

~~(5)(6)~~ All information from the database disseminated in any form by the Program to any entity is considered protected health information and the use of it is governed by any and all applicable federal and state laws. ~~Authorized entities receiving such information shall maintain the information for up to 24 months before purging it from the records or shall maintain it for longer than 24 months if advised that the information is pertinent to an ongoing disciplinary or law enforcement investigation or prosecution.~~

~~(6)(7)~~(a) A patient, health care provider, prescriber, or dispenser is authorized to submit to the Program an electronic request for the correction of erroneous information in the database. The request shall include:

1. A statement explaining in detail the basis for the requested correction;
2. The precise change requested;
3. Documentation establishing the error and the correct information;
4. The requester's name, address, telephone number, and license number if licensed as a health care provider in Florida.

(b) The Program manager or designated staff will review all requests to correct information in the database and will contact the entity that provided the data under review. If the reporter of the data concurs that the data should be corrected as requested, the reporter ~~Program~~ will make the correction. If the reporter does not agree, the reporter ~~correction~~ will not enter the correction ~~be entered~~. The entity or person requesting the correction will be notified of whether the correction has been made ~~the Program's determination~~.

64K-1.005 ~~Storage and Security of Information.~~

Breaches in database security discovered by the Program manager or designated staff must be reported to the Department and to law enforcement within one business day of discovery of the breach. System users who become aware of a breach in security must report the suspected breach to the Program manager or designated staff ~~Department~~ as soon as possible, but ~~or~~ no later than one business day after its discovery.

64K-1.006 Program Evaluation ~~and Other.~~

Beginning in October 2011, the Department shall evaluate the Program to prepare a report to the Legislature and Governor by December 1 of each year using the performance measures specified in Section ~~s.~~ 893.055(8), F.S.

**DEPARTMENT OF HEALTH**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.:                      RULE TITLE:  
69K-23.003                      Renewal of direct disposer licenses

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 30, July 29, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV  
Emergency Rules**

**DEPARTMENT OF REVENUE**

**Property Tax Oversight Program**

RULE NO.:	RULE TITLE:
12DER11-16	Form for Use to Attempt to Establish Adverse Possession Without Color of Title

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Chapter 2011-107 (Senate Bill 1142), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 6 months and that could be renewed. This act further provides that all conditions imposed by Sections 120.536(1) and 120.54(4), Florida Statutes, (Section 1 of Chapter 2011-107) were deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2011-107 (Senate Bill 1142), Laws of Florida. The law provides that these emergency rules remain in effect for a period of 6 months and that they may be renewed. The form included here is based on the requirements of Chapter 2011-107 (Senate Bill 1142), Laws of Florida, as passed by the Legislature, and will amend the form based on the changes to Section 95.18, F.S. The Department of Revenue has taken action to inform interested parties about the form that is being amended to implement this amended law, and to give such parties an opportunity to review and comment. These interested parties include Property Appraisers and interested parties who have told the Department that they want to receive all information associated with property tax rulemaking.

SUMMARY: Section 1 of Chapter 2011-107, (Senate Bill 1142), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 6 months and that could be renewed. The purpose of this emergency rule is provide a procedure and form for applicants who apply to claim adverse possession and property appraisers to implement the new requirements from the provisions of the amended Section 95.18, F.S. Form DR-452, Return of Real Property in Attempt to Establish Adverse Possession Without Color of Title, is amended to include the amended provisions of Section 95.18, F.S. and is posted to our website at: <http://dor.myflorida.com/dor/property/forms/#5>.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Janice Forrester, Department of Revenue, Property Tax Technical Unit, 2450 Shumard Oak Blvd., Tallahassee, Florida 32399-0100, telephone (850)617-8886, Fax (850)617-6112, email address: forrestj@dor.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER11-16 Form for Use to Attempt to Establish Adverse Possession Without Color of Title.

(1) This rule applies to real property being claimed as adversely possessed under Section 95.18 Florida Statutes, Chapter 2011-107 (Senate Bill 1142), Laws of Florida.

(2) The Department of Revenue adopts and incorporates in this rule by reference the following form: DR-452, Return of Real Property in Attempt to Establish Adverse Possession Without Color of Title (R. 08/11). This is the form to be used by persons claiming adverse possession without color of title.

(3) Copies of this form are available, without cost, by downloading the selected form from the Department's Internet site at <http://dor.myflorida.com/dor/property/forms/>. Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331.

Rulemaking Authority Section 1 of Ch. 2011-107, L.O.F. Law Implemented Section 1 of Ch. 2011-107, L.O.F. History--New 8-19-11.

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: August 19, 2011

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-43  
 RULE TITLE: Instant Game Number 1120, CROSSWORD

SUMMARY: This emergency rule describes Instant Game Number 1120, "CROSSWORD," 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: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-43 Instant Game Number 1120, CROSSWORD.

(1) Name of Game. Instant Game Number 1120, "CROSSWORD."

(2) Price. CROSSWORD lottery tickets sell for \$3.00 per ticket.

(3) "CROSSWORD" 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 CROSSWORD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR LETTERS" play symbols are as follows:

A B C D E F G H I J K L M  
 N O P Q R S T U V W X Y Z

(5) The "CROSSWORD PUZZLE" play symbols are as follows:

A B C D E F G H I J K L M  
 N O P Q R S T U V W X Y Z

(6) The legend is as follows:

YOUR LETTERS

(7) The prizes are: \$3, \$6, \$10, \$20, \$30, \$50, \$100, \$200, \$1,000 and \$50,000.

(8) Determination of Prizewinners.

The holder of a ticket whose letters (Play Symbols) under the caption YOUR LETTERS match the letters (Play Symbols) in the CROSSWORD PUZZLE to form at least two (2) different complete words wins the corresponding prize in the PRIZE LEGEND for the total number of words matched. A "word" must contain at least three (3) letters. A "word" cannot be formed by linking letters diagonally or by reading the letters from the bottom to top or right to left. Letters combined to form a "word" must appear in an unbroken horizontal or vertical string of letters in the CROSSWORD PUZZLE that is not interrupted by a blank space and contains every single letter square between two blank spaces. Every letter in the unbroken string must be revealed in YOUR LETTERS and be included to form a "word." The possible complete words are shown in the CROSSWORD PUZZLE. Each possible complete word consists of three or more letters and occupies an entire word space. All of the letters in a possible complete word must be matched in order to complete the word. The three letters that appear in the YOUR LETTERS box under the scratch-off coating on the ticket that are smaller in size than the 18 YOUR LETTERS, are not play symbols to be used in playing the game.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 1120 are as follows:

REVEAL 2 OR MORE COMPLETE WORDS	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 84 POOLS OF 180,000 TICKETS PER POOL
2 WORDS	\$3	10.00	1,512,000
3 WORDS	\$6	12.50	1,209,600
4 WORDS	\$10	25.00	604,800
5 WORDS	\$20	100.00	151,200
6 WORDS	\$30	180.00	84,000
7 WORDS	\$50	225.00	67,200
8 WORDS	\$100	600.00	25,200
9 WORDS	\$200	3,000.00	5,040
10 WORDS	\$1,000	45,000.00	336
11 WORDS	\$50,000	756,000.00	20

(10) The estimated overall odds of winning some prize in Instant Game Number 1120 are 1 in 4.13. 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 1120, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for CROSSWORD lottery tickets shall be made in accordance with the rule 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 8-22-11.

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: August 22, 2011

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-44  
 RULE TITLE: Instant Game Number 1121, WILD NUMBER BINGO

SUMMARY: This emergency rule relates to the Instant Game Number 1121, “WILD NUMBER BINGO” 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; and the 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:

53ER11-44 Instant Game Number 1121, “WILD NUMBER BINGO.”

(1) Name of Game. Instant Game Number 1121, “WILD NUMBER BINGO”.

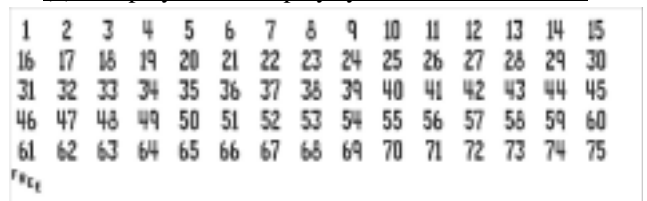
(2) Price. WILD NUMBER BINGO lottery tickets sell for \$3.00 per ticket.

(3) WILD NUMBER BINGO lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning WILD NUMBER BINGO lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The “CALLER’S CARD” play symbols are as follows:



(5) The player’s cards play symbols are as follows:



(6) The legend is as follows:



(7) The “WILD NUMBER” play symbols are as follows:



(8) Determination of Prizewinners.

(a) There are six player’s cards numbered 1 through 6 and one Caller’s Card on each WILD NUMBER BINGO ticket. A “FREE” space will appear in the center of each player’s card. A “FREE” space can substitute as a number in a pattern of

which it is a part. All numbers in Cards 1-6 that end in the number that appears in the "WILD NUMBER" play area shall be included when determining a pattern.

(b) A ticket whose numbers on one of the player's cards, including the numbers that end in the "WILD NUMBER," match the Caller's Card numbers in one of the following patterns shall entitle the claimant to the prize shown for that pattern on that card:

1. Horizontal line of five numbers (or four numbers and one "FREE" space).
2. Vertical line of five numbers (or four numbers and one "FREE" space).
3. Diagonal line of four numbers and one "FREE" space.
4. Four corners (consisting of four numbers).
5. "X" (consisting of eight numbers and one "FREE" space).

(c) Prizes that appear in the player's cards area are: \$3, \$6, \$10, \$20, \$40, \$60, \$90, \$100, \$200, \$250, \$500, \$1,000, \$2,000, \$5,000, 20,000 and \$50,000. Prize amounts for a particular pattern are different on each player's card.

(9) Players may win on one or more player's cards per ticket; however, players may not win more than one prize on each player's card.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1121 are as follows:

Line – Card 3 + Line – Card 6	\$100	9,000.00	1,680
4 Corners – Card 3	\$100	9,000.00	1,680
4 Corners – Card 3 + Line – Card 4	\$120	30,000.00	504
Line – Card 5 + Line – Card 6	\$150	30,000.00	504
4 Corners – Card 2 + 4 Corners – Card 3 + Line – Card 4	\$180	60,000.00	252
4 Corners – Card 3 + Line – Card 4	\$180	60,000.00	252
4 Corners – Card 1 + 4 Corners – Card 2 + 4 Corners – Card 3	\$200	45,000.00	336
4 Corners – Card 1 + 4 Corners – Card 2 + Line – Card 3 + Line – Card 6	\$200	45,000.00	336
4 Corners – Card 1 + Line – Card 3 + Line – Card 5 + Line – Card 6	\$200	45,000.00	336
X – Card 1	\$200	45,000.00	336
4 Corners – Card 2 + 4 Corners – Card 3 + Line – Card 6	\$250	45,000.00	336
4 Corners – Card 4	\$250	45,000.00	336
X – Card 2	\$500	36,000.00	420
4 Corners – Card 5	\$500	36,000.00	420
X – Card 2 + 4 Corners – Card 5	\$1,000	45,000.00	336
X – Card 3	\$1,000	45,000.00	336
4 Corners – Card 6	\$2,000	180,000.00	84
X – Card 4	\$5,000	756,000.00	20
X – Card 5	\$20,000	1,512,000.00	10
X – Card 6	\$50,000	2,520,000.00	6

(11) The estimated overall odds of winning some prize in Instant Game Number 1121 are 1 in 3.90. 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.

(12) For reorders of Instant Game Number 1121, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for WILD NUMBER BINGO lottery tickets shall be made in accordance with the rule of the Florida Lottery governing procedures for awarding 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 8-22-11.

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 84 POOLS OF 180,000 TICKETS PER POOL
Line – Card 1	\$3	10.00	1,512,000
Line – Card 2	\$6	12.50	1,209,600
Line – Card 1 + Line – Card 2	\$9	50.00	302,400
Line – Card 3	\$10	50.00	302,400
Line – Card 1 + Line – Card 3	\$13	100.00	151,200
Line – Card 2 + Line – Card 3	\$16	100.00	151,200
Line – Card 4	\$20	100.00	151,200
Line – Card 3 + Line – Card 4	\$30	300.00	50,400
4 Corners – Card 1	\$40	1,200.00	12,600
Line – Card 3 + 4 Corners – Card 1	\$50	1,200.00	12,600
4 Corners – Card 2	\$60	6,000.00	2,520
4 Corners – Card 1 + Line – Card 4	\$60	6,000.00	2,520
Line – Card 5	\$60	3,000.00	5,040
4 Corners – Card 2 + Line – Card 3 + Line – Card 4	\$90	9,000.00	1,680
Line – Card 6	\$90	9,000.00	1,680
4 Corners – Card 1 + 4 Corners – Card 2	\$100	9,000.00	1,680

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: August 22, 2011

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## Section V Petitions and Dispositions Regarding Rule Variance or Waiver

### DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on August 23, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Coral Springs Police Department on behalf of 67 officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the course of fire were not CJSTC certified firearms instructors during the 2008 reporting cycle. Petitioner states that these officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that these officers did successfully complete the requirement simply because the instructors were not CJSTC certified firearms instructors for the requalification shoot during the 2008 reporting cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

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NOTICE IS HEREBY GIVEN that on August 17, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Groveland Police Department on behalf of Lt. James McConnell. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officer did successfully complete the course of fire, however, the instructor conducting the course of fire was not a CJSTC certified firearms instructor during the 2008 and 2010 reporting cycles. Petitioner states that Lt. McConnell will suffer a substantial hardship if his certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that Lt. McConnell did successfully complete the

requirement simply because his instructor was not a CJSTC certified firearms instructor for the requalification shoot during the 2008 and 2010 reporting cycles.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302, (850)410-7676.

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NOTICE IS HEREBY GIVEN that on August 19, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Mascotte Police Department on behalf of two officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the course of fire were not a CJSTC certified firearms instructors during the 2010 reporting cycle. Petitioner states that this officers will suffer a substantial hardship if their certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that these officers did successfully complete the requirement simply because the instructors were not CJSTC certified firearms instructors for the requalification shoot during the 2010 reporting cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302, (850)410-7676.

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NOTICE IS HEREBY GIVEN that on August 17, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Palatka Police Department on behalf of officer Brian Hawkins. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officer did successfully complete the course of fire, however, the instructor conducting the course of fire was not a CJSTC certified firearms instructor during the 2008 reporting cycle. Petitioner states that Officer Hawkins will suffer a substantial hardship if his certification is rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that Officer Hawkins did successfully complete the requirement simply because his instructor was not a CJSTC certified firearms instructor for the requalification shoot during the 2008 reporting cycle.