

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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 issued a declaratory statement in In Re: Petition for Declaratory Statement, Lennar Homes, Inc., Petitioner; Docket Number 2003045065.

The Division found that Lennar Homes, Inc.'s proposed declaration of condominium or purchaser contract may not contain the proposed mandatory mediation and binding arbitration provisions because these provisions are inconsistent with Sections 718.111(3), 718.303 and 718.506, Florida Statutes (2002), and therefore, prohibited by Section 718.104(4)(m), Florida Statutes.

A copy of the declaratory statement may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

The Construction Industry Licensing Board hereby gives notice that it has received a Petition for Declaratory Statement filed by Kenneth E. Eriksen. Mr. Eriksen asks whether he needs a state license pursuant to Section 489.111, 489.113 or 489.117, Florida Statutes, or any combination thereof, to perform the normal functions of a marine contractor. Mr. Eriksen was a state licensed Marine Contractor from 1991 through 1993, when the state stopped issuing such licenses. He took a Special Marine Examination given by Block and Associates on July 20, 1988, and passed with a grade of 86.7%. He holds a Certificate of Competency as a dock/seawall contractor in Volusia County. He also works in Flagler County. Flagler County does not issue a competence card for marine construction.

Mr. Eriksen wants the Board to rule that under these circumstances, he is not required to be licensed pursuant to Section 489.105, 489.113 or 489.117, Florida Statutes, or any combination thereof. Petitioner will be adversely affected by having to stop all work, if a state license is required under any of these statutory sections.

The Board will consider this petition at its meeting scheduled for August 13-15, 2003, at the Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, Florida.

Copies of the petition may be obtained by writing: Tim Vaccarro, Executive Director, Construction Industry Licensing Board, 1940 N. Monroe Street, Tallahassee, Florida 32399-0783.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on July 29, 2003 the Board of Chiropractic Medicine received a Petition for Declaratory Statement from Edward G. Fleming, D.C. The Petition seeks the agency's opinion regarding Section 460.403(9)(f), Florida Statutes, and whether a non-acupuncture certified physician may provide a peer review of the use of acupuncture services.

A copy of the Petition for Declaratory Statement may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Petition for Declaratory Statement filed July 9, 2003, by King House, Inc., with the Department of Financial Services, Division of State Fire Marshal, has been withdrawn. No further action will be taken on said petition.

A copy of the withdrawal may be obtained by writing: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, Fax (850)922-1235 or calling Kimberly Riordan, (850)413-3170.

**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