

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

**REGIONAL PLANNING COUNCILS**

**North Central Florida Regional Planning Council**

RULE NO.:                   RULE TITLE:  
29C-9.001                   Strategic Regional Policy Plan  
                                  NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 10, March 11, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Prescription Drug Monitoring Program**

RULE NOS.:                RULE TITLES:  
64K-1.001                Patient Advisory Alerts and Reports  
64K-1.003                Accessing Database  
64K-1.004                Management and Operation of  
                                  Database  
64K-1.005                Storage and Security of Information  
64K-1.006                Program Evaluation and Other

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 36, September 10, 2010 issue of the Florida Administrative Weekly.

Notice is given that the following correction has been made to the Summary of the Statement of Estimated Regulatory Costs in proposed Rules 64K-1.001, 64K-1.003, 64K-1.004, 64K-1.005, and 64K-1.006, F.A.C., in Vol. 36, No. 36, September 10, 2010, issue of the Florida Administrative Weekly as corrected by the Notice of Correction in Vol. 36, No. 44, November 5, 2010, issue of the Florida Administrative Weekly.

The FAMU College of Pharmacy and Pharmaceutical Sciences, Division of Economic, Social, and Administrative Pharmacy prepared an economic analysis for Rule 64K-1.004, F.A.C., which was used to prepare and was incorporated within a revised SERC prepared in compliance with Chapter 2010-279, Laws of Florida. Rule 64K-1.004, F.A.C., was the rule that required preparation of a SERC.

The SERC economic analysis shows that the proposed rules are not likely to adversely impact economic growth, job creation, investment, business competitiveness, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after implementation. Transactional costs for small pharmacies average approximately \$20 per transaction and 90% of the pharmacies can submit data over the web. Also, patients may elect the costs for travel to the Program office to

request their records. However, the transactional costs are low and the proposed rules will not increase regulatory costs in excess of \$1 million in the aggregate within 5 years after implementation. The Program is not funded from state funds so the rules will not affect costs to the agency, other governmental agencies, or state revenues. The rules are not expected to effect small counties or cities and alternatives to the proposal were not submitted to the agency.

**FISH AND WILDLIFE CONSERVATION**  
**COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:                   RULE TITLE:  
68A-9.004                   Permits for Hunting or Other  
                                  Recreational Use on Wildlife  
                                  Management Areas

**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. 37, No. 3, January 21, 2011 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68A-9.004 has been changed to include the following revised subsection:

(1) In addition to other licenses, permits and stamps required by law, stamp requirements for hunting, camping, fishing, or other recreational uses on lands owned, leased or managed by the Commission or the State of Florida for the use and benefit of the Commission shall be as provided by Section 379.354(8)(g) and (h), F.S.

(a) through (b) No change.

(c) The total number of permits available for each of the following privately owned wildlife management areas established pursuant to Section 379.354(8)(h)1., F.S., shall be:

- 1. through 5. No change.
- 6. Gulf Hammock – ~~550 unlimited~~
- 7. No change.

(d) through (f) No change.

No other changes were made to the rule amendments as proposed.

**FISH AND WILDLIFE CONSERVATION**  
**COMMISSION**

**Marine Fisheries**

RULE NO.:                   RULE TITLE:  
68B-13.010                   Stone Crab Trap Limitation Program  
                                  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. 37, No. 3, January 21, 2011 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68B-13.010 has been changed to include the following revised paragraph:

(3)(d) Transfer of any certificates shall, within 72 hours thereof, be reported on Commission Form DMF-SL3000 (02-11) ~~(07-04)~~ (Stone Crab Trap Certificate Transfer Application, found online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-00197>), incorporated herein by reference, which has been signed by both parties, notarized and hand delivered or sent by certified mail, return receipt requested, to the Commission for recording in the seller's and purchaser's trap certificate accounts. No transfer of any certificates will be effective, resulting in the issuance of transfer tags, until:

- 1. through 4. No change.

No other changes were made to the rule amendments as proposed.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-42.0065  
 RULE TITLE: Commercial Requirements; Endorsements; Requalifying; Appeals; Leasing; Transferability

**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. 37, No. 3, January 21, 2011 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68B-42.0065 has been changed to include the following revised paragraph:

(16)(j) A person who wishes to transfer a tiered endorsement shall submit a notarized statement of intent, that has been signed by both parties to the transaction, hand delivered, or sent by certified mail, return receipt requested, to the Commission between May 1 and the end of February. Requests received by the Commission before May 1 or postmarked after the end of February of the current license year will not be processed. A transfer request must be received by the Commission within three days of the date of the notarized signature of the intended recipient. The statement of intent (Form DMF-SL4120 (02-11), Marine Life Endorsement Transfer Form, found online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-00198>), ~~(2-05)~~, incorporated herein by reference) shall include the following information:

- 1. through 3. No change.

No other changes were made to the rule amendments as proposed.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Resources**

RULE NO.: 68E-18.005  
 RULE TITLE: Transfer of Certificates

**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. 37, No. 3, January 21, 2011 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68E-18.005 has been changed to include the following revised subsection:

(4) All transfers must be submitted on a notarized copy of Commission form FWC 20-173 (02-11) (Spiny Lobster Trap Certificate Transfer Application, found online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-00200>), ("Spiny Lobster Trap Tag Transfer"), Form No. FWC 20-173, December 1993, and which is hereby incorporated by reference), ~~may be obtained by contacting the local Division of Law Enforcement Office, and notarized.~~ No other form will be accepted. Both parties to the transfer must state the value paid and received for the certificates and list the tag audit numbers included in the transfer. Fraudulent statements of value paid or received for certificates by either the transferor or transferee will result in the denial of the transfer, and refer the matter to the appropriate authorities for other disposition.

No other changes were made to the rule amendments as proposed.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NOS.: 69A-62.021  
 RULE TITLES: General Guidelines for Firefighter Employer Comprehensive Safety and Health Programs

69A-62.022  
 Firefighter Employer Comprehensive Safety and Health Remediation Plan

**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. 36, No. 47, November 24, 2010 issue of the Florida Administrative Weekly.

69A-62.021(3)(b) Instructional training for supervisors which includes to include National Incident Management System (NIMS) training as outlined in Homeland Security Presidential Directive 5 (HSPD 5), adopted herein by reference. A copy of the document can be obtained at <http://www.fas.org/irp/offdoes/nspd/hspd-5.html>. ~~Supervisors shall receive additional training commensurate to their duties of management, incident command, and control.~~

(d) The firefighter employer shall ensure and document that each authorized emergency vehicle operator has completed a 16-hour course of instruction, ~~approved by the division,~~ on driving an authorized emergency vehicle, as defined by Section 316.003(1), F.S., which includes, at a minimum, classroom and behind-the-wheel training in a vehicle of the largest size, type and class used for emergency response by the firefighter employer as the emergency vehicle operator may be assigned to operate. Additionally, emergency vehicle operators shall be familiarized with any firefighter employer all vehicles prior to operating the vehicle. The training shall consist of the following:

69A-62.022

Rulemaking Specific Authority 633.803, 633.809, 633.813 FS. Law Implemented 633.809, 633.811, 633.817 FS. History—New 9-6-04, Amended 6-6-07, \_\_\_\_\_.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER11-17                      RULE TITLE: LUCKY 7 RAFFLE™

SUMMARY: This emergency rule describes the on-line game “LUCKY 7 RAFFLE™,” for which the Department of the Lottery will sell tickets beginning March 21, 2011.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Louisa H. Warren, Senior Attorney, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-17 LUCKY 7 RAFFLE™

(1) LUCKY 7 RAFFLE™ is a number-match game with a limited number of tickets available that will be sold within a limited sales period.

(2) Each LUCKY 7 RAFFLE ticket costs \$10.

(3) LUCKY 7 RAFFLE tickets will go on sale Monday, March 21, 2011. Sales of LUCKY 7 RAFFLE tickets will cease immediately after the 1,000,000th ticket is sold or at midnight on May 4, 2011, whichever occurs first. With the first 100,000 LUCKY 7 RAFFLE tickets sold, a free FLORIDA LOTTO™ Quick Pick ticket for the next available draw will print automatically. A message will print on the player’s LUCKY 7 RAFFLE ticket to alert players of their free ticket.

(4) Each LUCKY 7 RAFFLE ticket will contain a unique ticket number that will be automatically entered in the LUCKY 7 RAFFLE drawing on May 5, 2011. The overall odds of winning a prize in the LUCKY 7 RAFFLE drawing are 1 in 1,276 if all 1,000,000 tickets are sold.

(5) LUCKY 7 RAFFLE tickets will automatically print from the terminal with ticket numbers issued in sequential order from 0000001 to 1000000 as they are sold throughout the state. Each LUCKY 7 RAFFLE ticket will contain only one ticket number. Players cannot select their own ticket numbers.

(6) LUCKY 7 RAFFLE tickets cannot be cancelled.

(7) A random computerized drawing from among all LUCKY 7 RAFFLE ticket numbers issued during the sales period will be held on May 5, 2011. A total of 784 prizes will be awarded. Prizes will be awarded in the order drawn. The first through 7th numbers drawn will win the top prize of \$700,000 cash. The 8th through 14th numbers drawn will win \$70,000, and will be alternates in the order drawn, for a \$700,000 prize in the event a top prize is not claimed within the 180-day claim period. The 15th through 84th numbers drawn will win \$700, and the 85th through the 784th numbers drawn will win \$70.

Draw Order	Prize
1-7	\$700,000
8-14	\$70,000
15-84	\$700
85-784	\$70

(8) The LUCKY 7 RAFFLE drawing will be held on May 5, 2011, and shall be public and witnessed by an accountant employed by an independent certified public accounting firm. Winning numbers will be available after the drawing on the Florida Lottery’s Web site at flalottery.com, by phone at (850)921-7529, or at a Lottery retailer.

(9) Winning LUCKY 7 RAFFLE tickets of \$70 can be claimed at a Lottery retailer. Winning LUCKY 7 RAFFLE tickets of \$700 and \$70,000 must be presented to a Florida Lottery office for payment. Tickets winning \$700,000 must be claimed at Lottery headquarters. Information about procedures for filing a claim can be obtained at flalottery.com or by calling (850)487-7787 (TDD (850)487-7784). LUCKY 7 RAFFLE tickets are the only valid receipts to redeem a prize.

(10) LUCKY 7 RAFFLE prizes must be claimed within 180 days from the date of the drawing (November 1, 2011).

(11) If a winning LUCKY 7 RAFFLE ticket bearing any of the first seven (7) winning numbers is not presented to a Florida Lottery office for payment within 180 days from the date of the drawing, the 8th through 14th prizewinners who have claimed their prize within the 180-day claim period will be used in the order in which they were drawn to select alternate winners for the \$700,000 top prize. The alternate winner will be awarded the difference between the \$70,000 prize and the \$700,000 prize.

If applicable, the Florida Lottery will attempt to notify, for a period of two (2) weeks, the first alternate drawn in the \$70,000 prize category, who will be awarded the higher prize. If the Florida Lottery is unable to contact the first alternate, the Florida Lottery will attempt to notify, for a period of two (2)