

For more information, you may contact: Ms. Sandon Austhof, Moffitt Cancer Center, 12902 Magnolia Drive – MCC-VP, Tampa FL 33612.

The **Florida Cancer Control and Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 18, 2009, 10:00 a.m. – 3:00 p.m.

PLACE: Tampa Marriott Airport, Broward Room, Tampa, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: The group will meet to discuss the Monroe county sun awareness project, update the colon cancer Center for Disease Control grant, and break into workgroups to review and finalize the state cancer plan.

A copy of the agenda may be obtained by contacting: Katie Lenover at (813)745-7861, katie.lenover@moffitt.org.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The **Center for Independent Living in Central Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 24, 2009, 5:30 p.m.

PLACE: Center for Independent Living in Central Florida, Inc., 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at (407)623-1070 or lkutz@cilorlando.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Luana Kutz at (407)623-1070 or lkutz@cilorlando.org.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.

The **Florida Self-Insurers Guaranty Association, Inc.** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 2:00 p.m.

PLACE: Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to discuss general business of the Association.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, FL 32308, (850)222-1882.

FLORIDA WORKERS’ COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

NOTICE OF CHANGE – The **Florida Workers’ Compensation Joint Underwriting Association, Inc.**, Investment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: The FWCJUA Investment Committee teleconference meeting previously scheduled for Friday, March 27, 2009, 10:00 a.m. (Eastern Time) has been rescheduled for Thursday, March 26, 2009, 10:00 a.m. (Eastern Time)

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include the approval of minutes; review of policy and guidelines for the investment of assets and associated matters; and a compliance review of the current investment portfolio.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408, or from the FWCJUA’s website: www.fwcjua.com.

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

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission, has received the petition for declaratory statement from Florida Roofing Sheet Metal & Air Conditioning, DCA09-DEC-045. The petition seeks the agency’s opinion as to the applicability of section 611.8, Florida Building Code, Existing Building Volume, 2007 (as amended) as it applies to the petitioner.

The Petitioner asks for clarification as to the type and maximum cost of retrofit roof-to-wall connections that are required when a house has both hip corners and gable ends, and is located in the wind borne debris region.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has issued an order disposing of the petition for declaratory statement filed by Hernando County, DCA08-DEC-153, on June 5, 2008. The following is a summary of the agency's disposition of the petition:

The Department partially granted the Petition for Declaratory Statement filed by Hernando County as it pertains to the questions of whether a binding letter of vested rights issued under Chapter 380, F.S., has the same legal effect as the issuance of a final Development of Regional Impact development order, and whether the determination of vested rights in a binding letter obviates the need to comply with all other applicable state or local government permitting procedures. The Department's answer to each question is no. As for the remaining questions, the Department declined to answer them because they require the interpretation of local government ordinances and orders. Interpretations of local government ordinances and orders are not "a statutory provision, or of any rule or order of the agency," as provided in Section 120.565(1), F.S., and therefore a declaratory statement is not available.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has declined to rule on the petition for declaratory statement filed by Seville, Inc., DCA08-DEC-248 on August 18, 2008. The following is a summary of the agency's declination of the petition:

The Petition poses questions that require the interpretation of local government ordinances and orders. Interpretations of local government ordinances and orders are not "a statutory provision, or of any rule or order of the agency," as provided in Section 120.565(1), F.S., and therefore a declaratory statement is not available.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

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."

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT the Agency for Health Care Administration has received the petition for declaratory statement from ARC of Alachua County, Inc. The petition seeks the agency's opinion as to the applicability of Section 409.907, Florida Statutes, as it applies to the petitioner.

The petition for declaratory statement is regarding Applicability of Medicaid Statutes and Rules Generally Known as "Payment in Full".

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, MS 3, Tallahassee, Florida 32308.

Please refer all comments to: Richard Shoop.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Laurence Smith, Unit Owner/Petitioner, In Re: Hawaiian Village Mobile Home Park, Docket No. 2009001111 on January 5, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because a declaration may not address issues that have already occurred; or when an issue is moot.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

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

NOTICE IS HEREBY GIVEN THAT the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has issued an order disposing of the petition for declaratory statement filed by Richmond Entertainment, Inc. (d/b/a Hamilton Jai Alai), and Amtote International, Inc. (Petitioners), and Investment Corp. of Palm Beach (d/b/a Palm Beach Kennel Club), St. Petersburg Kennel Club, Inc. (d/b/a Derby Lane), Jacksonville Kennel Club, Inc., Orange Park Kennel Club, Inc., and Bayard Raceways, Inc. (d/b/a St. Johns Greyhound Park) (Intervenors), on July 7, 2008. The following is a summary of the agency's disposition of the petition:

The petition for declaratory statement was noticed in Vol. 34, No. 30, Florida Administrative Weekly. It sought advice on whether the pari-mutuel system of Instant Racing, an automated means of making pari-mutuel wagers on rebroadcast racing events, would be authorized for use in the State pursuant to Chapter 550, F.S. The declaratory statement issued by the Division (DBPR Case No. 20080387361/DS 2008-046) on February 26, 2009, finds that, while Instant Racing is a pari-mutuel wagering system with sufficient safeguards to ensure fairness and integrity for those playing, it does not fit within the statutory framework of Chapter 550, F.S., because it involves wagering on already run historic races, not live contemporaneous races. Accordingly, under Chapter 550, F.S., the Instant Racing system is not authorized to be employed in the state.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)921-0342.

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 Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Charles L Harrup, FNAO, ABOC, NCLC. The Petitioner did not specify a particular rule or statute. However, it appears the Petitioner seeks the Board's guidance regarding an issue relating to Section 484.012, Florida Statutes. Specifically he seeks guidance on the following issue: Whether an optician is obligated to dispense contact lenses to a patient who tries to order contact lenses just prior to the one-year expiration date on the prescription when the number of contacts ordered by the patient will last much longer than the prescription expiration date.

The Board will address this Petition at its next meeting. Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice. For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding

several issues relating to Section 484.002(9), Florida Statutes, regarding Optical Dispensing. Specifically, this includes a request as to: (1) Whether an unlicensed employee, with or without the direct supervision of an optician, could help a customer/patient pick out frames; (2)(a) In the case where a patient arrives to pickup glasses, is fully fitted by the optician, then realizes she forgot her wallet and asks if her husband can pick up glasses, can the glasses be delivered to the husband without the wife present? (b) If the frames that are selected at the time of initial sale are adjusted, can the glasses be handed to the wearer or agent of the wearer by a non-licensed employee?; and (3) Is an Insertion and Removal session (contact lens instruction) excluded from Optical Dispensing? Can an unlicensed person provide such instruction without supervision of an optician?

The Board will address this Petition at its next meeting. Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding several issues relating to Section 484.002(9), Florida Statutes. Specifically, the Petitioner requests guidance on various optical dispensing scenarios of a hypothetical written prescription including the substitution of a less expensive progressive brand for a premium progressive brand.

The Board will address this Petition at its next meeting. Comments on this petition should be filed with the Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding several issues relating to Section 484.006(3), Florida Statutes. Specifically: (1) Under this section, can an optician tell a customer to pick out any frame and the optician would make a pair of +2.50s?; (2) At the patient's request, could the optician make a pair of +2.50s, customizing them with the patient's PD?; and (3) At the patient's request, can an optician make and sell reading glasses to a potential customer who wants +2.00 for the right eye and +2.75 for the left eye?

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board’s guidance regarding Section 484.012, Florida Statutes. Specifically, whether the written prescription that is required to be kept on file means only the original prescription or whether various types of copies would fulfill the requirements.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board’s guidance regarding an issue relating to Rule 64B12-10.006, F.A.C. Specifically, this includes a request as to disciplinary actions taken when records are not readily available to clients when an optician is deceased.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with the Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Office of Insurance Regulation has received the petition for declaratory statement from EliteHealth, MD., LLC. The petition seeks the agency’s opinion as to the applicability of Sections 641.402 through 641.59, Florida Statutes, as it applies to the petitioner.

Petitioner seeks an interpretation regarding whether the provisions of the Florida Prepaid Health Clinic Act requiring a certificate of authority to operate a prepaid health clinic applies to the Petitioner’s business.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Amanda Parnell, Esq. Legal Services Office, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-4206, (850)413-4281.

**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

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB09SVF-147, Fine Arts A&B Bldgs. 597 and 598 Roof Replacement, estimated budget: \$650,000, to be opened May 6, 2009 at 2:00 p.m. in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: For Fine Arts Building “A” the work includes the removal of the entire roof system on the main building and bridge connection to Building “C”. The existing pitch based gravel coated built-up roof is to be