

The Division has issued an Order Denying the Petition for Declaratory Statement for both a lack of competent substantial evidence, and lack of authority over commercial condominiums.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: the 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.

**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 HEALTH**

NOTICE IS HEREBY GIVEN THAT the Board of Medicine has issued a Final Order on the petition for declaratory statement filed on behalf of Paul J. Befanis, M.D., on May 3, 2007. The Notice of the Petition was published in Vol. 33, No. 20, of the May 18, 2007, F.A.W. The Board reviewed the Petition at its meeting held on June 2, 2007. The Board's Final Order, filed in this matter on August 29, 2007, finds that participating in the "Patient Charity Program" as set forth in the Petition would be inducing or creating an incentive for patients to refer others to Petitioner's practice. This constitutes prohibited rebates and/or kickbacks, precluded by Sections 456.054 and 458.331(1)(i), F.S.

A copy of the Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN THAT the Board of Medicine has issued a Final Order on the petition for declaratory statement filed by Natalia L. Cava on June 4, 2007. The Notice of the Petition was published in Vol. 33, No. 26, of the June 29, 2007, F.A.W. The Dietetics and Nutrition Practice Council issued a recommendation to the Board of Medicine on July 13, 2007. The Board reviewed the Council's recommendation and the petition at its meeting held on August 11, 2007, in Ft. Lauderdale, Florida. The Board's Final Order, filed in this matter on August 29, 2007, declines to issue a Declaratory Statement because the answer to Petitioner's inquiry now appears in paragraph 64B8-42.002(3)(c), F.A.C.

A copy of the Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN THAT the Division of State Fire Marshal has received the petition for declaratory statement from Colorall Technologies International, Inc. The petition seeks the agency's opinion as to the applicability of NFPA 1:43.1.2.1 as it applies to the petitioner.

This Rule requires use of a spray booth, spray room or spray area. Colorall believes its activity is exempt as its minor spray coating activity is conducted outdoors in open air.

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 (850)922-1235 or (850) 488-0697

**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**

**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**