

ABLE TRUST

The **Able Trust** (Florida Endowment Foundation for Vocational Rehabilitation) will hold a telephone conference on: DATE AND TIME: December 5, 2007, 2:00 p.m.

PLACE: The Able Trust office, 106 E. College Avenue, Suite 820, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is to review and approve grants to assist persons with disabilities in securing employment and reviewing committee reports.

For more information, special accommodations or alternative format request, please call The Able Trust at (850)224-4493 or 1(888)838-2253, before November 30, 2007.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from James DiPietro, on behalf of the Broward County Board of Rules and Appeals, on October 22, 2007, regarding whether a proposed local amendment to section 105.4.1.2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) is permissible under Section 553.73(4)(a), Florida Statutes. The proposed amendment would allow the Building Official to reinstate an expired building permit and waive or modify regulations that became effective between the original date of application for the permit and the date the permit was reinstated or a new permit issued. It has been assigned the number DCA07-DEC-252.

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

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from Joseph R. Hetzel, P.E., on behalf of Door & Access Systems Manufacturers Association International, on October 23, 2007, regarding whether product approval wind load testing per ANSI/DASMA 108 of garage door assemblies, as required by section 1714.5.3.1, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) will include and qualify fasteners attaching the garage door assembly to the vertical wood jambs, and the jamb-to-building frame fasteners. It has been assigned the number DCA07-DEC-255.

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

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has received the petition for declaratory statement from Carter N. McDowell, Esquire, Bilzin Sumberg Baena Price & Axelrod, on behalf of SBR-Fortune Associates, LLLP, on October 16, 2007. The petition seeks the agency’s opinion as to whether pursuant to Section 163.180(2)(b), Florida Statutes, a new development, which constructs and dedicates public park and recreation facilities prior to the issuance of a Certificate of Occupancy in excess of the amount necessary to serve the new development pursuant to the legal government’s adopted level of service, meet the requirements for park and recreation concurrency. It has been assigned the number DCA07-DEC-247.

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN THAT the Florida Public Service Commission has received the petition for declaratory statement from Embarq Florida, Inc. The petition seeks the agency’s opinion as to the applicability of Rule 25-4.094, F.A.C., as it applies to the petitioner.

The petition inquires as to whether, pursuant to Rule 25-4.094, F.A.C., Treviso Bay Development must pay the advance deposit deemed necessary by Embarq to “guarantee performance”, or Embarq is not required to place facilities to serve the development. Embarq also seeks to clarify that, in the latter instance, it will have complied with, and not violated the Commission’s Order denying Embarq’s request to be relieved of its COLR obligation. Docket No. 070649-TL.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850)413-6770.

Please refer all comments to: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770.

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

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Charles Goldsmith, M.D., and Lawrence Schimmel, M.D., on October 24, 2007. The Petitioners seek the Board's opinion as to the applicability of Section 458.331(1)(i), Florida Statutes, as it applies to Petitioner. The Petitioners seek the Board's interpretation with regard to whether the business and investment arrangements outlined in the Petition violate the Florida Patient Self-Referral Act, as set forth in Section 456.053, F.S., or the physician fee-splitting provision, as set forth in Section 458.331(1)(i), F.S. The Board will consider this petition at its meeting scheduled for December 1, 2007, in Orlando, Florida.

A copy of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN THAT the Board of Nursing has received the petition for declaratory statement from Ceretha Thomas-Marshall, ARNP-BC. The petition seeks the agency's opinion as to the applicability of Section 464.012, F.S., as it applies to the petitioner.

Specifically, the Petitioner requests that the Board issue a Declaratory Statement determining under the provisions of Section 464.012, F.S. whether it is within the scope of practice of an Advanced Registered Nurse Practitioner, Family Specialty, to provide health education, blood pressure and diabetes screenings at community health fairs, community outreach and religious congregations without having a protocol with a licensed physician in the State of Florida. This petition will be considered by the Board at its meeting on December 5, 2007, 6:00 p.m.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has issued an order disposing of the petition for declaratory statement filed by Lily Obrenovic on October 25, 2007. The following is a summary of the agency's disposition of the petition:

The subject of the Petition is whether Rule Chapter 69A-57, Florida Administrative Code, requires the installation of a fire alarm system with three pull stations and monitoring in an adult family care home. The Declaratory Statement concludes that a fire alarm system with three pull stations and monitoring is not required by Rule Chapter 69A-57, Florida Administrative Code, in an adult family care home.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340, or by e-mailing your request to Lesley.Mendelson@fldfs.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has issued an order disposing of the petition for declaratory statement filed by Frank McElroy, Fire Marshal, St. Johns County on October 29, 2007. The following is a summary of the agency's disposition of the petition:

The subject of the Petition is sprinkler requirements for a restaurant. The Declaratory Statement concludes that the described area is required to be sprinklered.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340 or by e-mailing your request to Lesley.Mendelson@fldfs.com.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT has received the petition for declaratory statement from the petition seeking the agency's opinion as to the applicability of as it applies to the petitioner.

OFFICE OF FINANCIAL REGULATION NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation received a petition for declaratory statement on October 2, 2007, from Joel E. Weiss, apparently a principal of Weiss, Spencer & Levin, Inc. The petition seeks the Office's opinion as to the application of Chapter 559, Florida Statutes, and specifically subsection 559.543(1) and paragraph 559.544(5)(e), Florida Statutes, to the activities of Weiss, Spencer & Levin, Inc.

A copy of the petition for declaratory statement may be obtained by writing: Agency Clerk, Office of Financial Regulation, P. O. Box 8050, Tallahassee, FL 32314-8050.

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation received a request for a Declaratory Statement on October 16, 2007, from Jerry L. Johnson, an individual from Titusville, Florida, regarding the application of Section 517.021(23)(d), Florida Statutes, to sales of viaticated policies. The request has been assigned the number 0356-S-10/07.

A copy of the request may be obtained by writing: Jennifer Hrdlicka, Assistant General Counsel, Office of Financial Regulation, 200 E. Gaines Street, Fletcher Building, Suite 526, Tallahassee, Florida 32399-0379.

**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

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

Notice of Bid/Request for Proposal

NOTICE TO PROFESSIONAL CONSULTANTS

Florida State University, State of Florida, announces that professional services in the discipline of architecture will be required for the project listed below:

Project No. FS-248

Project and Location: William H. Johnston Building

Remodeling and Expansion

Florida State University, Tallahassee, Florida

The project consists of the design and construction of approximately 78,000 square feet of building expansion and approximately 65,000 square feet of building remodeling and renovation. The building is located between Honors Way and Convocation Way, and just north of University Way. The existing connector between the east and west wings is expected to be demolished to make way for the expansion, which will be physically connected to the recently renovated East Wing of the Johnston Building (Suwannee Room) and the existing West Wing of the Johnston Building. The Johnston Building Remodel and Expansion will provide shared common and support spaces including classrooms, computer labs, reading rooms as well as student and faculty lounges. The project delivery system will be construction management. The design professional is expected to create a sustainable project including, but not limited to LEED certification. The selected firm will provide design, construction documents and administration for the referenced project which has a construction budget of approximately \$42,900,000.00. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000, and will be provided as a part of Basic Services.

Location will be scored as follows:

Florida firms will receive a score of "1", and out of state, firms will receive a score of "0".

INSTRUCTIONS

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

The letter of application should have attached:

1. A completed Florida State University "Professional Qualifications Supplement," dated August, 2003. Applications on any other form, or on versions dated prior to 8/03, 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 application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit six copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for Florida State University projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or