

docket number: 2007061086. The petition seeks the agency’s opinion as to the applicability of Rule 61B-17.006, Florida Administrative Code, as it applies to the petitioner.

Whether, under Rule 61B-17.006, Florida Administrative Code, a developer of a nonresidential hotel condominium must give potential purchasers an amendment to the declaration that it recorded in the public records.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Senen E. Jimenez, Petitioner, In Re: Aventura Beach Club Petition for Declaratory Statement, Docket Number 2007060677. The petition seeks the agency’s opinion as to the applicability of Section 718.404(2), Florida Statutes as it applies to the petitioner.

Whether Section 718.404(2), Florida Statutes, applies to the January 2008 election of directors for Aventura Beach Club Condominium Association, Inc., a mixed use condominium.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Eagle Aviation, LLC. The petition seeks the agency’s opinion as to the applicability of Florida Building Code – Section 311 (Storage

Group S), Florida Building Code – Chapter 5 (General Building Heights and Areas), Florida Building Code – Chapter 7 (Fire – Resistance – Rated Construction), NFPA 101 – Chapter 8 (Features of Fire Protection), NFPA 101 – Chapter 42 (Storage Occupancies), NFPA 409 Chapter 3 (Definitions), NFPA 409 – Chapter 4 (Aircraft Hangar Groups), NFPA 409 – Chapter 8 (Group III Aircraft Hangars), as it applies to the petitioner.

Petitioner believes that their interpretation of NFPA 409 is correct and is substantiated by a previous Declaratory Statement by the State Fire Marshal in Case No. 43365-01-SP. The local Authority having jurisdiction’s interpretation would require fire sprinklers even though not required by code.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or (850)413-4238, Fax number (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Insurance Regulation has received the petition for declaratory statement from NMHC Group Solutions Insurance, Inc. The petition seeks the agency’s opinion as to the applicability of Sections 624.02 and 624.031(1), F.S., as it applies to the petitioner.

The petition seeks an answer to the question of whether Medicare Part D Program is regulated as insurance or as self insurance.

A copy of the Petition for Declaratory Statement may be obtained by contacting at John Iriye at john.iriye@fldfs.com. Please refer all comments to John Iriye at john.iriye@fldfs.com.

**Section VIII
Notices 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 have been filed by the Division of Administrative Hearings on the following rules:

NONE