

trip package (or for FAMU, the Florida Blue Florida Classic game trip package) along with the necessary information to make reservations to fulfill the trip.

3. Third Prize. Upon the Florida Lottery's receipt of a third prize winner's required documentation, the Lottery will award a prize of \$500. The Florida Lottery will mail the winner \$100 in Lottery Scratch-Off tickets* and the team hats and polo shirts. The winner will also be provided a certificate describing the Flyaway Trip package along with the necessary information to make reservations to fulfill the trip.

4. Fourth Prize. Upon the Florida Lottery's receipt of a fourth prize winner's required documentation, the Florida Lottery will mail the winner \$75 in Lottery Scratch-Off tickets* and the team hats and polo shirts. The winner will also be provided a certificate with the necessary information to obtain the football tickets from the fulfillment entity.

5. Fifth Prize. Upon the Florida Lottery's receipt of a fifth prize winner's required documentation, the Florida Lottery will mail the winner \$50 in Lottery Scratch-Off tickets* and the team hats and polo shirts. The winner will also be provided a certificate with the necessary information to obtain the football tickets from the fulfillment entity.

* A winner whose mailing address is outside the state of Florida will receive a check for the value of the Lottery Scratch-Off tickets portion of the prize in lieu of the actual tickets.

(17) If a voucher bearing the voucher entry 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.

(18) Except as specifically mentioned herein, all federal, state and/or local taxes or other fees on the Fan Experience prizes and the Grand Prize 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. A nonresident alien claimant who is selected as a winner of a prize for which tax withholding is not paid by the Florida Lottery 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.

(19) If the winner of the first prize, second prize or third prize in a team Grand Prize drawing is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in accordance with section 24.115, Florida Statutes. If the debt is an amount less than the cash portion of the prize, the non-cash portion of the prize and the cash portion of the prize less the amount owed shall be awarded. If the winner is identified as owing such a debt in an amount greater than the cash portion of the prize, the

winner's entire cash portion of the prize will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes, and the winner will receive the remaining non-cash portion of the prize, if any.

(20) No cash option is available in lieu of the non-cash prizes.

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

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

(23) 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.

(24) By entering the Fan-Tastic College Football Promotion, a player gives his or her permission for the Florida Lottery to provide the player's address and telephone number to the fulfillment entity for prize fulfillment purposes.

(25) A player entering the Fan-Tastic College Football Promotion 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.

(26) The Fan-Tastic College Football Promotion drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 8-27-12.

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 27, 2012

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

STATE BOARD OF ADMINISTRATION

The State Board of Administration hereby gives notice that on August 27, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010 and 19-8.030, F.A.C. The SBA originally

received the petition from American Coastal Insurance Company on July 31, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 33, August 17, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, FL 32317-3300 or email: Tina.Joanos@sbafla.com.

The State Board of Administration hereby gives notice that on August 27, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010, 19-8.028, and 19-8.030, F.A.C. The SBA originally received the petition from Homeowners Choice Property and Casualty Insurance Company, Inc. on August 8, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 34, August 24, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, FL 32317-3300 or email: Tina.Joanos@sbafla.com.

The State Board of Administration of Florida hereby gives notice that on August 23, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010 and 19-8.028, F.A.C. The SBA originally received the petition from American Integrity Insurance Company, Inc., on July 25, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 32, August 10, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, Florida 32317-3300 or email: Tina.Joanos@sbafla.com.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on August 17, 2012, the Southwest Florida Water Management District, received a petition for a temporary waiver of Rule 40D-2.361, F.A.C., as well as Parts 1.8 and 1.11 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 2.091, F.A.C., from Mr. Arthur E. Staggs. These rules govern the renewal of water use permits issued by the District and allow permits to remain in force after their expiration dates upon the submittal of an application for renewal. The waiver would authorize withdrawal of those water quantities previously permitted under Water Use Permit No.

20007467.002 until such time as the District takes final agency action on Mr. Staggs' application for renewal of the permit, filed as Water Use Permit Application No. 20007467.003. In the alternative, Mr. Staggs seeks a temporary waiver of Rules 40D-1.602 and 40D-2.041, F.A.C., as well as Part 1.2 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C. These rules govern when water use permits are required. The waiver would allow Mr. Staggs to continue withdrawing those water quantities previously permitted under Water Use Permit No. 20007467.002 without a permit until such time as the District takes final agency action on Mr. Staggs' application for new quantities under Water Use Permit Application No. 20007467.003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660). Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

NOTICE IS HEREBY GIVEN that on August 17, 2012, the Southwest Florida Water Management District, received a petition for a temporary waiver of Rule 40D-2.361, F.A.C., as well as Parts 1.8 and 1.11 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 2.091, F.A.C., from Mr. Arthur E. Staggs. These rules govern the renewal of water use permits issued by the District and allow permits to remain in force after their expiration dates upon the submittal of an application for renewal. The waiver would authorize withdrawal of those water quantities previously permitted under Water Use Permit No. 20007467.002 until such time as the District takes final agency action on Mr. Staggs' application for renewal of the permit, filed as Water Use Permit Application No. 20007467.003. In the alternative, Mr. Staggs seeks a temporary waiver of Rules 40D-1.602 and 40D-2.041, F.A.C., as well as Part 1.2 of Section 1.0 of the District's Water Use Permitting Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C. These rules govern when water use permits are required. The waiver would allow Mr. Staggs to continue withdrawing those water quantities previously permitted under Water Use Permit No. 20007467.002 without a permit until such time as the District takes final agency action on Mr. Staggs' application for new quantities under Water Use Permit Application No. 20007467.003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sonya White, Southwest Florida Water Management District, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481

(4660). Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco hereby gives notice on May 18, 2012, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco received a petition for a variance or waiver from, the petitioner, Lost Tree Club, Inc. VW 2012-151, filed for the Variance or Waiver of subsections 61A-2.014(6), (7), 61A-3.019(11), F.A.C.

On August 28, 2012, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, filed an Order Denying the petition for variance of subsections 61A-2.014(6), (7) and 61A-3.019(11), F.A.C. The Division hereby denies Petitioner's Petition for Variance from, or Waiver of, subsections 61A-2.014(6), (7) and 61A-3.019(11), F.A.C. Sections 561.17(1), and 561.15(2) under Florida Statutes, grants the Division the discretion to require fingerprints for any person interested directly or indirectly in an alcoholic beverage license. The Rules from which Petitioner seeks waivers implement the statutes cited. Petitioner falls within the purview of the Rules. Petitioner asserts substantial hardship and unfairness in having to comply with the Rules. The Division, after careful consideration, finds that compliance with the Rules under the circumstances described in the Petition do not constitute hardship or unfairness. The Division finds that the circumstances of the Petitioner are those contemplated by the Rule 61A-2.014. Additionally, the Division finds that the time requirement in subsections 61A-3.019(11), F.A.C., does not constitute a substantial hardship.

A copy of the Order or additional information may be obtained by contacting: the Agency Clerk for Variance Waiver Number VW 2012-151, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe St., Suite 40, Tallahassee, FL 32399-2202.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Hyatt Place, filed July 2, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that require that suspension and governor ropes be no

less than 9.5 mm to allow the installation of approved 6mm governor ropes and 8 mm hoist ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-212).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from the Home Association, filed July 6, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.4.4, 3.9.1, 3.9.2, 3.10.3, 2.2.4, 2.3.1, 2.7.3, 3.4.1, and 3.4.2 ASME A17.3, 1996 edition and 8.6.1.6.3 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators from providing ventilation of the machine room, access to pit and hoistway, car enclosures, car doors and gates, emergency exits, normal terminal stopping devices, final terminal stopping devices, top-of-car operating devices and wiring diagrams because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-217).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Trafalgar Court, filed July 30, 2012, and advertised on August 10, 2012 in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-246).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Tradition Hospital, filed July 23, 2012, and advertised on August 3, 2012 in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from 2.20.4, 2.24.2.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, the petition is to allow the removal of previously approved Kevlar ropes and replace them with 8mm steel ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-240).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from FW Medical Office, filed June 29, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, and 2.20.1, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires 9.5mm ropes and upgrading the elevators with approved 6mm governor ropes and non-circular elastomeric coated steel suspension because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-207).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Nemours Children's Hospital, filed July 2, 2012, and advertised on July 20, 2012 in Vol. 38, No. 29, of the Florida Administrative Weekly. No comments were received

in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires 9.5mm suspension and governor ropes and installing approved 6mm governor ropes and 8mm hoist ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-211).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 10, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Lafayette Bldg., filed July 16, 2012, and advertised on July 27, 2012 in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 8.6.5.8 ASME A17.1a, 2005 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires installing a bulkhead on in ground hydraulic cylinders until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-232).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, Florida 32399-1013

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 16, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Shalimar Condo, filed July 16, 2012, and advertised on July 27, 2012 in Vol. 38, No. 30, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until elevator is replaced or undergoes major modification because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-227).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 16, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from 5000 Tower Center, filed July 11, 2012, and advertised on July 27, 2012, in Vol. 38, No. 30, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, and 2.20.1 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with 6mm governor ropes and non-circular elastomeric coated steel suspension members because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-220).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Chico's Bldg. 10 (G5782), filed July 17, 2012, and advertised on July 27, 2012 in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.1, 2.19.2.2(4)A, and 2.15.9.2(a) ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with 6mm governor ropes and non-circular elastomeric coated steel suspension members and unintended car movement and car frames and platforms because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-233).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Palmer College, filed July 18, 2012, and advertised on August 3, 2012, in Vol. 38, No. 31, of the Florida

Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3, ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with 6mm governor ropes and 8mm hoist ropes because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-236).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Chico's Bldg. 10 (G5783), filed July 17, 2012, and advertised on July 27, 2012, in Vol. 38, No. 31, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.1, 2.19.2.2(4)(a) and 2.15.9.2(a) ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators governor ropes with 6mm governor ropes and non-circular coated steel suspension members and unintended car movement and car frames and platforms because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-234).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Peabody Orlando, filed July 31, 2012, and advertised on August 10, 2012 in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.11.3, and 3.10.4(u), ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations and emergency stop switch because, the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-249).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on August 22, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Westgate Towers, filed July 30, 2012, and advertised on August 10, 2012, in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.11.3, and 3.3.2, and 3.4.5(d), ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, car illumination, and platform guards because, the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-245).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN that on August 15, 2012, the The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for paragraph 61C-1.004(2)(a), subsections 61C-4.010(6), (7), Florida Administrative Code, and Section 6-402.11, 2001 FDA Food Code from BC Food Service First Floor located in Miami, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN that on August 22, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Beaver Street Fisheries, Inc. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, 3.11.1, 3.10.3, 3.10.4(e)(h)(q)(v), 3.3.2, 3.4.1(b), 3.4.5(2e), 3.9.2(b), and 3.9.1, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the

elevators with firefighters' emergency operations, platform guards, car enclosures freight elevators, car illumination top of car light fixtures, normal terminal stopping devices, final terminal stopping devices for traction driving machines, top-of-car operating devices, stop switch on top of car, stop switch in pit, final terminal stopping devices, and car emergency signaling devices which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-278).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Board of Accountancy, received a petition for Aaron Shmalo, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Board of Accountancy, received a petition for Heather Jordan, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.
