to the Department of Health, Bureau of Child Care Nutrition Services, documentation evidencing state approval to operate a food service facility. The food service management company shall register with the Department of Health, Bureau of Child Care Nutrition Services, by completing the Food Service Management Company Registration Form, DH Form #3166, dated December, 1998. This form is incorporated by reference and available from the Department of Health, Bureau of Child Care Nutrition Services. Prior to contracting with a food service management company, sponsoring organizations and independent child care centers must contact the Department of Health, Bureau of Child Care Nutrition Services, in writing to verify that the food service management company is registered.

Specific Authority 383.011(2) FS. Law Implemented 383.011(1)(i) FS. History—New _____.

64F-17.005 Penalties.

The Department of Health, Bureau of Child Care Nutrition Services, may reclaim funds or may deny or terminate program participation for breach of contract or based upon a finding of any of the serious deficiencies enumerated in 7 CFR 226.6(c). In the event funds are reclaimed or participation is denied or terminated, the sponsoring organization or independent child care center shall have the right to appeal pursuant to section 120.80(7), F.S.

Specific Authority 383.011(2) FS. Law Implemented 383.011(1)(i) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Maria Williamson, Operations and Management Consultant Manager

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Philip E. Reeves, Chief

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 26, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 3, 1998

P.O. EU 67874

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

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.: 9J-9.004
RULE TITLE: Approval of Amendments to Local Land Use Regulations

NOTICE OF WITHDRAWAL

NOTICE IS HEREBY GIVEN that Rule 9J-9.004(3), which appeared in the March 12, 1997 edition of the Florida Administrative Weekly (Vol. 23, No. 12), is hereby withdrawn.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.: 9J-9.006
RULE TITLE: Rejection of Amendments to Local Land Development Regulation

NOTICE OF WITHDRAWAL

NOTICE IS HEREBY GIVEN that Rule 9J-9.006, which appeared in the February 12, 1993 edition of the Florida Administrative Weekly (Vol. 19, No. 6), is hereby withdrawn.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.: 9J-9.010
RULE TITLE: Approval and Rejection of Portions of the County Comprehensive Plan

NOTICE OF WITHDRAWAL

NOTICE IS HEREBY GIVEN that Rule 9J-9.010, which appeared in the April 22, 1994 edition of the Florida Administrative Weekly (Vol. 20, No. 16), is hereby withdrawn.

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.:

9J-9.011

RULE TITLE:

Approval of a Portion of the Amendments Adopted by Ordinance 95-08 with the Exception of Policy 2.132-D4, Which is Rejected, and Rejection of Ordinance 95-09 Adopting Amendments to the Polk County Comprehensive Plan

A city with a population of from 1 up to and including 10,000 shall have 1 vote. Cities with populations greater than 10,000 shall receive an additional vote for each additional increment of 6,667 citizens, according to the following table:

NOTICE OF WITHDRAWAL

NOTICE IS HEREBY GIVEN that Rule 9J-9.011, which appeared in the August 4, 1995 edition of the Florida Administrative Weekly (Vol. 21, No. 31), is hereby withdrawn.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

RULE NO.:

29F-1.105

RULE TITLE:

Council

NOTICE OF CHANGE

Notice is hereby given that Rule 29F-1.105, published in the Florida Administrative Weekly, Vol. 24, No. 49 on December 4, 1998 and changed as published in the Florida Administrative Weekly, Vol. 25, No. 5 on February 5, 1999 has been changed to reflect the direction of action at a January 20, 1999 public hearing held on the rule.

The change provides for a weighted vote of Council members to be conducted on matters involving the annual budget and work program. The language being added is the same as was previously adopted in Rule 29F-1.005, but was inadvertently omitted from the earlier publications. Rule 29F-1.005 is planned for repeal. The language to be added to Rule 29F-1.105 is as follows:

(8) For votes adopting the Annual Work Program and Budget and adopting subsequent amendments of either, a weighted voting shall be held by the voting representatives present at the time of the vote who also represent members in good standing at the time of the vote. The county and municipal populations used in calculating the number of votes for each shall be the official population figures for the State of Florida as of July 1 of the current fiscal year. The distribution of votes between the member counties, cities and gubernatorial representatives shall be as follows:

(a) The member cities shall collectively have 27.5% of the total Council vote. These votes shall be allocated among the member cities as follows:

Population Range	# of Votes
<u>1 – 10,000</u>	<u>1</u>
<u>10,001 – 16,667</u>	<u>2</u>
<u>16,668 – 23,334</u>	<u>3</u>
<u>23,335 – 30,001</u>	<u>4</u>
<u>30,002 – 36,668</u>	<u>5</u>
<u>36,669 – 43,335</u>	<u>6</u>
<u>43,336 – 50,002</u>	<u>7</u>
<u>50,003 – 56,669</u>	<u>8</u>
<u>56,670 – 63,336</u>	<u>9</u>
<u>63,337 – 70,003</u>	<u>10</u>
<u>70,004 – 76,670</u>	<u>11</u>
<u>76,671 – 83,337</u>	<u>12</u>
<u>83,338 – 90,004</u>	<u>13</u>
<u>90,005 – 96,671</u>	<u>14</u>
<u>96,672 – 103,338</u>	<u>15</u>
<u>103,339 – 110,005</u>	<u>16</u>
<u>110,006 – 116,672</u>	<u>17</u>
<u>116,673 – 123,339</u>	<u>18</u>
<u>123,340 – 130,006</u>	<u>19</u>
<u>130,007 – 136,673</u>	<u>20</u>
<u>136,674 – 143,340</u>	<u>21</u>
<u>143,341 – 150,007</u>	<u>22</u>
<u>150,008 – 156,674</u>	<u>23</u>
<u>156,675 – 163,341</u>	<u>24</u>
<u>163,342 – 170,008</u>	<u>25</u>
<u>170,009 – 176,675</u>	<u>26</u>
<u>176,676 – 183,342</u>	<u>27</u>
<u>183,343 – 190,009</u>	<u>28</u>
<u>190,010 – 196,676</u>	<u>29</u>
<u>196,677 – 203,343</u>	<u>30</u>

Greater than 203,343 One (1) additional vote for every additional 6,667 citizens

The total votes for each member city shall be evenly distributed among the authorized representatives of that city, whether or not all are present at the meeting.

(b) The member counties shall collectively have 45% of the total Council votes. These votes shall be allocated among the member counties based on their population as a percentage of the total population of the member counties. The total votes for each member county shall be evenly distributed among the authorized representatives of that county, whether or not all are present at the meeting.

(c) The member gubernatorial appointees shall collectively have 27.5% of the total Council vote. The total gubernatorial vote shall be equally apportioned between each of the authorized gubernatorial appointees.

THE PERSON TO BE CONTACTED REGARDING THIS NOTICE OF PROPOSED RULE CHANGE IS: Sandra S. Glenn, Executive Director, East Central Florida Regional Planning Council, 1011 Wymore Rd., Suite 105, Winter Park, Florida 32789

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.041 RULE TITLE: Minimum Rates of Flow and Levels

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 23, No. 38, September 19, 1997, Florida Administrative Weekly, and as changed by the Notice of Change noticed in Vol. 24, No. 48, November 25, 1998, Page 6555, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE CHAPTER NO.: 60S-1 RULE CHAPTER TITLE: Membership

RULE NO.: 60S-1.0045 RULE TITLE: Renewed Membership in the Regular Class and Senior Management Service Class

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule published in the Florida Administrative Weekly, Vol. 24, No. 50, on December 11, 1998, in accordance with subparagraph 120.54(3)(d)1., F.S., and in response to comments by the Joint Administrative Procedures Committee:

60S-1.0045(1)(c) and (d) – the phrase “, as appropriate” will be deleted.

The remainder of the rule will read as previously published.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE CHAPTER NO.: 60S-4 RULE CHAPTER TITLE: Benefits

RULE NO.: 60S-4.008 RULE TITLE: Benefits Payable Upon Death

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule published in the Florida Administrative Weekly, Vol. 24, No. 50, on December 11, 1998, in accordance with subparagraph 120.54(3)(d)1., F.S., and in response to comments by the Joint Administrative Procedures Committee:

60S-4.008(7) will read as follows:

(7) For the purpose of determining the eligibility of a joint annuitant under paragraphs (2)(b) and (3)(b), for whom financial dependency is required as provided in 60S-6.001(34)(b) and (c), the member must have provided at least one-half of the joint annuitant's total support for the 12 months immediately preceding the member's death. This determination shall be made by first calculating the joint annuitant's total support for the period from all sources, as defined in 60S-6.001(61); and then determining the amount of such support provided by the member. The member's portion of such support must equal at least one-half of the total amount.

The remainder of the rule will read as previously published.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-18.001
 RULE TITLE: Continuing Education Requirements for Certificateholders and Registrants

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., Florida Statutes, published in Vol. 24, No. 53, December 31, 1998, issue of the Florida Administrative Weekly.

The following changes are made to address comments received by the Joint Administrative Procedures Committee:

Paragraph (6) of the proposed rule shall now read as follows:

(6) A person is not required to complete any of the above continuing education requirements while his or her license is in an inactive status. However, registrants and certificateholders who change licensure status from inactive to active must show proof of completion of fourteen (14) hours of continuing education for each inactive biennium (including one hour each of a workplace safety class, a business standards class, and a workers' compensation class for each license renewal cycle).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-19.001
 RULE TITLE: Citations

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., Florida Statutes, published in Vol. 24, No. 53, December 31, 1998, issue of the Florida Administrative Weekly.

The following changes are made to address comments received by the Joint Administrative Procedures Committee:

The last paragraph of this proposed rule shall now read as follows:

In addition to the penalties specified above, the department may recover the costs of investigation associated with the citation. Citations shall be issued pursuant to this rule where no harm to consumers results from the violation. A licensee who has been issued three citations for the same offense shall be prosecuted pursuant to Section 455.225, F.S., for any subsequent violations. The disposition of reported violations prosecuted pursuant to Section 455.225, F.S., shall be according to Rule Chapter 61G4-12 and/or Rule Chapter 61G4-17. To the extent that any of these violations are appropriate for resolution by the issuance of a notice of noncompliance pursuant to Section 455.225(3), F.S., and Rule 61G4-23.001, F.A.C., the initial offense of a minor violation will be dealt with accordingly. Where a licensee fails to commence corrective action within 15 days of the Department's issuance of a notice of noncompliance or where the offense is other than the initial one, the Department may issue a citation pursuant to this rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-20.001
 RULE TITLE: Local Disciplinary Actions

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., Florida Statutes, published in Vol. 25, No. 1, January 8, 1999, issue of the Florida Administrative Weekly.

The following changes are made to address comments received by the Joint Administrative Procedures Committee:

Paragraph (8) of the proposed rule shall now read as follows:

(8) Orders imposing disciplinary action against a contractor that do not contain the minimum items, terms, or conditions set out in subparagraph (3)(a)-(h) and (4)(a)-(d) above shall be reviewed by Board staff, and the following actions shall be taken:

(a) Contact the local jurisdiction to obtain any attachments required under (4)(a)-(d) above which were omitted;

(b) Route local disciplinary orders to the designated processing point for prosecutor review upon receipt of the required attachments; and

(c) Provide a copy of those local jurisdiction orders to the Board counsel and prosecuting attorney.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-21.004 RULE TITLE: Claims Review

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., Florida Statutes, published in Vol. 25, No. 1, January 8, 1999, issue of the Florida Administrative Weekly.

The following changes are made to address comments received by the Joint Administrative Procedures Committee:

Paragraph (1) of the proposed rule shall now read as follows:

(1) No claims will be processed until 45 days after the date indicated on the Civil Judgment or Final Restitution Order.

(a) A claim number shall not be assigned until a completed and signed construction industries recovery fund claim form, as incorporated in Rule 61G4-12.006, is received.

(b) Upon receipt of the completed claim form as set out above, notice will be given to the contractor(s) determined to be the qualifier(s) of the business entity involved in the contract.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-11.001 RULE TITLE: Citations

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 24, No. 53, December 31, 1998, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: 61G10-11.001 RULE TITLE: Examination for Licensure

NOTICE OF CHANGE

The Board of Landscape Architecture hereby gives notice that the above rule, published in Vol. 24, No. 24, of the June 12, 1998, Florida Administrative Weekly, has been changed due to comments and concerns received from the Department's Exam Services personnel regarding changes to the national exam.

The rule shall now read as follows:

(1)(a) The Board approves the Landscape Architect Registration Examination (LARE) developed and administered by the Council of Landscape Architectural Registration Boards and specifies that it will be the licensing examination administered by the Department.

(b) The Department shall develop and administer the examination on the specialized aspects of the practice of landscape architecture in this state:

1. Plants
2. Environmental Characteristics
3. Design/Construction
4. Regulations
5. Laws and Rules
6. Irrigation

(2) The Board adopts the passing score for the LARE as determined by the Council of Landscape Architectural Registration Boards (CLARB). Seventy-five percent (75%) is the passing score on the Florida section.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Rimes, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: RULE TITLE:
61G10-11.002 Reexamination

NOTICE OF CHANGE

The Board of Landscape Architecture hereby gives notice that the above rule, published in Vol. 24, No. 24, of the June 12, 1998, Florida Administrative Weekly, has been changed due to concerns raised by the Joint Administrative Procedures Committee and the fact that the Uniform National Examination has not been given since 1991.

The rule shall now be repealed in its entirety.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Rimes, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: RULE TITLE:
61G10-11.003 Examination Review Procedure

NOTICE OF CHANGE

The Board of Landscape Architecture hereby gives notice that the above rule, published in Vol. 24, No. 24, of the June 12, 1998, Florida Administrative Weekly, has been changed due to concerns raised by the Joint Administrative Procedures Committee and the fact that the Department of Business and Professional Regulation already has rules regarding examination review.

The rule shall now be repealed in its entirety.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Rimes, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: RULE TITLE:
61G10-11.004 Practical Experience in Landscape Architecture

NOTICE OF CHANGE

The Board of Landscape Architecture hereby gives notice that the above rule, published in Vol. 24, No. 24, of the June 12, 1998, Florida Administrative Weekly, has been changed due to comments received from the Joint Administrative Procedures Committee.

Subsection (1)(a) shall now read as follows:

Applicants must present evidence that in their experience they have provided or participated in the provision of the type of services set forth in Section 481.303(6), F.S., which is the definition of landscape architecture.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Rimes, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: RULE TITLE:
61G10-12.002 Fees

NOTICE OF CHANGE

The Board of Landscape Architecture hereby gives notice that the above rule, published in Vol. 24, No. 24, of the June 12, 1998, Florida Administrative Weekly, have/has been changed due to comments received from the Joint Administrative Procedures Committee.

Subsection (9) of the rule shall now read as follows:

There shall be a five dollar (\$5.00) fee collected by the Department upon initial licensure and licensure renewal for the purpose of combating unlicensed activity.

Subsection (12) shall be deleted in its entirety.

Subsection (13) shall be renumbered to subsection (12).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Rimes, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:
64B2-10.0055 Notice to the Department of Mailing Address and Place of Practice of Licensee

SECOND NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 24, No. 37, September 11, 1998, issue of the Florida Administrative Weekly. A Notice of Change was previously published on February 26, 1999.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Chiropractic/MQA, 2020 Capital Circle, S. E., Bin #C07, Tallahassee, Florida 32399-3257

Subsection two (2) shall now read as follows:
 Each licensee shall provide by mail written notification to the Department of a change of address within 45 days.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game No. 63 “LUCKY 7’S DOUBLE BINGO”
 RULE NO.: 53ER99-11

SUMMARY OF THE RULE: This emergency rule relates to the Instant Game Number 63, “LUCKY 7’S DOUBLE BINGO” for which the Department of the Lottery will start selling tickets on a date determined by the Secretary of the Department. The rule sets forth the specifics of the game, procedures to be followed on how to play the game, and the number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER99-11 Instant Bingo Game No. 63, “LUCKY 7’S DOUBLE BINGO.”

(1) Name of Game. Instant Game No. 63, “LUCKY 7’S DOUBLE BINGO.”

(2) Price. LUCKY 7’S DOUBLE BINGO Lottery tickets sell for \$2.00 per ticket.

(3) LUCKY 7’S DOUBLE BINGO Lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VIRN under the latex area on the ticket. To be a valid winning LUCKY 7’S DOUBLE BINGO Lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any LUCKY 7’S DOUBLE BINGO Lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The Caller’s Card play symbols are as follows:

INSERT CHART

(5) The Player’s Card play symbols are as follows:

INSERT CHART

(6) Determination of Prize Winners. There is one Caller’s Card and four Player’s Cards numbered 1 through 4 on each LUCKY 7’S DOUBLE BINGO ticket.

(7) The holder of a ticket whose Caller’s card numbers match the numbers on one of the four Player’s cards in one of the following designs shall be entitled to the prize shown for that design on the card:

(a) Horizontal line of five numbers (or four numbers and “FREE”)

(b) Vertical line of five numbers (or four numbers and “FREE”)

(c) Diagonal line of five numbers (or four numbers and “FREE”)

(d) Four corners

(e) “X” (consisting of eight numbers and “FREE”)

(f) “7” pattern

(8) The “D” symbol in the Player’s card area is a “FREE” spot.