

stamped ~~received~~ at the authorized location. Appeals filed through the Department web site as provided in Rule 73B-21.002, F.A.C., shall be considered to have been filed on the date the confirmation number is issued.

~~(3)(4) Upon receipt of An appeal delivered in person or by facsimile transmission will be date stamped by a the Commission or Department of Economic Opportunity, or Office of Appeals employee on the date hand delivered or the date placed on the document by the Department or Commission fax system shall record the date of receipt on the appeal document. The Internet filing system shall post on the appeal the date the confirmation number is issued and the appeal was successfully received by the system.~~

Rulemaking Specific Authority 443.012(11), 443.151(4)(b), (d) FS. Law Implemented 443.151(4)(b), (d) FS. History--New 5-22-80, Formerly 38E-2.03, Amended 8-20-86, 1-5-93, 8-7-01, Formerly 38E-2.003, 60BB-6.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dorothy Johnson, Deputy General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Reemployment Assistance Appeals Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 23, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 31, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-2.0010 Educational Facilities

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. 38, No. 15, April 13, 2012 issue of the Florida Administrative Weekly.

Legal Citations for Rule 6A-2.0010, FAC., are amended as follows:

Rulemaking Authority Section 1(a) Article IX, State Constitution; 1001.02(1), 1013.02(2), 1013.12(1), 1013.37 FS. Law Implemented 1(a) Article IX, State Constitution; 1001.02, ~~1001.42(9)~~, 1001.453, 1011.09, 1011.74, 1013.01, 1013.03, 1013.12(1), 1013.31, 1013.35, 1013.37, 1013.371, 1013.60, 1013.61, 1013.64, 1013.735, 1013.736, 1013.737 FS. History--New 10-30-94, Amended 4-28-97, Formerly 6A-2.0111, Amended 1-5-00, Formerly 6-2.001, Amended 8-22-05, 7-2-06, 2-12-08, 12-15-09, _____.

The State Requirements for Educational Facilities 2012 is amended as follows:

Appendix, Sample Forms

APPENDIX	II	187	SAMPLE FORMS
			OEF 110A – Project Implementation Information
			OEF 110B – Certificate of Occupancy
			OEF 208 – Letter of Transmittal
			OEF 208A – Facility Space Chart/Net and Gross Square Footage
			OEF 209 – Certificate of Final Inspection
			OEF 216CC – Capital Outlay Bond Issue (COBI) Amendment (Florida Colleges) Instructions for OEF 216CC for Florida Colleges
			OEF 216PS – Capital Outlay Bond Issue (COBI) Amendment (Districts) Instructions for OEF 216PS for School Districts
			OEF 217CC – Request to State Board of Education for Approval of Order of Priority for Expenditure of State Capital Outlay Funds (Florida Colleges)
			OEF 217PS --Request to State Board of Education for Approval of Order of Priorities for Expenditure of State Capital Outlay Funds (Public Schools)
			OEF 220 – Building Permit Application
			<u>OEF 226 – Annual Maintenance Permit</u>
			OEF 352 – Capital Outlay Request Encumbrance Authorization
			OEF 400 – Qualified Public Educational Facility Bond Application
			OEF 410 – Qualified Zone Academy Bond Program Application
			OEF 442 – DOE Project Disbursement Report
			OEF 564CC – Report of Cost of Construction - Florida Colleges
			OEF 564PS v Report of Cost of Construction - Public Schools
			OEF FISH CERT – Certification of Facilities Data
			OEF LCCA – Life Cycle Cost Analysis
			OEF SCOA-1CC – Sample Resolution Requesting Issuance of Capital Outlay Bonds (COBI) for Florida Colleges
			OEF SCOA-1PS – Sample Resolution Requesting Issuance of Capital Outlay Bonds (COBI) for Public Schools
			Charter School Capital Outlay Plan

Section 1.1, Paragraph (4)

(4) Rules. Public educational facilities shall comply with the following rules, as applicable:

(a) FDOT-AASHTO. For on-site transportation improvements, including roads, sidewalks, bridges, and drainage structures, districts shall comply with the Florida Department of Transportation (FDOT) *Manual of Uniform*

Minimum Standards for Design, Construction and Maintenance for Streets and Highways (Florida Greenbook), and the American Association of State Highway and Transportation Officials, *AASHTO LRFD Bridge Design Specifications 4th Edition (2007)*, as modified by the FDOT *Bridge Load Rating*, and FDOT *2010 Drainage Manual*, as required by the structure type, and as incorporated by reference in Rule 14-15.002(2), F.A.C., in effect July 1, 2012, which is incorporated by reference herein. The manuals referenced in this paragraph can be viewed on the webpages listed below:

1. Florida Greenbook: <http://www.dot.state.fl.us/rddesign/FloridaGreenbook/FGB.shtm>.
 2. Bridge Load Rating Manual: <http://www.dot.state.fl.us/statemaintenanceoffice/Bridge%20Load%20Rating%20Manual%20-%20January%202011.pdf>.
 3. 2010 Drainage Manual: <http://www.dot.state.fl.us/rddesign/dr/files/2010DrainageManual.pdf>.
- (b) OSHA. Occupational Safety and Health Administration, U.S. Department of Labor, 29 CFR Parts 1910 and 1926, in effect July 1, 2012, which is incorporated by reference herein as revised July 1, 2005, for district employees.

Section 5, Subparagraph (2)(j)3.

3. An on-site sewage disposal system, where provided, shall be in proper working order. Pursuant to Sections 381.0062 and 403.087, Florida Statutes, sSewage shall be required to be disposed of in accordance with rules in either Chapter 62-600, F.A.C., Domestic Wastewater Facilities, or Chapter 64E-6, F.A.C., Standards for On-site Sewage Treatment and Disposal, whichever is applicable. The system shall be tested monthly, proved to be functioning properly, and the certificate on file and available for inspection.

Section 5, Subparagraph (2)(k)8.

8. Playgrounds, equipment, athletic fields, and related facilities, where provided, shall provide for accessibility in accordance with 2012 Florida Accessibility Code for Building Construction, Rule 61G20-4.002 9N-4.002, F.A.C.

Section 5, Paragraph (13)(p)

- (p) Kitchen and Food Service Facilities. Pursuant to Section 381.0072, Florida Statutes, fFood service facilities and instructional kitchens are required to shall be in compliance with DOH Rules in Chapter 64E-11, F.A.C.; In addition, they shall comply with the general requirements found elsewhere in this section; and the following:

Section 5, Paragraph (13)(u)

- (u) Pools. Swimming pools, wading pools, and therapeutic pools, where provided, shall conform to the requirements in the Florida Building Code ~~and~~ ~~DOH~~ requirements for swimming pools.

1. Equipment rooms, dressing rooms, sanitary facilities, pool deck, and spectator areas, where provided, shall be in compliance with this section.
2. Pools shall be accessible to persons with disabilities.
3. Pools, if heated, shall be heated by either a solar energy system or a waste heat recovery system.

Pursuant to Section 514.021, Florida Statutes, public pools located in school facilities are required to conform to the Department of Health rules, which are found in Chapter 64E-9, F.A.C.

Section 5, Subparagraph (15)(d)3.

- (d) Vehicle Lifts. Vehicle lifts, where provided, shall comply with the following:
1. Vehicle lifts shall be provided with mechanical safety locks to hold the lift in position in the event of a power or hydraulic failure.
 2. The maximum lifting height for vehicle lifts shall be 68 inches.
 3. ~~Underground reservoirs for hydraulic lifts that are not accessible for inspection shall comply with DEP and EPA regulations.~~

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Driver Licenses

RULE NO.: 15A-1.005 RULE TITLE: Current Licenses; Relinquishment
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 18, May 4, 2012 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Driver Licenses

RULE NO.: 15A-10.009 RULE TITLE: Program Jurisdiction
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 47, November 24, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.210 RULE TITLE: Use of Force
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 23, June 8, 2012 issue of the Florida Administrative Weekly has been withdrawn.

COMMISSION ON ETHICS

RULE NOS.: RULE TITLES:
 34-5.006 Probable Cause Determination
 34-5.0291 Award of Attorney's Fees

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 26, June 29, 2012 issue of the Florida Administrative Weekly.

STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Commission's staff have determined that these proposed rules will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that the proposed rules are not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Commission has determined that the proposed rules will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes, for the following reasons: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) clarification of the probable cause hearing procedures and the procedures to be awarded attorney's fees and costs pursuant to Section 112.317(7), F.S., would not be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
 59G-13.086 Developmental Disabilities Waiver
 Disposable Incontinence Medical
 Supplies Fee Schedule and
 Minimum Quality Standards

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 8, February 24, 2012 issue of the Florida Administrative Weekly.

The correction involves a coding error in the notice of change in Vol. 38, No. 27, July 6, 2012 issue of the Florida Administrative Weekly regarding the effective date of incorporated reference materials as follows:

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.086 Developmental Disabilities Waiver
 Disposable Incontinence Medical Supplies Fee Schedule and
 Minimum Quality Standards.

(2) All Developmental Disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Waiver

Disposable Incontinence Medical Supplies Fee Schedule, July 1, 2013 ~~December 2011~~, and Minimum Quality Standards, July 1, 2013 ~~December 2011~~, which are incorporated by reference. The Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards are available from the Medicaid fiscal agent's Web site at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
 64B1-3.004 Acupuncture Examination

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. 38, No. 11, March 16, 2012 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedure Committee.

The rule shall be reworded to read as follows:

The Board currently approves as the Florida Examination for licensure the NCCAOM examination, consisting of the Foundations of Oriental Medicine Module and the Acupuncture with Point Location Module. Effective October 1, 2014, the Board approves as the Florida examination for licensure the NCCAOM examination consisting of the Foundations of Oriental Medicine Module, the Acupuncture with Point Location Module, the Biomedicine Module and the Chinese Herbology Module.

Rulemaking Specific Authority 456.017, 457.104 FS. Law Implemented 456.017, ~~457.105, 457.104~~ FS. History—New 8-13-84, Amended 10-2-84, Formerly 21AA-3.04, Amended 1-25-88, 9-3-89, 2-27-92, 5-6-92, Formerly 21AA-3.004, Amended 1-27-94, Formerly 61F1-3.004, Amended 11-21-95, Formerly 59M-3.004, Amended 10-15-97, 5-11-98, 4-20-99, 1-1-04, 7-19-04, 5-8-08,_____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
 64B8-9.007 Standards of Practice

NOTICE OF PUBLIC HEARING

The Board of Medicine announces a hearing regarding the above rule, as noticed in Vol. 38, No. 24, June 15, 2012 Florida Administrative Weekly.

DATE AND TIME: Friday, August 3, 2012, 2:00 p.m.

PLACE: Wyndham Tampa Westshore, 700 N. Westshore Boulevard, Tampa, Florida 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Rule hearing on Rule 64B8-9.007, F.A.C.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.:	RULE TITLES:
64B8-42.001	Fees
64B8-42.002	Duplicate License Fee

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. 42, October 21, 2011 issue of the Florida Administrative Weekly.

These changes are in response to the comments made in the Joint Administrative Procedures Committee letter dated November 15, 2011. The changes are as follows:

The below language has been added to the first page of the application in the section titled “ENDORSEMENT OF LICENSURE IN ANOTHER STATE DISTRICT, OR TERRITORY OF THE UNITED STATES.”

The citation to Title 42 USCS § 666(a)(13), has been changed to 42 USC§ 666(a)(13).

The Licensure Verification Form asked: Is there any derogatory information? This question has been amended, and now reads:

Is there any derogatory information? (prior, pending, or potential disciplinary action, or other professional concerns)

THE PERSON TO BE CONTACTED REGARDING THIS CHANGE IS: Allen Hall, Executive Director, Dietetics and Nutrition Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:	RULE TITLE:
64B16-26.103	Continuing Education Credits; Renewal

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. 47, November 23, 2011 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1)(h) shall read as follows:

(h) Continuing education may consist of post-graduate studies, institutes, seminars, lectures, conferences, workshops, correspondence courses, or other educational opportunities which advance the practice of the profession of pharmacy if approved by the Board. A course shall be approved prior to completion and will be evaluated by the Tripartite Committee using the standards found in Rule 64B16-26.601, F.A.C. Individuals must submit requests for course approval at least 45 days in advance of the program or course by completing the approved application form DOH/MQA/PH 112, (Rev. 6/12), entitled Individual Requests for Continuing Education Credit, which is incorporated by reference, and which can be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, or from the website located at <http://www.doh.state.fl.us/mqa/pharmacy>. Individuals seeking course approval must attach to the application a detailed program outline, overview or syllabus which describes the educational content, objectives and faculty qualifications.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Whitten, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.:	RULE TITLE:
64B19-11.010	Limited Licensure

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. 38, No. 11, March 16, 2012 issue of the Florida Administrative Weekly.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). Changes are being made to the limited licensure form to address comments from JAPC, including the title of the form and notification of change of current mailing address and place of practice. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-28.001	Scope of Chapter Rules
64E-28.002	Definitions
64E-28.003	Licensure Requirements for a Tattoo Artist
64E-28.004	Registration Requirements for a Guest Tattoo Artist
64E-28.005	Licensure Requirements for a Tattoo Establishment
64E-28.007	Operational Requirements for a Tattoo Establishment
64E-28.008	Operational Requirements for a Temporary Tattoo Establishment
64E-28.009	Standards of Practice for a Tattoo Artist or Guest Tattoo Artist

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. 38, No. 4, January 27, 2012 issue of the Florida Administrative Weekly.

64E-28.003 Licensure Requirements for a Tattoo Artist.

(1) An applicant seeking initial licensure as a tattoo artist shall-

~~(a)~~ g Submit a completed application for licensure to the department on form DH 4147, 8/12 ~~7/12~~, Application for Tattoo Artist License, which is incorporated herein by reference and which can be obtained from the environmental health section of the county health department, which has jurisdiction for the tattooing program in the county where the tattoo artist lives, or from the internet at _____ or <http://www.myfloridaeh.com/community/Tattoo/index.html>.

An application shall be considered complete if all of the information requested on the form is provided, along with the fee specified in Rule 64E-28.010, and the following documentation is attached:

(a) ~~1-~~ A copy of a government issued photo identification confirming the applicant is at least 18 years of age.

(b) ~~2-~~ A copy of the certificate of training proving completion of a department approved course on blood-borne pathogens and communicable diseases with having achieved a minimum score of seventy percent (70%) on the course examination.

(2) through (4) No change.

64E-28.005 Licensure Requirements for a Tattoo Establishment.

(1) No change.

(a) Prior to performing tattooing, a completed application shall be submitted to the county health department on form DH 4151, 8/12 ~~7/12~~, Application for Tattoo Establishment Licensure, which is incorporated herein by reference and

which can be obtained from the environmental health section of the county health department, which has jurisdiction for the tattooing program in the county where the establishment is physically located, or from the internet at _____ or <http://www.myfloridaeh.com/community/Tattoo/index.html>.

An application shall be considered complete if all of the information requested on the form is provided, along with the fee specified in section 64E-28.010.

(b) through (c) No change.

(2) through (4) No change.

Forms incorporated by reference have been revised. Revisions made to forms DH 4147 and DH 4151 remove the reference to reactivation fees only being applicable after October 1 and insert new language making reactivation fees applicable when renewing a license after the date of expiration. The revisions to the forms also include a new effective date.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.:	RULE TITLE:
65A-1.712	SSI-Related Medicaid Resource Eligibility Criteria

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. 38, No. 21, May 25, 2012 issue of the Florida Administrative Weekly.

(3)(g) For transfers prior to November 1, 2007 (and within the look back period), periods of ineligibility are calculated beginning with the month in which the transfer occurred and shall be equal to the actual computed period of ineligibility, rounded down to the nearest whole number. For transfers made on or after November 1, 2007 (and within the look back period), periods of ineligibility begin with the later of the following dates: (1) the day the individual is eligible (pursuant to Rules 65A-1.711 through 65A-1.713, F.A.C.) for Medicaid and would be receiving institutional level care services in a nursing home facility, an institution with a level of care equivalent to that of a nursing facility, or home or community based services furnished under a waiver based on an approved application for such care but for the application of the penalty period; or (2) the first day of the month in which the individual transfers the asset; or (3) the first day following the end of an existing penalty period. The Department shall not round down, or otherwise disregard, any fractional period of ineligibility of the penalty period but will calculate the period down to the day. There is no limit on the period of ineligibility. Once the penalty period is imposed, it will continue although the individual may no longer meet all factors of eligibility and may no longer qualify for Medicaid long-term care benefits, unless all assets or income are returned to the individual or fair market value compensation is paid for the transferred assets or income. If all

transferred assets or income are returned to the individual, the penalty period is eliminated. Eligibility must be evaluated with returned assets included as though the individual had never transferred the assets or income. Returned assets or income must be counted as available when determining eligibility for retroactive months. ~~Penalty periods will not be shortened when only a partial return is made.~~

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER12-53 POWERBALL®

SUMMARY: This emergency rule sets forth the provisions for the conduct of POWERBALL® and replaces Rule 53ER12-6, F.A.C.

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:

53ER12-53 POWERBALL®.

(1) Definitions.

The following words and terms, when used in this rule, have the following meanings, unless the context clearly indicates otherwise:

(a) Annuity prize – A Grand Prize paid in thirty annual installments.

(b) MUSL – The Multi-State Lottery Association.

(c) MUSL Board – The governing body of MUSL which is comprised of the chief executive officer of each party lottery.

(d) MUSL Powerball Product Group – The group of lotteries that have joined together to offer the Powerball lottery game under the terms of the MUSL agreement and MUSL Powerball Product Group rules.

(e) Party Lottery – A State lottery or lottery of a political subdivision or entity which has joined MUSL and, in the context of the Powerball Product Group Rules, which is authorized to sell the Powerball game.

(f) Licensee Lottery – A state lottery or lottery of a governmental unit, political subdivision or entity thereof which is not a Party Lottery but has agreed to comply with all applicable MUSL and Product Group requirements and has been authorized by the MUSL and by the Powerball Product Group to sell the Powerball game.

(g) Selling Lottery – A lottery authorized by the Product Group to sell Powerball tickets, including Party Lotteries and Licensee Lotteries.

(h) Set prize – All prizes except the Grand Prize that are advertised to be paid by a single lump-sum payment and, except as set forth in paragraph (6)(g), will be equal to the prize amount established by the MUSL Board for the prize level.

(2) How to Play POWERBALL.

(a) POWERBALL is a multi-state lottery on-line game. In POWERBALL, players select five (5) numbers from a field of one (1) through fifty-nine (59) and one (1) Powerball number from a separate field of one (1) through thirty-five (35).

(b) Players may make their POWERBALL ticket selections by marking a play slip or by telling the retailer their desired selections. There are five (5) panels on a play slip, each containing an upper play area and a lower play area. Each panel played will cost \$2.00 per drawing. Players may mark their desired numbers on the play slip by selecting six (6) numbers (five (5) in the upper play area and one (1) in the lower play area) from each panel played. Players may also mark the “QP” (Quick Pick) box located at the bottom of each play area for the terminal to randomly select any or all of the six numbers from either or both play areas. A “Void” box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel. For each panel played, the first five of the six numbers appearing in a single horizontal row on a POWERBALL ticket shall be the numbers selected from the upper play area of the play slip, and the last number shall be the Powerball number selected from the lower play area of the play slip.

(c) Players may mark the 5, 10 or 20 “Quick Picks” box to receive a ticket(s) with the selected number of sets of six (6) randomly selected numbers for the next POWERBALL drawing.

(d) Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket. Retailers also are authorized to manually enter numbers selected by a player.

(e) Players may play up to fifty-two (52) consecutive POWERBALL drawings by using the “advance play” feature. To use the advance play feature, players may either mark the number of drawings desired in the “Advance Play” section of a play slip or tell the retailer their desired number of consecutive advance drawings. The number of consecutive drawings marked will include the next available drawing and will apply to each panel (A-E) played.

(3) POWERBALL Drawings.

(a) POWERBALL drawings shall be conducted by MUSL two (2) times per week, on Wednesday and Saturday at approximately 10:59 p.m., ET.

(b) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(4) Determination of Prize Winners.