

whichever is higher. ~~Other travel expenses~~ will also be charged based on actual travel expenses incurred by the examiners.

~~(5) Each insurer will be billed on a monthly basis, based on the examiner's expense vouchers as submitted to the Office.~~

Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 624.316, 624.3161, 624.320 FS. History—New 3-30-92, Amended 12-27-92, Formerly 4-138.002, Amended _____.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center and Research Institute**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 25, 2006, 1:30 p.m.
 PLACE: SRB Trustee Board Room, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Joint Finance and Planning Committee of the Board of Directors.

A copy of the agenda may be obtained by writing: Ms. Barbara Sawyer, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612

Persons requiring special accommodations due to disability or physical impairment should contact: Ms. Barbara Sawyer by Friday, January 20, 2006.

AREA AGENCY ON AGING

The **Area Agency on Aging of Pasco-Pinellas**, Inc. (AAAPP) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 3, 2006 (Please call (727)570-9696 to confirm date, time and location)
 PLACE: Dr. William E. Hale, Senior Activity Center, 330 Douglas Avenue, Dunedin, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Agency on Aging of Pasco-Pinellas, Inc. – Board Meetings.

Please note that if a person decides to appeal any decision made by AAAPP Board with respect to any matter considered at the above cited meeting or hearing, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Northwest Florida Area Agency on Aging**, Inc., Board of Directors announces its monthly meetings for year 2006. The public is invited to attend.

DATES AND TIME: February 8, 2006; March 8, 2006; April 12, 2006; May 10, 2006; June 14, 2006; July 12, 2006; August 9, 2006; September 13, 2006; October 11, 2006; November 8, 2006; December 13, 2006, 6:00 p.m.

PLACE: Area Agency office, 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss policy/activities/service provision/funding and/or other information pertinent to the activities of the agency.

A copy of the agenda may be obtained by writing: Northwest Florida Area Agency, Inc., 5090 Commerce Park Circle, Pensacola, FL 32505, Attn: Dottie Peoples.

FLORIDA ASSOCIATION OF COURT CLERKS AND COMPTROLLERS

The Board of Trustees for the **Florida Local Government Investment Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: February 6, 2006, 12:00 Noon
 PLACE: Orange County Comptroller's Office, 201 S. Rosalind Avenue, 4th Floor, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Administrative Operations.

A copy of the agenda may be obtained by contacting: Trust's Administrator, FACC Service Corporation, (850)921-0808.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2006, 8:00 a.m.
 PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

**Section VII
 Notices of Petitions and Dispositions
 Regarding Declaratory Statements**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Petition for Declaratory Statement received from All American Shutters, on September 21, 2005, has been withdrawn. Notice of receipt of this petition, which was assigned the number of DCA05-DEC-178, appeared in the October 28, 2005, edition of the Florida Administrative Weekly.

A copy of the withdrawal may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on November 29, 2005, from Andreu & Associates, Inc., regarding the use of PVC Schedule 40 piping within non-fire rated walls being utilized to extend electrical risers and for general use electrical circuits pursuant to Section 707.1, Florida Building Code, Building Volume (2001 as amended 06/03).

It has been assigned the number DCA05-DEC-203.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on November 4, 2005, from Basham & Lucas Design Group, Inc., regarding the required plumbing fixture count for a swimming pool and surrounding deck pursuant to Sections 403.1 and 403.8, Florida Building Code, Plumbing Volume, and Section 424.1.6, Florida Building Code, Building Volume (2004 as amended 12/05).

It has been assigned the number DCA05-DEC-215.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on November 16, 2005, from Marion County Building Department regarding whether a particular fiberglass duct complying with identified standards can be approved as an alternate to that type required by Section 309.1.1, Florida Building Code, Residential Volume (2004 as amended 12/05).

It has been assigned the number DCA05-DEC-216.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on November 16, 2005, from Florida Air Designs, Inc., DBA/Dependable Air Designs, regarding the Orange County Building Department's interpretation of Sections 13-103.1.1.1 and 13-400ABC.1, Florida Building Code, Building Volume (2004, as amended 12/05) regarding the definition of design professionals.

It has been assigned the number DCA05-DEC-217.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on November 16, 2005, from Al-Farooq Corporation, regarding appropriate design considerations and analysis parameters relating to glazing products pursuant to Section 2403.2, Florida Building Code, Building Volume (2004, as amended 12/05), as ASTM E1300-02 adopted by reference therein.

It has been assigned the number DCA05-DEC-219.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on November 16, 2005, from T. Eric Stafford & Associates, LLC, regarding the calculation of main wind force resisting system loads for the rood to wall connections for rafters or trusses on homes pursuant to Section 1609.1.1, Florida Building Code, Building Volume (2004, as amended 12/05) and ASCE 7-02, adopted by reference therein.

It has been assigned the number DCA05-DEC-220.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on December 2, 2005, from Arroyo Enterprises, Inc., regarding the requirement for providing heating capacity of defined capability in sunrooms pursuant to Section 303.8, Florida Building Code, Residential Volume (2004 as amended 12/05).

It has been assigned the number DCA05-DEC-235.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on December 21, 2005, from DASMA, regarding whether substantiating data is required to be submitted in support of a product approval application and how the data will be handled by the Commission pursuant to Chapter 9B-72, F.A.C.

It has been assigned the number DCA05-DEC-245.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on December 21, 2005, from DASMA, regarding the requirements applicable to test labs pursuant to Chapter 9B-72, F.A.C.

It has been assigned the number DCA05-DEC-282.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on December 27, 2005, from Madsen, Kneppers & Associates, regarding the applicability of "the twenty-five (25) percent rule for roof covering repair" to existing buildings in the high velocity hurricane zone pursuant to Section 1521.4, Florida Building Code, Building Volume, and Section 4402.10.2, Florida Building Code, Residential Volume (2004 as amended 12/05).

It has been assigned the number DCA05-DEC-283.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on December 30, 2005, from Andrew Croft, regarding whether petitioner's product, a protective netting for pitched roofs, can be approved by the Commission for statewide use pursuant to Chapter 9B-72, F.A.C.

It has been assigned the number DCA05-DEC-284.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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 an Order Denying Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Richard Green, Unit Owner, Commodore Plaza Condominium Association, Inc.; Docket Nos. 2005053242 and 2005053334.

The petition for declaratory statement requesting an opinion as to whether the Division is properly investigating complaints filed by petitioner regarding an accountant's work papers, directors' private financial records, and the reasonableness of a record inspection rule under Section 718.501, F.S., is denied because petitioner has not provided the condominium documents as requested, the record inspection rule inquiry is now moot, a related proceeding concerning the same issue is pending, and the issues involve disputed facts.

A copy of the Order Denying Petition for Declaratory Statement, Docket Numbers 2005053242 and 2005053334, 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.

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 an Order Denying Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Fairway Bay Association, Inc., Docket No. 2005056024.

The petition for declaratory statement requesting an opinion as to whether an amendment to the insurance provision in the declaration of Fairway Bay Condominium controls the insurance responsibilities of the association and unit owners is denied because it involves the interpretation of condominium documents and a contract as well as addresses past actions of the association.

A copy of the Order Denying Petition for Declaratory Statement, Docket Number 2005056024, 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.

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 an Order Denying Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Richard Green, Unit Owner, Commodore Plaza Condominium Association, Inc.; Docket No. 2005051094.

The petition for declaratory statement requesting an opinion as to whether an association may restrict a unit owner from soliciting support for a recall election under Section 718.112(2)(j), F.S., and Rules 61B-23.0027 and 61B-23.0028, F.A.C., is denied because petitioner has not provided the condominium documents as requested and has raised a hypothetical question; and because it concerns the enforcement of an association rule not the application of a statute, rule, or order.

A copy of the Order Denying Petition for Declaratory Statement, Docket Number 2005051094, 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 Electrical Contractors' Licensing Board hereby gives notice that it has issued an Order on the Petition for Declaratory Statement, that was filed on August 9, 2005 by Brent J. Horton, Esquire, on behalf of Partech, Inc. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 34, of the August 26, 2005, Florida Administrative Weekly. Petitioner sought the Board's interpretation of Section 489.503, F.S., entitled "Exemptions," and whether Partech must use licensed electrical contractors for the installation of Point of Sale Computer Systems. The Electrical Contractors' Licensing Board considered the Petition at its meeting held on September 23, 2005, in Palm Beach, Florida. The Board's Order, filed on December 7, 2005, answered the Petition for Declaratory Statement in the affirmative, finding that the installation of the Point of Sale Computer Systems must be performed by a licensed electrical contractor.

A copy of the Board's Order may be obtained by contacting: Anthony B. Spivey, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection 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 HEALTH

The Board of Chiropractic Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on January 10, 2006 on behalf of Fred Quintana, D.C. The Petitioner seeks the Board's interpretation of the application of Section 460.403(9)(a), F.S. Specifically, the Petitioner requests that the Board issue a Declaratory Statement to the effect that Section 460.403(9)(a) and (c), F.S., permits Petitioner to

delegate to a trained, yet unlicensed assistant, the use of physical means or physiotherapy, including light heat, water, or exercise by way of simple physical modalities such as hot packs, electrical muscle stimulators, ultrasound therapy devices and mechanical massage.

Copies of the petition 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 Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Eric Neilinger, Fire Alarm Systems & Security, Inc., on September 12, 2005. The following is a summary of the agency's disposition of the petition: The answer to the question of whether it is permissible for Petitioner to install additional system smoke detectors in the living area connected to the building alarm for the living areas and leave the existing interconnected single station smoke detectors in the bedrooms, not connected to the building alarm, is no, because the alarm devices must *function as a single system* as required by the National Fire Alarm Code.

A copy of the order may be obtained from: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, Fax request to (850)922-1235. An unsigned but exact copy of the order is also available on the Division's website: <http://www.fldfs.com/SFM/sfmdeclaratorysummaries.htm>.

**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