

Section III

Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
 1S-2.035 Polling Place Accessibility Survey
 NOTICE OF CHANGE

Notice is hereby given that proposed Rule 1S-2.035 published in the F.A.W., Page 4452, Vol. 28, No. 42, on October 18, 2002, has been changed to reflect comments received from the public as well as the Joint Administrative Procedures Committee.

The following is a summary of the major changes made to Form DS-DE 43 (eff. ____), Polling Place Accessibility Survey Checklist, incorporated by reference in Rule 1S-2.035:

1. Numerous technical changes were made to make the language clearer, to delete unnecessary language, and to provide consistency.

2. Added language clarifying the origin and scope of the requirements relevant to: (a) emergency escape routes in the route of travel, (b) maximum force for exterior doors, (c) split level polling rooms, (d) polling place parking areas.

3. Added suggested materials to be used when surveying polling places, and a determination of whether the facility being surveyed is tax supported or not.

4. Clarified that if a polling place contains more than one polling room, a separate survey must be completed for each polling room.

5. Changed all instances of a 29-inch clear opening requirement for entrance doors to the 32-inch clear width requirement set forth in the Americans with Disabilities Act Guidelines for compliance with section 16, Chapter 2002-281, Laws of Florida.

The remainder of the Polling Place Accessibility Survey reads as previously published.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE CHAPTER NO.: RULE CHAPTER TITLE:
 40D-22 Year-Round Water Conservation
 Measures

NOTICE OF PUBLIC HEARING

The Southwest Florida Water Management District hereby gives notice in accordance with subparagraph 120.54(3)(c), F.S., that a public hearing will be held regarding the Notice of Proposed Rulemaking for Rule 40D-22, F.A.C., to update the Year-Round Water Conservation Measures published in Vol. 28, No. 47, Pages 5207 through 5211 on November 22, 2002 of the Florida Administrative Weekly.

The hearing will be held upon the conclusion of the first day of the Southwest Florida Water Management District's monthly Governing Board Meeting on March 25, 2003 in the Boardroom of the Southwest Florida Water Management District's Brooksville Office at 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, unless at that time it is continued to the second day, March 26, 2003.

A copy of the agenda may be obtained by writing: Southwest Florida Water Management, 2379 Broad Street, Brooksville, Florida 34604-6899.

The Southwest Florida Water Management District does not discriminate on the basis of any individual's disability status. Anyone requiring reasonable accommodation as provided for in the American's With Disability Act should contact Dianne Lee, (352)796-7211 or 1(800)423-1476, Extension 4658, TDD only number 1(800)231-6103, Fax (352)754-6878, Suncom 663-6878.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-7.214	Policy
40E-7.215	Definitions
40E-7.216	Cure Notice
40E-7.217	Termination for Default and Suspension Notice
40E-7.218	Factors to Determine Whether a Contracting Entity Should be Placed on the Temporary or Permanent Suspension List
40E-7.219	Administrative Hearings

NOTICE OF CORRECTION

Notice is hereby given that the Notice of Proposed Rulemaking originally published in the October 25, 2002 issue of the Florida Administrative Weekly indicated that the adoption hearing on this matter would be held on December 12, 2002. A Notice of Change on this rule was published in Vol. 28, No. 51, December 20, 2002 issue of the Florida Administrative Weekly. This is to re-notice the adoption hearing for February 13, 2003.

TIME AND DATE: 8:30 a.m., Thursday, February 13, 2003

PLACE: South Florida Water Management District, Headquarters, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

The South Florida Water Management District announces that it will adopt Rule 40E-7, Part II, F.A.C., "Suspension of District Contractors from working with the District for Material Breach of Contract."

For additional information contact: Cathy Linton, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406. Cathy can also be reached at (561)682-6322.

Appeals of any South Florida Water Management District Board decision require a record of the proceedings. Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based. Any person requiring special accommodations due to a disability or physical impairment should contact the District Clerk's office at least five days prior to the meeting in order to request any special assistance by calling Garrett Wallace, District Clerk, (561)682-6371 or email: gwallace@sfwmd.gov.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 02-11R

RULE CHAPTER NO.: 62-550 RULE CHAPTER TITLE:
Drinking Standards, Monitoring,
and Reporting

RULE NO.: 62-550.824 RULE TITLE:
Consumer Confidence Reports

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in the Department's official notice Internet site at www.dep.state.fl.us under the link "official Notices," and for which a summary was published in Vol. 28, No. 51, on December 20, 2002, Florida Administrative Weekly, has been withdrawn because the Internet site did not post the notice on the correct date.

The notice of proposed rulemaking was renoticed on January 17, 2003, in its entirety on the Internet site, and a summary in the Florida Administrative Weekly.

For more information, call: Cynthia Christen, (850)245-2230

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 02-12R

RULE CHAPTER NO.: 62-555 RULE CHAPTER TITLE:
Permitting and Construction of
Public Water Systems

RULE NO.: 62-555.900 RULE TITLE:
Forms and Instructions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in the Department's official notice Internet site at www.dep.state.fl.us under the link "Official Notices," and for which a summary was published in Vol. 28, No. 51, on December 20, 2002, Florida Administrative Weekly, has been withdrawn because the Internet site did not post the notice on the correct date.

The notice of proposed rulemaking was renoticed on January 17, 2003, in its entirety on the Internet site, and a summary in the Florida Administrative Weekly.

For more information, call: Cynthia Christen, (850)245-2230

DEPARTMENT OF HEALTH**Board of Optometry**

RULE NO.: 64B13-6.001 RULE TITLE:
Fees

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. 44, November 9, 2002, issue of the Florida Administrative Weekly.

The changes are as follows:

1. Subsection (8) shall now read: The fee to be paid to place a license in inactive status shall be \$300.00.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF CHILDREN AND FAMILY SERVICES**Economic Self-Sufficiency Program**

RULE NO.: 65A-1.604 RULE TITLE:
Food Stamp Program Issuance

NOTICE OF WITHDRAWAL

Notice is hereby given that amendment of the above rule, as noticed in Vol. 28, No. 51, the December 20, 2002, issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES**Economic Self-Sufficiency Program**

RULE NO.: 65A-1.605 RULE TITLE:
Food Stamp Employment and
Training

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the cited proposed rule in accordance with subparagraph 120.54(3)(d)1., published in Vol. 28, No. 44, November 1, 2002, (date), issue of the Florida Administrative Weekly. The specific changes were made in response to recent changes in Food and Nutrition Services (FNS) regulations that require the designated Food Stamp agency to provide required work registration for individuals requesting food stamps who do not meet an exemption from participation in the food stamp program employment and training activities as a condition of eligibility for receipt of food stamps.

(1) No change.

(2) Each member of the assistance group (AG), who does not meet an exemption in accordance with 7 CFR subpart 273.7(b)(1), must work register for the Food Stamp FSET program as a condition of eligibility for the receipt of food stamps. If a head of household refuses to comply with Food Stamp program requirements without good cause at initial application or reapplication, the application will be denied for

that reason. The Economic Self-Sufficiency (ESS) specialist will use form CF-ES 2095, Food Stamp Work Registration, Jan 03, incorporated by reference, to work register each non-exempt member of the AG for the Food Stamp program. Applicants will be notified at application of the Food Stamp program work registration and to explain the employment and training requirements and possible penalties for noncompliance without good cause using form CF-ES 2097, Participation and Information Notice, July 02, incorporated by reference. Non-exempt head of households and AG members will be referred to the Regional Workforce Board (RWB) Service Center or contract provider when required to participate in assigned FSET employment and training activities using form CF-ES 2095, Food Stamp Work Registration, incorporated by reference, to complete FSET program work registration. ~~The Economic Self-Sufficiency (ESS) specialist must use form CF-ES 3083, Statement for Food Stamp Work Registrant, Sep. 00, incorporated by reference, to work register a non-exempt head of household or AG member(s) who resides in an area designated as remote by the department.~~

(3) through (4) No change.

(5) Able-Bodied Adults without Dependents (ABAWDs). Assistance Group members who meet the definition of an ABAWD in 7 CFR subpart 273.24 and are not exempt are referred to the RWB Service Center for Food Stamp program participation.

(a) Remote Areas. Assistance Group members subject to ABAWD provisions and living in areas designated as remote by the department must sign form CF-ES 2095 3083 to work register, but will not be required to participate in Food Stamp program activities as long as the area is designated remote.

~~(b) Non-Remote Areas. The AG member will be referred to the RWB Service Center to work register for the Food Stamp program employment and training activities using form CF-ES 2095. Proof of work registration must be provided prior to the authorization of food stamp benefits. If proof is not provided, the application will be denied for this reason.~~

(c) through (d) renumbered (b) through (c) No change.

(6) Copies of ~~CF-ES 3083, CF-ES 2097, and~~ CF-ES 2095 may be obtained from the Department of Children and Family Services, Economic Self-Sufficiency Services, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700.

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
66B-1	Cooperative Assistance Program
RULE NOS.:	RULE TITLES:
66B-1.003	Definitions
66B-1.008	Project Eligibility

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. 49, (December 6, 2002), issue of the Florida Administrative Weekly.

Text of proposed rule changes:

66B-1.003 Definitions.

The above proposed rule is amended for correction as such:

(22) "WATERWAYS" means the Atlantic Intracoastal Waterway, the Okeechobee Waterway in Martin County, the Barge Canal in Brevard County ~~west~~ east of the Port Canaveral Locks, the Rim Canal in Palm Beach County, the Dania Cut-Off Canal in Broward County, navigable natural rivers, bays, creeks or lagoons intersected by said waterways and all navigable natural creeks, rivers, bays or lagoons entering or extending from said waterways.

66B-1.008 Project Eligibility.

The above proposed rule is amended to clarify the permitting requirements for funding of in-water projects, as such:

(1)(d) Phasing of Projects: Applications for eligible waterway projects will be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work will be submitted along with the Phase I application for Board review. Applicants for construction projects that include elements that require state or federal environmental permits below mean high water will demonstrate that all required environmental permitting will be completed by the District's final TRIM hearing. This demonstration will be by the submission of the required environmental permit(s) or by the submission of a letter from the agency(s) stating that a permit is not required. Should the environmental permitting element of an application that has construction elements that require state or federal environmental permits below mean high water not be completed by the District's final TRIM hearing, the construction portion of the project will not be considered for funding. The District will not deviate from the funding schedule, whereby funding decisions are completed at the final TRIM hearing, to accommodate any application deficiency.

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
66B-2	Waterways Assistance Program
RULE NOS.:	RULE TITLES:
66B-2.003	Definitions
66B-2.008	Project Eligibility

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. 49, (December 6, 2002), issue of the Florida Administrative Weekly.

Text of proposed rule changes:

66B-2.003 Definitions.

The above proposed rule is amended for correction as such:

(25) "WATERWAYS" means the Atlantic Intracoastal Waterway, the Okeechobee Waterway in Martin County, the Barge Canal in Brevard County ~~west east~~ of the Port Canaveral Locks, the Rim Canal in Palm Beach County, the Dania Cut-Off Canal in Broward County, navigable natural rivers, bays, creeks or lagoons intersected by said waterways and all navigable natural creeks, rivers, bays or lagoons entering or extending from said waterways.

66B-2.008 Project Eligibility.

The above proposed rule is amended to clarify the permitting requirements for funding of in-water projects, as such:

(1)(d) Phasing of Projects: Applications for eligible waterway projects will be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work will be submitted along with the Phase I application for Board review. Applicants for construction projects that include elements that require state or federal environmental permits ~~below mean high water~~ will demonstrate that all required environmental permitting will be completed by the District's final TRIM hearing. This demonstration will be by the submission of the required environmental permit(s) or by the submission of a letter from the agency(s) stating that a permit is not required. Should the environmental permitting element of an application that has construction elements that require state or federal environmental permits ~~below mean high water~~ not be completed by the District's final TRIM hearing, the construction portion of the project will not be considered for funding. The District will not deviate from the funding schedule, whereby funding decisions are completed at the final TRIM hearing, to accommodate any application deficiency.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE:

Instant Game Number 453, \$5,000

MONEY MATCH

RULE NO.:

53ER03-4

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 453, "\$5,000 MONEY MATCH," for which the Department of the Lottery will start selling tickets on

a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value, 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:

53ER03-4 Instant Game Number 453, \$5,000 MONEY MATCH.

(1) Name of Game. Instant Game Number 453, "\$5,000 MONEY MATCH."

(2) Price. \$5,000 MONEY MATCH lottery tickets sell for \$1.00 per ticket.

(3) \$5,000 MONEY MATCH lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning \$5,000 MONEY MATCH 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 \$5,000 MONEY MATCH lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

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

INSERT SYMBOLS

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

INSERT SYMBOLS

(6) The legends are as follows:

INSERT SYMBOLS

(7) Determination of Prizewinners. A ticket having a prize in the "YOUR AMOUNTS" play area that matches the prize in the "LUCKY AMOUNT" play area shall entitle the claimant to that prize. A ticket may have up to six sets of matching prize amounts. The prizes are: TICKET, \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$1,000 and \$5,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a \$1.00 ticket, except as follows. A person who