

The Petitioner requests an interpretation as to whether Section 718.301, Florida Statutes, requires a developer of a planned phased condominium to transfer control of the association to the unit owners at the completion of phase I before phase II is declared where the developer has sold the last unit in phase I and is no longer selling units in the ordinary course of business.

A copy of the Petition for Declaratory Statement, Docket Number CD2000-181, may be obtained by writing: Agency Clerk, Department of Business and Profession Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, FL 32399-2217.

Please refer all comments to Janis Sue Richardson, Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Suite 60, Tallahassee, Florida 32399-2202.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department announces receipt of a petition filed November 22, 2000, pursuant to Section 120.565, Florida Statutes, from Pinellas County for a declaratory statement regarding the Bridgeway Acres Landfill. Specifically, the petitioner has requested a declaratory statement concerning the applicability of Rule 62-701.320(12), Florida Administrative Code, which establishes a setback distance from airports for certain solid waste management facilities.

The Petition for Declaratory Statement is being processed and is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Requests for copies or inspection should be made to Chris McGuire, Assistant General Counsel, at the above address.

**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:

Health Insurance Association of America and Florida Insurance Council vs. Department of Insurance and Treasurer; Case No.: 98-2572RP; Rule No.: 4-149; Dismissed

Great Northern Insured Annuity Corporation vs. Department of Insurance and Treasurer; Case No.: 92-4332RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

First Union Mortgage Corporation vs. Department of Insurance and Treasurer; Case No.: 92-4333RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

Florida Bankers Association vs. Department of Insurance and Treasurer; Case No.: 92-4334RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

Florida Association of Life Underwriters vs. Department of Insurance and Treasurer; Case No.: 92-4336RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

James Mitchell & Company and JMC Insurance Services Corporation vs. Department of Insurance and Treasurer; Case No.: 92-4347RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

The Minnesota Mutual Life Insurance Company vs. Department of Insurance and Treasurer; Case No.: 92-4350RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Dismissed

Florida Central Credit Union, Railroad and Industrial Federal Credit Union, GTE Federal Credit Union, and Credit Union Services, Inc. vs. Department of Insurance and Treasurer; Case No.: 92-4351RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

Florida Association of Insurance Agents vs. Department of Insurance and Treasurer; Case No.: 92-4352RP; Rule Nos.: 4-223.001-.005, 4-223.005(1)(g), 4-223.006(2)(d), 4-223.007-.011(4)(a)3.; Invalid

Florida Windstorm Underwriting Association vs. Department of Insurance and Treasurer; Case No.: 94-3467RP; Rule No.: 4J-1.021; Voluntary Dismissal

National Association of Independent Insurers, The Florida Insurance Council, and the Florida Farm Bureau vs. Department of Insurance and Treasurer; Case No.: 94-3471RP; Rule No.: 4J-1.021; Voluntary Dismissal

American Insurance Association vs. Department of Insurance and Treasurer; Case No.: 94-3472RP; Rule No.: 4J-1.021; Voluntary Dismissal

Florida Surplus Lines Association, Inc. vs. Department of Insurance and Treasurer; Case No.: 94-3476RP; Rule No.: 4J-2.002; Invalid

Zurich Re (U.K.) Limited vs. Department of Insurance and Treasurer; Case No.: 94-1473RP; Rule No.: 4J-5.006; Dismissed

1st Propane of Bushnell vs. Department of Agriculture and Consumer Services; Case No.: 99-2621RX; Rule No.: 5F-11.047; Voluntary Dismissal

Orlando Tomato, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 96-0949RP; Rule No.: 5H-1.001; Dismissed

T and M Produce Company, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 96-0950RP; Rule No.: 5H-1.001; Dismissed

Willis Produce Company, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 96-0926RP; Rule No.: 5H-1.001; Dismissed

G and B Produce Company, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 96-1094; Rule No.: 5H-1.001; Dismissed

Johnson Produce Company, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 96-1118RP; Rule No.: 5H-1.001; Dismissed

Lou Pizzo Produce, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 96-1119RP; Rule No.: 5H-1.001; Voluntary Dismissal

Florida Language, Speech and Hearing Association, Inc., D/B/A Florida Association of Speech-Language Pathologists vs. Department of Education; Case No.: 96-4837RP; Rule No.: 6A-4.01761; Voluntary Dismissal

Florida Language, Speech and Hearing Association, Inc., D/B/A, Et Al. vs. Department of Education; Case No.: 98-2175RP; Rule Nos.: 6A-4.006(2)(b),(3)(c), 6A-4.01761; Dismissed upon Withdrawal

Florida Language, Speech and Hearing Association, Inc., D/B/A, Et Al. vs. Department of Education; Case No.: 98-2567RP; Rule Nos.: 6A-4.006(2)(b),(3)(c), 6A-4.01761, 6A-4.03012(5),(6); Voluntary Dismissal

Douglas A. Charity vs. Department of Education, Florida State University; Case No.: 94-5973RP; Rule No.: 6C2-5.0021; Valid

J.A.C. vs. Department of Education, Florida Atlantic University; Case No.: 99-4709RU; Rule Nos.: 6C5-4.002, 6C5-4.005, 6C5-4.008, 6C5-7.007; Voluntary Dismissal

Florida Outdoor Advertising Association, Eller Media Company, et al vs. Department of Transportation; Case No.: 98-1767RP; Rule No.: 14-40; Dismissed

Malinda J. Nice vs. Department of Corrections; Case No.: 98-0321RP; Rule Nos.: 33-3.004(3), 33-3.004(3)(d), 33-3.004(15), 33-3.005(8)(b); Dismissed

Monique Striano vs. Department of Corrections; Case No.: 98-0428RP; Rule No.: 33-3.004(3)(d); Dismissed

Jannell Clymer Gerlach vs. Department of Corrections; Case No.: 98-0429RP; Rule No.: 33-3.004(3)(d); Dismissed

Joel Morabek vs. Department of Corrections; Case No.: 98-0431RP; Rule No.: 33-3.004(3)(d); Dismissed

Advocacy Center for Persons with Disabilities, Inc.; Gail Clarise Goring; Daniel Z. Raines; James Bean; Carole Fallenstein; Joan Fowler; Richard Huggins and Jay Dyer vs. Department of Labor and Employment Security, Division of Vocational Rehabilitation; Case No.: 98-0630RP; Rule Nos.: 38J-1.002(7),(8),(9), 38J-1.003(2), 38J-1.004(1), 38J-1.005(1)(b),(3)(a),(d),(5), 38J-1.006(2), 38J-1.007(1); Dismissed upon Withdrawal

Florida Pulp and Paper Association Environmental Affairs, Inc. vs. St. Johns River Water Management District; Case No.: 98-4707RP; Rule No.: 40C-2.101; Dismissed

Punta Gorda HMA, Inc. Licensee for Charlotte Regional Medical Center vs. Agency for Health Care Administration; Case No.: 98-3420RX; Rule No.: 59C-1.033(7)(c); Invalid

South Broward Hospital District, d/b/a Memorial Regional Hospital, d/b/a Memorial Hospital West, and d/b/a Memorial Hospital Pembroke vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0914RP; Rule No.: 59C-1.036; Voluntary Dismissed

Integrated Health Services, Inc.; Integrated Health Services of Lester, Inc.; Integrated Health Services of Dana, Inc.; Integrated Health Services of Melissa, Inc.; and Central park Lodges, Inc. vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0915RP; Rule No.: 59C-1.036(2)(i); Voluntary Dismissed

Healthsouth Corporation and HealthSouth Miami Regional Rehabilitation Hospital vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0916RP; Rule No.: 59C-1.036; Voluntary Dismissed

Florida League of Health Systems, Inc. vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0917RP; Rule No.: 59C-1.036; Voluntary Dismissed

National Healthcare, L.P. vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0918RP; Rule No.: 59C-1.036; Voluntary Dismissed

Florida Health Care Association, Inc. vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0920RP; Rule No.: 59C-1.036; Voluntary Dismissed

Florida Hospital Association, Inc. vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0921RP; Rule No.: 59C-1.036; Voluntary Dismissed

Manor Care of Boynton Beach, Inc., and Manor Healthcare Corporation vs. Agency for Health Care Administration and North Brevard County Hospital District; Case No.: 97-0923RP; Rule No.: 59C-1.036; Voluntary Dismissed

Florida League of Health Systems, Inc. vs. Agency for Health Care Administration; Case No.: 97-5851RP; Rule No.: 59C-1.036; Voluntary Dismissed

Florida Hospital Association, Inc. vs. Agency for Health Care Administration; Case No.: 97-5852RP; Rule No.: 59C-1.036; Voluntary Dismissed

Association of Community Hospitals and Health Systems of Florida, Inc. vs. Agency for Health Care Administration; Case No.: 97-5853RP; Rule No.: 59C-1.036; Voluntary Dismissed

South Broward Hospital District, d/b/a Memorial Regional Hospital, d/b/a Memorial Hospital West, and d/b/a Memorial Hospital-Pembroke vs. Agency for Health Care Administration; Case No.: 97-5854RP; Rule No.: 59C-1.036; Voluntary Dismissed

Calder Race Course, Inc.: Tropical Park, Inc.; and Gulfstream Racing Association, Inc. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 96-0343; Rule Nos.: 61D-2.001-.005, 61D-2.008, 61D-2.013-.015, 61D-2.020, 61D-3.001-.004, 61D-5.001, 61D-5.003, 61D-5.007, 61D-6.004-.005, 61D-6.008-.009, 61D-7.002-.024, 61D-8.001-.002, 61D-9.001, 61D-9.003-.005; Dismissed

Florida Pulp & Paper Association Environmental Affairs, Inc. vs. Department of Environmental Protection; Case No.: 98-1959RP; Rule No.: 62-761; Dismissed upon Withdrawal

Southwest Florida Marine Trades Association, Inc. vs. Department of Environmental Protection; Case No.: 98-4161RP; Rule Nos.: 62N-22.005(1), 62N-22.005(2)(d)2., 62N-22.005(2)(d)4., 62N-22.005(2)(d)5.d., 62N-22.005(2)(d)6., 62N-22.005(3), 62N-22.005(5); Voluntary Dismissed

Bonita Bay Properties, Inc.; Jim Hohnstein; and Edward Fischl vs. Department of Environmental Protection; Case No.: 98-4162RP; Rule No.: 62N-22.005; Dismissed

Florida Society of Pathologists vs. Department of Health, Board of Clinical Laboratory Personnel; Case No.: 98-2047RP; Rule No.: 64B3-5.007(6)(d),(e); Voluntary Dismissed

The City of Tallahassee vs. Department of Health; Case No.: 98-5248RP; Rule No.: 64E-1; Voluntary Dismissed

Patricia Donovan vs. Department of Children and Family Services; Case No.: 98-1865RP; Rule No.: 65A-4.201(3); Dismissed

**Section IX
Notices 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

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 01L-84, Murphree Area Electrical Upgrade – Phase I, estimated budget: \$650,000-\$750,000, to be opened January 9, 2001, 1:30 p.m. (local time), in Purchasing, Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Provide primary power upgrade to Murphree Hall Student Housing Area. Tie into existing 23 kV system and existing 5 kV system at locations specified. Extend new primary feeders with ductbank to new Murphree Hall switch. Provide primary, splices, terminations, etc. Provide switchgear and transformers as shown for new services to various buildings. Actual building hook-up will be by separate project. New 225 kVA transformer to existing meter is included in this project for Commons Building as specified. Include secondary manhole, conduit and wire. Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Mandatory Pre-bid Meeting will be held December 18, 2000, 10:00 a.m., in the Murphree Hall Commons, S. W. corner of Fletcher Drive and West University Avenue, Gainesville, FL.

All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing, (352)392-1331, Ext. 306.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact Emily J. Hamby, (352)392-1331, Ext. 303, within three (3) days of the event.

REQUEST FOR BID

The University of Florida, Purchasing Division will receive sealed bids for the following: 01L-85, Work Order 88618, Water Distribution Improvements, estimated budget: \$350,000-\$400,000, to be opened January 9, 2001, 2:30 p.m. (local time), in Purchasing, Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Water distribution improvements for the University of Florida water system. Total mains will be in approximately 5000 lineal feet of eight inch and 10 inch dip. Specifications and Plans will be available in Purchasing, Elmore Hall, Radio Road, Gainesville, FL, Telephone (352)392-1331. A Mandatory Pre-bid Meeting will be held December 21, 2000, 10:30 a.m., in the Physical Plant Division Architecture/Engineering Conference Room, Building 700, Radio Road, Gainesville, FL.

All questions should be directed to: A. J. Sontag, Assistant Director, UF Purchasing, (352)392-1331, Ext. 303.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-bid or Bid opening, contact Emily J. Hamby, (352)392-1331, Ext. 303, within three (3) days of the event.

A/E ADVERTISEMENT – BR-688

School of Business Pavilion

NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of the State of Florida, Board of Regents announces that Professional Services in the discipline of Architecture, will be required for the project listed below:

Project No. BR-688

Project and Location: The School of Business Pavilion will be located on the Florida Atlantic University Boca Raton Campus. The project consists of the site development and construction of a 12,000 GSF multi story structure to provide additional space for Florida Atlantic University’s College of Business.

The total Construction Budget is approximately \$1,497,500.00. The selected firm will provide design development, construction documents and construction administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$250,000, and will be provided as a part of Basic Services.

INSTRUCTIONS

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

1. A completed Board of Regents “Professional Qualifications Supplement” dated 2/2/99. Applications on any other form will not be considered.
2. A copy of the applicant’s current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of