

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 8, 2002  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW: May 24, 2002

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

RULE CHAPTER NO.: RULE CHAPTER TITLE:

5E-1 Fertilizer

RULE NOS.: RULE TITLES:

5E-1.014 Methods of Analysis

5E-1.026 Adulteration Levels for Metals in Fertilizers; Certificate of Analysis

**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), F.S., published in Vol. 28, No. 16, April 19, 2002, issue of the Florida Administrative Weekly.

The rule was approved as follows:

5E-1.014 No change.

5E-1.026 Adulteration Levels for Metals in Fertilizers; Certificate of Analysis.

**(1) ADULTERATION LEVELS FOR METALS IN FERTILIZERS**

(a) Fertilizers that contain guaranteed amounts of phosphates and/or micro nutrients are adulterated when they contain metals in amounts greater than the levels of metals established by the following table<sup>1</sup>:

Metals	ppm per 1% P <sub>2</sub> O <sub>5</sub>	ppm per 1% Micro nutrients <sup>2</sup>
1. Arsenic	13	112
2. Cadmium	10	83
3. Cobalt	3,100	23,000 <sup>3</sup>
4. Lead	61	463
5. Mercury	1	6
6. Molybdenum	42	300 <sup>3</sup>
7. Nickel	250	1,900
8. Selenium	26	180 <sup>3</sup>
9. Zinc	420	2,900 <sup>3</sup>

To use the Table:

Multiply the percent guaranteed P<sub>2</sub>O<sub>5</sub> or sum of the guaranteed percentages of all micro nutrients (Iron, Manganese, Zinc, etc...) in each product by the value in the appropriate column in the Table to obtain the maximum allowable concentration (ppm) of these metals. The minimum value for P<sub>2</sub>O<sub>5</sub> utilized as a multiplier shall be 6.0. The minimum value for micro nutrients utilized as a multiplier shall be 1. If a product contains both P<sub>2</sub>O<sub>5</sub> and micro nutrients multiply the guaranteed percent P<sub>2</sub>O<sub>5</sub> by the value in the appropriate column and multiply the sum of the guaranteed percentages of the micro nutrients by the value in the appropriate column. Utilize the sum of the two resulting values as the maximum allowable concentrations.

Biosolids, and all compost products<sup>4</sup>, shall be adulterated when they exceed the levels of metals permitted by the United States Environmental Protection Agency Code of Federal Regulations, 40 CFR Part 503. Dried biosolids and manure, as well as manipulated manure products not supplemented with chemical fertilizers shall also be deemed adulterated when they exceed the levels of metal permitted by the United States Environmental Protection Agency Code of Federal Regulations, 40 CFR Part 503. Hazardous waste derived fertilizers (as defined by EPA) shall be adulterated when they exceed the levels of metals permitted by the United States Environmental Protection Agency Code of Federal Regulations, 40 CFR Parts 261.2(c), 266.20(a) and 268.40(i), dated May 14, 2002.

Footnotes:

<sup>1</sup> These guidelines are not intended, to be used, to evaluate horticultural growing media claiming nutrients but may be applied to the sources of the nutrients added to the growing media.

<sup>2</sup> Micro nutrients (also called minor elements) are essential for both plant growth and development and are added to certain fertilizers to improve crop production and/or quality. These micro nutrients are iron, manganese, zinc, copper, molybdenum and boron. In addition, cobalt and selenium can also be considered micro nutrients.

<sup>3</sup> Only applies when not guaranteed.

<sup>4</sup> Includes all compost products that are not supplemented with chemical fertilizers, even those registered as fertilizers (making nutrient claims).

**(2) CERTIFICATE OF ANALYSIS**

(a) Suppliers of micro nutrient and/or phosphate materials distributes to registered fertilizer licensees for blending purposes upon request shall furnish to the licensee and the Department a Certificate of Analysis of the nine metals denoted in section (1)(a).

Specific Authority 576.181 FS. Law implemented 576.181 FS. History--New

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

RULE NO.: 5E-2.0311  
 RULE TITLE: Pesticides

**NOTICE OF CANCELLATION**

The Department of Agriculture and Consumer Services announces the cancellation of one of the negotiated rulemaking meetings which appeared in Vol. 28, No. 17, April 26, 2002 issue of the Florida Administrative Weekly.

Specifically, the June 18, 2002 meeting scheduled in the Broward County Extension Service office, 3245 College Ave., Davie Florida 33314, is hereby cancelled. If necessary, a new meeting will be announced at a later date.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-4.0291  
 RULE TITLE: Specialization Requirements for Certification in Reading (Grades K-12) – Academic Class

**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. 28, No. 21, May 24, 2002, issue of the Florida Administrative Weekly, so that when adopted paragraph (2)(g) will read as follows:

(g) ~~(f)~~ Three (3) semester hours in a supervised reading practicum to obtain practical experience in increasing the reading performance of a student(s) with the prescription and utilization of appropriate strategies and materials based upon scientifically based reading research to address the prevention, identification, and intervention of reading difficulties.

**DEPARTMENT OF REVENUE**

**NOTICE OF CABINET AGENDA ON JUNE 25, 2002**

The Governor and Cabinet, on June 25, 2002, sitting as head of the Department of Revenue, will consider the proposed new rules in Rule Chapter 12-28, F.A.C. (Clerks of the Court Remittance Requirements). A Notice of Rule Development Workshop was published in the February 1, 2002 edition of the Florida Administrative Weekly (Vol. 28, No. 5, pp. 384-387), and the workshop was held on February 19, 2002. No testimony was received at the workshop, and no written comments were submitted. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on May 10, 2002 (Vol. 28, No. 19, pp. 2129-2132), and a public

hearing was conducted on June 3, 2002. No testimony was received at the public hearing, and no written comments were submitted.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NOS.: 12A-1.001, 12A-1.061  
 RULE TITLES: Specific Exemptions, Rentals, Leases, and Licenses to Use Transient Accommodations

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rules 12A-1.001 and 12A-1.061, F.A.C., published in Vol. 28, No. 17, pp. 1881-1888, April 26, 2002, issue of the Florida Administrative Weekly. These changes are in response to comments received from the public on May 17, 2002, and May 20, 2002.

The proposed changes to paragraphs (2)(a) and (b) of Rule 12A-1.001, F.A.C., have been withdrawn for further review by the Department. The Department will review the comments received regarding these proposed changes and conduct a second public hearing on changes to the proposed amendments to Rule 12A-1.001, F.A.C. Paragraphs (2)(a) and (b) of Rule 12A-1.001, F.A.C., have been changed, so that, when adopted, those paragraphs will read as follows:

(2) SERVICE TRANSACTIONS.

(a) through (b) No change.

In response to written comments received by the Department, changes to subparagraph (9)(d)4. of Rule 12A-1.061, F.A.C., have been made, so that, when adopted, that subparagraph will read as follows:

4. Mobile home lots regulated under Chapter 723, F.S., are exempt from tax on the lot rental amount. Owners and owners' representatives of mobile home lots regulated under Chapter 723, F.S., are not required to file ~~form Form~~ DR-72-2 with the Department to declare the mobile home lot exempt or required to make an annual redetermination of the taxable status of the lot.

**DEPARTMENT OF REVENUE**

The Governor and Cabinet, on June 25, 2002, sitting as head of the Department of Revenue, will consider approval of proposed amendments to Rule 12A-1.001, F.A.C. (Specific Exemptions); Rule 12A-1.007, F.A.C. (Aircraft, Boats, Mobile Homes, and Motor Vehicles); Rule 12A-1.037, F.A.C. (Occasional or Isolated Sales or Transactions Involving Tangible Personal Property or Services); Rule 12A-1.041, F.A.C. (Photographers and Photo Finishers; Sales by Public

Officials of Public Records); Rule 12A-1.056, F.A.C. (Tax Due at Time of Sale; Tax Returns and Regulations); Rule 12A-1.060, F.A.C. (Registration); Rule 12A-1.061, F.A.C. (Rentals, Leases, and Licenses to Use Transient Accommodations); Rule 12A-1.066, F.A.C. (Auctioneers, Agents, Brokers and Factors); Rule 12A-1.071, F.A.C. (Rentals, Leases, or License to use Tangible Personal Property); and Rule 12A-1.097, F.A.C. Public Use Forms. A Notice of Rule Development Workshop was published in the Florida Administrative Weekly on January 18, 2002 (Vol. 28, No. 3, pp. 133-140), and the workshop was held on February 5, 2002. Changes to the proposed amendments to Rule 12A-1.001, F.A.C. (Specific Exemptions) were made in response to comments received at the rule development workshop. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on April 26, 2001 (Vol. 28, No. 17, pp. 1881-1888), and a public hearing was conducted on May 20, 2002. No testimony was received at the public hearing. Written comments were submitted in response to the Notice of Proposed Rulemaking. In response to those written comments, changes were made to the proposed amendments to Rule 12A-1.001, F.A.C. (Specific Exemptions), and Rule 12A-1.061, F.A.C. (Rentals, Leases, or Licenses to Use Transient Accommodations). A Notice of Change incorporating these changes is being published in this issue of the Florida Administrative Weekly.

**DEPARTMENT OF REVENUE**

**NOTICE OF CABINET AGENDA ON JUNE 25, 2002**

The Governor and Cabinet, on June 25, 2002, sitting as head of the Department of Revenue, will consider approval of proposed amendments to Rule 12A-1.097, F.A.C. (Public Use Forms), and Rule 12A-1.107, F.A.C. (Enterprise Zone and Florida Neighborhood Revitalization Programs). A Notice of Rule Development Workshop was published in the Florida Administrative Weekly on November 30, 2001 (Vol. 27, No. 48, pp. 5590-5593), and the workshop was held on December 18, 2001. No one appeared to provide comments regarding these proposed rules and no written comments were received by the Department. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on April 26, 2002 (Vol. 28, No. 17, pp. 1889-1892), and a public hearing was conducted on May 20, 2002. No one appeared to provide comments regarding these proposed rules and no written comments were received by the Department.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NO.:	RULE TITLE:
12A-17.005	Public Use Forms

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rules 12A-17.005, F.A.C., published in Vol. 28, No. 17, pp. 1892-1895, April 26, 2002, issue of the Florida Administrative Weekly, to form DR-1S (Application for Secondhand Dealer or Secondary Metals Recycler Registration), and to form DR-1SR (Renewal Application for Secondhand Dealer or Secondary Metals Recycler Registration). These changes are in response to written comments received from the Joint Administrative Procedures Committee on May 21, 2002.

The proposed changes to subsection (1) and proposed changes to subsection ~~(2)(3)~~ of Rule 12A-17.005, F.A.C., have changed, so that, when adopted, those subsections and revised forms DR-1S and DR-1SR will read as follows:

Form Number	Title	Effective Date
(1) DR-1S	Application for Secondhand Dealer or Secondary Metals Recycler Registration (R. <u>06/02 07/94</u> )	___ <u>10/94</u>
<del>(2)(3)</del> DR-1SR	<del>Renewal</del> Application for <del>Renewal of</del> Secondhand Dealer or Secondary Metals Recycler Registration (R. <u>06/02 03/93</u> )	___ <u>03/93</u>

To conform forms DR-1S and DR-1SR to the provisions of ss. 538.09(5) and 538.25(4), F.S., Questions 3., 4., 5., and 6., that are required to be answered on each application form, have been revised, and the revision date on each form has been changed to "R. 06/02."

**DEPARTMENT OF REVENUE**

**NOTICE OF CABINET AGENDA ON JUNE 25, 2002**

The Governor and Cabinet, on June 25, 2002, sitting as head of the Department of Revenue, will consider approval of proposed amendments to Rule 12A-17.001, F.A.C. (Scope of Rules), Rule 12A-17.003, F.A.C. (Registration), and Rule 12A-17.005, F.A.C. (Public Use Forms), the proposed repeal of Rule 12A-17.002, F.A.C. (Definitions), and the proposed substantial rewording of Rule 12A-17.004, F.A.C. (Denial, Suspension, or Revocation of Registration). A Notice of Rule Development Workshop was published in the Florida Administrative Weekly on January 18, 2002 (Vol. 28, No. 3, pp. 144-147), and the workshop was held on February 5, 2002. No one appeared to provide comment regarding these proposed rule changes. No written comments were received by the Department. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on April 26, 2002 (Vol. 28, No. 17, pp. 1892-1895), and a public hearing was conducted on May 20, 2002. No one appeared at the public

hearing to provide comment. The Department received written comments from the Joint Administrative Procedures Committee. In response to those written comments, changes were made to the proposed amendments to Rule 12A-17.005, F.A.C. (Public Use Forms), to form DR-1S (Application for Secondhand Dealer or Secondary metals Recycler Registration, R. 06/02), and to form DR-1SR (Renewal Application for Secondhand Dealer or Secondary Metals Recycler Registration, R. 06/02). A Notice of Change incorporating these changes is being published in this issue of the Florida Administrative Weekly.

**DEPARTMENT OF REVENUE**

NOTICE OF CABINET AGENDA ON JUNE 25, 2002

The Governor and Cabinet, on June 25, 2002, sitting as head of the Department of Revenue, will consider approval of proposed amendments to Rule 12B-8.001, F.A.C. (Premium Tax; Rate and Computation), and Rule 12B-8.003, F.A.C. (Tax Statement; Overpayments). A Notice of Rule Development Workshop was published in the Florida Administrative Weekly on November 30, 2001 (Vol. 27, No. 48, pp. 5593-5594), and the workshop was held on December 18, 2001. No one appeared to provide comments regarding these proposed rules and no written comments were received by the Department. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on April 26, 2002 (Vol. 28, No. 17, pp. 1895-1896), and a public hearing was conducted on May 20, 2002. No one appeared to provide comments regarding these proposed rules and no written comments were received by the Department.

**DEPARTMENT OF REVENUE**

NOTICE OF CABINET AGENDA ON JUNE 25, 2002

The Governor and Cabinet, on June 25, 2002, sitting as head of the Department of Revenue, will consider approval of proposed amendments to Rule 12C-1.0188, F.A.C. (Enterprise Zone Program), and Rule 12C-1.051, F.A.C. (Forms). A Notice of Rule Development Workshop was published in the Florida Administrative Weekly on November 30, 2001 (Vol. 27, No. 48, pp. 5600-5601), and the workshop was held on December 18, 2001. No one appeared to provide comments regarding these proposed rules and no written comments were received by the Department. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on April 26, 2002 (Vol. 28, No. 17, pp. 1896-1899), and a public hearing was conducted on May 20, 2002. No one appeared to provide comments regarding these proposed rules and no written comments were received by the Department.

**LAND AND WATER ADJUDICATORY COMMISSION**

**Gateway Services District**

RULE CHAPTER NO.: 42F-1  
 RULE CHAPTER TITLE: Gateway Services District

RULE NO.: 42F-1.002  
 RULE TITLE: Boundary  
 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. 28, No. 15, April 12, 2002, issue of the Florida Administrative Weekly.

Strike the following portion of the proposed amended legal description:

~~244.38 feet to an intersection with the north line of said Daniels Road Extension; thence run N54°00'05"E along said northwesterly line for 5665.31 feet; thence run N35°59'55"W for 1,729.99 feet; thence run N24°09'58"E for 391.95 feet; thence run N08°16'00"W for 197.71 feet; thence run N06°58'53"E for 1581.85 feet; thence run N03°57'44" W for 414.40 feet to an intersection with a non-tangent curve; thence run Easterly and Northeasterly along the arc of a curve to the left of radius 4,875.00 feet (delta 26°35'35") (chord bearing N73°33'32"E) (chord 2242.42 feet) for 2262.67 feet to an intersection with the southwesterly line of a Florida Power and Light Company transmission line easement; thence run N37°57'04"W along said southwesterly line for 6232.48 feet; thence run N35°22'47"W along said southwesterly line for 3234.74 feet; thence run N36°33'02"W along said southwesterly line for 405.09 feet; thence run N37°57'04"W along said southwesterly line for 3.81 feet; thence run S89°59'49"W for 327.78 feet; thence run S72°54'38"W for 2,624.15 feet; thence run S01°05'33"E for 3200.00 feet to an intersection with the south line of said Section 1; thence run S 89° 56' 14" W along the south line of said Section 1 for 2,663.19 feet to the southwest corner of said Section 1;~~

and, substitute instead therefor as follows:

1,477.45 feet to the northwest corner of said Section; thence run N 00° 54' 13" W along the west line of the southwest quarter (SW-1/4) of said Section 18 for 2,643.95 feet to the quarter corner on said west line; thence run N 00° 39' 39" W along the west line of the northwest quarter (NW-1/4) of said Section 19 for 2,674.35 feet to the northwest corner of said Section; thence run N 00° 57' 26" W along the west line of the southwest quarter (SW-1/4) of said Section 7 for 2,645.34 feet to the quarter corner common to said Sections 7 and 12; thence run S 89° 55' 12" W along the south line of the northeast quarter (NE-1/4) of said Section 12 for 2,524.67 feet to the west line of the east 2,524.14 feet of said northeast quarter (NE-1/4); thence run N 01° 05' 33" W along said west line for 2,646.07 feet to the south line of said Section 1; thence run S 89° 56' 14" W along said south line for 2,663.19 feet to the southwest corner of said Section, passing through the quarter corner on the south line of said Section at 69.26 feet;

and, strike the following portion of the proposed amended legal description:

~~LESS AND EXCEPT all that part of the right-of-way for State Road No. 93 (Interstate 75) lying within the southeast quarter (SE 1/4) of Section 3 and within the northeast quarter (NE 1/4) of Section 10, Township 45 South, Range 25 East, Lee County, Florida.~~

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Division of Managed Care and Health Quality**

RULE NO.:                    RULE TITLE:  
59A-25                        Minimum Standards for Home  
   Medical Equipment Providers

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made in the above cited rule as published in Vol. 28, No. 17, Florida Administrative Weekly, April 26, 2002, Purchase Order Number J00693. In response to comments received from the Joint Administrative Procedures Committee the following changes have been made.

In 59A-25.002(4)(g) we have deleted "\$25,000" and will remove the strikethrough from "\$50,000". 59A-25.002(4)(g) will state: proof of a current \$50,000 surety bond for each location to be licensed.

In 59A-25.002(6) we have struck through the following sentences: ~~The application and additional information necessary to submit a change of ownership application is the same as required for the initial licensure application with the addition of the submission of closing documents. However, if the owners remain the same but the percentage of their ownership changes, then a letter regarding the percentage change should be sent to AHCA instead of an application. We have replaced these sentences with: To verify that the buyer of an HME business submits a change of ownership application at least 15 days before the effective date of the change of ownership, the buyer must send in documentation showing the date the ownership transferred from seller to buyer as required in Section 400.931(9), F.S.~~

In 59A-25.003(1)(c) we have struck through the phrase ~~and any professional services as necessary.~~

In 59A-25.003(1)(c) we have struck through the sentence ~~Providers must be able to serve their consumers in a timely manner.~~

In 59A-25.003(1)(d) we have struck through the sentence ~~Ensure their patients receive continuing service from another provider if the HME is no longer able to serve the patient that still needs continuing services.~~ The sentence has been replaced with: An HME must coordinate services with another provider in the event the HME cannot ensure the provision of equipment and services as required in Section 400.935(7), F.S.

In 59A-25.005(1)(h) we have deleted "may" and replaced it with "shall". The sentence will now state: If the provider fails to meet the minimum standards in Section 400.934, F.S., or

this rule, the area office shall recommend denial, revocation or suspension of the provider's license or impose an administrative fine as authorized in Section 400.932, F.S.

In 59A-25.005(1)(i)4. & 5. we have deleted items 4. and 5. as part of an acceptable plan of correction. Item number 6. will be renumbered item 4.

In 59A-25.005(2)(b) we have deleted the phrase "If necessary" from the first sentence of this section and added the words "any" and "found". The sentence now states: A statement of any deficiencies found will be sent to the provider after the investigation.

In 59A-25.005(2)(b) we have deleted the sentence "AHCA may impose a fine against the provider or revoke or suspend a license as permitted in Section 400.932, F.S., which did cause or could have caused harm to a patient."

In 59A-25.005(3)(a)2. we have added: If the application is received after the required filing date, but exhibits a hand-canceled postmark from the U.S. Post Office, or delivery documentation by a carrier service, dated on or before the required filing date, no fine will be levied.

In 59A-25.005(3)(a)5. we have deleted "may" and replaced it with "shall" in both sentences. These sentences will now state: If the provider is cited for a class I deficiency that is any act, omission or practice that results in a patient's death, disability, or permanent injury, the agency shall impose an administrative fine in the amount of \$5,000 for each occurrence and each day that the deficiency exists. In addition, the agency shall immediately revoke the license, deny the renewal of a license or impose a moratorium on accepting new patients until the factors causing the deficiency have been corrected.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.:                    RULE TITLE:  
61G15-24.001                    Schedule of Fees

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 28, No. 20, May 17, 2002, Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.:                    RULE TITLE:  
61J2-1.014                    Inactive Renewal

**NOTICE OF CORRECTION**

The Florida Real Estate Commission announces a correction to the Notice of Proposed Rulemaking regarding Rule 61J2-1.014, F.A.C., which appeared in the May 31, 2002 issue of the Florida Administrative Weekly.

Specifically, the portion of the notice regarding the hearing time and date should read:

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW, AND AGAIN THEREAFTER, IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE.

TIME AND DATE: 8:30 a.m. or as soon thereafter as possible, June 19, 2002

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida 32801

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-2.027                      RULE TITLE: Applications by Individuals

**NOTICE OF CORRECTION**

The Florida Real Estate Commission announces a correction to the Notice of Proposed Rulemaking regarding Rule 61J2-2.027, F.A.C., which appeared in the May 31, 2002 issue of the Florida Administrative Weekly.

Specifically, the portion of the notice regarding the hearing time and date should read:

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW, AND AGAIN THEREAFTER, IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE.

TIME AND DATE: 8:30 a.m. or as soon thereafter as possible, June 19, 2002

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida 32801

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-2.031                      RULE TITLE: Where to Apply

**NOTICE OF CORRECTION**

The Florida Real Estate Commission announces a correction to the Notice of Proposed Rulemaking regarding Rule 61J2-2.031, F.A.C., which appeared in the May 31, 2002 issue of the Florida Administrative Weekly.

Specifically, the portion of the notice regarding the hearing time and date should read:

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW, AND AGAIN THEREAFTER, IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE.

TIME AND DATE: 8:30 a.m. or as soon thereafter as possible, June 19, 2002

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida 32801

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-3.015                      RULE TITLE: Notices of Satisfactory Course Completion

**NOTICE OF CORRECTION**

The Florida Real Estate Commission announces a correction to the Notice of Proposed Rulemaking regarding Rule 61J2-3.015, F.A.C., which appeared in the May 31, 2002 issue of the Florida Administrative Weekly.

Specifically, the portion of the notice regarding the hearing time and date should read:

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW, AND AGAIN THEREAFTER, IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE.

TIME AND DATE: 8:30 a.m. or as soon thereafter as possible, June 19, 2002

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida 32801

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-5.016                      RULE TITLE: License Status of Active Officers and Directors

**NOTICE OF CORRECTION**

The Florida Real Estate Commission announces a correction to the Notice of Proposed Rulemaking regarding Rule 61J2-5.016, F.A.C., which appeared in the May 31, 2002 issue of the Florida Administrative Weekly.

Specifically, the portion of the notice regarding the hearing time and date should read:

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW, AND AGAIN THEREAFTER, IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE.

TIME AND DATE: 8:30 a.m. or as soon thereafter as possible, June 19, 2002

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida 32801



5. Vehicles are prohibited on the area from 1.5 hours after sunset to 1.5 hours before sunrise. Vehicles may only enter and exit the area at designated locations.

6. Access to the area is permitted only by individuals possessing a valid recreational use permit and only from the Saturday two weeks prior to the archery season through the last day of the spring turkey season.

7. Horses are prohibited.

8. The use of tracked vehicles, airboats, motorcycles or all-terrain vehicles is prohibited.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE TITLE: RULE NO.:

Instant Game Number 488, 53ER02-29  
MONOPOLY® GAME

SUMMARY OF THE RULE: Instant Game Number 488, "MONOPOLY® GAME," will be sold by Florida Lottery retailers 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 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, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER02-29 Instant Game Number 488, MONOPOLY® GAME.

(1) Name of Game. Instant Game Number 488, "MONOPOLY® GAME."

(2) Price. MONOPOLY® GAME tickets sell for \$2.00 per ticket.

(3) MONOPOLY® GAME 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 (VIRN) under the latex area on the ticket. To be a valid winning MONOPOLY® GAME lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any MONOPOLY® GAME lottery ticket, or as to the prize amount, the VIRN number under the latex shall prevail over the bar code.

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

INSERT SYMBOLS

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

INSERT SYMBOLS

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

INSERT SYMBOLS

(7) The legends are as follows:

INSERT SYMBOLS

(8) Determination of Prize Winners.

(a) A ticket having a number in the "YOUR HOTEL NUMBERS" play area that matches any number in the "HOUSE NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to ten matching sets of numbers. The prizes are: TICKET, \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$200, \$5,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant and on-line tickets that totals \$2.00, except as follows. A person who submits by mail a MONOPOLY® GAME lottery ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(b) A ticket having a "GO" symbol in the "HOUSE NUMBERS" play area shall entitle the claimant to a prize of \$200.

(c) A ticket having a "Moneybag" symbol in the "HOUSE NUMBERS" play area shall entitle the claimant to a prize of double the corresponding amount shown.