

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF REVENUE

RULE NO.: **RULE TITLE:**

12-26.008 Public Use Forms

PURPOSE AND EFFECT: Section 12, Ch. 2023-17, L.O.F., created paragraph 212.08(7)(v), F.S., providing up to a \$5,000 refund for sales tax paid on building materials used to construct an affordable housing unit subject to an agreement with the Florida Housing Finance Corporation as provided in Chapter 420, F.S. The purpose of this rulemaking is to incorporate, by reference, new Form DR-26AH, Application for Refund of Sales and Use Tax on Building Materials Used in Construction of Eligible Residential Units for Affordable Housing, and revisions to Form DR-26S, Application for Refund-Sales and Use Tax, and to Form DR-26SN, Instructions-Application for Refund Sales and Use Tax, to incorporate provisions for this new refund.

The purpose of the amendments to Form DR-26RP, Application for Refund of Sales and Use Tax on Building Materials Used in Florida Neighborhood Revitalization Projects, is to clarify the requirements to obtain a refund of sales and use tax previously paid on building materials used in Florida Neighborhood Revitalization projects as provided in sections 212.08(5)(n) and (o), F.S. The incorporation by reference of this refund application is being moved from Rule 12A-1.097, F.A.C., to this rule.

SUBJECT AREA TO BE ADDRESSED: The refund of sales tax paid on building materials

- used in construction of affordable housing units subject to an agreement with the Florida Housing Finance Corporation as provided in Section 12, Ch. 2023-17, L.O.F., or
- used in construction of certain housing projects, mixed-use projects, or qualified homes or redevelopment projects as provided in section 212.08(5)(n) and (o), F.S.

RULEMAKING AUTHORITY: 212.08(5)(n)4., 212.08(5)(o)4., 213.06(1) FS., s. 12, ch. 2023-17, LOF F.

LAW IMPLEMENTED: 72.011, 199.218, 201.11, 202.23, 206.41, 206.64, 206.8745, 206.9875, 206.9942, 212.08(2)(j), (5), (7), 212.12(6)(a), (c), 212.13(1), (2), 212.17(1), (2), (3), 213.255(2), (3), (4), (12), 213.34, 215.26, 220.725, 220.727, 624.5092, 681.104 FS., s. 12, ch. 2023-17, LOF F.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 18, 2023, 2:00 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida. If a meeting is requested in writing, members of the public can also attend electronically via webinar; participants will need to register for the webinar using the following link: <https://attendee.gotowebinar.com/register/8023483126142956121>.

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 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. 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). 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brinton Hevey, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at floridarevenue.com/rules.

DEPARTMENT OF REVENUE

RULE NOS.: **RULE TITLES:**

- | | |
|-----------|--|
| 12-29.001 | Scope |
| 12-29.002 | Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Transfer; Rescindment |
| 12-29.003 | Public Use Forms |
| 12-29.005 | The New Worlds Reading Initiative; Participation; Allocation; Carryforward; Transfer; Rescindment |
| 12-29.006 | Live Local Program; Participation; Allocation; Carryforward; Transfer; Rescindment |

PURPOSE AND EFFECT: Sections 21, 34, and 41, Chapter 2023-17, L.O.F., provide for a corporate income tax credit and insurance premium tax credit for contributions to the Florida Housing Finance Corporation under the Live Local Program.

The purpose of the proposed amendments to Rule 12-29.001, F.A.C. (Scope), is to provide this rule chapter sets forth the rules to be used in administration of the Live Local Program.

The purpose of the proposed amendments to Rules 12-29.002, F.A.C. (Florida Tax Credit Scholarship Program; Participation; Allocation; Carryforward; Transfer; Rescindment), and 12-29.005, F.A.C. (The New Worlds Reading Initiative;

Participation; Allocation; Carryforward; Transfer; Rescindment), is to reflect the order of the insurance premium tax credits to be received when receiving credits from the Florida Tax Credit Scholarship Program and the Live Local Program or the New Worlds Reading Initiative and the Live Local Program.

The purpose of the proposed amendments to Rule 12-29.003, F.A.C., is to adopt, by reference, the new application forms created to administer the Live Local Program Tax Credit Program. The purpose of the creation of new Rule 12-29.006, F.A.C. (Live Local Program; Participation; Allocation; Carryforward; Transfer; Rescindment), is to provide the requirements to administer the Live Local Program including eligibility criteria for qualified businesses to participate in the Program, the application process for applying for a credit allocation, requirements for contributions to the Florida Housing Finance Corporation under the Live Local Program before receiving a tax credits, procedures for receiving credits against corporate income tax and insurance premium tax, and procedures to carryforward any unused tax credits for a period not to exceed ten years, to transfer any unused tax credits to another entity, and to rescind any unused tax credits.

SUBJECT AREA TO BE ADDRESSED: The subject area is the Live Local Program Tax Credits created by Sections 21, 34, and 41, Chapter 2023-17, L.O.F.

RULEMAKING AUTHORITY: 213.06(1), 402.62(7)(b), 1002.395(12)(b), 1003.485(7)(b) F.S., s. 34, Ch. 2023-17 LOF F.

LAW IMPLEMENTED: 211.0251, 211.0252, 211.0253, 212.1831, 212.1833, 212.1834, 213.06(1), 213.37, 220.1875, 220.1876, 220.1877, 402.62(5), 561.1211, 561.1212, 561.1213, 624.51055, 624.51056, 624.51057, 1002.395(5), 1003.485(5), (7) FS., ss. 21, 34, 41, Ch. 2023-17 LOF F.

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Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department's website at floridarevenue.com/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: **RULE TITLE:**

12A-1.070 Leases and Licenses of Real Property;
Storage of Boats and Aircraft

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.070, F.A.C., is to incorporate the reduction of the tax rate from 5.5 percent to 4.5 percent effective December 1, 2023, on the rental, lease, or license to use, occupy, or enter upon any real property as provided in s. 22, Ch. 2023-157, L.O.F.

SUBJECT AREA TO BE ADDRESSED: The decrease in the tax rate effective on the rental, lease, or license to use, occupy, or enter upon any real property effective December 1, 2023.

RULEMAKING AUTHORITY: 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.03(6), 212.031 FS., s. 22, Ch. 2023-157, L.O.F.

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DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-1.0092	Detective, Burglar Protection, and Other Protection Services
12A-1.020	Licensed Practitioners; Drugs, Medical Products and Supplies
12A-1.087	Exemption for Power Farm Equipment; Electricity Used for Certain Agricultural Purposes; Suggested Exemption Certificate for Items Used for Agricultural Purposes
12A-1.097	Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.0092, F.A.C., is to incorporate the exemption in s. 212.08(7)(uuu), F.S., for the sale of private investigations services by a small private investigative agency to a client created by s. 24, Ch. 2023-157, L.O.F. A small private investigative agency means a private investigator who employs three or fewer full-time or part-time employees, including leased employees, who, during the previous calendar year, performed private investigation services otherwise taxable in which the charges for the services performed were less than \$150,000 for all its businesses related through common ownership.

The purpose of the proposed amendments to Rule 12A-1.020, F.A.C., to incorporate the exemption in s. 212.08(7)(sss), F.S., for oral hygiene products created by s. 24, Ch. 2023-157, L.O.F. The purpose of the proposed amendments to Rule 12A-1.087, F.A.C., is to provide for the exemption in s. 212.08(5)(a), F.S., on materials used to construct or repair permanent or temporary fencing used to contain, confine, or process cattle used in agricultural operations on lands classified as agricultural lands, as created by s. 24 of Ch. 2023-157, L.O.F.

The proposed amendments to Rule 12A-1.097, F.A.C., incorporate legislative changes regarding the exemption for oral hygiene products in s. 212.08(7)(sss), F.S., and the exemption for diapers and incontinence products for human use in s. 212.08(7)(rrr), F.S., in Form DR-46NT, Nontaxable Medical and General Grocery List.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed includes the exemption for the sale of private

investigations services by a small private investigative agency to a client, the exemption for the purchase of oral hygiene products, the exemption for diapers and incontinence products for human use, and the exemption for materials used to construct or repair permanent or temporary fencing used to contain, confine, or process cattle, as provided in s. 24, Ch. 2023-17, L.O.F.

RULEMAKING AUTHORITY: 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.0596(3), 212.06(5)(b)13., 212.0596(3), 212.06(5)(b)13., 212.07(1)(b), 212.08(2)(a), (5)(b)4., (n)4., (o)4., (7), 212.099(10), 212.11(5)(b), 212.12(1)(a)2., 212.18(2), (3), 212.183, 213.06(1), 288.1258(4)(c), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 1002.40(16) FS.

LAW IMPLEMENTED: 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 202.11(2), (3), (6), (16), (24), 202.22(3)-(6), 202.28(1), 203.01, 212.02(14)(e), (30), (31), (32), 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.0596, 212.05965, 212.06, 212.0606, 212.07(1), (8), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.099, 212.11(1), (4), (5), 212.12(1), (2), (6), (9), (13), 212.14(2), (4), (5), 212.18(2), (3), 212.183, 212.1832, 213.235(1), (2), 213.29, 213.37, 213.755, 215.26(6), 219.07, 288.1258, 290.00677, 365.172(9), 376.70(2), 376.75(2), 403.718, 403.7185(3), 443.131, 443.1315, 443.1316, 443.171(2), 465.187, 1002.40(13) FS., s. 24, Ch. 2023-17, L.O.F.

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Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at floridarevenue.com/rules.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
 12A-1.114 Exemption for Impact-Resistant Windows, Impact-Resistant Doors, and Impact-Resistant Garage Doors During the Period of July 1, 2022, through June 30, 2024

PURPOSE AND EFFECT: : The purpose of creating Rule 12A-1.114, F.A.C., Exemption for Impact-Resistant Windows, Impact-Resistant Doors, and Impact-Resistant Garage Doors During the Period of July 1, 2022, through June 30, 2024, is to incorporate the provisions of s. 52, Ch. 2022-97, L.O.F., which provides a temporary sales and use tax exemption for retail sales of impact-resistant windows, doors, and garage doors made during the period of July 1, 2022, through June 30, 2024.

SUBJECT AREA TO BE ADDRESSED: The temporary tax exemption periods for impact-resistant windows, doors, and garage doors.

RULEMAKING AUTHORITY: 213.06(1) FS.

LAW IMPLEMENTED: s. 52, Ch. 2022-97, LOF F.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 18, 2023, 09:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida. If a meeting is requested in writing, members of the public can also attend electronically via webinar; participants will need to register for the webinar using the following link: <https://attendeegotowebinar.com/register/3717389871845052501>.

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Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at floridarevenue.com/rules.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.: RULE TITLES:
 12C-1.0198 Internship Tax Credit Program
 12C-1.01991 Credit for Manufacturing of Human Breast Milk Derived from Human Milk Fortifiers
 12C-1.051 Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-1.0198, F.A.C. (Experiential Learning Internship Tax Credit Program), is to incorporate the changes to section 220.198, F.S., by s. 4, Ch. 2023-81, L.O.F., renaming the tax credit to the Experimental Learning Tax Credit Program and allowing tax credits for qualified apprentice and preapprentice during calendar years 2022-2025.

The purpose of the proposed creation of Rule 12C-1.01991, F.A.C.(Credit for Manufacturing of Human Breast Milk Derived from Human Milk Fortifiers), is to incorporate the provisions of section 220.1991, F.S., as provided in s. 33, Ch. 2023-157, L.O.F., which provides a corporate income tax credit for taxable years beginning during 2023 and 2024 calendar years equal to 50 percent of the cost of qualifying manufacturing equipment purchased during the specified period. The proposed rule provides how to apply for the tax credit, the documentation required to evidence the purchase of qualifying equipment, how to carry forward any unused tax credit for up to five taxable years, and how to transfer any unused credit to another member of same affiliated group of corporations.

The purpose of the proposed amendments to Rule 12C-1.051, F.A.C. (Forms), is to incorporate, by reference, changes to the application for the Experiential Learning Tax Credit Program Application and new forms created for administration of the Florida Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers (Forms F-11991 and F-11991T).

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed are the changes to the Experimental Learning Tax Credit Program provided by s. 4, Ch. 2023-81, L.O.F., and the new corporate income tax credit for equipment purchased for the manufacturing of human breast milk derived human milk fortifiers provided by s. 33, Ch. 2023-157, L.O.F.

RULEMAKING AUTHORITY: 213.06(1), 220.192(7), 220.193(4), 220.196(4), 220.198(6), 220.51, 1002.395(13) FS., s. 33, Ch. 2023-157, LOF F.

LAW IMPLEMENTED: 119.071(5), 212.08(5)(p), 213.755(1), 220.11, 220.12, 220.13(1), (2), 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.1875, 220.1895, 220.1896, 220.1899, 220.191, 220.193, 220.194, 220.195, 220.196, 220.198, 220.1991, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04, 624.5105, 624.51055, 1002.395 FS., s. 4, Ch. 2023-81, LOF F., s. 33, Ch. 2023-157, LOF F.

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at floridarevenue.com/rules.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NOS.: RULE TITLES:
 12C-3.0015 Affidavit - No Florida Estate Tax
 12C-3.008 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-3.0015, F.A.C. (Affidavit – No Florida Estate Tax Due), and to the Affidavit of No Florida Estate Tax Due (Form DR-312) and the Affidavit of No Florida

Estate Tax Due When Federal Return is Required (Form DR-313), incorporated by reference in Rule 12C-3.008, F.A.C. (Public Use Forms), is to reflect the provisions of Ch. 2023-207, L.O.F. The proposed amendments to the rule and forms provide when an affidavit of no Florida estate tax due is required to be filed by the personal representative of an estate. SUBJECT AREA TO BE ADDRESSED: The subject area is the changes by Ch. 2023-207, L.O.F., regarding the requirements of a personal representative of an estate to file an affidavit when no Florida estate tax is due.

RULEMAKING AUTHORITY: 198.08, 198.32(2), 213.06(1) FS., ss. 1,2, Ch. 2023-207, LOF F.

LAW IMPLEMENTED: 198.02, 198.03, 198.04, 198.05, 198.08, 198.13, 198.14, 198.15, 198.22, 198.23, 198.26, 198.32, 198.33(1), 198.38, 198.39, 213.37, 837.06 FS., ss. 1, 2, Ch. 2023-207, LOF F.

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EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NO.: RULE TITLE:

27P-11.0061 Funding

PURPOSE AND EFFECT: The purpose of this proposed rule is to update outdated language related to grant funding allocation for counties.

SUBJECT AREA TO BE ADDRESSED: Emergency management grant funding

RULEMAKING AUTHORITY: 252.35(2)(y), 252.373(2) F. S.

LAW IMPLEMENTED: 252.373, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

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 48 hours before the workshop/meeting by contacting: Cassie Sykes, (850)815-4178, cassie.sykes@em.myflorida.com 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).

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

27P-11.0061 Funding.

Eligible County Emergency Management Agencies in the state shall be allocated, at the sole discretion of the Division of Emergency Management (Division), annual Federal Emergency Management Agency (FEMA) Emergency Management Performance Grant (EMPG) funding based on the following factors: ~~an amount initially allocated to the county under its Fiscal Year 1994-95 Emergency Management Assistance agreement with the Division of Emergency Management (Division)~~, a base amount distributed equally to each county determined by the amount of EMPG funds received and an additional amount commensurate with each county's proportionate share of the state's total population based on the most recent official population estimates. These amounts shall be increased or decreased to reflect additions or reductions in the availability of FEMA EMPG funds to the Division and the Division's distribution of funds to local governments. After providing for ~~the initial allocation and~~ the base amount allocation as described above, each county's increase or

decrease shall be commensurate with its proportionate share of the state's total population based on the most recent official population estimates.

Federal funds shall be used by the county for planning, organization, equipment, training, exercise, and management and administration~~personnel, travel and operational~~ expenses. Each county must be able to provide a non-federal match for federal funds on a dollar for dollar basis.

Rulemaking Authority 252.35(2)(y)*, 252.373(2) FS. Law Implemented 252.373 FS. History—New 10-1-84, Formerly 9G-11.061, Amended 9-18-96, Formerly 9G-11.0061, Amended 7-18-13.

**Section II
Proposed Rules**

DEPARTMENT OF LEGAL AFFAIRS

RULE NO.: RULE TITLE:

2-42.002 Discrimination Based on Health Care Choices

PURPOSE AND EFFECT: The rule establishes the procedure for submitting and responding to alleged violations of section 381.00316, F.S.

SUMMARY: The rule establishes the procedure for submitting and responding to alleged violations of section 381.00316, F.S.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this 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 rule is 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: During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1million within five years as established in Section 120.541(2)(a)1., 2., and 3., F.S.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 381.00316(9) FS.

LAW IMPLEMENTED: 381.00316 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Edward Tellechea, Chief Assistant Attorney General, PL-01 The Capitol, Tallahassee, Florida 32399-1050, by email at Ed.Tellechea@myfloridalegal.com; or Lynette Norr, Senior Assistant Attorney General, PL-01 The Capitol, Tallahassee, Florida 32399-1050, by email at Lynette.Norr@myfloridalegal.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

2-42.002 Discrimination Based on Health Care Choices.

(1) Definitions – As used in this rule and Section 381.00316, F.S.:

(a) The “department” means the Department of Legal Affairs.

(b) “Discrimination” or to “discriminate” is the act of treating a person differently, wherein that treatment results in an action prohibited by Section 381.00316, F.S.

(c) “Subject” is the business entity or governmental entity that the complainant alleges to have discriminated against the complainant in a manner prohibited by Section 381.00316.

(2) The department shall investigate a legally sufficient complaint alleging a violation of Section 381.00316, F.S., or any rule adopted thereunder. The complaint must be submitted on form DBHC-001, Complaint Discrimination Based on Health Care Choices (06/23), which is hereby incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref->, or <http://myfloridalegal.com/healthcarechoices/>. A complete complaint may be submitted either electronically at <http://myfloridalegal.com/healthcarechoices/>, a paper hard copy of the complaint form may be obtained at <http://myfloridalegal.com/healthcarechoices/>, and submitted via email to: healthcarechoices@myfloridalegal.com., or a paper hard copy may be mailed to: The Department of Legal Affairs, Health Care Choices Program, PL-01, The Capitol, Tallahassee, Florida 32399-1050.

(3) Complainants who submit an incomplete complaint shall be notified in writing and will have thirty (30) days from the date of the notice of incompleteness to submit to the Department the missing information or materials. Failure to timely provide the requested missing information or materials shall result in dismissal of the complaint.

(4) A complaint is legally sufficient if it contains all the information required by the complaint form and ultimate facts that demonstrate that a violation of Section 381.00316, F.S., or any rule adopted thereunder, has occurred. In order to determine legal sufficiency, the department may require supporting

information or documentation. The subject may submit a written response to the information contained in the complaint within twenty (20) days after service. The department will consider the complaint and supporting documentation as well as the subject’s written responses when determining whether probable cause exists.

(5) When the investigation is complete, the department shall prepare and submit to the Attorney General’s designee the department’s investigative report. The report shall contain the investigative findings and the recommendations of the department concerning the existence of probable cause. Upon review of the investigative findings and recommendations, the designee shall either find that there is probable cause that one or more violations of Section 381.00316, F.S., or any rule adopted thereunder, has occurred or that there is insufficient evidence to support a finding of probable cause and that the complaint should be dismissed. If probable cause is found, the department shall file a formal administrative complaint against the subject that complies with Rule 28-106.2015, F.A.C., and prosecute that complaint pursuant to Chapter 120, F.S., and Rule Chapter 28-106, F.A.C.

(6) An evidentiary hearing before an administrative law judge from the Division of Administrative Hearings shall be held pursuant to Section 120.57(1), F.S., if there are any disputed issues of material fact. The department shall have the burden to prove the allegations contained in the administrative complaint by a preponderance of evidence. The administrative law judge shall issue a recommended order pursuant to Section 120.57(1), F.S., and the department shall determine and issue the final order in each case which shall constitute final agency action. The penalty set forth in the final order shall be imposed in accordance with Section 381.00316(6), F.S.

(7) The department may resolve a complaint pursuant to Section 120.57(4), F.S., and impose a penalty through informal disposition by consent order.

(8) In determining the amount of fine to be levied for a violation, the Attorney General may consider any of the following factors:

(a) Whether the subject knowingly and willfully violated this section.

(b) Whether the subject has shown good faith in attempting to comply with this section.

(c) Whether the subject has taken action to correct the violation.

(d) Whether the subject has previously been assessed a fine for violating Sections 381.00316, F.S.

(e) Any other mitigating or aggravating factor that fairness or due process requires.

(9) Rights of the complainant.

(a) When probable cause is not found, the department shall so inform complainant and notify that person that he or she may,

within 30 days, provide any additional information to the department that may be relevant to the decision. To facilitate the provision of additional information, the person who filed the complaint may receive, upon request, a copy of the investigative report that supported the recommendation for closure.

(b) When probable cause is found and the case proceeds to hearing under Section 120.57(1), F.S., the complainant shall have the right to present oral or written communication relating to the alleged violations or to the appropriate penalty.
Rulemaking Authority 381.00316(9) FS. Law Implemented 381.00316 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Attorney General Ashley Moody
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Ashley Moody
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 6, 2023
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 15, 2023

Section III Notice of Changes, Corrections and Withdrawals

COMMISSION ON ETHICS

RULE NOS.:	RULE TITLES:
34-8.001	General
34-8.202	General Rules for Filing the CE Form 1 - Statement of Financial Interests
34-8.208	Final Filing Using the CE Form 1F
34-8.209	Amended Filing Using the CE Form 1X

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 49 No. 126, June 29, 2023 issue of the Florida Administrative Register. This is an addition to the “Summary” portion in the Notice of Proposed Rulemaking concerning these rules. The addition is that the material incorporated by reference in these Rules (namely, the instructions to the CE Form 1, CE Form 1F, and CE Form 1X) will no longer provide instructions to filers on the percentage value thresholds. This is due to a recent statutory change to Section 112.3145(3), which eliminates the percentage value threshold and leaves the dollar value threshold as the only option for filers.

Section IV Emergency Rules

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.:	RULE TITLE:
12AER23-3	Licensed Practitioners; Drugs, Medical Products and Supplies

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: : Section 49 of Chapter 2023-157, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement changes regarding the exemption from tax for the purchase of oral hygiene products. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the changes to the exemption.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to implement the provisions of s. 24 of Ch. 2023-157, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12AER23-3 amends Rule 12A-1.020, F.A.C., to incorporate the exemption from tax on the purchase of oral hygiene products.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850) 717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12AER23-3 ~~12A-1.020~~ Licensed Practitioners; Drugs, Medical Products and Supplies.

(1) through (4) No change.

(5) Common household remedies; cosmetics; toilet articles; hygiene products.

(a)1. Common household remedies recommended and generally sold for internal or external use in the cure, mitigation, treatment, or prevention of illness or disease in human beings, according to a list prescribed and approved by the Department of Business and Professional Regulation and certified to the Department of Revenue, are exempt. This list is contained in Form DR-46NT, Nontaxable Medical and General Grocery List (incorporated by reference in Rule 12A-1.097, F.A.C.).

2. Common household items that are not intended to cure, mitigate, treat, or prevent illness or disease in human beings are subject to tax. For example, disinfectants used for the sterilization of glass, containers, utensils, or equipment are subject to tax; products used for the purification of air or for deodorants are subject to tax; chlorine used for the treatment of water in swimming pools is subject to tax.

(b) The exemption provided for common household remedies does not include cosmetics or toilet articles, even when the cosmetic or toilet article contains medicinal ingredients. Cosmetics and toilet articles, including those that contain medicinal ingredients, are subject to tax, except when dispensed pursuant to a prescription written by a licensed practitioner.

1. For purposes of this rule, “cosmetics” means any article intended to be rubbed, poured, sprinkled, sprayed on, introduced into, or otherwise applied to the human body for cleansing, beautifying, promoting attractiveness, or altering the appearance. The term includes articles intended for use as a compound of any such articles, such as cold creams, suntan products, makeup, and body lotions.

2. For purposes of this rule, “toilet articles” means any article advertised or held out for sale for grooming purposes and those articles which are customarily used for grooming purposes, regardless of the name by which they may be known, such as soaps, ~~toothpastes~~, hair sprays, shaving products, colognes, perfumes, shampoos, and deodorants, ~~and mouthwashes~~.

(c) Personal hygiene products, excluding the oral hygiene products listed in (d) and hygiene products except when dispensed pursuant to a prescription written by a licensed practitioner, are subject to tax.

(d) The following products are exempt from sales tax and do not require a prescription written by a licensed practitioner: electric and manual toothbrushes, toothpaste, dental floss, dental picks, oral irrigators, and mouthwash.

~~(e)~~ Contraceptive products, except when dispensed pursuant to a prescription written by a licensed practitioner, are subject to tax.

~~(f)~~ Taxpayers who have a question regarding the taxable status of a product may submit a written description of the product, including the product name, ingredients, and recommended uses, to the Department. This request should be addressed to the Florida Department of Revenue, Technical Assistance and Dispute Resolution, Post Office Box 7443, Tallahassee, Florida 32314-7443.

(6) through (12) No change.

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 212.08(2)(a), 212.18(2), 213.06(1) FS., s. 49, Ch. 2023-157 LOF. Law Implemented 212.08(2), (5)(u), 212.085, 212.12(6)(a), 213.37, 465.187 FS., s. 24, Ch. 2023-157 LOF. History—

New 10-7-68, Amended 1-17-71, 6-16-72, 5-27-75, 5-10-77, 6-26-78, 2-26-79, 6-3-80, 12-31-81, 8-28-84, Formerly 12A-1.20, Amended 12-8-87, 7-12-10, 6-14-22, 7-1-23.

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: 07/01/2023

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12AER23-4
 RULE TITLE: Exemption for Power Farm Equipment; Electricity Used for Certain Agricultural Purposes; Suggested Exemption Certificate for Items Used for Agricultural Purposes

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 49 of Chapter 2023-157, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement changes regarding the exemption from tax for the purchase of materials used to construct or repair cattle fencing used in agricultural production, and the suggested purchaser’s exemption certificate to be used to document the exemptions. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the changes to the exemption.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to implement the provisions of s. 24 of Ch. 2023-157, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12AER23-4 amends Rule 12A-1.087, F.A.C., to incorporate the exemption from tax on materials used to construct or repair permanent or temporary fencing used to contain, confine, or process cattle, including gates and energized fencing systems, used in agricultural operations on lands classified as agricultural lands under s. 193.461, F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850) 717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12AER23-4 ~~12A-1.087~~ Exemption for Power Farm Equipment; Electricity Used for Certain Agricultural Purposes; Suggested Exemption Certificate for Items Used for Agricultural Purposes.

(1) through (9) No change.

(10) Suggested Exemption Certificate for Items Used for Agricultural Purposes.

(a) through (e) No change.

(f) The following is a suggested format of an exemption certificate to be issued by any person purchasing or leasing power farm equipment qualifying for exemption under Section 212.08(3), F.S., or items that qualify for exemption as items for agricultural use or items for agricultural purposes. Exemption purposes listed on the suggested format that are not relevant to the purchaser or lessee may be eliminated from the certificate. The Department does not furnish the printed exemption certificate to be executed by purchasers or lessees when purchasing tax-exempt power farm equipment or items for agricultural use or for agricultural purposes. For an aquaculture health product, the purchaser may use the suggested purchaser's exemption certificate below or provide a copy of the aquaculture producer's Aquaculture Certification from the Florida Department of Agriculture and Consumer Services to the selling dealer.

SUGGESTED PURCHASER'S EXEMPTION
CERTIFICATE

ITEMS FOR AGRICULTURAL USE OR FOR
AGRICULTURAL PURPOSES AND POWER FARM
EQUIPMENT

This is to certify that the items identified below, purchased on _____ or after _____ (date) from _____ (Selling Dealer's Business Name) are purchased, leased, licensed, or rented for the following purpose as checked in the space provided. This is not intended to be an exhaustive list.

() Cloth, plastic, or similar material used for shade, mulch, or protection from frost or insects on a farm.

() Fertilizers (including peat, topsoil, sand used for rooting purposes, peatmoss, compost, and manure, but not fill dirt), insecticides, fungicides, pesticides, and weed killers used for application on or in the cultivation of crops, groves, home vegetable gardens, and commercial nurseries.

() Generators purchased, rented, or leased for exclusive use on a poultry farm. See the exemption category provided for power farm equipment, as defined in Section 212.02(30), F.S., which includes generators, motors, and similar types of equipment.

() Insecticides and fungicides, including disinfectants, used in dairy barns or on poultry farms for the purpose of protecting cows or poultry or used directly on animals, as provided in Section 212.08(5)(a), F.S.

() Animal health products that are administered to, applied to, or consumed by livestock or poultry to alleviate pain or cure or prevent sickness, disease, or suffering, as provided in Section 212.08(5)(a), F.S.

() Aquaculture health products to prevent or treat fungi, bacteria, and parasitic diseases, as provided in Section 212.08(5)(a), F.S. I certify that I am engaged in the production of aquaculture products and certified under Section 597.004, F.S.

() Nets, and parts used in the repair of nets, purchased by commercial fisheries.

() Nursery stock, seedlings, cuttings, or other propagative material for growing stock.

() Portable containers, or moveable receptacles in which portable containers are placed, that are used for harvesting or processing farm products.

() Seedlings, cuttings, and plants used to produce food for human consumption.

() Stakes used to support plants during agricultural production.

() Hog wire and barbed wire fencing, including gates and materials used to construct or repair such fencing, used in agricultural production on lands classified as agricultural lands under Section 193.461, F.S. Materials used to construct or repair hog wire and barbed wire fencing means those materials that are incorporated into and become a component part of the constructed or repaired fencing, such as: welded or barbed wire; hog or barbed wire fence rolls; lumber or steel for posts or rails; nails, screws, hinges; and concrete consisting of premixed dry mortar or other components.

() Materials used to construct or repair permanent or temporary fencing used to contain, confine, or process cattle, including gates and energized fencing systems, used in agricultural operations on lands classified as agricultural lands under s. 193.461. Materials used to construct or repair permanent or temporary cattle fencing means those materials that are incorporated into and become a component part of the constructed or repaired fencing, such as: fencing; lumber or steel for posts or rails; fence wire, panels, and gates; energizers and chargers; electric fence wire braid, tape, and rope; electric fence end strainers, earth stakes, and signs; ground rods; electric fence connector clamps, connection bolts, wire bolts, wire joiners; insulators; nails, screws, staples, hinges; and concrete consisting of premixed dry mortar or other components.

() Items that are used by a farmer to contain, produce, or process an agricultural commodity, such as: glue for tin and glass for use by apiarists; containers, labels, and mailing cases for honey; wax moth control with paradichlorobenzene; cellophane wrappers; shipping cases; labels, containers, clay pots and receptacles, sacks or bags, burlap, cans, nails, and other materials used in packaging plants for sale; window cartons; baling wire and twine used for baling hay; and other packaging materials for one time use in preparing an agricultural commodity for sale.

() Liquefied petroleum gas or other fuel used to heat a structure in which started pullets or broilers are raised.

() Liquefied petroleum gas, diesel, or kerosene used to transport bees by water and in the operation of equipment used in the apiary of a beekeeper.

() Liquefied petroleum gas, diesel, or kerosene used for agricultural purposes in any tractor, vehicle, or other farm equipment that is used exclusively on a farm for farming purposes.

() Butane gas, propane gas, natural gas, or other form of liquefied petroleum gas used in a tractor, vehicle, or other farm equipment used directly or indirectly for the production, packing, or processing of aquacultural products, whether on or off the farm.

() Power farm equipment or irrigation equipment for exclusive use in the agricultural production of crops or products, as produced by those agricultural industries included in sections 570.02(1) and 581.217, F.S., or

() Power farm equipment or irrigation equipment for exclusive use in fire prevention and suppression work for such crops or products, as produced by those agricultural industries included in sections 570.02(1) and 581.217, F.S., or

() Repairs to, or parts and accessories for, qualifying power farm equipment or irrigation equipment for exclusive use in the agricultural production of crops or products, as produced by those agricultural industries included in sections 570.02(1) and 581.217, F.S., or

() Repairs to, or parts and accessories for, qualifying power farm equipment or irrigation equipment for exclusive use in fire prevention and suppression work for such crops or products, as produced by those agricultural industries included in sections 570.02(1) and 581.217, F.S.

() A trailer purchased by a farmer that is used exclusively in an agricultural production or to transport farm products from the farmer's farm to the place where the farmer transfers ownership of the farm products to another. This exemption does not apply to the lease or rental of a trailer. The exemption is not forfeited by using the trailer to transport the farmer's equipment.

() Other (include description and statutory citation):

I understand that if I use the item for any purpose other than the one I stated, I must pay tax on the purchase or lease price of the taxable item directly to the Department of Revenue.

I understand that if I fraudulently issue this certificate to evade the payment of sales tax I will be liable for payment of the sales tax plus a penalty of 200% of the tax and may be subject to conviction of a third degree felony.

The exemption specified by the purchaser may be verified by calling (850)488-6800, Monday through Friday (excluding holidays).

Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated in it are true.

Purchaser's Name

Purchaser's Address

Name and Title of Purchaser's Authorized Representative

Sales and Use Tax Certificate No. (if applicable)

By

(Signature of Purchaser or Authorized Representative)

Title _____

(Title – only if purchased by an authorized representative of a business entity)

Date _____

(11) through (12) No change.

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 212.18(2), 213.06(1) FS., s. 49, Ch. 2023-157 L.O.F. Law Implemented 212.02(14)(c), (30), (31), (32), 212.05(1), 212.0501, 212.06(1), 212.08(3), (5)(a), (e), (7)(jjj), 212.085 FS., s. 24, Ch. 2023-157, L.O.F. History—New 10-7-68, Amended 1-7-70, 6-16-72, 10-18-78, 7-20-82, 4-12-84, Formerly 12A-1.87, Amended 12-13-88, 3-1-00, 6-19-01, 9-15-08, 1-17-13, 1-11-16, 1-10-17, 1-17-18, 1-8-19, 12-12-19, 10-26-22, 7-1-2023.

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: 07/01/2023

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: 07/01/2023

DEPARTMENT OF REVENUE**Sales and Use Tax**

RULE NO.: RULE TITLE:
12AER23-5 Detective, Burglar Protection, and Other
Protection Services

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 49 of Chapter 2023-157, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the exemption from tax for the sale of private investigation services by a small private investigative agency to a client. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the changes to the exemption.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to implement the provisions of s. 24 of Ch. 2023-157, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12AER23-5 amends Rule 12A-1.0092, F.A.C., to incorporate the exemption from tax for the sale of private investigation services by a small private investigative agency to a client.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850) 717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12AER23-5 ~~12A-1.0092~~ Detective, Burglar Protection, and Other Protection Services.

(1)(a) Persons who provide any of the services enumerated in NAICS National Numbers 561611, 561612, 561613 and 561621 of the North American Industry Classification System, published 2007, except as provided in paragraph (b), are dealers in a taxable service and are required to charge sales tax on the total taxable sales price of the service.

(b) The sale of private investigation services by a small private investigative agency to a client is exempt. The exemption does not apply during the first calendar year a small private investigative agency makes private investigative services.

1. “Private investigation services” has the same meaning as “private investigation,” as defined in s. 493.6101(17), F.S.

2. “Small private investigative agency” means a private investigator licensed with the Department of Agriculture and Consumer Services under s. 493.6201, F.S., which:

a. Employs three or fewer full-time or part-time employees, including those performing services pursuant to an employee leasing arrangement as defined in s. 468.520(4), F.S., in total; and

b. During the previous calendar year, performed private investigation services otherwise taxable in which the charges for the services performed were less than \$150,000 for all its businesses related through common ownership.

(2) through (6) No change.

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 212.18(2), 213.06(1) FS, s. 49, Ch. 2023-157, LOF, Law Implemented 212.05(1)(b), (i), 212.06(1)(a), (2)(k), 212.085 FS., s. 24, Ch. 2023-157, LOF. History—New 5-13-93, Amended 10-17-94, 3-20-96, 7-29-98, 1-12-11, 7-1-23.

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: 07/01/2023

DEPARTMENT OF REVENUE**Sales and Use Tax**

RULE NO.: RULE TITLE:
12AER23-6 Public Use Forms

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 49 of Chapter 2023-157, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the exemption from tax for the purchase of oral hygiene products, diapers, and incontinence products. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the new exemptions from sales tax.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to implement the provisions of s. 24 of Ch. 2023-157, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12AER23-6 amends Rule 12A-1.097, F.A.C., to incorporate the exemption from tax for the purchase of oral hygiene products, diapers, and incontinence products.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12AER23-6 ~~12A-1.097~~ Public Use Forms.

(1) No change.

Form Number	Title	Effective Date
(2) through (10) No Change.		
(11) DR-46NT	Nontaxable Medical Items and General Grocery List http://www.floridarevenue.com/rules#rules.org/Gateway/reference.asp?No=Ref-14232)	07/23 01/22
(12) through (24) No Change.		

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.0596(3), 212.06(5)(b)13., 212.0596(3), 212.06(5)(b)13., 212.07(1)(b), 212.08(5)(b)4., (n)4., (o)4., (7), 212.099(10), 212.11(5)(b), 212.12(1)(a)2., 212.18(2), (3), 212.183, 213.06(1), 288.1258(4)(c), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 1002.40(16) FS., s. 49, Ch. 2023-157 LOF. Law Implemented 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 202.11(2), (3), (6), (16), (24), 202.22(3)-(6), 202.28(1), 203.01, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.0596, 212.05965, 212.06, 212.0606, 212.07(1), (8), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.099, 212.11(1), (4), (5), 212.12(1), (2), (9), (13), 212.14(2), (4), (5), 212.18(2), (3), 212.183, 212.1832, 213.235(1), (2), 213.29, 213.37, 213.755, 215.26(6), 219.07, 288.1258, 290.00677, 365.172(9), 376.70(2), 376.75(2), 403.718, 403.7185(3), 443.131, 443.1315, 443.1316, 443.171(2), 1002.40(13) FS., s. 24, Ch. 2023-157 LOF. History—New 4-12-84, Formerly 12A-1.97, Amended 8-10-92, 11-30-97, 7-1-99, 4-2-00, 6-28-00, 6-19-01, 10-2-01, 10-21-01, 8-1-02, 4-17-03, 5-4-03, 6-12-03, 10-1-03, 9-28-04, 6-28-05, 5-1-06, 4-5-07, 1-1-08, 4-1-08, 6-4-08, 1-27-09, 9-1-09, 11-3-09, 1-11-10, 4-26-10, 6-28-10, 7-12-10, 1-12-11, 1-25-12, 1-17-13, 5-9-13, 1-20-14, 1-19-15, 1-11-16, 4-5-16, 1-10-17, 2-9-17, 1-17-18, 4-16-18, 1-8-19, 10-28-19, 12-12-19, 3-25-20, 12-31-20, 6-14-22, 1-1-23, 7-1-23.

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: 07/01/2023

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:

12CER23-7: Forms

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: : Section 4 of Chapter 2023-81, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to

implement amendments to s. 220.198, F.S., Experiential Learning Tax Credit Program. Section 49 of Chapter 2023-157, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers, which provides that a taxpayer may receive a credit against corporate income tax equal to 50 percent of the cost of manufacturing equipment purchased for use in the production of human breast milk derived human milk fortifiers in Florida. The promulgation of these emergency rules ensures that the public is notified in the most expedient and appropriate manner regarding the eligibility criteria and application process for qualified businesses to request an experiential learning tax credit or credit for manufacturing human milk fortifiers.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to implement amendments to the provisions of s. 220.198, F.S. The Legislature expressly authorized the promulgation of emergency rules to administer the provisions related to the Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers created by s. 33 of Ch. 2023-157, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12CER23-7 amends Rule 12C-1.051, F.A.C., to incorporate the amendments to the Experiential Learning Tax Credit Program application form (Form F-1198) and creates the Florida Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers forms (F-11991 and F-11991T).

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: : Brinton Hevey, Technical Assistance and Dispute Resolution, telephone 850-717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12CER23-7 ~~12C-1.051~~ Forms.

(1) No change

Form Number	Title	Effective Date
(2) through (12)	No change.	
(13) F-1198	Florida Experiential Learning Internship Tax Credit Program – Application for Tax Credit http://www.floridarevenue.com/rules#rules.org/Gateway/reference.asp?No=Ref-14844)	07/23 01/23

(14)(a) F-11991	<u>Florida Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers – Application for Tax Credit</u> (http://www.floridarevenue.com/rules)	07/23
(b) F-11991T	<u>Florida Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers – Notice of Intent to Transfer a Tax Credit</u> (http://www.floridarevenue.com/rules)	07/23
(14) through (15)	Renumbered (15) through (16) No change.	

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to implement amendments to the provisions of s. 220.198, F.S. Additionally, this emergency rule is the most expedient and appropriate means of implementing the provisions of the Florida Experiential Learning Tax Credit Program.

SUMMARY: Emergency Rule 12CER23-8 amends Rule 12C-1.0198, F.A.C., to provide the eligibility criteria for qualified businesses to request a tax credit, the application process for submitting the request, and when the tax credits can be taken against the tax imposed by Chapter 220, F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850)717-7754, email RuleComments@floridarevenue.com.

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 213.06(1), 220.192(7), 220.193(4), 220.196(4), 220.198(6), 220.51, 1002.395(13) FS., s. 4, Ch. 2023-81, s. 49, Ch. 2023-157, LOF. Law Implemented 119.071(5), 212.08(5)(p), 213.755(1), 220.11, 220.12, 220.13(1), (2), 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.1875, 220.1895, 220.1896, 220.1899, 220.191, 220.193, 220.194, 220.195, 220.196, 220.198, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04, 624.5105, 624.51055, 1002.395 FS., s. 4, Ch. 2023-81, s. 33, Ch 2023-157 LOF. History—New 9-26-77, Amended 12-18-83, Formerly 12C-1.51, Amended 12-21-88, 12-31-89, 1-31-91, 4-8-92, 12-7-92, 1-3-96, 3-18-96, 3-13-00, 6-19-01, 8-1-02, 6-19-03, 3-15-04, 9-24-04, 6-28-05, 5-1-06, 4-5-07, 1-1-08, 1-27-09, 1-11-10, 4-26-10(12)(a), (b), 4-26-10(13)(a), (b), 6-28-10, 1-12-11, 6-6-11, 1-25-12, 1-17-13, 3-12-14, 1-19-15, 1-11-16, 1-10-17, 1-17-18, 1-8-19, 12-12-19, 5-23-22, 1-1-23, 7-1-23.

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: 07/01/2023

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:

12CER23-8 Experiential Learning Tax Credit Program

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 4 of Chapter 2023-81, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement amendments to s. 220.198, F.S., Experiential Learning Tax Credit Program. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the eligibility criteria and application process for qualified businesses to request an experiential learning tax credit.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12CER23-8 ~~12C-1.0198~~ Experiential Learning Internship Tax Credit Program.

(1) Definitions. For purpose of this rule, the following terms mean:

(a) No change.

(b) “Apprentice” means a person at least 16 years of age who is engaged in learning a recognized skilled trade through actual work experience under the supervision of journeyworker craftspersons, which training should be combined with properly coordinated studies of related technical and supplementary subjects, and who has entered into a written agreement, which may be cited as an apprentice agreement, with an apprenticeship sponsor registered by the Florida Department of Education who may be either an employer, an association of employers, or a local joint apprenticeship committee.

(b) renumbered (c) No change.

(d) “Preapprentice” means any person 16 years of age or over engaged in any course of instruction in the public school system or elsewhere, which course is registered as a preapprenticeship program with the Florida Department of Education.

(c) renumbered (e) No change.

~~(f)(4)~~ “Student intern” means a person who has completed at least 60 credit hours at a state university or 15 credit hours at a Florida College System institution, regardless of whether the student intern receives course credit for the internship; a person who is enrolled in a career center operated by a school district under Section 1001.44, F.S., or a charter technical career center; or any graduate student enrolled at a state university.

(2) Available Tax Credits for Qualified Businesses. For taxable years beginning during ~~the 2022 and 2023~~ calendar years 2022-2025, an experiential learning a student internship

tax credit is available against the tax imposed by Chapter 220, F.S., and equal to \$2,000 per apprentice, preapprentice, or student intern, but no more than \$10,000 per taxable year.

(a) through (c) No change.

(3) Eligibility.

(a) To be eligible to request a tax credit, a qualified business must employ at least one apprentice, preapprentice, or student intern full-time during any of the 2022 or 2023 taxable years 2022-2025 year in an apprenticeship, preapprenticeship, or internship in which the student intern worked full time in Florida for at least 9 consecutive weeks, or the apprentice or preapprentice worked in Florida for at least 500 hours, in addition to one of the following criteria:

1. Twenty percent or more of the business' current full-time employees were previously employed as apprentices, preapprentices, or student interns by the qualified business.

2. Employed, on average for the 3 immediately preceding taxable years, 10 or fewer full-time employees and previously hired at least one apprentice, preapprentice, or student intern during that time.

(b) Qualified businesses must provide documentation demonstrating that each apprentice, preapprentice, or student intern employed during any of the 2022 or 2023 taxable years 2022-2025 year is enrolled in an educational institution as stated in paragraph (1)(f) or with a provider of related technical instruction ~~(1)(d)~~ and maintains a minimum grade point average of 2.0 on a 4.0 scale, if applicable.

(4) Application process.

(a) To apply for available program credits, a taxpayer must submit a Florida Experiential Learning Internship Tax Credit Program – Application for Tax Credit (Form F-1198, incorporated by reference in Rule 12CER23-10 12C 1.051, F.A.C.), along with documentation demonstrating that the business and apprentice, preapprentice, or student intern meet the criteria to receive tax credits, including a taxpayer's Registered Apprenticeship Partners Information Data System program identification number, if applicable.

(b) No change.

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 213.06(1), 220.198(6) FS., s. 4, Ch. 2023-81 LOF. Law Implemented 220.198 FS., s. 4, Ch. 2023-81 LOF. History—New 1-1-23, Amended 7-1-23.

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: 07/01/2023

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:

12CER23-9 Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 49 of Chapter 2023-157, L.O.F., authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the provisions of the Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers, which provides that a taxpayer may receive a credit against corporate income tax equal to 50 percent of the cost of manufacturing equipment purchased for use in the production of human breast milk derived human milk fortifiers in Florida.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of emergency rules to administer the provisions related to the Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers created by s. 33 of Ch. 2023-157, L.O.F. Additionally, this emergency rule is the most expedient and appropriate means of notifying taxpayers of the provisions.

SUMMARY: Emergency Rule 12CER23-9 (Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers) provides the requirements applicable to the Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers created by s. 33, Ch. 2023-157, L.O.F., including the qualification requirements and the application process for submitting a request for a credit, and when the credits can be taken against the tax imposed by Ch. 220, F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Brinton Hevey, Technical Assistance and Dispute Resolution, telephone (850)717-7754, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12CER23-9 Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers.

(1) Definitions. For purpose of this rule, the following terms mean:

(a) "Credit" means the credit for manufacturing of human breast milk derived human milk fortifiers authorized under Section 220.1991, F.S.

(b) “Department” means the Florida Department of Revenue.

(c) “Qualifying manufacturing equipment” means equipment for use in the production of human breast milk derived human milk fortifiers:

1. That can be sold as a product using a pasteurization or sterilization process; and

2. That is in compliance with all applicable United States Food and Drug Administration provisions.

(2) Available Credits. For taxable years beginning during the 2023 and 2024 calendar years, a credit is available against the tax imposed by Chapter 220, F.S., that is equal to 50 percent of the cost of qualifying manufacturing equipment purchased during the state fiscal year for which the application is submitted, or during the 6 months preceding such state fiscal year.

(a) These tax credits are available on a first-come, first-served basis.

(b) The Department must approve the tax credit before the taxpayer can take the credit on a return.

(c) A taxpayer who files a Florida consolidated return as a member of an affiliated group pursuant to Section 220.131(1), F.S., may be allowed the credit on a consolidated return basis.

(d) Taxpayers may carry forward any unused portion of the tax credit for up to five taxable years.

(3) Application process.

(a) To apply for available program credits, a taxpayer must submit a Florida Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers – Application for Tax Credit (Form F-11991, incorporated by reference in Rule 12CER23-10, F.A.C.), along with documentation demonstrating that the taxpayer purchased qualifying manufacturing equipment.

(b) Following receipt of an application, the Department will send written correspondence regarding the amount of tax credit approved or providing the reason the tax credit application could not be approved, whether in whole or in part. The taxpayer may protest a denial pursuant to Sections 120.569 and 120.57, F.S. The Department will reserve the denied amount of the allocation for the taxpayer during the protest period.

(4) Transfers of unused tax credits.

(a) A taxpayer may not convey, assign, or transfer a credit allocation or tax credit to another entity unless all of the assets of the taxpayer are conveyed, assigned, or transferred in the same transaction. However, an unused credit or credit carryforward may be transferred between members of the same affiliated group of corporations.

(b) A transferred tax credit may only be taken by the receiving member of the affiliated group during the same period that the transferring member was approved to take the credit.

(c) A transferred carryforward amount may only be taken as a tax credit during the same time period as the transferring member was authorized to take the carryforward tax credit amount.

(d) A taxpayer must notify the Department of its intent to transfer a credit allocation or tax credit to another member of its affiliated group by submitting Florida Credit for Manufacturing of Human Breast Milk Derived Human Milk Fortifiers – Notice of Intent to Transfer a Tax Credit (Form F-11991T, incorporated by reference in Rule 12CER23-10, F.A.C.). A separate notice must be submitted for each member of an affiliated group of corporations receiving a transfer.

PROPOSED EFFECTIVE DATE: July 1, 2023

Rulemaking Authority 213.06(1), 220.1991(3) FS., s. 49, Ch. 2023-157 LOF. Law Implemented 220.1991 FS., s. 33, Ch. 2023-157 LOF. History—New 7-1-23.

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: 07/01/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:

53ER23-29 PICK DAILY GAMESTM PROMOTION

SUMMARY OF THE RULE: This emergency rule sets forth the provisions for the PICK DAILY GAMESTM PROMOTION.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Minerva A. Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-29 PICK Daily Games™ Promotion.

(1) Beginning July 3 and ending July 31, 2023 (11:59:59 p.m.) (“Promotion Period”), the Florida Lottery will conduct the PICK Daily Games Promotion (“Promotion”). PICK games are PICK 2™, PICK 3™, PICK 4™, and PICK 5™.

(2) How to Participate.

(a) Mondays - Coupon for Free PICK 3 \$1STRAIGHT Quick Pick. Every Monday, beginning July 3, 2023, and through Monday, July 31, 2023, a player who purchases any PICK STRAIGHT, \$1 or greater, ticket will receive a coupon for a free PICK 3 \$1 STRAIGHT Quick Pick ticket. The coupon will print at the time of purchase. The coupon redemption deadline is September 29, 2023 (11:59:59 p.m.), subject to retailer and Lottery office operating hours. Coupons cannot be redeemed by mail. Coupons mailed to the Florida Lottery will not be submitted for redemption and will not be returned. The

free PICK 3 \$1 STRAIGHT Quick Pick will be for the next available drawing, based upon the time of redemption.

Purchases that are part of Grouper® Super Sampler and cancelled tickets are not eligible.

(b) Fridays - 50% Discount – PICK plus FIREBALL. Every Friday, beginning July 7, 2023, and through Friday, July 28, 2023, a player will receive fifty percent (50%) off the purchase price of a PICK Plus FIREBALL ticket for which the purchase price is \$48, inclusive, and under. A player must select or ask for FIREBALL.

Advance Play purchases, continuation tickets, purchases that are part of Grouper® Super Sampler, and cancelled tickets are not eligible.

(3) Taxes. Any Federal, state, and/or local taxes and/or other costs and fees will be the responsibility of the player.

(4) Other Restrictions and Provisions.

(a) A player must be at least 18 years of age.

(b) All players and ticket purchases are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Copies of current rules can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Persons prohibited by section 24.116, F.S., from purchasing a Florida Lottery ticket are not eligible to participate in this Promotion.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 7-3-2023.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER23-30
RULE TITLE: Retailer Compensation

SUMMARY OF THE RULE: The rule sets forth the requirements for compensation of Florida Lottery retailers.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-30 Retailer Compensation.

(1) Sales Commission. Retailers shall be paid a sales commission of 6.00 percent on the purchase price of each Scratch-Off game (also known as an instant game) and each online terminal game ticket sold by them or issued as a prize or

free ticket. The number of Scratch-Off tickets sold or issued as prizes will be determined by full or partial book settlements.

(2) Cashing Commissions. There are no cashing commissions.

(3) Sales commissions, including bonus commissions, paid to retailers for Scratch-Off ticket sales shall be subject to recoupment by the Florida Lottery if settled tickets are subsequently returned to the Lottery.

(4) The Lottery is authorized to conduct retailer incentive promotions in which additional compensation is provided to retailers as bonus commissions or promotional prizes.

(5) Sales commissions, as well as bonus commissions and promotional prizes awarded in a retailer promotion, will be considered compensation to a retailer and will be reported to the Internal Revenue Service by the Florida Lottery.

(6) No retailer or employee of a retailer shall request or accept compensation for the performance of duties authorized pursuant to the retailer's contract, other than the compensation stated in these rules. This prohibition includes, but is not limited to, the redemption of winning tickets. No charge or fee shall be imposed by a retailer on a player for paying a winning ticket by cash or check. Additionally, no charge or fee shall be imposed by a retailer on a player for payment of a prize by money order when that is the sole method of payment made available by the retailer.

(7) The effective date of this emergency rule is July 1, 2023.

(8) This emergency rule replaces Emergency Rule 53ER22-30, F.A.C.

Rulemaking Authority 24.105(9)(i), 24.109(1) FS. Law Implemented 24.105(9)(i) FS. History—New 7-1-2023, Replaces 53ER22-30.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: 7/1/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER23-31
RULE TITLE: NASCAR® POWERBALL® Playoff Bonus Play Promotion

SUMMARY OF THE RULE: This rule sets forth the terms, conditions, and prizes for the NASCAR® POWERBALL® Playoff Bonus Play Promotion.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32301.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-31 NASCAR® POWERBALL® Playoff Bonus Play Promotion.

(1) Beginning July 3 and through July 31, 2023 (“Promotion Period”), the Multi-State Lottery Association, on its own behalf and through third-party contractual partners (hereafter collectively or separately referred to as MUSL or “Prize Provider”), in conjunction with participating Lotteries, including the Florida Lottery, will conduct the NASCAR® POWERBALL® Playoff Bonus Play Promotion (“Promotion”). Players can enter any POWERBALL® ticket purchased/obtained during the Promotion Period into a promotional drawing for a chance to become one of fifty (50) Florida Semi-finalists. The fifty Florida Semi-Finalists will be forwarded to MUSL for a chance to become one of sixteen (16) players, who will then be eliminated through subsequent MUSL-administered drawings to win prizes set forth in subsection (6), below.

POWERBALL tickets, including POWERBALL tickets in a Jackpot Combo play, POWERBALL tickets with Power Play® and/or Double Play®, and both winning and non-winning POWERBALL tickets (collectively “POWERBALL ticket/s”), may be used to enter the Promotion. Only POWERBALL tickets purchased or issued as a “free ticket” during the Promotion Period may be used to enter the Promotion. POWERBALL QuickTickets™ are not eligible for entry into the Promotion.

(2) How to Enter.

(a) To enter a POWERBALL ticket, a player may use the Florida Lottery's website at flalottery.com or the Florida Lottery's Mobile Convenience App (“App”).

1. Website. On the home page of the Florida Lottery's website, players are to click on the Promotions tab and select the NASCAR POWERBALL Playoff Bonus Play Promotion. Players will click on Register/Login and follow the prompts. Players will manually enter the 19-digit ticket number shown on the ticket.

2. Mobile App. On the App, players navigate to the Promotions section of the app and select the NASCAR POWERBALL Playoff Bonus Play Promotion. A Promotions button is located on the main menu and on the bottom navigation bar. Players will be prompted to log-in or register. Players may scan the barcode on the bottom of a ticket or may manually enter the 19-digit ticket number shown on the ticket.

3. Deleted Accounts. If a player deletes his/her account, whether through the App or on the Florida Lottery's website, all account data, including ticket entries, associated with the email address used to register his/her account will also be deleted. A player's account cannot be reactivated using the email associated with the deactivated account. Should a player establish a new account utilizing a different email address, account data, including ticket entries, cannot be transferred to

the newly established account. Tickets entered under the prior account cannot be re-entered utilizing the newly created account.

4. Regardless of whether a player chooses to participate in the Promotion by using the web browser or the App, the following provisions shall apply:

a. the player must use the same account login information to enter tickets;

b. the player will only be required to register one time; and

c. the player's entry history will be cumulative among the entry platforms.

(b) Any attempt by a player to use more than one account by using multiple or different email addresses, identities, registrations, logins, or any other methods will subject the player and any associated entries to disqualification. In the event a player wins a prize, the name a player uses to register must match the name shown on his/her identification used to make a claim, except for a person who has made a legal name change. A person who has made a legal name change must provide a copy of a marriage certificate/judgment/court order, as applicable, as proof of a differing name. Fictitious names and business names will not be accepted and shall subject the player and any associated entries to disqualification.

(c) Tickets should not be mailed to the Florida Lottery for entry into a drawing. Tickets received in the mail by the Lottery for entry into the Promotion will not be entered and will not be returned.

(d) Players may enter a POWERBALL ticket into the Promotion at any time of day during the Promotion Period, except that entry capabilities on the website and App will be unavailable from 12 a.m. through 6 a.m., ET due to routine maintenance and may be unavailable at other times if there are technical difficulties. Entries must be made, and the Lottery must receive, by 11:59:59 p.m. (ET) on July 31, 2023.

(e) Only POWERBALL tickets purchased/obtained and entered during the Promotion Period may be used.

(f) A player may enter multiple tickets during the entry period; however, each ticket number can only be entered one time. A player may enter up to a maximum of 200 tickets per day.

(g) A player can only be named a Semi-Finalist one time. Fifty separate Semi-Finalists will be chosen.

(h) The odds of becoming a Semi-Finalist depend on the number of valid entries received. All entries are subject to validation by the Florida Lottery and will be disqualified if eligibility requirements are not met.

(3) Number of Entries Earned. When a player enters a POWERBALL ticket on the website or App or scans the barcode on the App, the player will receive one (1) entry for each \$1 value of the ticket. For example, a player would receive ten (10) entries for a ticket price/value of \$10.

(4) August 2, 2023 Florida Lottery Semi-Finalist Drawing. One Semi-Finalist drawing will be held by the Florida Lottery. Players will be randomly selected from valid entries submitted and received by 11:59:59 p.m. (ET) on July 31, 2023. A total of seventy-five (75) valid entries will be drawn by the Florida Lottery using a certified random number generation process. The first fifty (50) valid entries drawn will be Semi-Finalists and their names submitted to the Multi-State Lottery Association (MUSL). Should two or more ticket numbers be drawn that are associated with the same player, the remaining 25 valid entries will be used in the order drawn to take the place of any duplicate player so that fifty (50) different and unique players can be submitted to MUSL. The fifty (50) Semi-Finalists will be posted on flalottery.com and the Lottery’s App on August 4, 2023, or as soon thereafter as practical. The drawing will be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

(5) August 12, 2023 MUSL Drawing. MUSL will conduct a drawing to select sixteen (16) players from among all Semi-Finalists submitted by all participating Lotteries, including the names submitted by the Florida Lottery. No more than one (1) Semi-Finalist from any Lottery, including the Florida Lottery, will be chosen to advance to subsequent round/s. No Lottery, including the Florida Lottery, is guaranteed to have a player that is among the sixteen (16) players drawn.

The drawing will be conducted using the MUSL Digital Draw System. The chosen sixteen (16) players will subsequently be eliminated through a series of drawing rounds, as set forth in the table in subsection (6), below. September 9, October 1, and October 11, 2023 drawings will be held using the MUSL Digital Draw System. The November 5, 2023 drawing will be conducted using a Mechanical Ball Machine.

(6) The Drawings, Draw Dates, Dates Draw Results Posted/Announced, the Number of Winners, and the Prizes Won are listed in the table below:

Drawing	Draw Date	Date Draw Results Posted/Announced	Number of Winners	Prize
1	August 2, 2023	August 4, 2023	50	Named as a Florida Semi-Finalist; Names Forwarded to MUSL
2	August 12, 2023	August 26, 2023	16	Named as a Nationwide Semi-Finalist, Selected by MUSL
3	September 9, 2023	September 16, 2023	4	\$2,500 (Fifth Prize)
4	October 1, 2023	October 8, 2023	4	\$5,000 (Fourth Prize)
5	October 11, 2023	October 29, 2023	4	\$7,500 (Third Prize)
6	November 5, 2023	November 5, 2023	3	\$10,000 + VIP Trip to Phoenix, AZ (Second Prize)

			1	\$1,000,000 + VIP Trip to Phoenix, AZ (Grand Prize)
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(7) Notification – Florida Lottery Semi-Finalist Among the Sixteen MUSL-Drawn Players.

Should a Florida Lottery Semi-Finalist be among the sixteen (16) players drawn by MUSL, the Florida Lottery will attempt to notify that player by telephone or email using the contact information provided in the player’s registration data as soon as practical after MUSL has notified the Florida Lottery. The Lottery deems the player’s registration data as his/her official contact information. The Florida Lottery will not attempt to further locate a player if attempts to reach the winner by telephone or email are unsuccessful. If the Florida Lottery is unable to have contact by telephone or email with a player within five (5) calendar days of the date the MUSL-drawn Florida player’s name was provided to the Florida Lottery, the player will forfeit his or her right to be further entered into subsequent MUSL drawings, as well as the right to the possibility of winning a prize in a subsequent round.

If the Florida Lottery is unable to have contact with the player within five calendar days, the Lottery will promptly notify MUSL. Time permitting, MUSL will name an alternate, which is not guaranteed to be a Florida Lottery player. Should a Florida Lottery player be named an alternate, the alternate will have the same time frame as the first player to have contact with the Florida Lottery. However, no time frame will extend beyond August 26, 2023.

Leaving a voicemail message, if available, and/or issuing an email, if available, constitutes “contact” with a player/alternate. The Florida Lottery is not responsible or liable for email failures or faults, telephone failures or faults, voicemail failures or faults; system, network, or software failures or faults; or the like.

Within ten (10) calendar days of contact with the Florida Lottery, the player/alternate must submit, and the Lottery must receive, a completed Winner Claim Form DOL 173-2, revised 2/2023, or a Spanish Winner Claim Form DOL 173-2S, revised 2/2023, and a copy of acceptable identification as set forth in the rule of the Florida Lottery governing payment of prizes. A copy 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. Forms DOL 173-2 and DOL 173-2S are hereby incorporated by reference and may be obtained at any Florida Lottery office or retailer, from the Florida Lottery’s website at flalottery.com, or by contacting the Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

Also, within ten (10) calendar days of contact with the Florida Lottery, the player/alternate must submit, and the

Florida Lottery must receive, a completed Winner Release, Acknowledgement, and Authorization form, DOL 474-NASCAR-Winner, effective 7/3/2023, and a Guest Release, Acknowledgement, and Authorization form, DOL 474-NASCAR-Guest, effective 7/3/2023. If a guest is under the age of majority in his/her state of residence, as of the date of first travel (November 3, 2023), a parent or legal guardian shall execute form DOL 474-NASCAR-Guest on behalf of the guest. No guest changes are permitted past October 20, 2023. Regardless of the date submitted, once names are submitted, any changes made may incur fee/s. Forms DOL 474-NASCAR-Winner and DOL 474-NASCAR-Guest are hereby incorporated by reference and may be obtained at any Florida Lottery office or by contacting the Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-4016. If a player does not provide the required forms within the timeframes, set forth above, the player will forfeit his/her right to claim a Trip Prize and the Trip Prize will be forfeited. The Player will remain eligible to be entered into the final MUSL drawing, held on November 5, 2023.

Prior to finalization of an award of a cash prize in the final drawing, held November 5, 2023, a player must submit a second completed Winner Claim Form DOL 173-2, revised 2/2023, or a Spanish Winner Claim Form DOL 173-2S, revised 2/2023, and a copy of acceptable identification as set forth in the rule of the Florida Lottery governing payment of prizes.

(8) How to Claim a NASCAR Championship Weekend VIP Trip Prize to Phoenix, Arizona (“Trip Prize” or “Trip”).

Should a Florida Semi-Finalist be one of the four (4) players, drawn on October 11, 2023, chosen to receive a Trip Prize, the Florida Lottery will attempt to notify that player by telephone or email as soon as practical after MUSL has notified the Florida Lottery. The Florida Lottery will not attempt to further locate a player if attempts to reach the winner by telephone or email are unsuccessful. Leaving a voicemail message, if available, and/or issuing an email, if available, constitutes “contact” with a winner. If the Lottery is unable to make contact with the player by October 20, 2023, the player will forfeit his or her right to claim the Trip Prize, and the Trip Prize will be forfeited. The player will remain eligible to be entered into the final MUSL drawing, held on November 5, 2023.

(9) Award of NASCAR Championship Weekend VIP Trip Prize.

(a) Upon the Florida Lottery’s timely receipt of a Trip Prize winner’s required documentation, the Lottery will award a NASCAR Championship Weekend Trip Prize. Trip Prize elements are:

1. Roundtrip coach airfare to Phoenix, Arizona for two (2) from the nearest major commercial airport in the vicinity of the residence of a Trip winner. If a Trip Prize winner resides less

than 250 miles from Phoenix, Arizona, the Prize Provider, in its sole discretion, reserves the right to provide ground transportation in lieu of airline transportation. The Trip winner and the winner’s guest must travel on the same itinerary. If a Trip winner is under the age of 21 years, his/her guest must be at least the age of majority in his/her state of residence (Florida’s age of majority is 18 years.). If the winner is 21 years of age or older, his/her guest must be at least 13 years of age. If a guest is considered a minor in his/her state of residence, the winner must be a parent or legal guardian. All referenced ages shall be as of date of first travel (November 3, 2023).

2. Hotel accommodations for three (3) nights for two (2) people, double occupancy (one room), at a hotel in Phoenix, Arizona.

3. Two (2) Ally Curve Hospitality Club passes (includes food, beverages, and FanShield Infield Experience access) at the Phoenix Raceway for admission to the NASCAR Xfinity Series Championship Race (Saturday, November 4, 2023 at 4:00 p.m. (MT – Mountain Time)) and the NASCAR Cup Series Championship Race (Sunday, November 5, 2023 at 1:00 p.m. (MT)).

4. Two (2) passes for VIP Experiences at the Phoenix Raceway during the NASCAR Championship Weekend (November 4 – 5, 2023). The passes include a NASCAR Cup Series garage pass, a NASCAR team hauler tour, a MRN (Motor Racing Network) Radio booth tour, a Pace car ride, Pre-Race attendance, and Victory Lane access.

5. Two (2) official NASCAR Championship Weekend Event Programs.

6. Two (2) souvenir gift bags, each with a retail value of at least \$250.00.

7. Two (2) Racing Electronics Scanner Rentals for use while at the Phoenix Raceway.

8. Two (2) tickets to a Friday, November 3, 2023 Welcome Dinner at a venue selected by the Prize Provider.

9. Meals at the hotel and Prize Provider event/s. Any meals not specifically provided by/through the Prize Provider and/or at locations other than the hotel or event/s are the sole responsibility of the winner/guest/proxy.

10. Ground transportation to and from the airport in Phoenix to the hotel and any Trip Prize events while in Phoenix.

11. Payment of federal income tax withholding on the total retail value of the Trip Prize elements described in subparagraphs 1. through 10., above. Federal taxes will not be paid on cash prizes. Federal taxes on cash prizes will be withheld as described in subsection (12), below, and are the sole responsibility of the winner.

Exclusive of any cash prize, the reportable taxable value of the Trip Prize includes the value of the Trip Prize plus the value of the federal income tax withholding paid by the Florida

Lottery. The approximate retail value of the Trip Prize and the estimated reportable taxable value of the Trip Prize are:

<u>Approximate Retail Value of Trip Prize (exclusive of any cash prize)</u>	<u>Estimated Reportable Taxable Value of Trip Prize (exclusive of any cash prize) (U.S. Citizen or Legal Resident – 24%)</u>	<u>Estimated Reported Taxable Value of Trip Prize (exclusive of any cash prize) (Nonresident – 30%)</u>
<u>\$9,600.00</u>	<u>\$12,631.58</u>	<u>\$13,714.29</u>

(b) Phoenix Trip dates are November 3 through November 6, 2023. The Florida Lottery/MUSL reserves the right to change Trip dates and the location of events/activities as circumstances require.

(c) Except as specified above, a Trip Prize does not include travel to and from a Trip winner’s residence and an airport, other travel, meals, parking fees, baggage fees, travel insurance, alcoholic beverages (other than those served without charge at any Prize Provider event), incidentals, tips, telephone calls, valet service, internet, laundry, etc., as well as rebooking or cancellation fees that may be charged by the hotel, airline, or other suppliers/vendors. The Trip winner shall be required to submit a valid major credit card to the hotel to cover all expenses not specifically awarded as part of the Trip Prize.

(d) MUSL/Prize Provider shall determine, in its sole discretion, the specific merchandise models, items, vendors, and/or retailers for all elements of the Phoenix Trip Prize and reserves the right to substitute any portion or elements of the Trip Prize for items of comparable or greater value and/or any specified brand, vendor, or retailer for one of comparable quality. Elements of the Trip Prize are subject to availability and may be fulfilled by third-party companies and/or vendors. In the circumstance that certain tours, events, and/or races become unavailable due to scheduling conflicts, delays, or other causes beyond the control of the Prize Provider, the event/tour/race will not be rescheduled or otherwise compensated. Should any tour/event/race be rescheduled, the rescheduled tour/event/race is not part of the Trip Prize, and arrangements will not be made for winners to attend.

(e) Participation/appearance in the broadcast of any program is not an element of the Trip Prize. In order for a Trip Prize winner/proxy to appear in a program broadcast, he/she shall be required to satisfy the Prize Provider’s Production Requirements prior to appearing in any program broadcast, including execution of all necessary releases and consents and passing background investigation checks. Should a winner/proxy not satisfy the Production Requirements, the Prize Provider, in its sole discretion, may appoint a person of its choice, or, time permitting, allow a winner to appoint another

proxy, to appear/participate in any program broadcast in place of a winner/proxy. The winner will remain eligible for entry into the final drawing, held November 5, 2023, as set forth in subsection (6), above, should he/she not meet program broadcast requirements or not complete all Prize Provider release forms or consent to a background check.

(f) Time permitting, if the Trip winner chooses not to use the Phoenix Trip or becomes unavailable for any reason, the Trip winner may appoint a Proxy by completing a Proxy Appointment and Acknowledgement form DOL 491-B, revised 2/2023. The proxy must execute a Proxy Release, Acknowledgement, and Authorization form DOL 474-NASCAR-Proxy, effective 7/3/2023. A proxy’s guest (or his/her parent or legal guardian) must execute a Guest Release, Acknowledgement, and Authorization form, DOL 474-NASCAR-Guest, effective 7/3/2023. Any requirements/restrictions applicable to a winner also apply to a proxy.

Forms DOL 474-NASCAR-Proxy, DOL 491-B, and DOL 474-NASCAR-Guest must be received by the Lottery on or before October 20, 2023. Forms DOL 491-B and DOL 474-NASCAR-Proxy are hereby incorporated by reference and can be obtained from any Florida Lottery office or by contacting the Florida Lottery, Claims Processing Division, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

The deadline to book Trip travel is October 29, 2023. If the Trip Prize winner/proxy fails to book the trip prior to the booking deadline of October 29, 2023, the winner will forfeit the Trip and will remain taxable on the entire value of the Trip Prize. In the event a Proxy is appointed, the original Trip Prize winner will remain eligible, and may win, a cash prize in the final drawing, as set forth in subsection (6), above. Should a Proxy, for any reason, be unable to travel, the Proxy may not appoint another proxy; and the Trip Prize shall be forfeited. In such case, the Trip Prize winner will remain eligible, and may win, a cash prize in the final drawing, as set forth in subsection (6). Under all circumstances, the entire value of the Trip Prize shall remain taxable to the original Trip Prize winner. The Proxy is not eligible to win any cash prize.

(10) No substitution of any kind, a cash redemption/substitution/compensation, assignment, or transfer of the Trip Prize, or element thereof, is permitted, except as provided herein. Any cancelled/delayed/postponed event and any unused Trip Prize or Trip Prize element/s will be forfeited, will not be redeemable for cash, and will not reduce the Trip Prize value awarded for tax purposes. A substitution initiated by the Prize Provider is at the sole discretion of the Prize Provider. Should there be prize substitutions, such will be of comparable or greater value.

(11) Should a Trip Prize be forfeited, it will not otherwise be awarded nor shall any other cash or other compensation to awarded to any player.

(12) Taxes.

(a) Except as specifically described herein, all federal, state and/or local taxes, or other fees on an awarded Trip Prize, Trip Prize element/s, and a cash prize, shall be the sole responsibility of the winner.

(b) As to cash prizes, and subject to analysis for state-owed debt and child support owed, and as applicable, federal income tax withholding will be applied prior to issuance of payment to the winner. For cash prizes over \$5,000.00, Federal income taxes will be withheld at a rate of twenty-four percent (24%) for U. S. citizens or legal residents. Regardless of cash prize amount, Federal income taxes will be withheld at a rate thirty percent (30%) as to a nonresident alien.

(c) If the winner claims a Trip Prize but does not make travel arrangements within the specified timeframes, or otherwise does not make the Trip, the Trip Prize shall be forfeited, except for the Souvenir Gift Bags and entry into the final MUSL drawing. The entire value of a Trip Prize will remain taxable to the Trip Winner.

(13) Other Restrictions and Provisions.

(a) With respect to any \$600 or greater cash prize, and after the withholding of applicable federal tax, a Florida Lottery player will be analyzed for state-owed debt and child support. If a player is identified as owing an outstanding debt to any state agency or owes child support collected through a court, the debt will be offset in accordance with section 24.115(4), Florida Statutes. If the debt is an amount less than the amount of a cash prize, the balance of the cash portion after deduction of the debt shall be awarded. If the debt is an amount greater than the amount of the cash prize, the entire prize amount will be applied to the outstanding debt.

(b) Players must be at least 18 years of age to enter the Promotion

(c) Persons prohibited by section 24.116, Florida Statutes, from purchasing a Florida Lottery or POWERBALL ticket are not eligible to enter the NASCAR POWERBALL Playoff Bonus Play Promotion.

(d) All prizes and Trip winners are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder and MUSL rules. Prizes shall be awarded and paid in accordance with the rule of the Florida Lottery governing payment of prizes. A copy 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.

(e) By entering the NASCAR® POWERBALL® Playoff Bonus Play Promotion, a player gives his or her 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 player for advertising or publicity purposes without additional compensation.

(f) The NASCAR POWERBALL Playoff Bonus Play Promotion is void where prohibited by law. NASCAR, LLC is not a sponsor of this Promotion. NASCAR® is a registered trademark of the National Association for Stock Car Auto Racing, LLC.

Rulemaking Authority 24.105(9), 24.109(1), FS. Law Implemented 24.105(9), 24.115(1) FS. History – New 7-3-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER23-32
 RULE TITLE: FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion

SUMMARY OF THE RULE: This rule sets forth the terms, conditions, and prizes for the FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32301.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-32 FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion.

(1) Beginning July 3, 2023 and through August 6, 2023 (“Promotion Period”), the Florida Lottery, in conjunction with its contracted vendor, Atlas Experiences, LLC, will conduct the FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion (“Promotion”) in which players can enter non-winning YEAR FOR LIFE Florida Lottery Scratch-Off tickets and any CASH4LIFE® tickets purchased/obtained during the Promotion Period into a promotional drawing for a chance to win an expense-paid trip to Hollywood, Florida. Promotion winners making the trip to Hollywood will also participate in a Promotional Game Show to win a vehicle and free fuel/gasoline. Non-winning Scratch-Off tickets from Game Numbers: 1529 (\$1,000,000 A YEAR FOR LIFE SPECTACULAR); 1532 (\$25,000 A YEAR FOR LIFE), 1533 (\$50,000 A YEAR FOR LIFE), 1534 (\$150,000 A YEAR FOR LIFE), 1535 (\$250,000 A YEAR FOR LIFE) and all (non-winning, winning, and free tickets) from draw game CASH4LIFE® purchased/obtained during the Promotion Period (Collectively, for all tickets identified herein, “Eligible” tickets) may be entered.

(2) How to Participate.

(a) To enter Eligible tickets into the promotional drawing, a player may use the Florida Lottery's website at flalottery.com or use the Florida Lottery's Mobile Convenience App ("App").

1. Website. On the home page of the Florida Lottery's website, players are to click on the Promotions tab, select the FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion and follow the directions. Players will be prompted to log-in or register. Players will manually enter the 24-digit ticket number shown on Eligible YEAR FOR LIFE Scratch-off tickets or the 19-digit ticket number on Eligible CASH4LIFE tickets on the ticket entry page to collect entries as described in paragraph (2)(c), below.

2. Mobile App. On the App, players navigate to the Promotions section of the App, select the FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion, and follow the instructions. A Promotions button is located on the main menu and on the bottom navigation bar. Players will be prompted to log-in or register if the App does not recognize them as already logged in. Players may scan the barcode on the bottom of a ticket or may manually enter the 24-digit ticket number (Eligible YEAR FOR LIFE tickets) or 19-digit ticket number (Eligible CASH4LIFE tickets) on the ticket entry page to collect entries as described in paragraph (2)(c), below.

3. Deleted Accounts. If a player deletes his/her account, whether through the App or on the Florida Lottery's website, all account data, including ticket entries, associated with the email address used to register his/her account will also be deleted. Any entries earned will not be entered into a drawing. A player's account cannot be reactivated using the email associated with the deactivated account. Should a player establish a new account utilizing a different email address, account data, including ticket entries, cannot be transferred to the newly established account. Tickets entered under the prior account cannot be re-entered utilizing the newly created account.

4. Regardless of whether a player chooses to participate in the Promotion by using the website or the App, the following provisions shall apply:

a. the player must use the same account login information to enter tickets;

b. the player will only be required to register one time; and

c. the player's entry history will be cumulative among the entry platforms.

(b) Any attempt by a player to use more than one account by using multiple or different email addresses, identities, registrations, logins, or any other methods will subject the player and any associated entries to disqualification. In the event a player wins a prize, the name a player uses to register must match the name shown on his/her identification used to make a claim, except for a person who has made a legal name

change. A person who has made a legal name change must provide a copy of a marriage certificate/judgment/court order, as applicable, as proof of a differing name. Fictitious names and business names will not be accepted and shall subject the player and any associated entries to disqualification.

(c) Number of Entries Received. The number of entries received by a player are in accordance with the table below:

<u>Game*</u>	<u>Price*</u>	<u>Number of Entries*</u>
<u>#1529 - \$1,000,000 A Year for Life Spectacular</u>	<u>\$50</u>	<u>50</u>
<u>#1535 - \$250,000 A Year for Life</u>	<u>\$10</u>	<u>10</u>
<u>#1534 - \$150,000 A Year for Life</u>	<u>\$5</u>	<u>5</u>
<u>#1533 - \$50,000 A Year for Life</u>	<u>\$2</u>	<u>2</u>
<u>#1532 - \$25,000 A Year for Life</u>	<u>\$1</u>	<u>1</u>
<u>CASH4LIFE®</u>	<u>Any purchase price</u>	<u>Equal to the purchase price (e. g. for each dollar spent, one entry received).</u>
<u>CASH4LIFE®</u>	<u>Free</u>	<u>Equal to the number of plays shown on the ticket. (i.e., one (1) horizontal line of play numbers is one (1) play. For example, three horizontal lines of play numbers represent three plays and receives three entries.)</u>

* For example, a player that enters two (2) tickets from game #1529 - \$1,000,000 A Year for Life Spectacular, and one (1) ticket from game #1535 - \$250,000 A Year for Life, will receive 110 entries (50 entries for each \$50 ticket plus 10 entries for the \$10 ticket, for a total of 110 entries) into the promotional drawing.

(d) Lottery tickets should not be mailed to the Florida Lottery for entry into the Promotion. Lottery tickets received in the mail by the Lottery will not be entered and will not be returned.

(e) Promo Codes. Various promo codes providing additional entries will be available during the Promotion Period via Florida Lottery social media channels (Facebook,

Instagram, Twitter); Gas Station TV (GSTV); In-Store L-Bars; and Digital Banners.

(f) Players may enter an Eligible ticket into the Promotion at any time of day during the Promotion Period. Except that, entry capabilities on the website and App will be unavailable from 12 a.m. through 6 a.m. ET due to routine maintenance and may be unavailable at other times if there are technical difficulties.

(g) A player may enter multiple tickets during the entry period; however, each ticket number can only be entered one time. A player may enter up to a maximum of 200 tickets per day.

(h) A player can only win one prize.

(i) The odds of winning depend on the number of entries in the Promotion. All entries are subject to validation by the Florida Lottery and will be disqualified if eligibility requirements are not met.

(3) Prizes. The following table sets forth the prizes available in the Promotion.

<u>Prize</u>	<u>Number of Prizes Available</u>
<u>Ford Vehicle* + Expense-Paid Trip to Hollywood, Florida + Free Fuel for a Year</u>	<u>10</u>
<u>Free Fuel for Life**</u>	<u>1**</u>
<u>Free Fuel for a Year**</u>	<u>Up to 29**</u>

* The vehicle model year will be 2023/2024, depending upon availability. Vehicle Prize includes payment of sales tax, dealer fees, and vehicle registration.

** “Free Fuel for a Year” and “Free Fuel for Life” prizes are awarded in the form of fuel/gas gift card/s. Aside from the initial “Free Fuel for a Year” prize, the winner of the “Free Fuel for a Life” prize may not win additional “Free Fuel for a Year” prizes. The other nine (9) winners may win additional “Free Fuel for a Year” prizes. Up to twenty-nine (29) additional “Free Fuel for a Year” prizes will be awarded. “Free Fuel for Life” is based on a 25-year period. Fuel valuations are based on gasoline prices known at the time of this Promotion and do not account for price fluctuations or inflation; no future adjustments will be made. Fuel/gas gift cards will not be replaced should they be lost, stolen, mutilated, or otherwise damaged and will not be otherwise compensated.

Should the entity issuing the fuel/gas gift card/s, whether under its current name, operating under another name, or otherwise merged with another entity, its parent company, subsidiaries, divisions, banks/financial institutions, and/or other entities responsible for honoring the fuel/gas gift cards declare

bankruptcy or in any manner be unable to honor or refuse to honor the fuel/gas gift card/s awarded in this Promotion, no cash compensation or other manner of compensation shall be provided.

(4) Drawing. One promotional drawing will be held. Winners will be randomly selected from valid entries submitted and received by the Florida Lottery by 11:59:59 p.m., ET on August 6, 2023. The entry period, drawing date, and winner announcement date are set forth in the table below. The drawing will be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

<u>Entry Period</u>	<u>Drawing Date</u>	<u>Winners Announced</u>
<u>July 3 – August 6, 2023</u>	<u>August 8, 2023</u>	<u>August 10, 2023</u>

In the drawing, a total of 20 valid entries will be drawn by the Florida Lottery using a certified random number generation process. The first ten (10) valid entries will be named as winners. The remaining valid entries drawn will be used in the order in which they were drawn and in the order of need to select winners in the event: a) two or more ticket numbers are drawn that are associated with the same player (ten different and unique players will be declared winners); b) a winner cannot be contacted ; or c) a winner does not provide the necessary documentation to the Lottery within the designated time frames, as specified in subsections (5) and (6), below.

(5) Winner Notification.

The winners in the drawing will be posted on flalottery.com on the announcement date set forth in the table in subsection (4), above, or as soon thereafter as practical. The Florida Lottery will attempt to notify each winner by telephone or email using the contact information provided in the winner’s registration data no later than one business day after the winners are posted on the Florida Lottery’s website. The Lottery deems the winner’s registration data as the winner’s official contact information. The Lottery will not attempt to further locate a winner if attempts to reach the winner by telephone or email are unsuccessful. Upon having contact with a winner, and within seven (7) calendar days of contact, a winner must provide the required documentation to the Lottery, as set forth subsection (6), below. If a winner does not contact the Lottery and provide the required documentation to the Lottery, the winner will forfeit his/her right to claim a prize.

As time permits, and in accordance with Atlas Experiences, LLC/Florida Lottery scheduling requirements, the Lottery will award the prize to an alternate winner. If the Lottery is unable to have contact by email or telephone with the alternate winner and obtain the required documentation, as per subsection (6),

within seven (7) calendar days of the Lottery's contact with him/her, the alternate winner will forfeit his or her right to claim the prize.

If the Lottery is unable to achieve contact with a winner/alternate or receive the required documentation from a winner/alternate, the prize will not be awarded. Leaving a voicemail message, if available, and/or issuing an email, if available, constitutes "contact" with a winner. The Florida Lottery is not responsible or liable for email failures or faults, telephone failures or faults, voicemail failures or faults; system, network, or software failures or faults; or the like.

(6) How to Claim a Prize.

(a) Winners must submit a completed Winner Claim Form DOL 173-2, revised 2/2023, or a Spanish Winner Claim Form DOL 173-2S, revised 2/2023, and a copy of acceptable identification as set forth in the rule of the Florida Lottery governing payment of prizes. A copy 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. Forms DOL 173-2 and DOL 173-2S are hereby incorporated by reference and may be obtained at any Florida Lottery office or retailer, from the Florida Lottery's website at flalottery.com, or by contacting the Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(b) Winners must also submit a completed Winner Release, Acknowledgement, and Authorization form DOL-474-FREE RIDE-Winner, effective 7/3/2023, and a Guest Release, Acknowledgement, and Authorization form DOL-474-FREE RIDE-Guest, effective 7/3/2023. Forms DOL-474-FREE RIDE-Winner and DOL-474-FREE RIDE-Guest are hereby incorporated by reference and may be obtained at any Florida Lottery office or by contacting the Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(c) A winner's Winner Claim Form (DOL 173-2 or DOL 173-2S), copy of the winner's identification, and the winner's completed DOL-474-FREE RIDE-Winner (Winner Release, Acknowledgement, and Authorization) must be received by any Lottery office no later than seven (7) calendar days after the Florida Lottery has made contact with the winner. If the Lottery has not received the required documentation from a winner by the seventh calendar day after contact, the winner will forfeit his or her right to claim the prize and the Lottery will award the prize to an alternate winner in accordance with subsections (4) and (5), above, as time permits. The same timeframe for a winner to return required documentation to the Lottery shall apply to an alternate winner.

(7) Expense-Paid Trip.

(a) Upon the Florida Lottery's timely receipt of a winner's required documentation, the Lottery will award an Expense-

Paid Trip to the Diplomat Beach Resort in Hollywood, Florida. Atlas Experiences, LLC will administer and manage the Trip elements, consisting of:

1. Hotel accommodations for two (2), double occupancy for two (2) nights at the Diplomat Beach Resort. Winners shall be required to submit a valid major credit card to the Resort to cover all expenses not specifically awarded. A winner must book Resort reservations on or before September 18, 2023. Should a winner not make such reservations on or before September 18, 2023, the winner will forfeit lodging, the BBQ dinner, the right to participate in the Promotional Game Show a/k/a Lucky Pik Digital Game Show ("Game Show"), defined below, and the award of any Game Show prizes (vehicle and Free Fuel). Upon such forfeiture, no cash or other compensation shall be awarded.

2. Welcome gift, valued at approximately \$50.

3. Bar-B-Que beach dinner.

4. \$1,500 Travel Allowance, issued as a no-fee gift card. This Travel Allowance is to cover, at the winner's discretion and chosen mode of travel, his/her and his/her guest's travel expenses to and from the Diplomat Beach Resort. Should \$1,500 not cover the travel expenses, any additional expenses are the sole responsibility of the winner/guest. A lost, stolen, mutilated, or otherwise damaged gift card will not be replaced or otherwise compensated and will not reduce the prize value for taxation purposes. A winner and his/her guest may still travel to Hollywood, Florida at the winner's/guest's sole expense. No allowances or adjustments shall be made for the distance/s from which a winner and his/her guest must travel to Hollywood, Florida.

5. Participation in the Promotional Game Show, developed and administered by and at the direction of Atlas Experiences, LLC, to win a vehicle and either "Free Fuel for Life" or "Free Fuel for a Year" prizes. Each of the 10 winners of the Expense-Paid Trip will win one vehicle in the Game Show and a minimum of one year of free fuel; no winner may win more than one vehicle in the Game Show. Ten (10) pre-selected vehicles will be present and available at the Game Show; no other vehicles, aside from those present, will be made available to players.

Prior to finalization of an award of a vehicle and fuel/gas gift card/s, a player must submit a second completed Winner Claim Form DOL 173-2, revised 2/2023, or a Spanish Winner Claim Form DOL 173-2S, revised 2/2023, and a copy of acceptable identification as set forth in the rule of the Florida Lottery governing payment of prizes. Upon completion of all vehicle registration requirements and verifications and receipt of the required documentation, each of the ten winners shall take possession of his/her vehicle at the Game Show. To leave with the vehicle, the winner must present proof of a valid driver's license and proof of vehicle insurance as required by

the laws of the state of residence of the winner, which in Florida are Chapters 322 and 324, Florida Statutes, respectively. If the winner is unable to provide proof of a valid driver’s license and valid insurance, the vehicle must be removed by trailer or similar transport equipment provided by the winner at his/her expense or driven by a person of the winner’s choice, and at his/her expense, who is able to provide proof of a valid driver’s license and valid insurance. Neither the Florida Lottery nor Atlas Experiences, LLC provide any warranty, maintenance plan, or additional accessories for the vehicles.

6. Payment of Federal income tax withholding on the total retail value of the prize elements described in subparagraphs 1. through 5., above.

The reportable taxable value of the Expense-Paid Trip; vehicle; vehicle sales tax, dealer fees, and vehicle registration; and gas/fuel gift card/s includes the value of the prize plus the value of the Federal income tax withholding paid by the Lottery and are set forth in the table below:

<u>Prize Element</u>	<u>Approximate Retail Value</u>	<u>Estimated Reportable Taxable Value (U. S. Citizen or Legal Resident - 24%)</u>	<u>Estimated Reportable Taxable Value (Nonresident - 30%)</u>
<u>Expense-Paid Trip (\$1,500 Travel Allowance, hotel, Welcome Gift, and Covered Meals</u>	<u>\$3,400.00</u>	<u>\$4,473.68</u>	<u>\$4,857.14</u>
<u>Ford Vehicle (Plus Vehicle Sales Tax, Dealer Fees, Tag/Registration Expenses)</u>	<u>\$60,000.00 MSRP (Vehicle) + \$4,700.00 (Estimated Sales Tax, Dealer Fees, Tag/Registration) (Total: \$64,700.00)</u>	<u>\$85,131.58</u>	<u>\$92,428.57</u>
<u>Free Fuel for a Year (Each Year</u>	<u>\$4,500.00</u>	<u>\$5,921.05</u>	<u>\$6,428.57</u>

<u>Won)</u>			
<u>Free Fuel for Life (Capped at 25 Years)</u>	<u>\$112,500.00</u>	<u>\$148,026.32</u>	<u>\$160,714.29</u>

(b) As to any guest, the Florida Lottery must receive a completed Form DOL-FREE RIDE-Guest (Guest Release, Acknowledgement, and Authorization) on or before September 1, 2023. A guest must be 18 years of age or older.

(c) The Expense-Paid Trip and Game Show event takes place from October 20 through October 22, 2023. The Florida Lottery reserves the right to change event dates as circumstances require.

(d) Except as specified above, an Expense-Paid Trip does not include a specific mode of travel to and from a winner/guest’s residence and Hollywood, Florida, other travel, meals, parking fees, baggage fees, insurance, alcoholic beverages (other than those served without charge at any reception and/or party), any items not expressly specified, such as, incidentals, tips, and personal expenses such as telephone calls, internet, valet service or laundry, etc., as well as rebooking or cancellation fees that may be charged by the hotel, airline, or other suppliers.

(e) Atlas Experiences, LLC shall determine, in its sole discretion, the specific merchandise models, items, vendors, and/or retailers for all elements of the prize and reserves the right to substitute (i) any portion or elements of the prize for items of comparable or greater value; and/or (ii) any specified brand, vendor, or retailer for one of comparable quality. Elements of the prize are subject to availability and may be fulfilled by third-party companies and/or vendors.

(f) A winner must be present at and participate in the Game Show to win a Vehicle and Free Fuel. If a winner arrives more than fifteen (15) minutes past the designated/posted start time for the Game Show, the winner is deemed as “not being present.” Should a winner not be present at the Game Show, the winner forfeits all prizes that would have been awarded at the Game Show. No cash or other substitutions will be awarded to a winner who is not present at the Game Show. A guest may not appear on behalf of a winner or act as a winner’s proxy in the Game Show. A winner will remain taxable on the Expense-Paid Trip portion of the prize.

(8) No substitution of any kind, cash redemptions/substitution/compensation, assignment, or transfer of any prize, prize element, or gift card/s is permitted. Any unused prize or prize elements or prizes not able to be awarded for any reason will be forfeited, will not be redeemable for cash, and will not reduce the prize value awarded for tax purposes, except as to a vehicle and any fuel gift card/s not awarded. A prize substitution initiated by the Florida Lottery or its

providers are at the sole discretion of the Florida Lottery and its providers. Should there be prize substitutions, such will be of comparable or greater value.

(9) Taxes. Except as specifically described herein, all federal, state and/or local taxes or other fees on any prize or prize element shall be the sole responsibility of the winner, regardless of whether a winner avails himself/herself of the prize or has forfeited a prize.

(10) Other Restrictions and Provisions.

(a) Players must be at least 18 years of age. Persons prohibited by section 24.116, Florida Statutes, from purchasing a Florida Lottery or CASH4LIFE ticket are not eligible to enter the FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion.

(b) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes shall be paid in accordance with the rule of the Florida Lottery governing payment of prizes. A copy 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.

(c) By entering the FREE RIDE AND FUEL FOR LIFE BONUS PLAY Promotion, a player gives his or her permission for the Florida Lottery to photograph and/or videotape and record the winner with or without prior notification and to use the name, photograph, videotape, and/or recording of the winner for advertising or publicity purposes without additional compensation.

Rulemaking Authority 24.105(9), 24.109(1), FS. Law Implemented 24.105(9), 24.115(1) FS. History – New 7-3-2023.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER23-33
 RULE TITLE: Game Number 1532, \$25,000 A YEAR FOR LIFE

SUMMARY OF THE RULE: This emergency rule describes Game Number 1532, “\$25,000 A YEAR FOR LIFE,” 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: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE:

53ER23-33 Game Number 1532, \$25,000 A YEAR FOR LIFE.

(1) Name of Game. Game Number 1532, \$25,000 A YEAR FOR LIFE.

(2) Game Number 1532, \$25,000 A YEAR FOR LIFE is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. \$25,000 A YEAR FOR LIFE lottery tickets sell for \$1.00 per ticket.

(4) \$25,000 A YEAR FOR LIFE 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 \$25,000 A YEAR FOR LIFE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER23-20, *Payment of Prizes, F.A.C.*

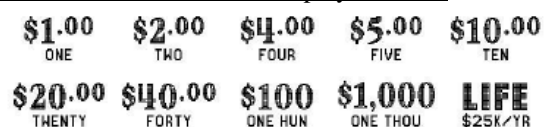
(5) The play symbols and play symbol captions that may appear in the YOUR NUMBERS play area are:



(6) The play symbols and play symbol captions that may appear in the WINNING NUMBER play area are:



(7) The prize symbols and prize symbol captions that may appear in the YOUR NUMBERS play area are:



(8) The fixed symbols are:



(9) Determination of Prizewinners.

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

A ticket having a 2X symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to two times the prize shown for that symbol. A ticket having a



symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to all five prizes shown.

(b) A player may win up to five (5) times on a ticket.

(10) \$25,000 A Year for Life Prize: Payment Options.

(a) A prizewinner of a \$25,000 A Year for Life prize may choose one of two payment options for receiving his or her prize. Payment options are One-Time Cash Payment or Annual Payments. At the time the \$25,000 A Year for Life prize is claimed, the terminal will produce a player claim instructions ticket. The prizewinner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the One-Time Cash Payment. If a prizewinner does not choose the One-Time Cash Payment within the sixty (60) day timeframe, the Annual Payment option will be applied. Once the prizewinner files a claim and exercises the winner's chosen option, the election of that option shall be final. The Annual Payment method of payment will also be final when it is applied due to a \$25,000 A Year for Life prize winner not making his or her payment election within sixty (60) days after the player claim instructions ticket is produced.

(b) A winner of a \$25,000 A Year for Life prize who elects the One-Time Cash Payment shall receive a single cash payment of \$405,000.00, less applicable federal income tax withholding.

(c) A prizewinner of a \$25,000 A Year for Life prize who elects the Annual Payment option, or has it applied, shall receive annual payments of \$25,000.00 per year for a guaranteed period of twenty-five (25) years, less applicable federal tax withholding.

(11) The odds of winning, value, and number of prizes in Game Number 1532 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNER S IN 101,90 POOLS OF 240,000 TICKETS PER POOL
\$1	\$1	10.71	2,282,591
\$1 (2X)	\$2	37.50	652,198
\$1 x 2	\$2	60.00	407,600
\$2	\$2	37.50	652,160
\$1 x 4	\$4	300.04	81,508
\$1 (2X) + \$2	\$4	300.00	81,520
\$2 (2X)	\$4	299.89	81,551
\$2 x 2	\$4	300.00	81,520
\$4	\$4	300.00	81,520
\$1 x 5 (MONEYBAG)	\$5	499.47	48,964
\$1 + \$2 (2X)	\$5	499.38	48,973
\$1 + (\$2 x 2)	\$5	500.30	48,883

\$1 + \$4	\$5	500.08	48,904
\$5	\$5	500.78	48,836
\$2 + \$4 (2X)	\$10	751.41	32,547
\$2 x 5 (MONEYBAG)	\$10	750.12	32,603
\$5 (2X)	\$10	749.61	32,625
\$5 x 2	\$10	751.41	32,547
\$10	\$10	751.11	32,560
\$5 (2X) + \$10	\$20	1,497.06	16,336
\$4 x 5 (MONEYBAG)	\$20	1,495.96	16,348
\$10 (2X)	\$20	1,503.41	16,267
(\$5 x 2) + \$10	\$20	1,495.96	16,348
\$20	\$20	1,501.38	16,289
\$10 (2X) + \$20	\$40	3,994.77	6,122
(\$5 x 2) + (\$10 x 3) (MONEYBAG)	\$40	3,876.98	6,308
\$20 (2X)	\$40	3,870.23	6,319
(\$10 x 2) + \$20	\$40	4,014.45	6,092
\$40	\$40	3,899.23	6,272
(\$20 x 3) + \$20 (2X)	\$100	24,023.58	1,018
(\$5 x 2) + \$10 + (\$40 x 2) (MONEYBAG)	\$100	23,606.18	1,036
\$20 + (\$40 x 2)	\$100	23,789.88	1,028
\$20 x 5 (MONEYBAG)	\$100	23,952.99	1,021
\$100	\$100	24,094.58	1,015
\$1,000	\$1,000	407,600.00	60
\$25,000 YR/LIFE	\$25,000YR/LIFE*	6,114,000.00	4

*Prize amount if taken in annual payments. If the one-time prize payment is taken, the prize amount is \$405,000.00.

(12) The overall odds of winning some prize in Game Number 1532 are 1 in 4.96. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sales or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(13) For reorders of Game Number 1532, the odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(14) Payment of prizes for \$25,000 A YEAR FOR LIFE 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 7-3-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:

53ER23-34 Game Number 1533, \$50,000 A YEAR FOR LIFE
 SUMMARY OF THE RULE: This emergency rule describes Game Number 1533, “\$50,000 A YEAR FOR LIFE,” 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: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-34 Game Number 1533, \$50,000 A YEAR FOR LIFE.

(1) Name of Game. Game Number 1533, \$50,000 A YEAR FOR LIFE.

(2) Game Number 1533, \$50,000 A YEAR FOR LIFE is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. \$50,000 A YEAR FOR LIFE lottery tickets sell for \$2.00 per ticket.

(4) \$50,000 A YEAR FOR LIFE 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 \$50,000 A YEAR FOR LIFE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER23-20, Payment of Prizes, F.A.C.

(5) The play symbols and play symbol captions that may appear in the YOUR NUMBERS play area are:

1 3 4 5 6 7 8 9 10
 ONE THREE FOUR FIVE SIX SEVEN EIGHT NINE TEN
 11 13 14 15 16 17 18 19 20 2X \$
 ELEVN THRTN FORTN FIFTN SIXTN SVNTN EGHTN NINTN TWENTY 2TIMES HINALL

(6) The play symbols and play symbol captions that may appear in the WINNING NUMBERS play area are:

1 3 4 5 6 7 8 9 10
 ONE THREE FOUR FIVE SIX SEVEN EIGHT NINE TEN
 11 13 14 15 16 17 18 19 20
 ELEVN THRTN FORTN FIFTN SIXTN SVNTN EGHTN NINTN TWENTY

(7) The prize symbols and prize symbol captions that may appear in the YOUR NUMBERS play area are:

\$1.00 \$2.00 \$4.00 \$5.00 \$10.00 \$20.00 \$30.00
 ONE TWO FOUR FIVE TEN TWENTY THIRTY
 \$40.00 \$100 \$200 \$1,000 \$10,000 LIFE
 FORTY ONE HUN TWO HUN ONE THOU TEN THOU \$50K/YR

(8) The fixed symbols are:

WINNING YOUR NUMBERS

(9) Determination of Prizewinners.

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

A ticket having a 2X symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to two times the prize shown for that symbol. A ticket having a

HINALL symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to all ten prizes shown.

(b) A player may win up to ten (10) times on a ticket.

(10) \$50,000 A Year for Life Prize; Payment Options.

(a) A prizewinner of a \$50,000 A Year for Life prize may choose one of two payment options for receiving his or her prize. Payment options are One-Time Cash Payment or Annual Payments. At the time the \$50,000 A Year for Life prize is claimed, the terminal will produce a player claim instructions ticket. The prizewinner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the One-Time Cash Payment. If a prizewinner does not choose the One-Time Cash Payment within the sixty (60) day timeframe, the Annual Payment option will be applied. Once the prizewinner files a claim and exercises the winner’s chosen option, the election of that option shall be final. The Annual Payment method of payment will also be final when it is applied due to a \$50,000 A Year for Life prize winner not making his or her payment election within sixty (60) days after the player claim instructions ticket is produced.

(b) A winner of a \$50,000 A Year for Life prize who elects the One-Time Cash Payment shall receive a single cash payment of \$815,000.00, less applicable federal income tax withholding.

(c) A prizewinner of a \$50,000 A Year for Life prize who elects the Annual Payment option, or has it applied, shall receive annual payments of \$50,000 per year for a guaranteed period of twenty-five (25) years, less applicable federal tax withholding.

(11) The odds of winning, value, and number of prizes in Game Number 1533 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 214.04 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	3,852,888
\$1 x 4	\$4	50.00	770,520
\$1 (2X) + \$2	\$4	50.00	770,520
\$2 x 2	\$4	50.00	770,615
\$4	\$4	50.01	770,463

\$1 x 5	\$5	375.00	102,742
(\$1 x 3) + \$2	\$5	375.00	102,740
\$1 + (\$2 x 2)	\$5	374.97	102,749
\$1 + \$4	\$5	374.96	102,751
\$5	\$5	375.00	102,742
\$1 x 10 (MONEYBAG)	\$10	250.01	154,103
\$1 x 10	\$10	249.94	154,146
\$2 x 5	\$10	250.07	154,067
\$5 (2X)	\$10	250.02	154,101
\$10	\$10	249.94	154,146
\$2 x 10 (MONEYBAG)	\$20	750.24	51,354
\$2 x 10	\$20	749.74	51,388
\$5 x 4	\$20	750.27	51,352
\$10 (2X)	\$20	750.14	51,361
\$20	\$20	749.61	51,397
(\$2 x 5) + (\$4 x 5) (MONEYBAG)	\$30	2,044.67	18,843
(\$2 x 5) + (\$4 x 5)	\$30	2,244.29	17,167
(\$5 x 2) + \$10 (2X)	\$30	2,253.09	17,100
\$5 (2X) + \$10 (2X)	\$30	2,247.83	17,140
\$10 x 3	\$30	2,246.78	17,148
\$10 + \$20	\$30	2,249.40	17,128
\$30	\$30	2,245.86	17,155
\$4 x 10 (MONEYBAG)	\$40	4,497.23	8,567
(\$2 x 5) + (\$5 x 4) + \$10	\$40	5,161.13	7,465
\$10 (2X) + \$20	\$40	4,508.28	8,546
\$20 (2X)	\$40	4,502.49	8,557
\$10 x 4	\$40	5,135.67	7,502
\$20 x 2	\$40	5,139.78	7,496
\$40	\$40	5,147.33	7,485
\$10 x 10 (MONEYBAG)	\$100	5,978.86	6,444
(\$5 x 4) + (\$10 x 5) + \$30	\$100	8,957.87	4,301
\$20 (2X) + \$30 (2X)	\$100	9,014.46	4,274
(\$5 x 4) + \$40 (2X)	\$100	9,016.57	4,273
\$10 + \$20 + \$30 + \$40	\$100	9,020.79	4,271
\$20 x 5	\$100	9,027.13	4,268
\$100	\$100	11,998.69	3,211
\$20 x 10 (MONEYBAG)	\$200	89,808.39	429
(\$10 x 6) + \$20 + (\$40 x 3)	\$200	90,440.85	426
\$10 (2X) + \$40 (2X) + \$100	\$200	87,762.64	439
\$100 (2X)	\$200	89,599.53	430
\$10 + (\$30 x 5) + \$40	\$200	90,867.45	424
\$100 x 2	\$200	91,732.86	420
\$200	\$200	90,653.65	425
\$100 x 10 (MONEYBAG)	\$1,000	90,653.65	425
\$200 x 5	\$1,000	89,599.53	430
\$1,000	\$1,000	88,978.75	433
\$10,000	\$10,000	566,585.29	68
\$50,000 YR/LIFE	\$50,000YR/LIFE*	4,815,975.00	8

* Prize amount if taken in annual payments. If the one-time payment is taken, the prize payment amount is \$815,000.00.

(12) The overall odds of winning some prize in Game Number 1533 are 1 in 4.43. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sales or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(13) For reorders of Game Number 1533, the odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(14) Payment of prizes for \$50,000 A YEAR FOR LIFE 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 7-3-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER23-35 RULE TITLE: Game Number 1534, \$150,000 A YEAR FOR LIFE

SUMMARY OF THE RULE: This emergency rule describes Game Number 1534, “\$150,000 A YEAR FOR LIFE,” 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: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-35 Game Number 1534, \$150,000 A YEAR FOR LIFE.

(1) Name of Game. Game Number 1534, \$150,000 A YEAR FOR LIFE.

(2) Game Number 1534, \$150,000 A YEAR FOR LIFE is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. \$150,000 A YEAR FOR LIFE lottery tickets sell for \$5.00 per ticket.

(4) \$150,000 A YEAR FOR LIFE 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 \$150,000 A YEAR FOR LIFE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER23-20, *Payment of Prizes, F.A.C.*

(5) The play symbols and play symbol captions that may appear in the YOUR NUMBERS play area are:

1 ONE	3 THREE	4 FOUR	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVN	13 THRTN	14 FORTN	16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN	20 TWENTY
21 THYONE	23 THYTHR	24 THYFOR	26 THYSIX	27 THYSVN	28 THYEGT	29 THYMN	30 THIRTY
					2X ZTIMES	5X STIMES	8 HINALL

(6) The play symbols and play symbol captions that may appear in the WINNING NUMBERS play area are:

1 ONE	3 THREE	4 FOUR	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVN	13 THRTN	14 FORTN	16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN	20 TWENTY
21 THYONE	23 THYTHR	24 THYFOR	26 THYSIX	27 THYSVN	28 THYEGT	29 THYMN	30 THIRTY

(7) The prize symbols and prize symbol captions that may appear in the YOUR NUMBERS play area are:


\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN	\$20.00 TWENTY	\$25.00 TWY FVE	\$30.00 THIRTY	\$50.00 FIFTY
\$100 ONE HUN	\$500 FIVE HUN	\$1,000 ONE THOU	\$2,000 TWO THOU	\$10,000 TEN THOU	LIFE \$150K/YR	


(8) The fixed symbols are:


WINNING NUMBERS YOUR NUMBERS

(9) Determination of Prizewinners.

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

A ticket having a  symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to two times the prize shown for that symbol. A ticket having a

 symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to five times the prize shown

for that symbol. A ticket having a  symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to all twelve prizes shown.

(b) A player may win up to twelve (12) times on a ticket.

(10) \$150,000 A Year for Life Prize; Payment Options.

(a) A prizewinner of a \$150,000 A Year for Life prize may choose one of two payment options for receiving his or her

prize. Payment options are One-Time Cash Payment or Annual Payments. At the time the \$150,000 A Year for Life prize is claimed, the terminal will produce a player claim instructions ticket. The prizewinner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the One-Time Cash Payment. If a prizewinner does not choose the One-Time Cash Payment within the sixty (60) day timeframe, the Annual Payment option will be applied. Once the prizewinner files a claim and exercises the winner's chosen option, the election of that option shall be final. The Annual Payment method of payment will also be final when it is applied due to a \$150,000 A Year for Life prize winner not making his or her payment election within sixty (60) days after the player claim instructions ticket is produced.

(b) A winner of a \$150,000 A Year for Life prize who elects the One-Time Cash Payment shall receive a single cash payment of \$2,440,000.00, less applicable federal income tax withholding.

(c) A prizewinner of a \$150,000 A Year for Life prize who elects the Annual Payment option, or has it applied, shall receive annual payments of \$150,000 per year for a guaranteed period of twenty-five (25) years, less applicable federal tax withholding.

(11) The odds of winning, value, and number of prizes in Game Number 1534 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNER S IN 321,90 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	10.00	3,862,654
\$2 (5X)	\$10	29.99	1,287,818
\$2 x 5	\$10	30.00	1,287,589
\$5 (2X)	\$10	29.99	1,287,906
\$10	\$10	60.02	643,564
\$2 x 10	\$20	300.38	128,596
\$2 (5X) + \$10	\$20	300.05	128,738
\$5 x 4	\$20	299.84	128,827
\$10 (2X)	\$20	299.89	128,807
\$20	\$20	299.84	128,826
\$5 x 5	\$25	802.02	48,163
\$5 (5X)	\$25	773.95	49,910
\$5 + \$10 (2X)	\$25	775.61	49,803
\$5 + \$20	\$25	798.97	48,347
\$25	\$25	799.81	48,296
(\$2 x 10) + (\$5 x 2) (MONEYBAG)	\$30	799.93	48,289
(\$2 x 10) + \$5 (2X)	\$30	800.57	48,250
\$5 + \$5 (5X)	\$30	801.09	48,219

\$10 x 3	\$30	798.70	48.363
\$30	\$30	800.64	48.246
(\$2 x 5) + (\$5 x 6) + \$10 (MONEYBAG)	\$50	1,790.64	21.572
(\$2 x 5) + (\$5 x 6) + \$10	\$50	1,846.18	20.923
(\$5 x 5) + \$5 (5X)	\$50	1,846.09	20.924
\$25 (2X)	\$50	1,850.60	20.873
\$50	\$50	1,846.62	20.918
(\$5 x 10) + (\$25 x 2) (MONEYBAG)	\$100	1,200.40	32.179
(\$5 x 8) + (\$10 x 2) + (\$20 x 2)	\$100	1,200.06	32.188
\$20 (5X)	\$100	1,201.15	32.159
\$50 (2X)	\$100	1,199.54	32.202
\$100	\$100	1,199.77	32.196
(\$30 x 10) + (\$100 x 2) (MONEYBAG)	\$500	11,955.32	3.231
(\$30 x 5) + (\$50 x 7)	\$500	12,026.04	3.212
(\$50 x 6) + \$100 (2X)	\$500	12,067.37	3.201
\$100 (5X)	\$500	12,014.82	3.215
\$500	\$500	13,347.49	2.894
(\$50 x 4) + (\$100 x 8) (MONEYBAG)	\$1,000	39,904.59	968
(\$50 x 8) + \$100 + \$500	\$1,000	59,154.12	653
\$100 (5X) + (\$100 x 5)	\$1,000	59,610.56	648
\$500 (2X)	\$1,000	59,335.85	651
\$1,000	\$1,000	59,610.56	648
(\$100 x 10) + (\$500 x 2) (MONEYBAG)	\$2,000	117,767.20	328
\$2,000	\$2,000	118,489.69	326
\$10,000	\$10,000	229,926.43	168
\$150,000 YR/LIFE	\$150,000YR/LIFE	9,656,910.00	4
	*		

* Prize amount if taken in annual payments. If the one-time payment is taken, the prize payment amount is \$2,440,000.00.

(12) The overall odds of winning some prize in Game Number 1534 are 1 in 3.95. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sales or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(13) For reorders of Game Number 1534, the odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(14) Payment of prizes for \$150,000 A YEAR FOR LIFE 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 7-3-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE. EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER23-36
 RULE TITLE: Game Number 1535, \$250,000 A YEAR FOR LIFE

SUMMARY OF THE RULE: This emergency rule describes Game Number 1535, “\$250,000 A YEAR FOR LIFE,” 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: Minerva Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THIS EMERGENCY RULE IS:

53ER23-36 Game Number 1535, \$250,000 A YEAR FOR LIFE.



(1) Name of Game. Game Number 1535, \$250,000 A YEAR FOR LIFE.

(2) Game Number 1535, \$250,000 A YEAR FOR LIFE is a Scratch-Off lottery game (also known as an instant lottery game).

(3) Price. \$250,000 A YEAR FOR LIFE lottery tickets sell for \$10.00 per ticket.

(4) \$250,000 A YEAR FOR LIFE 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 \$250,000 A YEAR FOR LIFE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER23-20, Payment of Prizes, F.A.C.

(5) The play symbols and play symbol captions that may appear in the YOUR NUMBERS play area are:

1	3	4	5	6	7	8	9
ONE	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE
11	13	14	15	16	17	18	19
ELEVN	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN
21	23	24	25	26	27	28	29
THYONE	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN
31	33	34	35		2X	10X	
THYONE	THYTHR	THYFOR	THYFIV	WIN	2TIMES	10TIMES	WINALL

(6) The play symbols and play symbol captions that may appear in the WINNING NUMBERS play area are:

1 ONE	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE
11 ELEVN	13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN	19 NINTN
21 TWYONE	23 TWYTHR	24 TWYFOR	25 TWYFIV	26 TWYSIX	27 TWYSVN	28 TWYEGT	29 TWYNIN
31 THYONE	33 THYTHR	34 THYFOR	35 THYFIV				

(7) The prize symbols and prize symbol captions that may appear in the YOUR NUMBERS play area are:



\$1.00 ONE	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 TWY FIVE	\$30.00 THIRTY	\$50.00 FIFTY
\$100 ONE HUN	\$200 TWO HUN	\$500 FIVE HUN	\$1,000 ONE THOU	\$5,000 FIVE THOU	\$10,000 TEN THOU	LIFE \$250K/YR	


(8) The fixed symbols are:


WINNING NUMBERS	YOUR NUMBERS
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(9) Determination of Prizewinners.

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

A ticket having a  symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to two times the prize shown for that symbol. A ticket having a  symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to ten times the prize

shown for that symbol. A ticket having a  symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to the prize shown for that symbol. A ticket

having a  symbol and symbol caption in the YOUR NUMBERS play area shall entitle the prizewinner to all fifteen prizes shown.

(b) A player may win up to fifteen (15) times on a ticket.

(10) \$250,000 A Year for Life Prize; Payment Options.

(a) A prizewinner of a \$250,000 A Year for Life prize may choose one of two payment options for receiving his or her prize. Payment options are One-Time Cash Payment or Annual Payments. At the time the \$250,000 A Year for Life prize is claimed, the terminal will produce a player claim instructions ticket. The prizewinner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the One-Time Cash Payment. If a prizewinner does not choose the One-Time Cash Payment within the sixty (60) day timeframe, the Annual Payment option will be applied. Once the prizewinner files a claim and exercises the winner's chosen option, the election of that option shall be final. The

Annual Payment method of payment will also be final when it is applied due to a \$250,000 A Year for Life prize winner not making his or her payment election within sixty (60) days after the player claim instructions ticket is produced.

(b) A winner of a \$250,000 A Year for Life prize who elects the One-Time Cash Payment shall receive a single cash payment of \$4,070,000.00, less applicable federal income tax withholding.

(c) A prizewinner of a \$250,000 A Year for Life prize who elects the Annual Payment option, or has it applied, shall receive annual payments of \$250,000 per year for a guaranteed period of twenty-five (25) years, less applicable federal tax withholding.

(11) The odds of winning, value, and number of prizes in Game Number 1535 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNER S IN 201.54 POOLS OF 120,000 TICKETS PER POOL
\$1 (10X)	\$10	30.01	805,996
\$5 (2X)	\$10	20.00	1,209,234
\$10	\$10	30.00	806,266
\$5 x 3	\$15	60.02	402,943
\$5 + \$5 (2X)	\$15	59.98	403,188
\$15	\$15	30.00	806,093
\$5 x 4	\$20	59.99	403,141
\$5 (2X) + \$10	\$20	100.02	241,792
\$10 x 2	\$20	150.13	161,088
\$10 (2X)	\$20	60.03	402,905
\$20	\$20	59.97	403,276
\$5 x 5	\$25	299.93	80,634
(\$5 x 3) + \$10	\$25	299.69	80,700
\$5 + \$10 (2X)	\$25	299.85	80,655
\$10 + \$15	\$25	299.89	80,644
\$25	\$25	300.02	80,609
\$5 x 6	\$30	572.24	42,263
\$5 (2X) + \$10 (2X)	\$30	558.07	43,336
\$10 x 3	\$30	601.53	40,205
\$15 (2X)	\$30	599.51	40,341
\$30	\$30	600.00	40,308
\$5 (10X)	\$50	436.82	55,365
\$5 x 10	\$50	462.03	52,344
\$10 x 5	\$50	479.80	50,406
\$25 (2X)	\$50	479.44	50,444
\$50	\$50	479.43	50,445
(\$5 x 10) + (\$10 x 5) (MONEYBAG)	\$100	363.30	66,569
\$10 (10X)	\$100	437.45	55,286

(\$5 x 10) + (\$10 x 5)	\$100	479.85	50.401
\$25 x 4	\$100	480.30	50.353
\$10 + \$15 (2X) + (\$30 x 2)	\$100	479.20	50.469
\$100	\$100	600.28	40.289
(\$10 x 10) + (\$20 x 5) (MONEYBAG)	\$200	4,788.10	5.051
\$20 (10X)	\$200	5,998.18	4.032
(\$10 x 10) + (\$20 x 5)	\$200	5,974.48	4.048
\$10 (10X) + \$25 (2X) + \$50	\$200	6,034.10	4.008
\$200	\$200	6,029.59	4.011
(\$25 x 10) + (\$50 x 5) (MONEYBAG)	\$500	8,056.19	3.002
\$50 (10X)	\$500	12,092.34	2.000
(\$25 x 10) + (\$50 x 5)	\$500	11,901.91	2.032
\$100 + \$200 (2X)	\$500	11,919.51	2.029
\$500	\$500	12,044.16	2.008
(\$50 x 10) + (\$100 x 5) (MONEYBAG)	\$1,000	23,968.96	1.009
\$100 (10X)	\$1,000	23,874.31	1.013
(\$50 x 10) + (\$100 x 5)	\$1,000	23,850.77	1.014
\$500 (2X)	\$1,000	24,136.41	1.002
\$1,000	\$1,000	23,780.41	1.017
\$500 (10X)	\$5,000	120,923.40	200
\$500 x 10	\$5,000	122,144.85	198
(\$1,000 x 3) + \$1,000 (2X)	\$5,000	122,144.85	198
\$5,000	\$5,000	120,923.40	200
\$10,000	\$10,000	251,923.75	96
\$250,000 YR/LIFE	\$250,000YR/LIFE *	6,046,170.00	4

* Prize amount if taken in annual payments. If the one-time payment is taken, the prize payment amount is \$4,070,000.00.

(12) The overall odds of winning some prize in Game Number 1535 are 1 in 3.33. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sales or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(13) For reorders of Game Number 1535, the odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(14) Payment of prizes for \$250,000 A YEAR FOR LIFE 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 7-3-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 7/3/2023

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62ER23-3
 RULE TITLE: Hurricane Restoration Reimbursement Grant Program

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 10, Chapter 2022-272, Laws of Florida (L.O.F.), “[a]n act relating to disaster relief” establishes the Hurricane Restoration Reimbursement Grant Program for the purpose of providing financial assistance to mitigate coastal beach erosion for coastal homeowners whose property was significantly impacted by Hurricane Ian or Hurricane Nicole in 2022. The legislation includes legislative findings that emergency rulemaking authority is necessary to address critical shoreline erosion which may result in the loss of property by homeowners in those areas of the state that sustained damage due to Hurricane Ian or Hurricane Nicole during 2022. Section 10, Chapter 2022-272, L.O.F., requires the Department of Environmental Protection to adopt emergency rules pursuant to subsections 120.54(1) and 120.54(4), Florida Statutes, for the purpose of implementing the grant program. The Department adopted rule 62ER23-2, F.A.C., on January 30, 2023. The Legislature revised the grant program in Section 61, Chapter 2023-240, L.O.F., requiring the promulgation of a new emergency rule. Given the application period set out in the law, an emergency rule is the most appropriate and expedient means to provide eligible property owners the grant program’s requirements and grant application.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized and required in Section 10, Chapter 2022-272, L.O.F., the promulgation of an emergency rule by the Department to implement the Hurricane Restoration Reimbursement Grant Program for the purpose of providing financial assistance to mitigate coastal beach erosion for coastal homeowners whose property was significantly impacted by Hurricane Ian or Hurricane Nicole in 2022. The Legislature revised the program in Section 61, Chapter 2023-240, L.O.F., requiring the promulgation of a new emergency rule. The promulgation of this emergency rule, incorporating by reference the form used to apply for financial assistance, ensures that the public is notified by the most appropriate and expedient means regarding the process to apply for a grant.

SUMMARY: The rule provides the procedures, administration, and eligibility criteria for the Hurricane Restoration Reimbursement Grant Program, which will distribute financial assistance to qualifying coastal homeowners to help remedy the damages from coastal erosion incurred after Hurricane Ian or Hurricane Nicole. The grant program allows persons living in

Brevard, Broward, Charlotte, Collier, Duval, Flagler, Indian River, Lee, Manatee, Martin, Nassau, Palm Beach, Saint Johns, Saint Lucie, Sarasota, and Volusia Counties whose property was significantly impacted by Hurricane Ian or Hurricane Nicole in 2022, and who meet eligibility requirements, to seek reimbursement to remedy coastal beach erosion and reimburse eligible construction costs. The grant program applies to single- or multi-family homes, residential condominiums, and cooperatives. The emergency rule incorporates, by reference, Form 1 DEP-62ER23-3, the Hurricane Restoration Reimbursement Grant Program Application, effective as of the effective date of Chapter 62ER23-3, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Lainie Edwards, Deputy Director, Office of Resilience and Coastal Protection, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 235 Tallahassee, FL 32399, or Crystal Anderson, Assistant General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS-35 Tallahassee, FL 32399.

THE FULL TEXT OF THE EMERGENCY RULE IS:

62ER23-2 Hurricane Restoration Reimbursement Grant Program

(1) This chapter implements the Hurricane Restoration Reimbursement Grant Program, to provide financial assistance to coastal homeowners for eligible costs related to sand placement, temporary coastal armoring, or permanent armoring construction projects to remedy coastal beach erosion incurred as a result of preparation for or damage sustained from Hurricane Ian or Hurricane Nicole in 2022.

(2) For purposes of this rule, the term:

(a) “Eligible applicant” means the individual, corporation, trust, or other legal entity eligible to be a grantee. An agent may make application upon behalf of an applicant, but such agent is not the applicant, grantee, or otherwise eligible for reimbursement.

(b) “Department” means the Department of Environmental Protection.

(c) “Grantee” means an eligible applicant that is the recorded deeded landowner for the eligible residential property who has complied with all documentation requirements in paragraph (6)(b) of this rule and received a grant from the Department. For a residential condominium or cooperative that is not the recorded deeded landowner for the eligible residential property, such entity may only be a grantee if alternative evidence is submitted proving legal control over the eligible residential property as related to the eligible project. For properties sold after September 23, 2022, the grantee may be the individual, corporation, trust, or other legal entity that

incurred eligible costs during the period in which that grantee owned the property.

(d) “Eligible costs” means construction costs associated with execution of an eligible project that have been incurred and for which the grantee has evidence of payment. Construction costs may include design, engineering, construction-related monitoring required by permit or contract, surveys, materials, labor, contractors, and construction oversight. Eligible costs do not include permit fees or repair of residential structures. Reimbursement of eligible costs may be no greater than \$300,000 per parcel and no greater than 50% of the total incurred costs.

(e) “Eligible project” means construction activities that occurred after September 23, 2022, related to sand placement, temporary coastal armoring, or permanent coastal armoring construction projects intended to prepare for or remedy coastal beach erosion or damage sustained from Hurricane Ian or Hurricane Nicole, on an eligible residential property. To be eligible, projects must be permitted or authorized under chapter 161, F.S., prior to the commencement of authorized work, exempt from permitting requirements, or otherwise authorized by law. The project address on any issued permit under chapter 161, F.S., must match the address of the eligible residential property.

(f) “Eligible residential property” means a parcel that is a coastal property on the beach located in Brevard, Broward, Charlotte, Collier, Duval, Flagler, Indian River, Lee, Manatee, Martin, Nassau, Palm Beach, Saint Johns, Saint Lucie, Sarasota, or Volusia County that is either:

1. A single-family, site-built, residential property or a multi-family, site-built, residential property, not to exceed four units, where the homeowner has been granted a homestead exemption on the home under chapter 196, F.S.;

2. A residential condominium, as defined in chapter 718, F.S.; or

3. A cooperative, as defined in chapter 719, F.S.

(g) “Low-income or moderate-income applicants” are those applicants that are low-income or moderate-income person(s) as defined in section 420.0004, F.S., who provide an attestation of income on Form 3 DEP-62ER23-3, Attestation of Low-Income or Moderate-Income (effective date June 30, 2023), which is hereby adopted by reference into this rule and available at <https://floridadep.gov/hurricane>.

(h) “Required documentation” means documents and evidence required to be submitted as part of the application.

(3) To apply for a grant, an eligible applicant shall submit to the department online or by paper copy a complete application, Form 1 DEP-62ER23-3, Hurricane Restoration Reimbursement Grant Program Application (effective date June 30, 2023), which is hereby adopted by reference into this

rule and available at <https://floridadep.gov/hurricane>, as well as all required documentation, as follows:

(a) Applications can be submitted through the department's electronic portal available online beginning February 1, 2023, at 9:00 a.m. EST at: <https://floridadep.gov/hurricane>. Applications will be date and time-stamped upon submission. Applicants must sign up for a user account prior to making application.

(b) Alternatively, application materials can be submitted in paper form beginning February 1, 2023, at 9:00 a.m. EST by certified mail to the Department of Environmental Protection, 2600 Blair Stone Road, MS 3522, Tallahassee, Florida 32399-2400, which will be date and time-stamped upon entry into the grants database.

(4) The department will review all applications to determine whether the project is eligible for inclusion in the Hurricane Restoration Reimbursement Grant Program. Eligibility requirements include:

(a) An eligible applicant properly submitted a complete application, Form 1 DEP-62ER23-3, including all required documentation;

(b) The property is an eligible residential property;

(c) There are documented eligible costs for an eligible project;

(d) The applicant has applied for no greater than \$300,000 in reimbursement and provided all documentation for reimbursement, inclusive of cost share requirements.

(5) If corrections are needed to the application, the Department will review the materials and, if not sufficient, will contact the applicant and provide 7 calendar days to meet requirements. If the requested materials are received within 7 days, the date-time stamp of the initial submittal will be used for the application processing. However, if the information is not provided in that timeframe, a new or amended application must be made by the applicant if corrections are able to be made.

(6) By making application, the applicant agrees to enter into a grant agreement with the department and agrees to Form 2 DEP-62ER23-3, Grant Terms and Conditions (effective date June 30, 2023), which is hereby adopted by reference into this rule and available at <https://floridadep.gov/hurricane>.

(a) The department will award grants to applicants meeting all eligibility requirements on a first-come, first-served basis, with priority given by calendar day to low-income and moderate-income applicants until funds are exhausted or upon the expiration of this rule, whichever comes first.

(b) The department will disburse grant funds on a cost-reimbursement basis to the grantee(s).

1. To receive reimbursement, the grantee(s) must submit:

a. The parcel identification number for the applicable county.

b. A valid social security number or tax identification number.

c. Proof the eligible applicant resides at the address to which a check is asked to be mailed, if different than the eligible residential property address, as identified in sub-sub-paragraphs 2. – 4., below.

d. A copy of the permit issued under chapter 161, F.S., prior to the commencement of work for which a grant is sought, or applicable statutory exemption or other authorization.

e. Documentation of eligible project expenses (e.g., for a completed project, photos of the completed project; for projects not yet fully complete, a copy of the design and engineering plans or similar evidence of work);

f. Paid invoices and associated documentation showing work conducted for the eligible project, dates of work, and proof of payment;

g. If applicable, Form 3, DEP-62ER23-3, Attestation of Low-Income or Moderate-Income;

h. Any other information required by the application or this rule.

2. For individuals listed on the recorded deed for the eligible residential property, checks will be issued in the name of all individuals on the deed. If the mailing address for payment is different than the eligible residential property, the applicant must provide the driver's license or other documented address for at least one person on the recorded deed.

3. For trusts listed on the recorded deed for the eligible residential property, checks will be issued in the name of the trustee for the trust. The applicant must provide documentation identifying the trustee of the trust and, if the mailing address for payment is different than the eligible residential property, the applicant must additionally provide the driver's license or other documented address for the trustee.

4. For corporations listed on the on the recorded deed for the eligible residential property, checks will be issued in the name of the corporation at the mailing address as registered with the Department of State.

5. The applicant must provide any other documentation required by state law to identify proof of completion of the eligible project and proof reimbursement is allowable under this rule and the grant agreement.

(c) No checks will be mailed to a post office box.

(d) If a grantee is unable to comply with subparagraphs 2. – 4., the grantee may request the Department to accept alternative forms of proof of identity and valid address. The Department shall accept such alternative forms of proof if such alternative provides clear evidence that the person seeking disbursement is the grantee.

(e) As necessary for the Department to verify eligibility under this rule or information associated with reimbursement,

the Department shall seek additional information necessary from the Applicant.

(7) This rule expires on January 1, 2024.

Rulemaking Authority ss. 10 and 12 of Chapter 2022-272, L.O.F., Law Implemented ss. 10 and 12, Ch. 2022-272, L.O.F., s. 61, Ch. 2023-240, L.O.F., History-Rule 62ER23-2.

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: June 30, 2023

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on June 29, 2023, 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(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from HMS Host located in Fort Lauderdale. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

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 before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On June 12, 2023 the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-

4.010(7) Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code from Taco Chula LLC located in Palm Beach Gardens. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers and employees.

The Petition for this variance was published in Vol. 49/114 on June 13, 2023. The Order for this Petition was signed and approved on June 29, 2023. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within George Ryan Salon (10800 N Military Trl Suite 110 Palm Beach Gardens, FL 33410), are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure that directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Chulados & Cream (Taco Chula LLC) and/or George Ryan Salon (George Ryan Salon) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

The Board of Accountancy hereby gives notice: of the issuance of an Order regarding the Petition for Waiver or Variance, filed on April 14, 2023, by Carleen Richards. The Notice of Petition for Waiver or Variance was published in Vol. 49, No. 83, of the April 28, 2023, Florida Administrative Register. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled, "Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules," which requires that each candidate must 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.

The Board considered the instant Petition at a duly-noticed public meeting held on May 19, 2023, in Orlando, Florida.

The Board’s Order, filed on June 22, 2023, granted the petition, finding that Petitioner established that the Board’s strict application of paragraph 61H1-28.0052(1)(b), F.A.C., to her circumstances, would violate principles of fairness or would impose substantial hardship on her. The Board further established that, if she were granted the variance, the purpose of the accountancy examination statute would be met as required by Section 473.306, Florida Statute.

A copy of the Order or additional information may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sitzings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

The Board of Accountancy hereby gives notice: of the issuance of an Order regarding the Petition for Waiver or Variance, filed on March 28, 2023, by Tai Moultrie Roberts. The Notice of Petition for Waiver or Variance was published in Vol. 49, No. 68, of the April 7, 2023, Florida Administrative Register. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled, “Number of Sitzings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules,” which requires that each candidate must 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.

The Board considered the instant Petition at a duly-noticed public meeting held on May 19, 2023, in Orlando, Florida.

The Board’s Order, filed on June 22, 2023, granted the petition, finding that Petitioner established that the Board’s strict application of paragraph 61H1-28.0052(1)(b), F.A.C., to her circumstances, would violate principles of fairness or would impose substantial hardship on her. The Board further established that, if she were granted the variance, the purpose of the accountancy examination statute would be met as required by Section 473.306, Florida Statute.

A copy of the Order or additional information may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:

64B9-3.002 Qualifications for Examination

NOTICE IS HEREBY GIVEN that on June 28, 2023, the Board of Nursing, received a petition for variance or waiver filed by Laura Hall. Petitioner requests a variance or waiver from subsection 64B9-3.002(3), F.A.C., which states in part, for an applicant writing the examination for practical nurses on the basis of practical nursing education equivalency, a completed Practical Nurse Equivalence (PNEQ) Application Letter or an official certified transcript which sets forth graduation from an approved professional program is required.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe R. Baker, Jr, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252; MQA.Nursing@flhealth.gov.

Comments on this petition should be filed with the Board of Nursing within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

State Board of Education

The Division of Public Schools announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 7, 2023, 10:00 a.m. – 11:00 a.m., ET, or until business is concluded.

PLACE: Virtual

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDAxNTAwYzEtMWRIYS00Yzg3LWFMOWUtNmEwMTdmOWNmMjdj%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%2282abae7b-4c03-4848-a253-c10717f01cc5%22%7d

Meeting ID: 258 893 552 230 **Passcode:** dEPdggf

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Education Commissioner’s African American History Task Force will be planning the details of their Virtual Summer Institute, scheduled for August 7, 2023.

A copy of the agenda may be obtained by contacting: John Duebel at John.Duebel@fldoe.org.

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 five days before the workshop/meeting by contacting: John Duebel at John.Duebel@fldoe.org. 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).

For more information, you may contact: John Duebel at John.Duebel@fldoe.org.

DEPARTMENT OF EDUCATION

State Board of Education

The Division of Public Schools announces a public meeting to which all persons are invited.

DATES AND TIMES: August 14 and 17, 2023, 4:30 p.m. – 5:30 p.m., ET, or until business is concluded.

PLACE: Virtual

August 14, 2023, 4:30 p.m. – 5:30 p.m., ET

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZTM3NjBIYTAtNTgyNy00N2IwLTk4ZTEtMGJjZjE1NDI2NDI5%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%2282abae7b-4c03-4848-a253-c10717f01cc5%22%7d

Meeting ID: 244 664 591 279 Passcode: Z63qUk

August 17, 2023, 4:30 p.m. - 5:30 p.m., ET

https://teams.microsoft.com/l/meetup-join/19%3ameeting_N2YxNWM2NzQtZTY2Yi00OTYyLTlhY2EtMDIxMDIkMmlyZDU0%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%2282abae7b-4c03-4848-a253-c10717f01cc5%22%7d

Meeting ID: 242 991 051 235 Passcode: 7vCw3i

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Civics workgroup will meet to write new standards that align with the governor’s proclamation in HB1537, establishing 9/11 Heroes’ Day.

A copy of the agenda may be obtained by contacting: John Duebel at John.Duebel@fldoe.org.

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 five days before the workshop/meeting by contacting: John Duebel at John.Duebel@fldoe.org. 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).

For more information, you may contact: John Duebel at John.Duebel@fldoe.org.

STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-8.010 Reimbursement Contract

The Florida Hurricane Catastrophe Fund Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 11, 2023, 1:30 p.m., (ET) until conclusion of meeting.

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida. For virtual attendance options, please see the FHCF website at <https://fhcf.sbafla.com/advisory-council-home/>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To obtain the recommendation of the Advisory Council for the filing of a Notice of Proposed Rule for Rule 19-8.010, F.A.C., Reimbursement Contract, and for the filing of this rule for adoption if no member of the public timely requests a rule hearing or if a rule hearing is requested but no Notice of Change is needed. In addition, other general business of the Advisory Council may be addressed.

A copy of the agenda may be obtained by contacting: Ben Addleton, Florida Hurricane Catastrophe Fund, ben.addleton@sbafla.com, (850)413-1332.

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 7 days before the workshop/meeting by contacting: Ben Addleton at the email or number listed above. 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).

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

The Northwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2023, 1:00 p.m., ET Governing Board Meeting; 1:05 p.m., ET Public Hearing on Consideration of Regulatory Matters

PLACE: 81 Water Management Drive, Havana, Florida 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: District business. Consideration of Fiscal Year 2023-2024 Tentative Budget, Millage Rate, and Dates, Times, and Locations of Public Hearings on the Budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Savannah Shell, (850)539-5999 or online at <http://www.nfwwater.com/About/Governing-Board/Board-Meetings-Agendas>

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 72 hours before the workshop/meeting by contacting: Savannah Shell, (850)539-5999. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
 The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 11, 2023, 10:00 a.m.

PLACE: This is a meeting conducted by means of communications media technology via Microsoft Teams. The link is available at <https://www.swfwmd.state.fl.us/about/calendar/environmental-advisory-committee-67>. An additional telephone connection is available at 786-749-6127, conference code 262 887 685#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Environmental Advisory Committee Meeting. To discuss committee business. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of committee members. Additional instructions regarding viewing of and participation in the meeting are available at WaterMatters.org or by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211

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: SWFWMD Human Resources Office Chief at 2379 Broad St., Brooksville, FL 34604-6899; telephone (352)796-7211 or email ADACoordinator@WaterMatters.org. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Barbara.Matrone@WaterMatters.org; (352)325-5772 (Ad Order) EXE0874

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
 The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday July 12, 2023; 1:30 p.m.

PLACE: This meeting will be conducted by means of communications media technology. Join the meeting via Microsoft Teams from our website calendar at www.WaterMatters.org/calendar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Management Committee Meeting. Anyone who wishes to view the meeting or provide public input will be able to do so via Microsoft Teams. An additional telephone connection is available at (786)749-6127 conference code 870-241-778#. Additional instructions regarding viewing of and participation in the meeting are available by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211

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: SWFWMD Human Resources Office, (352)796-7211 or 1(800)423-1476 (FL only) or email to ADACoordinator@WaterMatters.org. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Lauren.Vossler@WaterMatters.org; (352)415-0913 EXE0875

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority
 The Tampa Bay Water, a Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 17, 2023, 9:30 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

A copy of the agenda may be obtained by contacting: Records Department (727)796-2355.

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 3 days before the workshop/meeting by contacting: Records Department (727)796-2355. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Records Department (727)796-2355.

DEPARTMENT OF VETERANS' AFFAIRS

The Florida Department of Veterans' Affairs, Florida Veterans Hall of Fame announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 19, 2023, 1:00 p.m. (EST)

PLACE: Virtual Teleconference:

Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YzhkNmMzNmUtNGQwNS00ZDZjLTg4MTAtZWVmYWZmZWZINmIy%40thread.v2/0?context=%7b%22Tid%22%3a%226f0c11c8-a34e-40af-b4c5-2e4d08cef248%22%2c%22Oid%22%3a%22108d5b07-4119-49b1-abf2-1805d1f7b9ac%22%7d

Meeting ID: 217 781 438 820

Passcode: fZc4j4

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the future class of 2023, conduct general business and address administrative matters.

A copy of the agenda may be obtained by contacting: The FDVA website: www.FloridaVets.org or contact Jeff Obos at (850)487-1533, ext. 7712.

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: Jeff Obos at (850)487-1533, ext. 7712. 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).

For more information, you may contact: Jeff Obos at (850)487-1533, ext. 7712.

SPACE FLORIDA

Space Florida announces a public meeting to which all persons are invited.

DATE AND TIME: July 6, 2023, 11:00 a.m., EDT

PLACE: Teleconference – (855)758-1310, Meeting ID: 627 763 6389#, Passcode: 567768

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Transition Team Teleconference

A copy of the agenda may be obtained by contacting: Terrie Ireland at tireland@spaceflorida.gov or (321)730-5301, Ext: 241.

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 2 days before the workshop/meeting by contacting: Terrie Ireland at tireland@spaceflorida.gov or (321)730-5301, Ext: 241. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Terrie Ireland at tireland@spaceflorida.gov or (321)730-5301, Ext: 241.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:RULE TITLES:

59A-36.019 Emergency Management

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

The Agency for Health Care Administration announces a hearing to which all persons are invited.

DATE AND TIME: August 3, 2023, 2:00 p.m. – 4:00 p.m.

PLACE: Building 3, Conference Room A, Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, FL 32308. You may also participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 998-518-088#. The agenda and related materials can be found on the web at: <https://ahca.myflorida.com/health-care-policy-and-oversight/bureau-of-health-facility-regulation/rulemaking>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a follow-up to the notice of proposed published in Vol. 49, No. 120 of the Florida Administrative Register on June 21, 2023, to update hearing information. The hearing to be held on July 25, 2022, is CANCELED and will be rescheduled for the date and time shown above.

The Agency proposes to revise Rules 59A-36.019 and 59A-36.025 to align with statute regarding submission and approval of comprehensive emergency management plans (CEMP) and emergency environmental control plans. Revisions will also amend language regarding extensions for emergency environmental control plan implementation, Agency requests for assistance from the State Fire Marshal to complete inspections, annual notification of plan approval to residents or their legal representatives and update the incorporated CEMP form for assisted living facilities.

A copy of the agenda may be obtained by contacting: Jeremy Roberts (850)412-4432, email: Jeremy.Roberts@ahca.myflorida.com. The agenda and related materials can be found on the web at: <https://ahca.myflorida.com/health-care-policy-and-oversight/bureau-of-health-facility-regulation/rulemaking>.

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 3 days before the workshop/meeting by contacting: Jeremy Roberts, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4432. 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).

For more information, you may contact: Jeremy Roberts (850)412-4432, email: Jeremy.Roberts@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-1.104 Exemptions and Waivers

The Public Employees Relations Commission announces a hearing to which all persons are invited.

DATE AND TIME: July 17, 2023, 3:00 p.m.

PLACE: Donna Maggert Poole Oral Argument Room, 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on proposed Rule 60CC-1.104, interpreting section 447.301(1)(b)6., as amended by chapter 2023-35(1) LOF.

The meeting will be streamed online via link to be posted at the Commission's website at perc.myflorida.com.

A copy of the agenda may be obtained by contacting: PERC Clerk at 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303 or by calling PERC at (850)488-8641, or emailing PercRulesClerk@perc.myflorida.com. The agenda will also be posted at perc.myflorida.com as soon as it is available.

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 48 hours before the workshop/meeting by contacting: The Commission's Clerk at 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303 or telephone number (850)488-8641, or by emailing PercRulesClerk@perc.myflorida.com. 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).

For more information, you may contact: Gregg Morton, General Counsel, (850)488-8641.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-5.101 Payroll Deduction

The Public Employees Relations Commission announces a hearing to which all persons are invited.

DATE AND TIME: July 17, 2023, 3:00 p.m.

PLACE: Donna Maggert Poole Oral Argument Room, 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on proposed Rule 60CC-5.101, interpreting section 447.303(1)and (2)(a), as amended by chapter 2023-35(3) LOF.

The meeting will be streamed online via link to be posted at the Commission's website at perc.myflorida.com.

A copy of the agenda may be obtained by contacting: PERC Clerk at 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303 or by calling PERC at (850)488-8641, or emailing PercRulesClerk@perc.myflorida.com. The agenda will also be posted at perc.myflorida.com as soon as it is available.

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 48 hours before the workshop/meeting by contacting: The Commission's Clerk at 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303 or telephone number (850)488-8641, or by emailing PercRulesClerk@perc.myflorida.com. 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).

For more information, you may contact: Gregg Morton, General Counsel, (850)488-8641.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-6.401 Exemptions from Certain Renewal Application Requirements

The Public Employees Relations Commission announces a hearing to which all persons are invited.

DATE AND TIME: July 17, 2023, 3:00 p.m.

PLACE: Donna Maggert Poole Oral Argument Room, 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing on proposed Rule 60CC-6.401, interpreting section 447.305(9), as amended by chapter 2023-35(4) LOF.

The meeting will be streamed online via link to be posted at the Commission's website at perc.myflorida.com.

A copy of the agenda may be obtained by contacting: PERC Clerk at 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303 or by calling PERC at (850)488-8641, or emailing PercRulesClerk@perc.myflorida.com. The agenda will also be posted at perc.myflorida.com as soon as it is available.

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 48 hours before the workshop/meeting by contacting: The Commission's Clerk at 4708 Capital Circle NW, Suite 300, Tallahassee, FL 32303 or telephone number (850)488-8641, or by emailing PercRulesClerk@perc.myflorida.com. 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).

For more information, you may contact: Gregg Morton, General Counsel, (850)488-8641.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Division of Air Resource Management, announces a hearing, if requested, to which all persons are invited.

DATE AND TIME: August 2, 2023, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 195, Tallahassee, Florida.

The Department will hold the hearing, if requested, at the date, time, and place above and will also offer accessibility through a teleconference option. The teleconference option is being provided to allow maximum public participation if the hearing is requested. Parties can access the teleconference by telephone (regular long-distance telephone charges will apply). Parties may access the teleconference at the following number: 1(888)585-9008, ID number: 416-112-909#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to 40 CFR 51.102, the Department of Environmental Protection (DEP) announces a public hearing, if requested, and opportunity to offer comments on a proposed revision to Florida's State Implementation Plan (SIP) under the Clean Air Act (CAA). This proposed SIP revision consists of the removal of outdated or superseded Florida Administrative Code (F.A.C.) requirements and includes the required CAA Section

110(l) noninterference demonstration. The proposed SIP revision incorporates amendments to F.A.C. rules to make Florida's SIP consistent with current state rules. EPA incorporates F.A.C. rules into Florida's SIP on a rule-by-rule basis according to their state-established effective dates. The rule language that DEP is requesting be removed from, or amended within, Florida's SIP is contained in Chapter 62-210, F.A.C., Stationary Sources – General Requirements.

A public hearing will be held, if requested, at the date and time, given above. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed revisions to Florida's pending SIP submission. Any comments or requests for a public hearing must be submitted by email to Elizabeth.Rogers@FloridaDEP.gov, and received no later than July 31, 2023. If no request for a public hearing is received, the hearing (and teleconference) will be cancelled, and notice of the cancellation will be posted at the following website: https://floridadep.gov/events/month?field_county_tid=All&field_is_a_public_notice_value=Yes.

Persons may also contact Ms. Rogers at (850)717-9019 to find out if the hearing has been cancelled. The materials comprising DEP's revision to the pending SIP submission are accessible at the following website: <http://www.dep.state.fl.us/air/rules/regulatory.htm>. A copy of the agenda may be obtained by contacting Ms. Rogers by email at the address above or by calling (850)717-9019.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting: Ms. Terri Long at (850)717-9023 or Terri.Long@FloridaDEP.gov. 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).

For more information, you may contact Ms. Rogers by email or by calling (850)717-9019.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 18, 2023, 12:00 noon - 1:00 p.m., EST

PLACE: Microsoft Teams Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_Zjc5YzEwNzktM2JjNS00M2E5LThmYzEtN2Y2YTIwOTRhZjZk%40thread.v2/0?context=%7b%22Ti d%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d

Or call in (audio only): +1(850)792-1375

Phone Conference ID: 275 310 009#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health, Division of Community Health Promotion is conducting the Rare Disease Advisory Council Academic Research Institutions subcommittee meeting. The Council was created in Section 381.99, Florida Statutes, for the purpose of providing recommendations to improve health outcomes for individuals residing in Florida who have a rare disease.

A copy of the agenda may be obtained by contacting: Tara Cockman at tara.cockman@flhealth.gov

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 3 days before the workshop/meeting by contacting: Tara Cockman at tara.cockman@flhealth.gov. 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).

For more information, you may contact: Tara Cockman at tara.cockman@flhealth.gov

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 19, 2023, 12:00 noon - 1:00 p.m., EST

PLACE: Microsoft Teams Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MGI2ZDFkODAtNWQ3MS00M2Y1LWExZjAtYmRmNDlhZTJiMzc0%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d

Or call in (audio only): +1(850)792-1375

Phone Conference ID: 717 147 986#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health, Division of Community Health Care Providers subcommittee meeting. The Council was created in Section 381.99, Florida Statutes, for the purpose of providing recommendations to improve health outcomes for individuals residing in Florida who have a rare disease.

A copy of the agenda may be obtained by contacting: Tara Cockman at tara.cockman@flhealth.gov

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 3 days before the workshop/meeting by contacting: Tara Cockman at tara.cockman@flhealth.gov. 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).

For more information, you may contact: Tara Cockman at tara.cockman@flhealth.gov

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 20, 2023, 12:00 noon - 1:00 p.m., EST

PLACE: Microsoft Teams Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MWEyZWRIZDYtNzM5Zi00ZmM2LTk5Y2QtNTBkZWVmNTAwZjZm%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d

Or call in (audio only): +1(850)792-1375

Phone Conference ID: 721 901 596#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health, Division of Community Health Promotion is conducting the Rare Disease Advisory Council State Agencies subcommittee meeting. The Council was created in Section 381.99, Florida Statutes, for the purpose of providing recommendations to improve health outcomes for individuals residing in Florida who have a rare disease.

A copy of the agenda may be obtained by contacting: Tara Cockman at tara.cockman@flhealth.gov

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 3 days before the workshop/meeting by contacting: Tara Cockman at tara.cockman@flhealth.gov. 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).

For more information, you may contact: Tara Cockman at tara.cockman@flhealth.gov

FLORIDA HOUSING FINANCE CORPORATION

The Statewide Supportive Housing Workgroup announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2023, 9:00 a.m.

PLACE: Rick Seltzer Conference Room, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida, 32301-1329 and online. The online registration link is

<https://www.floridahousing.org/programs/statewide-permanent-supportive-housing-workgroup>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workgroup will hear a presentation from the Corporation for Supportive Housing Coalition and the Florida REACH Office, continue development of a State Action Plan, and solicit feedback from stakeholders

A copy of the agenda may be obtained by contacting: Zach Summerlin at zach.summerlin@floridahousing.org

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: Zach Summerlin at zach.summerlin@floridahousing.org. 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).

FLORIDA GAMING CONTROL COMMISSION

The Florida Gaming Control Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 11, 2023, 9:30 am

PLACE: W.V. Knott Building at the Capitol Complex, 4th Floor, Room 412, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting to discuss general business of the commission.

The public meeting agenda, related documents, and Florida Gaming Control Commission contact information are available by contacting Dixie Parker at Dixie.Parker@flgaming.gov or (850)880-3433.

If any person decides to appeal any decision made by the commission with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

If you want to make public comment at this meeting please contact Dixie Parker no less than 24 hours before the start of the meeting at Dixie.Parker@flgaming.gov.

A copy of the agenda may be obtained by contacting: Dixie.Parker@flgaming.gov.

THE VALERIN GROUP, INC.

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIMES: Virtual - Tuesday, July 11, 2023, 5:00 p.m./ In Person - Tuesday, July 11, 2023, 6:30 p.m.

PLACE: Sebastian Community Center, 1805 North Central Avenue, Sebastian, FL 32958, or to attend virtually please register using the following link:

https://fdot.cc/SR5_US1_RRR_Registration. You may also call in at: (877)309-2071, Access Code: 600-674-249.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will be hosting a public meeting regarding the resurfacing, restoration and rehabilitation of State Road (SR) 5/US 1 from Davis Street to the south end of the Bridge over the St. Sebastian River (Financial Project Identification Number: 447646-1-52-01). The purpose of this project is to repave the roadway and enhance pedestrian safety.

Construction is estimated to begin in summer 2024 and is anticipated to be completed in summer 2025. The estimated construction cost is \$3.8 million.

The public meeting will be held virtually and in-person. The virtual session will be held on Tuesday, July 11, 2023, at 5:00 p.m. with a brief presentation beginning at 5:00 p.m. followed by questions and comments from the public. The in-person session will be held on Tuesday, July 11, 2023, at 6:30 p.m. and will have an informal open house format. FDOT staff and consultant staff members will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: July C. Jimenez, P.E., Project Manager, Florida Department of Transportation, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4415 (Telephone), or toll free at (866)336-8435 ext. 4415 or via email at july.jimenez@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

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 7 days before the workshop/meeting by contacting: July C. Jimenez, P.E., Project Manager, Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4415 (Telephone), or toll free at (866)336-8435 ext. 4415 or via email at july.jimenez@dot.state.fl.us. 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).

For more information, you may contact: July C. Jimenez, P.E., Project Manager, Florida Department of Transportation, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4415 (Telephone), or toll free at (866)336-8435 ext. 4415 or via email at july.jimenez@dot.state.fl.us.

ALLIANCE FOR AGING, INC.

The Alliance for Aging, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: July 20, 2023, 4:00 p.m.

PLACE:

<https://us02web.zoom.us/j/85422907163?pwd=cIFacG1DRDFER0N5bmhpMlF1Nnk5QT09>

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Board of Directors meeting.

A copy of the agenda may be obtained by contacting: Rhina Jaar, jaarr@allianceforaging.org

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 3 days before the workshop/meeting by contacting: Rhina Jaar, jaarr@allianceforaging.org. 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).

For more information, you may contact: Rhina Jaar, jaarr@allianceforaging.org.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that the Board of Accountancy has issued an order disposing of the petition for declaratory statement filed by Benjamin Platt on December 27, 2022. The following is a summary of the agency's disposition of the petition:

The Petitioner asks the Board whether the interpretation of Section 473.309(3)(b), F.S., would support the interpretation that Petitioner would own at least 51% of the financial interest and voting rights of the named firm, and whether the form of ownership referenced would be permitted under the laws and rules in 61H1-20 and 61H1-26, F.A.C. The Notice of Petition for Declaratory Statement was published in Vol. 49, No. 26, on February 8, 2023, in the Florida Administrative Register. The Board reviewed the Petition at its duly-noticed public meeting held on February 9, 2023. The Board's Order, filed on March 10, 2023, denied the Petition for declaratory statement because the Petition, as presented, provided options for interpretation and did not clearly provide an unequivocal description of how the statutes, rules, or orders would substantially affect the petitioner in the petitioner's particular set of circumstances.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

Please refer all comments to: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that the Board of Accountancy has issued an order disposing of the petition for declaratory statement filed by Benjamin Platt on December 27, 2022. The following is a summary of the agency's disposition of the petition:

The Petitioner asks the Board whether the interpretation of Section 473.309(3)(b), F.S., would support the interpretation that Petitioner would own at least 51% of the financial interest and voting rights of the named firm, and whether the form of ownership referenced would be permitted under the laws and rules in 61H1-20 and 61H1-26, F.A.C. The Notice of Petition for Declaratory Statement was published in Vol. 49, No. 26, on February 8, 2023, in the Florida Administrative Register. The Board reviewed the Petition at its duly-noticed public meeting held on February 9, 2023. The Board's Order, filed on March 10, 2023, denied the Petition for declaratory statement because the Petition, as presented, provided options for interpretation and did not clearly provide an unequivocal description of how the statutes, rules, or orders would substantially affect the petitioner in the petitioner's particular set of circumstances. A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

Please refer all comments to: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Occupational Therapy

NOTICE IS HEREBY GIVEN that The Board of Occupational Therapy has issued an order disposing of the petition for declaratory statement filed by Dr. Shanie Dasrath on February 16, 2023. The following is a summary of the agency's disposition of the petition:

The Petitioner requested a Declaratory Statement regarding section 456.072(1)(o), F.S., specifically regarding enforcement. The Petitioner seeks guidance as to whether she would be violating the laws by reopening surgical incisions post liposuction and pushing fluids out of them with or without direct supervision of a physician. The Notice of Petition for Declaratory Statement was published in Vol. 49, No. 93, on

May 11, 2023, in the Florida Administrative Register. The Board, at its duly-noticed public meeting held on May 15, 2023, considered the Petition and voted that the Petitioner would be in violation of the statute by reopening incisions post liposuction and pushing out fluids, with or without direct supervision of a physician as an Occupational Therapist.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253, telephone: (850)488-0595, or by electronic mail: Allen.Hall@flhealth.gov.

Please refer all comments to: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253, telephone: (850)488-0595, or by electronic mail: Allen.Hall@flhealth.gov. On 6/28/2023, a previous notice was inadvertently filed under the wrong section for variance/waiver Issue: 49/126

DEPARTMENT OF HEALTH

Board of Occupational Therapy

NOTICE IS HEREBY GIVEN that the Board of Occupational Therapy has issued an order disposing of the petition for declaratory statement filed by Dr. Shanie Dasrath on February 16, 2023. The following is a summary of the agency's disposition of the petition:

The Petitioner requested a Declaratory Statement regarding section 468.203(4), F.S., specifically regarding aesthetic treatments. The Petitioner seeks guidance as to whether she would be violating the laws by offering aesthetic treatments, such as body contouring or massages, to sculpt the body, and using non-invasive or non-surgical devices to dissolve or remove fat deposits under the skin without the direct supervision of a physician. The Notice of Petition for Declaratory Statement was published in Vol. 49, No. 93, on May 11, 2023, in the Florida Administrative Register. The Board, at its duly-noticed public meeting held on May 15, 2023, considered the Petition and voted that the Petitioner would be in violation of the statute by offering aesthetic treatments, such as body contouring and massages, and by using non-invasive or non-surgical devices to dissolve or remove fat deposits under the skin. Such practice of these aesthetic activities would be outside the practice of Occupational Therapy.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253, telephone: (850)488-0595, or by electronic mail: Allen.Hall@flhealth.gov.

Please refer all comments to: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress

Way, Bin # C05, Tallahassee, Florida 32399-3253, telephone: (850)488-0595, or by electronic mail: Allen.Hall@flhealth.gov. On 6/28/2023, a previous notice was inadvertently filed under the wrong section for variance/waiver Issue: 49/126

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.: RULE TITLE:

64B11-4.001 Use of Prescription Devices

NOTICE IS HEREBY GIVEN that The Board of Occupational Therapy has issued an order disposing of the petition for declaratory statement filed by Sharon Rosenberg on April 26, 2023. The following is a summary of the agency's disposition of the petition:

The Petitioner requested a Declaratory Statement regarding rule 64B11-4.001, F.A.C., specifically regarding dry needling. The Petitioner seeks guidance as to whether she can perform/receive reimbursement for taking CE courses and becoming certified in the modality of dry needling. The Notice of Petition for Declaratory Statement was published in Vol. 49, No. 83, on April 28, 2023, in the Florida Administrative Register. The Board, at its duly-noticed public meeting held on May 15, 2023, considered the Petition and voted that the Petitioner would be in violation of the rule as dry needling is not a statutorily accepted prescription device and outside the scope of practice of Occupational Therapy.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253, telephone: (850)488-0595, or by electronic mail: Allen.Hall@flhealth.gov.

Please refer all comments to: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253, telephone: (850)488-0595, or by electronic mail: Allen.Hall@flhealth.gov. On 6/28/2023, a previous notice was inadvertently filed under the wrong section for variance/waiver Issue: 49/126

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal (Department) has issued an order disposing of the petition for declaratory statement filed by Five Bugles Institute, LLC (Petitioner) on April 03, 2023. The following is a summary of the agency's disposition of the petition:

The disposition consisted of an Order Denying Petition for Waiver.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Sarah Marcos: Sarah.Marcos@myfloridacfo.com

Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of West Florida

22ITB-07BBH - Campus Plumbing Mechanical Contractor

The University of West Florida Board of Trustees invites qualified contractors to respond to a formal solicitation, the execution of small Plumbing construction projects at the University of West Florida Pensacola Main Campus (Lot 1) and Ft. Walton Emerald Coast campus (Lot 2), and UWF Historic Trust Properties in downtown Pensacola (Lot 3). The intent of this contract is to establish a pool of Plumbing Contractors to be utilized on an "as needed, per job" basis.

Solicitation documents, and all related information, may be downloaded from BidNet Direct at www.bidnetdirect.com/florida/university-of-west-florida.

Mandatory Pre-Submittal Meeting – Interested contractors are required to attend a mandatory pre-submittal meeting, with a site visit, to participate in this solicitation. The mandatory meeting is scheduled for Thursday, July 13, 2023 at 1:30 p.m., CT in Bldg. 92, Room 110, University of West Florida, 11000 University Parkway, Pensacola, FL 32514. Access Campus Map at <https://uwf.edu/about/maps/>. Failure of a representative from the principal respondent firm to attend the Pre-Submittal Meeting and sign in on the UWF official log as documented proof of attendance, shall result in immediate disqualification from this competitive solicitation process.

Submittals will be received through BidNet Direct until Tuesday, August 1, 2023 at 2:00 p.m., CT.

All inquiries should be submitted through BidNet Direct. If you have questions, need help registering, accessing, viewing or submitting your response/proposal please call the following toll-free number: 1(800)835-4603 and select Option 2 for assistance.

CITY OF PALM BEACH GARDENS

NOTICE OF UNSOLICITED PROPOSAL FOR PUBLIC PRIVATE PARTNERSHIP OPPORTUNITY DEVELOPMENT OF AN INDOOR RECREATION FACILITY AT THE GARDENS NORTH COUNTY DISTRICT PARK

City of Palm Beach Gardens, 10500 North Military Trail, Palm Beach Gardens, FL 33410

LEGAL ADVERTISEMENT

NOTICE OF UNSOLICITED PROPOSAL FOR PUBLIC PRIVATE PARTNERSHIP OPPORTUNITY DEVELOPMENT OF AN INDOOR RECREATION FACILITY AT THE GARDENS NORTH COUNTY DISTRICT PARK

Pursuant to the provisions of Chapter 255.065, Florida Statutes, the City of Palm Beach Gardens notifies the general public and all interested parties that the City has received an unsolicited public private partnership proposal for the Development of an Indoor Recreation Facility at the Gardens North County District Park, 5101 117th Court North, Palm Beach Gardens. The proposed facility will offer pickleball, volleyball, basketball, a premium mini-golf course, and other amenities to City residents and visitors.

The City invites any person or organization interested in submitting an alternative proposal for the Development of an Indoor Recreation Facility to submit such proposals to the City for evaluation and consideration. Proposals shall be submitted as sealed packages and clearly marked "Proposal for the Development of an Indoor Recreation Facility at the Gardens North County District Park" and delivered to the Office of the City Clerk at 10500 North Military Trail, Palm Beach Gardens, Florida 33410. The proposal shall include the name, address,

and contact information of the person or organization proposing the project to the City, the information and requirements set forth under Chapter 255.065, Florida Statutes, and enough detail to allow the City to make a proper review and evaluation of the project. The deadline for submission of proposals is Friday, July 21, 2023, by 3:00 p.m. local time. At that time, the proposals will be publicly opened and read aloud at City Hall, 10500 North Military Trail, Palm Beach Gardens, Florida 33410. Late proposals will not be accepted and will be returned to the sender unopened.

It is the responsibility of the person or organization submitting a proposal to ensure all pages of their proposal are included in the package, and that as much detail and information is included on the project being proposed. All questions regarding this public private partnership opportunity must be submitted in writing via email to Km! Ra, Purchasing and Contracts Director, kmra@pbgfl.com. The City will not provide information on this opportunity via telephone or verbally.

The City of Palm Beach Gardens reserves the right to accept or reject any or all proposals, in whole or in part, with or without cause, to waive any irregularities and/or technicalities, and to award an interim and/or comprehensive agreement on such coverage and terms it deems will best serve the interests of the City. Nothing contained herein shall be interpreted as an obligation or binding agreement by the City regarding this project.

CITY OF PALM BEACH GARDENS

Patricia Snider, CMC, City Clerk

Publish: Palm Beach Post: June 30; July 7; July 14; July 21.

Florida Administrative Register: June 30; July 7; July 14; July 21.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, June 23, 2023 and 3:00 p.m., Thursday, June 29, 2023.

Rule No.	File Date	Effective Date
5H-17.002	6/28/2023	7/18/2023
5H-17.003	6/28/2023	7/18/2023
5H-17.005	6/28/2023	7/18/2023
5N-1.132	6/29/2023	7/19/2023
5N-1.140	6/29/2023	7/19/2023

5N-1.142	6/29/2023	7/19/2023
12AER23-3	6/29/2023	7/1/2023
12AER23-4	6/29/2023	7/1/2023
12AER23-5	6/29/2023	7/1/2023
12AER23-6	6/29/2023	7/1/2023
12CER23-7	6/29/2023	7/1/2023
12CER23-8	6/29/2023	7/1/2023
12CER23-9	6/29/2023	7/1/2023
12D-16.002	6/28/2023	7/18/2023
15C-21.001	6/23/2023	7/13/2023
40E-4.091	6/26/2023	**/**/****
53ER23-29	6/29/2023	7/3/2023
53ER23-30	6/29/2023	7/1/2023
53ER23-31	6/29/2023	7/3/2023
53ER23-32	6/29/2023	7/3/2023
53ER23-33	6/29/2023	7/3/2023
53ER23-34	6/29/2023	7/3/2023
53ER23-35	6/29/2023	7/3/2023
53ER23-36	6/29/2023	7/3/2023
61-32.003	6/23/2023	7/13/2023
64B16-28.108	6/28/2023	7/18/2023
68A-6.004	6/27/2023	7/17/2023
68A-6.010	6/27/2023	7/17/2023
68A-6.017	6/27/2023	7/17/2023
68A-6.0172	6/27/2023	7/17/2023
68A-9.005	6/27/2023	7/17/2023
68A-9.006	6/27/2023	7/17/2023
68A-12.004	6/27/2023	7/17/2023
68A-12.010	6/27/2023	7/17/2023
68A-12.011	6/27/2023	7/17/2023
68A-25.052	6/26/2023	7/16/2023
69H-1.001	6/28/2023	7/18/2023
69H-1.002	6/28/2023	7/18/2023
69H-1.003	6/28/2023	7/18/2023
69H-1.005	6/28/2023	7/18/2023
69H-1.006	6/28/2023	7/18/2023
69H-1.007	6/28/2023	7/18/2023
69H-1.008	6/28/2023	7/18/2023
69H-2.003	6/28/2023	7/18/2023
69H-2.004	6/28/2023	7/18/2023
69H-2.008	6/28/2023	7/18/2023

69H-2.009	6/28/2023	7/18/2023
69H-2.010	6/28/2023	7/18/2023
69L-6.012	6/28/2023	7/18/2023
69L-6.025	6/28/2023	7/18/2023
69L-6.027	6/28/2023	7/18/2023
69L-6.028	6/28/2023	7/18/2023
69L-6.029	6/28/2023	7/18/2023
69L-6.030	6/28/2023	7/18/2023
69L-6.032	6/28/2023	7/18/2023
69L-6.036	6/28/2023	7/18/2023
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40C-4.091	3/31/2023	**/**/****
40C-41.043	3/31/2023	**/**/****
40E-4.091	6/26/2023	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-6.001	5/10/2022	**/**/****
62-330.010	4/28/2023	**/**/****
62-330.050	4/28/2023	**/**/****
62-330.055	4/28/2023	**/**/****
62-330.301	4/28/2023	**/**/****
62-330.310	4/28/2023	**/**/****
62-330.311	4/28/2023	**/**/****
62-330.350	4/28/2023	**/**/****
62-330.405	4/28/2023	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

DEPARTMENT OF STATE

Division of Library and Information Services
LCG GRANT PROGRAM APPLICATIONS

Applications for the FY2023-24 Library Cooperative Grant (LCG) program must be submitted online using the Department of State Grants System. The deadline for application submission is 5:00 p.m. Eastern on August 30, 2023.

All project activities must be in strict accordance with all applicable state laws. Grant activities that do not demonstrate compliance with state laws will not be funded.

Guidelines for LCG applications are available on the Florida Department of State’s Division of Library and Information Services website. You may also request guidelines from Thomas Peña by email at thomas.pena@dos.myflorida.com, by phone at (850)245-6620, by fax at (850)245-6643 or by mail at: Thomas Peña, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

DEPARTMENT OF STATE

Division of Library and Information Services
LSTA GRANT PROGRAM APPLICATIONS

Applications for the FY2023-24 Library Services and Technology Act (LSTA) Grant program must be submitted online using the Department of State Grants System. The deadline for application submission is 5:00 p.m. Eastern on August 30, 2023.

Only statewide projects are eligible for funding. There is no funding for competitive grants.

All project activities must be in strict accordance with all applicable federal and state laws. Grant activities that do not demonstrate compliance with federal or state laws will not be funded.

Guidelines for LSTA applications are available on the Florida Department of State’s Division of Library and Information Services website. You may also request guidelines from Thomas Peña by email at thomas.pena@dos.myflorida.com, by phone at (850)245-6620, by fax at (850)245-6643 or by mail at: Thomas Peña, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

DEPARTMENT OF STATE

Division of Library and Information Services
PLC GRANT PROGRAM APPLICATIONS

Applications for the FY2023-24 Public Library Construction (PLC) grant program must be submitted online using the Department of State Grants System. The deadline for application submission is 5:00 p.m. Eastern on August 30, 2023.

All project activities must be in strict accordance with all applicable state laws. Grant activities that do not demonstrate compliance with state laws will not be funded.

Guidelines for PLC applications are available on the Florida Department of State’s Division of Library and Information Services website. You may also request guidelines from Thomas Peña by email at thomas.pena@dos.myflorida.com, by phone at (850)245-6620, by fax at (850)245-6643 or by mail at Thomas Peña, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

DEPARTMENT OF TRANSPORTATION

Public Notice for FCC File Number A1247004

The Florida Department of Transportation is processing a new application for the installation of a 370 ft above mean sea level (AMSL) self-supported tower (342 ft above ground level (AGL) with up to 3-foot appurtenances for a total structure height of 345-feet AGL) to be located at 27-20-20.8N 82-26-57.7W. Per FAA requirements the structure will be marked and lit with a dual medium intensity lighting system in accordance with FAA Advisory Circular 70/7460-1 M. The physical location of the proposed structure is in the northwest quadrant of the I-75 and Fruitville Rd interchange in Sarasota, FL. Interested persons may review the application by going to www.fcc.gov/asr/applications and entering the Form 854 File Number: A1247004. Interested persons may raise environmental concerns about the proposed structure by filing a Request for Environmental Review with the Federal Communications Commission. The FCC strongly encourages interested parties to file a Requests for Environmental Review online. Instructions for making such filings can be found at www.fcc.gov/asr/environmentalrequest. FDOT D1 invites comments from any interested parties on the potential effects that that proposed undertaking may have on Historic Properties that are listed in or determined eligible for listing in the National Register of Historic Places (NRHP). Public comments regarding potential effects on Historic Properties may be submitted within 30 days from the date of this publication to: Kenneth Shiver, ITS Communications Administrator FDOT, Phone: (850)410-5600, Mail: 605 Suwannee Street MS 90, Tallahassee, FL 32399, or Email: its-communications-administrator@dot.state.fl.us.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

EXEMPTION

The Agency for Health Care Administration approved the following exemption on June 29, 2023 pursuant to Section 408.036(3), Florida Statutes:

ID # E230002 District: 3-7 (Sumter County)
 Applicant/Facility/Project: CCRC-Freedom Point at the Villages, LLC d/b/a Freedom Pointe Health Center
 Project Description: Transfer 15 Community Nursing Home Beds from CCRC-Lake Port Square, LLC d/b/a Lake Port Square Health Center to CCRC-Freedom Pointe at the Villages, LLC d/b/a Freedom Pointe Health Center
 Proposed Project Cost: \$0

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan. The amendment

updates buy-back provisions for Intermediate Care Facilities for Individuals with Developmental Disabilities as authorized in the General Appropriations Act for State Fiscal Year 2023-2024, and makes technical and editorial changes. This amendment to the State Plan will have a federal fiscal impact with an expected decrease of \$3,700,952 in federal funds for federal fiscal year (FFY) 2022-23 and a decrease of \$11,102,855 in federal funds for FFY 2023-24. The effective date for this amendment will be July 1, 2023.

Interested parties may contact the following staff for further information:

Toriano Hatcher, Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4116 or by e-mail at: toriano.hatcher@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan for the County Health Department Reimbursement Plan. The amendment updates buy-back provisions as authorized in the General Appropriations Act for State Fiscal Year 2023-2024 and makes technical and editorial changes. This amendment to the State Plan will have a federal fiscal impact with an expected increase of \$141,465 in federal funds for federal fiscal year (FFY) 2022-23 and an expected increase of \$424,394 in federal funds for FFY 2023-24. The effective date for this amendment will be July 1, 2023.

Interested parties may contact the following staff for further information:

Toriano Hatcher, Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4116 or by e-mail at: toriano.hatcher@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan for the Long-Term Care Reimbursement Plan. The amendment updates provisions as authorized in the General Appropriation's Act for State Fiscal Year 2023-2024 and makes technical and editorial changes. This amendment to the State Plan will have a federal fiscal impact with an expected decrease of \$59,969 for federal fiscal year (FFY) 2022-23 and an expected decrease of \$179,908 for FFY 2023-24. The effective date for this amendment will be July 1, 2023.

Interested parties may contact the following staff for further information:

Yndia Rutland Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4111 or by e-mail at: Yndia.Rutland@ahca.myflorida.com.

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

State Plan Amendment

The Agency for Health Care Administration announces that it is requesting an amendment to the Medicaid State Plan. The amendment updates Diagnosis Related Group (DRG) reimbursement rates for hospital inpatient services as authorized in the General Appropriations Act for State Fiscal Year 2023-2024 and makes technical and editorial changes. This amendment to the State Plan will have a federal fiscal impact with an expected increase of \$11,497,733 for federal fiscal year (FFY) 2022-23 and an expected increase of \$34,493,198 for FFY 2023-2024.

The amendment also amends language to the Inpatient Hospital Reimbursement Methodology for Indirect Graduate Medical Education (IME) Payments to utilize the most recent Medicare Cost report to determine certain eligibility criteria for the program, expands eligibility for AMC 1 statutory teaching hospitals, and limits payment amounts for certain classes to the amounts determined for program year 4 (PY4 2023-2024) of the IME program. This amendment to the State Plan will have a fiscal impact with an expected increase of \$24,202,598 in federal funds for federal fiscal year (FFY) 2023-2024.

The total fiscal impact of the amendments will be \$71,447,479 in federal funds for federal fiscal year (FFY) 2023-2024.

The effective date for the amendments will be July 1, 2023.

Interested parties may contact the following staff for further information:

Bobby Jernigan, Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4085 or by e-mail at: Bobby.Jernigan@ahca.myflorida.com

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

State Plan Amendment

The Agency for Health Care Administration announces that it is requesting an amendment to the Medicaid State Plan. The amendment updates Diagnosis Related Group (DRG) reimbursement rates for hospital inpatient services as authorized in the General Appropriations Act for State Fiscal Year 2023-2024 and makes technical and editorial changes. This amendment to the State Plan will have a federal fiscal impact with an expected increase of \$11,497,733 for federal fiscal year (FFY) 2022-23 and an expected increase of \$34,493,198 for FFY 2023-2024.

The amendment also amends language to the Inpatient Hospital Reimbursement Methodology for Indirect Graduate Medical Education (IME) Payments to utilize the most recent Medicare Cost report to determine certain eligibility criteria for the program, expands eligibility for AMC 1 statutory teaching hospitals, and limits payment amounts for certain classes to the amounts determined for program year 4 (PY4 2023-2024) of the IME program. This amendment to the State Plan will have a fiscal impact with an expected increase of \$24,202,598 in federal funds for federal fiscal year (FFY) 2023-2024.

The total fiscal impact of the amendments will be \$71,447,479 in federal funds for federal fiscal year (FFY) 2023-2024.

The effective date for the amendments will be July 1, 2023.

Interested parties may contact the following staff for further information:

Bobby Jernigan, Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4085 or by e-mail at: Bobby.Jernigan@ahca.myflorida.com

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

Section XIII

**Index to Rules Filed During Preceding
Week**

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.