

(d) The Department will retain the responsibilities for licensing of Substance Abuse Prevention and Treatment Providers, the designation of both private and public Baker Act receiving facilities, and the designation of Addictions Receiving Facilities.

(e) The Department will negotiate annually with the managing entity to determine performance measures, quality improvement goals, and the quality assurance activities of the managing entity.

(f) through (h) are deleted

Rulemaking Authority 394.9082(10) FS. Law Implemented 394.9082 FS. History--New_____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
69O-156.020 Prohibition Against Use of Genetic Information and Requests for Genetic Testing
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. 35, No. 30, July 31, 2009 issue of the Florida Administrative Weekly.

The rule will now read as follows:

69O-156.020 Prohibition Against Use of Genetic Information and Requests for Genetic Testing.

(1) An issuer of a Medicare supplement policy or certificate:

(a) Shall not deny or condition the issuance or effectiveness of the policy or certificate (including the imposition of any exclusion of benefits under the policy based on a preexisting condition) on the basis of the genetic information with respect to such individual; and

(b) Shall not discriminate in the pricing of the policy or certificate (including the adjustment of premium rates) of an individual on the basis of the genetic information with respect to such individual.

(2) Nothing in subsection 69O-156.020(1), F.A.C., shall be construed to limit the ability of an issuer, to the extent otherwise permitted by law, from:

(a) Denying or conditioning the issuance or effectiveness of the policy or certificate or increasing the premium for a group based on the manifestation of a disease or disorder of an insured or applicant; or

(b) Increasing the premium for any policy issued to an individual based on the manifestation of a disease or disorder of an individual who is covered under the policy (in such case, the manifestation of a disease or disorder in one individual cannot also be used as genetic information about other group members and to further increase the premium for the group).

(3) For the purposes of this Section only “Genetic information” means, with respect to any individual, information about such individual’s genetic tests, the genetic tests of family members of such individual, and the manifestation of a disease or disorder in family members of such individual. Such term includes, with respect to any individual, any request for, or receipt of, genetic services, or participation in clinical research which includes genetic services, by such individual or any family member of such individual. Any reference to genetic information concerning an individual or family member of an individual who is a pregnant woman, includes genetic information of any fetus carried by such pregnant woman, or with respect to an individual or family member utilizing reproductive technology, includes genetic information of any embryo legally held by an individual or family member. The term “genetic information” does not include information about the sex or age of any individual.

Rulemaking Authority 627.674 FS. Law Implemented 627.6741 FS. History--New_____.

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER09-41 Instant Game Number 1036, MONOPOLY™.

SUMMARY: Instant Game Number 1036, “MONOPOLY™,” 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, procedures to be followed on how to play the game, and the estimated number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-41 Instant Game Number 1036, MONOPOLY™.
(1) Name of Game. Instant Game Number 1036, “MONOPOLY™.”

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

(3) MONOPOLY lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MONOPOLY lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

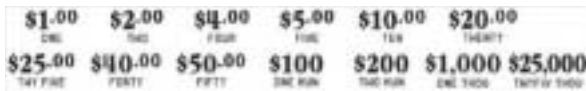
(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:



(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:



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



(7) The legends are as follows:

WINNING NUMBERS	YOUR NUMBERS	PRIZE
-----------------	--------------	-------

(8) Determination of Prize Winners.

(a) A ticket having a play symbol and corresponding play symbol caption in the “YOUR NUMBERS” play area that matches a play symbol and corresponding play symbol caption in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that play symbol.

(b) A ticket having a “GO” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to \$100. A

ticket having a “DOUBLE” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to double the prize shown for that symbol.

(c) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200, \$1,000 and \$25,000.

(9) Number and Size of Prizes. The estimated odds of winning, value, and number of prizes in Instant Game Number 1036 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 85 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.71	1,428,000
\$1 x 4	\$4	50.00	306,000
\$1 (TRAIN) + \$2	\$4	75.00	204,000
\$2 (TRAIN)	\$4	50.00	306,000
\$4	\$4	50.00	306,000
\$1 x 5	\$5	375.00	40,800
(\$1 x 3) + \$2	\$5	375.00	40,800
\$2 (TRAIN) + \$1	\$5	375.00	40,800
\$1 + \$4	\$5	375.00	40,800
\$5	\$5	375.00	40,800
\$1 x 10	\$10	250.00	61,200
\$2 x 5	\$10	250.00	61,200
\$5 x 2	\$10	250.00	61,200
\$5 (TRAIN)	\$10	250.00	61,200
\$10	\$10	250.00	61,200
\$2 x 10	\$20	750.00	20,400
\$4 x 5	\$20	750.00	20,400
\$10 x 2	\$20	750.00	20,400
\$10 (TRAIN)	\$20	750.00	20,400
\$20	\$20	750.00	20,400
\$4 x 10	\$40	1,125.00	13,600
\$10 x 4	\$40	1,800.00	8,500
(\$10 x 2) + \$20	\$40	1,800.00	8,500
\$20 (TRAIN)	\$40	1,800.00	8,500
\$40	\$40	1,800.00	8,500
\$5 x 10	\$50	1,875.00	8,160
\$10 x 5	\$50	2,000.00	7,650
(\$10 x 3) + \$20	\$50	2,000.00	7,650
\$10 + \$20 (TRAIN)	\$50	2,000.00	7,650
\$50	\$50	2,000.00	7,650
\$10 x 10	\$100	3,600.00	4,250
\$20 x 5	\$100	3,600.00	4,250
\$50 x 2	\$100	3,600.00	4,250
\$50 (TRAIN)	\$100	3,600.00	4,250
\$100 (GO)	\$100	3,600.00	4,250
\$20 x 10	\$200	18,000.00	850
\$25 (TRAIN) + \$50 + \$100 (GO)	\$200	18,000.00	850
\$50 (TRAIN) + \$100 (GO)	\$200	18,000.00	850
\$100 (TRAIN)	\$200	18,000.00	850
\$200	\$200	18,000.00	850
\$100 x 10	\$1,000	90,000.00	170
\$100 (TRAIN) + \$200 (TRAIN) + \$200 (TRAIN)	\$1,000	180,000.00	85
\$50 (TRAIN) + \$100 (GO) + \$200 (TRAIN) + (\$200 x 2)	\$1,000	180,000.00	85

\$200 x 5	\$1,000	180,000.00	85
\$1,000	\$1,000	180,000.00	85
\$25,000	\$25,000	765,000.00	20

(10) The estimated overall odds of winning some prize in Instant Game Number 1036 are 1 in 4.67.

(11) For reorders of Instant Game Number 1036, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for MONOPOLY lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 9-4-09.

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: September 4, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-42
RULE TITLE: Instant Game Number 1033, POWER 8's

SUMMARY: This emergency rule describes Instant Game Number 1033, "POWER 8's," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-42 Instant Game Number 1033, POWER 8's.

(1) Name of Game. Instant Game Number 1033, "POWER 8's."

(2) Price. POWER 8's lottery tickets sell for \$5.00 per ticket.

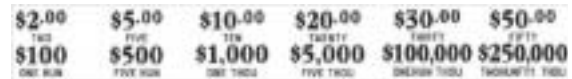
(3) POWER 8's lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area

on the ticket. To be a valid winning POWER 8's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

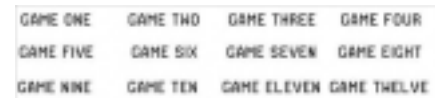
(4) The play symbols and play symbol captions are as follows:



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



(6) The legends are as follows:



(7) Determination of Prizewinners.

(a) There are twelve games on a ticket. Each game is played separately. A ticket having one (1) "8" symbol and corresponding caption in a game shall entitle the claimant to the prize shown for that game. A ticket having two (2) "8" symbols and corresponding captions in a game shall entitle the claimant to triple the prize shown for that game. A ticket having a "MULL" symbol and corresponding caption in a game shall entitle the claimant to all twelve prizes shown.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$20.00, \$30.00, \$50.00, \$100, \$500, \$1,000, \$5,000, \$100,000 and \$250,000.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 1033 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 86 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	1 IN 10.00	1,032,000
\$2 x 5	\$10	30.00	344,000
\$5 x 2	\$10	30.00	344,000
\$10	\$10	30.00	344,000
\$2 x 10	\$20	300.00	34,400
\$5 (TWO 8's) + \$5	\$20	300.00	34,400
\$5 x 4	\$20	300.00	34,400
\$10 x 2	\$20	300.00	34,400

\$20	\$20	300.00	34,400
(\$2 x 10) + (\$5 x 2) (STAR)	\$30	500.00	20,640
(\$5 x 2) + (\$10 x 2)	\$30	600.00	17,200
\$5 (TWO 8's) + \$5 + \$10	\$30	500.00	20,640
\$10 (TWO 8's)	\$30	500.00	20,640
\$30	\$30	750.00	13,760
\$10 x 5	\$50	1,200.00	8,600
(\$2 x 10) + \$10 + \$20 (\$10 x 2) + \$10 (TWO 8's)	\$50	1,200.00	8,600
\$10 (TWO 8's) + \$20	\$50	1,200.00	8,600
\$50	\$50	1,200.00	8,600
(\$5 x 6) + (\$10 x 5) + \$20 (STAR)	\$100	1,200.00	8,600
(\$10 x 4) + \$20 (TWO 8's)	\$100	1,500.00	6,880
\$10 x 10	\$100	1,500.00	6,880
(\$20 x 2) + \$20 (TWO 8's)	\$100	1,500.00	6,880
\$50 x 2	\$100	1,500.00	6,880
\$100	\$100	1,500.00	6,880
(\$20 x 5) + (\$50 x 6) + \$100 (STAR)	\$500	7,500.00	1,376
(\$20 x 10) + \$100 (TWO 8's)	\$500	10,000.00	1,032
\$50 x 10	\$500	10,000.00	1,032
\$50 (TWO 8's) + (\$100 x 3) + \$50	\$500	10,000.00	1,032
\$500	\$50	10,000.00	1,032
(\$50 x 8) + (\$100 x 3) + \$100 (TWO 8's)	\$1,000	40,000.00	258
(\$20 x 5) + (\$50 x 4) + (\$100 x 2) + \$500	\$1,000	40,000.00	258
\$100 x 10	\$1,000	40,000.00	258
\$500 x 2	\$1,000	40,000.00	258
\$1,000	\$1,000	40,000.00	258
\$500 x 10	\$5,000	60,000.00	172
\$5,000	\$5,000	60,000.00	172
\$100,000	\$100,000	1,032,000.00	10
\$250,000	\$250,000	1,720,000.00	6

(9) The estimated overall odds of winning some prize in Instant Game Number 1033 are 1 in 4.26. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 1033, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) By purchasing a POWER 8's lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(12) Payment of prizes for POWER 8's lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History--New 9-4-09.

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: September 4, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-43
 RULE TITLE: Instant Game Number 1037, WILD 7's

SUMMARY: This emergency rule describes Instant Game Number 1037, "WILD 7's," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

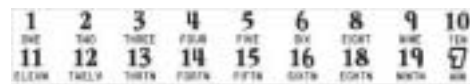
53ER09-43 Instant Game Number 1037, WILD 7's.

(1) Name of Game. Instant Game Number 1037, "WILD 7's."

(2) Price. WILD 7's lottery tickets sell for \$1.00 per ticket.

(3) WILD 7's lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning WILD 7's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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



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



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




(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the “YOUR NUMBERS” play area that matches the play symbol and corresponding play symbol caption in the “WINNING NUMBER” play area shall entitle the claimant to the corresponding prize shown for that symbol.

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

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$30.00, \$40.00, \$100 and \$5,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1037 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 66 POOLS OF TICKETS PER POOL
\$1	\$1	1 IN 10.71	240,000
\$1 x 2	\$2	30.00	1,478,400
\$2	\$2	30.00	528,000
\$1 x 4	\$4	150.00	528,000
(\$1 x 2) + \$2	\$4	300.00	105,600
\$2 x 2	\$4	150.00	52,800
\$4	\$4	150.00	105,600
\$1 x 5	\$5	750.00	21,120
(\$1 x 3) + \$2	\$5	750.00	21,120
\$1 + (\$2 x 2)	\$5	750.00	21,120
\$1 + \$4	\$5	750.00	21,120
\$5	\$5	750.00	21,120
\$2 x 5	\$10	500.00	31,680
(\$2 x 3) + \$4	\$10	500.00	31,680
\$1 + (\$2 x 2) + \$5	\$10	500.00	31,680
\$5 x 2	\$10	500.00	31,680
\$10	\$10	500.00	31,680
\$4 x 5	\$20	1,500.00	10,560
\$5 x 4	\$20	1,500.00	10,560

(\$5 x 2) + \$10	\$20	1,500.00	10,560
\$10 x 2	\$20	1,500.00	10,560
\$20	\$20	1,500.00	10,560
(\$5 x 4) + \$10	\$30	8,000.00	1,980
(\$5 x 2) + (\$10 x 2)	\$30	8,000.00	1,980
\$10 x 3	\$30	9,600.00	1,650
\$10 + \$20	\$30	9,600.00	1,650
\$30	\$30	9,600.00	1,650
(\$5 x 4) + \$20	\$40	8,000.00	1,980
(\$5 x 2) + (\$10 x 3)	\$40	8,000.00	1,980
(\$2 x 3) + \$4 + \$30	\$40	8,000.00	1,980
\$20 x 2	\$40	8,000.00	1,980
\$40	\$40	8,000.00	1,980
\$20 x 5	\$100	12,000.00	1,320
(\$5 x 2) + \$10 + (\$40 x 2)	\$100	12,000.00	1,320
(\$10 x 2) + \$20 + (\$30 x 2)	\$100	12,000.00	1,320
(\$20 x 2) + (\$30 x 2)	\$100	12,000.00	1,320
\$100	\$100	12,000.00	1,320
\$5,000	\$5,000	240,000.00	66

(10) The estimated overall odds of winning some prize in Instant Game Number 1037 are 1 in 4.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1037, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a WILD 7’s lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for WILD 7’s lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 9-4-09.

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: September 4, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-44
 RULE TITLE: Florida Gator FAN Experience
 Second Chance Promotion

SUMMARY: The Department of the Lottery will conduct a Florida Gator FAN Experience Second Chance Promotion between September 5, 2009 and November 30, 2009, in which special prizes will be awarded.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-44 Florida Gator FAN Experience Second Chance Promotion.

(1) From Saturday, September 5, 2009, through Friday, November 28, 2009, players who purchase a \$5 or more POWERBALL® ticket at a participating Kangaroo Express® retailer will receive a ticket voucher that can be entered into one (1) of three (3) promotions on the Florida Lottery Website: the Florida Gator FAN Experience Second Chance promotion, the Ultimate Canes® Experience Second Chance promotion or the VIP Florida FAN Experience Second Chance promotion.

(2) In the Florida Gator FAN Experience Second Chance promotion, five (5) second chance drawings will be held between September 14 and November 9, 2009 from entries received during the entry periods shown below. One (1) final drawing will be held on November 30, 2009 from all entries received between September 5 and midnight on the night before the drawing.

Players may enter as many times as they wish during the contest period. However, each valid voucher serial number may only be used one (1) time, for one (1) entry into one promotion. Entries received from the beginning of the entry period for a drawing through midnight ET on the night before the drawing will be included in the drawing. All entries received from September 5 through November 29, 2009, excluding entries selected as winners in the first five (5) drawings, will be included in the final drawing on November 30, 2009.

Drawing	Draw Date	From Entries Received
1	Monday, September 14, 2009	September 5 – September 13, 2009
2	Monday, September 28, 2009	September 14 – September 27, 2009
3	Monday, October 12, 2009	September 28 – October 11, 2009
4	Monday, October 26, 2009	October 12 – October 25, 2009
5	Monday, November 9, 2009	October 26 – November 8, 2009
6	Monday, November 30, 2009	September 5 – November 29, 2009

(3) In each of the first five (5) second chance drawings in the Florida Gator FAN Experience Second Chance promotion, two (2) winners will each receive one (1) \$25 Kangaroo Express gift card, \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first University of Florida® home game

scheduled after the prize claim deadline, two (2) Florida Gator hats and polo shirts, and one (1) Sonny’s Real Pit Bar-B-Q® feast for four. (Value – \$370).

The grand prize drawing will take place on November 30, 2009 and will award three (3) winners with the following prizes:

(a) The first entry drawn will win two (2) Florida Gator CROSSRUNNER™ scooters provided by UF®, one (1) Sonny’s Real Pit Bar-B-Q feast for four, one (1) \$50 Kangaroo Express gift card, two (2) Florida Gator hats and polo shirts and \$50 in Lottery Scratch-Off tickets. (Value – \$4,930).

(b) The second entry drawn will win two (2) season tickets for the 2010 UF football season, two (2) Florida Gator hats and polo shirts, one (1) \$25 Kangaroo Express gift card and \$25 in Lottery Scratch-Off tickets. (Value – \$790).

(c) The third entry drawn will win one (1) autographed football, two (2) Florida Gator hats and polo shirts, one (1) \$25 Kangaroo Express gift card and \$25 in Lottery Scratch-Off tickets. Value – \$380).

(4) To enter a voucher in the Florida Gator FAN Experience Second Chance Drawing, players must visit www.flalottery.com, the Sonny’s Bar-B-Q website at www.sonnysbbq.com or the Florida Gators® website at www.gatorzone.com, click on the Florida Gator FAN Experience Second Chance Drawing icon and follow the directions.

The voucher serial number is located on the front of the voucher below the instructions for entry. Vouchers cannot be entered into the drawing on the day of purchase. Players entering a voucher on the day of purchase will be directed to return at a later date to enter their voucher into the drawing. POWERBALL tickets cannot be used for entry in the drawing. The odds of winning are dependent upon the number of entries received. The voucher must be presented in order to claim a prize in the Florida Gator FAN Experience Second Chance drawing. Vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Vouchers or tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned.

(5) The prizewinners in the Florida Gator FAN Experience drawings will be posted on flalottery.com after the draw. The Florida Lottery will attempt to notify prizewinners in the first five (5) drawings by telephone or e-mail no later than two (2) days after the winners are drawn. If the Florida Lottery is unable to contact a prizewinner within four (4) days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded. The Florida Lottery will attempt to notify prizewinners in the Grand Prize drawing by telephone, certified mail or e-mail no later than one (1) week after the winners are drawn. If the Florida Lottery is unable to contact a winner in the November 30, 2009, Grand

Prize Drawing within three (3) weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(6) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim a Florida Gator FAN Experience drawing prize, a winner must submit for receipt by the Florida Lottery no later than five (5) days after being notified by the Lottery that he/she is a winner, the original valid voucher bearing the unique serial number selected in the drawing, a completed Winner Claim Form DOL-173-2 or DOL-173-2S, as referenced in Rule 53ER08-89, F.A.C., a copy of acceptable identification and a completed Authorization to Release Address Form DOL-473, Eff. 10/08. The Grand Prize winner in the November 30, 2009, Grand Prize Drawing will be required to submit a completed Release and Authorization form DOL-474, Eff. 10/08 in lieu of the Authorization to Release Address form. Forms DOL-473 and DOL-474 are hereby incorporated by reference and can be obtained from any Lottery office or on the Lottery's website www.flalottery.com. Claim Forms, which include a list of acceptable identification, are located in the Downloads section at flalottery.com, under the heading "Miscellaneous." Claim Forms are also available at Florida Lottery district offices. Winners who cannot produce a valid entry voucher and/or do not submit the required documents to the Lottery as set forth above will forfeit their right to claim the prize.

(7) In the event a prize is not claimed in time for the winner to use their game tickets for the scheduled game, reasonable effort will be made by the University of Florida to provide tickets for the next available home game in which the Florida Gators play. Fulfillment of all prizes other than the Scratch-Off tickets will be handled by the University of Florida staff.

(8) If a voucher bearing the serial number selected in the drawing is presented to the Lottery by a person other than the person who entered the number into the drawing, an investigation will be conducted by the Lottery to determine the person entitled to the prize.

(9) All federal, state and/or local taxes or other fees on the Florida Gator FAN Experience prizes will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. Because there is no cash from which to withhold taxes, a nonresident alien claimant who is selected as a winner will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien winner.

(10) No cash option is available in lieu of the prizes.

(11) The right to claim a prize cannot be assigned to another person or entity.

(12) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder, including the official Florida Gator FAN Experience Drawing rule. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule and the Florida Gator FAN Experience Drawing rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(13) 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 play.

(14) A player entering Florida Gator FAN Experience Drawing is deemed to have granted 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.

(15) The Florida Gator FAN Experience drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of the drawings will be available after the drawing on the Florida Lottery's Website at flalottery.com, and at participating Florida Lottery retailers.

Specific Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 9-4-09.

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: September 4, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.:	RULE TITLE:
53ER09-45	Ultimate Canes® Experience Second Chance Promotion

SUMMARY: The Department of the Lottery will conduct an Ultimate Canes® Experience Second Chance promotion between September 5, 2009 and November 30, 2009, in which special prizes will be awarded.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-45 Ultimate Canes® Experience Second Chance Promotion.

(1) From Saturday, September 5, 2009, through Friday, November 28, 2009, players who purchase a \$5 or more POWERBALL® ticket at a participating South Florida Publix® supermarket will receive a ticket voucher that can be

entered in one (1) of three (3) promotions on the Florida Lottery Website: the Ultimate Canes® Experience Second Chance promotion, the Florida Gator FAN Experience Second Chance promotion or the VIP Florida FAN Experience Second Chance promotion.

(2) In the Ultimate Canes Experience Second Chance promotion five (5) second chance drawings will be held between September 14 and November 9, 2009 from entries received during the entry periods shown below. One (1) final drawing will be held on November 30, 2009 from all entries received between September 5 and midnight on the night before the drawing.

Players may enter as many times as they wish during the contest period. However, each valid voucher serial number may only be used one (1) time, for one (1) entry into one promotion. Entries received from the beginning of the entry period for a drawing through midnight ET on the night before the drawing will be included in the drawing. All entries received from September 5 through November 29, 2009, excluding entries selected as winners in the first five (5) drawings, will be included in the final drawing on November 30, 2009. The draw dates are:

<u>Drawing</u>	<u>Draw Date</u>	<u>From Entries Received</u>
<u>1</u>	<u>Monday, September 14, 2009</u>	<u>September 5 – September 13, 2009</u>
<u>2</u>	<u>Monday, September 28, 2009</u>	<u>September 14 – September 27, 2009</u>
<u>3</u>	<u>Monday, October 12, 2009</u>	<u>September 28 – October 11, 2009</u>
<u>4</u>	<u>Monday, October 26, 2009</u>	<u>October 12 – October 25, 2009</u>
<u>5</u>	<u>Monday, November 9, 2009</u>	<u>October 26 – November 8, 2009</u>
<u>6</u>	<u>Monday, November 30, 2009</u>	<u>September 5 – November 29, 2009</u>

(3) In each of the first five (5) second chance drawings in the Ultimate Canes Experience Second Chance promotion, ten (10) winners will each receive one (1) \$25 Publix gift card, \$25 in Lottery Scratch-Off tickets, two (2) tickets to the first University of Miami® home football game scheduled after the prize claim deadline, and two (2) University of Miami hats and polo shirts. (Value – \$280).

The Grand Prize drawing will take place on Monday, November 30, 2009 and will award three (3) winners with the following prizes:

(a) The first entry drawn will win two (2) tickets to the University of Miami bowl* game at the conclusion of the 2009 season, one (1) hotel room for two nights, airfare for two from anywhere in the U.S to the city in which the bowl game will be held, one (1) autographed Randy Shannon football, two (2) UM™ hats and polo shirts, one (1) \$100 Publix gift card and \$100 in Lottery Scratch-Off tickets. (Value – \$1,930)

(b) The second entry drawn will win two (2) season tickets for the 2010 UM football season, two (2) UM hats and polo shirts, one (1) \$75 Publix gift card and \$75 in Lottery Scratch-Off tickets. (Value – \$980)

(c) The third entry drawn will win four (4) tickets to a 2010 UM home football game, one (1) \$50 Publix gift card and \$50 in Lottery Scratch-Off tickets. (Value – \$360)

* If the Miami Hurricanes™ do not play in a bowl game at the conclusion of the 2009-2010 season, or if the first Grand Prize is not claimed in time for the winner to use the trip for the 2009-2010 bowl game, the trip will be for the next end of season bowl game in which the Miami Hurricanes play.

(4) To enter a voucher in the Ultimate Canes Experience Second Chance Drawing, players must visit www.flalottery.com or the Hurricanes website at www.hurricanesports.com, click on the Ultimate Canes Experience Second Chance Drawing icon and follow the directions. The voucher serial number is located on the front of the voucher below the instructions for entry. Vouchers cannot be entered in the drawing on the day of purchase. Players entering a voucher on the day of purchase will be directed to return at a later date to enter their voucher in the drawing. POWERBALL tickets cannot be used for entry in the drawing. The odds of winning are dependent upon the number of entries received. The voucher must be presented in order to claim a prize in the Ultimate Canes Experience Second Chance drawing. Vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Vouchers or tickets received in the mail by the Florida Lottery will not be entered in the drawing and will not be returned.

(5) The prizewinners in the Ultimate Canes Experience drawings will be posted on flalottery.com after the draw. The Florida Lottery will attempt to notify prizewinners in the first five (5) drawings by telephone or e-mail no later than two (2) days after the winners are drawn. If the Florida Lottery is unable to contact a prizewinner within four (4) days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded. The Florida Lottery will attempt to notify prizewinners in the Grand Prize drawing by telephone, certified mail or e-mail no later than one (1) week after the winners are drawn. If the Florida Lottery is unable to contact a winner in the November 30, 2009, Grand Prize Drawing within three (3) weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(6) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim an Ultimate Canes Experience drawing prize, a winner must submit for receipt by the Florida Lottery no later than five (5) days after being notified by the Lottery that he/she is a winner, the original valid voucher bearing the unique serial number selected in the drawing, a completed Winner Claim Form DOL-173-2 or DOL-173-2S, as referenced in Rule 53ER08-89, F.A.C., a copy of acceptable identification and a completed Authorization to Release Address Form DOL-473, Eff. 10/08. The Grand Prize winner in the November 30, 2009, Grand Prize Drawing will be required to submit a completed Release and Authorization form DOL-474, Eff. 10/08 in lieu of the Authorization to

Release Address form. Forms DOL-473 and DOL-474 are hereby incorporated by reference and can be obtained from any Lottery office or on the Lottery's website www.flalottery.com. Claim Forms, which include a list of acceptable identification, are located in the Downloads section at flalottery.com, under the heading "Miscellaneous." Claim Forms are also available at Florida Lottery district offices. Winners who cannot produce a valid entry voucher and/or do not submit the required documents to the Lottery as set forth above will forfeit their right to claim the prize.

(7) In the event a prize is not claimed in time for the winner to use the game tickets for the scheduled game, reasonable efforts will be made by the University of Miami to provide tickets for the next available home game in which the Miami Hurricanes play. Fulfillment of all prizes other than the Scratch-Off tickets will be handled by the University of Miami staff.

(8) If a voucher bearing the serial number selected in the drawing is presented to the Lottery by a person other than the person who entered the number in the drawing, an investigation will be conducted by the Lottery to determine the person entitled to the prize.

(9) All federal, state and/or local taxes or other fees on the Ultimate Canes Experience prizes will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. Because there is no cash from which to withhold taxes, a nonresident alien claimant who is selected as a winner will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien winner.

(10) No cash option is available in lieu of the prizes.

(11) The right to claim a prize cannot be assigned to another person or entity.

(12) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder, including the official Ultimate Canes Experience Drawing rule. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule and the Ultimate Canes Experience Drawing rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(13) 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 play.

(14) A player entering the Ultimate Canes Experience drawings is deemed to have granted 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.

(15) The Ultimate Canes Experience drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of the drawings will be available after the drawing on the Florida Lottery's Web site at flalottery.com and at participating Florida Lottery retailers.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 9-4-09.

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: September 4, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.:
53ER09-46

RULE TITLE:
VIP Football FAN Experience
Second Chance Promotion

SUMMARY: The Department of the Lottery will conduct a VIP Football FAN Experience Second Chance promotion between September 5, 2009 and November 30, 2009, in which special prizes will be awarded.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-46 VIP Football FAN Experience Second Chance Promotion.

(1) From Saturday, September 5, 2009, through Friday, November 28, 2009, players who purchase a \$5 or more POWERBALL® ticket at a participating north Florida Publix® Super Market will receive a ticket voucher that can be entered into one (1) of three (3) promotions on the Florida Lottery Website: the VIP Football FAN Experience Second Chance promotion, the Ultimate Canes® Experience Second Chance promotion or the Florida Gator FAN Experience Second Chance promotion.

(2) In the VIP Football FAN Experience Second Chance promotion, five (5) second chance drawings will be held between September 14 and November 9, 2009 from entries received during the entry periods shown below. One (1) final drawing will be held on November 30, 2009 from all entries received between September 5 and midnight on the night before the drawing.

Players may enter as many times as they wish during the contest period. However, each valid voucher serial number may only be used one (1) time, for one (1) entry into one promotion. Entries received from the beginning of the entry

period for a drawing through midnight ET on the night before the drawing will be included in the drawing. All entries received from September 5 through November 29, 2009, excluding entries selected as winners in the first five (5) drawings, will be included in the final drawing on November 30, 2009. The draw dates are:

Drawing	Draw Date	From Entries Received
1	Monday, September 14, 2009	September 5 – September 13, 2009
2	Monday, September 28, 2009	September 14 – September 27, 2009
3	Monday, October 12, 2009	September 28 – October 11, 2009
4	Monday, October 26, 2009	October 12 – October 25, 2009
5	Monday, November 9, 2009	October 26 – November 8, 2009
6	Monday, November 30, 2009	September 5 – November 29, 2009

(3) In each of the first five (5) second chance drawings in the VIP Football FAN Experience Second Chance promotion, ten (10) winners will each receive one (1) \$25 Publix gift card, \$25 in Lottery Scratch-Off tickets, a choice of two (2) tickets to the first Florida State University® or University of Central Florida® home football game scheduled after the prize claim deadline, and a choice of two (2) Florida State University or two (2) University of Central Florida hats or polo shirts. (Value – \$250).

The grand prize drawing will take place on November 30, 2009 and will award three (3) winners with the following prizes:

(a) The first entry drawn will win the choice of two (2) tickets to the FSU® or UCF® bowl* game at the conclusion of the 2009 season, one (1) hotel room for two nights, airfare for two from anywhere in the U.S to the city in which the bowl game will be held, choice of one (1) autographed Bobby Bowden or George O’Leary football, choice of two (2) FSU or UCF hats and polo shirts, one (1) \$100 Publix gift card and \$100 in Lottery Scratch-Off tickets. (Value – \$1,930)

(b) The second entry drawn will win the choice of two (2) season tickets for the 2010 FSU or UCF football season, choice of two (2) FSU or UCF hats and polo shirts, one (1) \$75 Publix gift card and \$75 in Lottery Scratch-Off tickets. (Value – \$930)

(c) The third entry drawn will win the choice of four (4) tickets to a 2010 FSU or UCF home football game, one (1) \$50 Publix gift card and \$50 in Lottery Scratch-Off tickets. (Value – \$370).

* If the Florida State Seminoles® or University of Central Florida do not play in a bowl game at the conclusion of the 2009-2010 season or if the first place Grand Prize is not claimed in time for the winner to use the trip for the 2009-2010 bowl game, the trip will be for the next end of season bowl game in which the Florida State Seminoles or the University of Central Florida play.

(4) To enter a voucher in the VIP Football FAN Experience Second Chance Drawing, players must visit www.flalottery.com, or the Seminoles Web site at www.seminoles.com, or the Golden Knights® website at

www.ucfathletics.com, click on the VIP Football FAN Experience Second Chance Drawing icon and follow the directions.

The voucher serial number is located on the front of the voucher below the instructions for entry. Vouchers cannot be entered into the drawing on the day of purchase. Players entering a voucher on the day of purchase will be directed to return at a later date to enter their voucher in the drawing. POWERBALL tickets cannot be used for entry in the drawing. The odds of winning are dependent upon the number of entries received. The voucher must be presented in order to claim a prize in the VIP Football FAN Experience Second Chance Drawing. Vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Vouchers or tickets received in the mail by the Florida Lottery will not be entered in the drawing and will not be returned.

(5) The prizewinners in the VIP Football FAN Experience drawings will be posted on flalottery.com after the draw. The Florida Lottery will attempt to notify prizewinners in the first five (5) drawings by telephone or e-mail no later than two (2) days after the winners are drawn. If the Florida Lottery is unable to contact a prizewinner within four (4) days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded. The Florida Lottery will attempt to notify prizewinners in the Grand Prize drawing by telephone, certified mail or e-mail no later than one (1) week after the winners are drawn. If the Florida Lottery is unable to contact a winner in the November 30, 2009, Grand Prize Drawing within three (3) weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(6) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim an VIP Football FAN Experience drawing prize, a winner must submit for receipt by the Florida Lottery no later than five (5) days after being notified by the Lottery that he/she is a winner, the original valid voucher bearing the unique serial number selected in the drawing, a completed Winner Claim Form DOL-173-2 or DOL-173-2S, as referenced in Rule 53ER08-89, F.A.C., a copy of acceptable identification and a completed Authorization to Release Address Form DOL-473, Eff. 10/08. The Grand Prize winner in the November 30, 2009, Grand Prize Drawing will be required to submit a completed Release and Authorization form DOL-474, Eff. 10/08 in lieu of the Authorization to Release Address form. Forms DOL-473 and DOL-474 are hereby incorporated by reference and can be obtained from any Lottery office or on the Lottery’s website www.flalottery.com. Claim Forms, which include a list of acceptable identification, are located in the Downloads section at flalottery.com, under the heading “Miscellaneous.” Claim Forms are also available at Florida Lottery district offices. Winners who cannot produce

a valid entry voucher and/or do not submit the required documents to the Lottery as set forth above will forfeit their right to claim the prize.

(7) In the event a prize is not claimed in time for the winner to use the game tickets for the scheduled game, reasonable efforts will be made by Florida State University and University of Central Florida to provide tickets for the next available home game in which the Florida State Seminoles and the University of Central Florida play. Fulfillment of all prizes other than the Scratch-Off tickets will be handled by Florida State University and University of Central Florida staff.

(8) If a voucher bearing the serial number selected in the drawing is presented to the Lottery by a person other than the person who entered the number into the drawing, an investigation will be conducted by the Lottery to determine the person entitled to award of the prize.

(9) All federal, state and/or local taxes or other fees on the VIP Football FAN Experience prizes will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. Because there is no cash from which to withhold taxes, a nonresident alien claimant who is selected as a winner will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien winner.

(10) No cash option is available in lieu of the prizes.

(11) The right to claim a prize cannot be assigned to another person or entity.

(12) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder, including the official VIP Football FAN Experience Drawing rule. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule and the VIP Football FAN Experience Drawing rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(13) 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 play.

(14) A player entering the VIP Football FAN Experience Drawing is deemed to have granted 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.

(15) The VIP Football FAN Experience Drawing shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public

accounting firm. The results of the drawings will be available after the drawing on the Florida Lottery's Website at flalottery.com, and at participating Florida Lottery retailers.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 9-4-09.

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: September 4, 2009

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN that on September 8, 2009, the Department of Education has issued an order.

The Department of Education has issued an Order Denying Emergency Petition for Waiver or Variance of subsections 6A-1.039(3)(a)2. and (4), F.A.C., as the Petition did not identify specific facts constituting an emergency situation. As such, the Petition will be reviewed on a non-emergency basis as set forth in Section 120.542, Florida Statutes.

A copy of the Order may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, lynn.abbott@fldoe.org or (850)245-9661.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that on September 1, 2009, the Department of Community Affairs, received a petition for Waiver of a portion of Rule 9K-7.003, F.A.C., for Florida Communities Trust Lake Dan Preserve – Phase Two Project. The Petition was filed by Hillsborough County and assigned the case number DCA09-WAI-303.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paula Ford, Agency Clerk, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on September 8, 2009, the South Florida Water Management District (District), received a petition for waiver from Florida Department of Transportation, Application No. 09-0806-2M for a Modification of Right of