

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF STATE

NOTICE IS HEREBY GIVEN that the Department of State has received the petition for declaratory statement from Juan E. Lapica, S.E., P.E. The petition seeks the agency’s opinion as to the applicability of Chapters 608 and 621, F.S., as it applies to the petitioner.

The Petitioner seeks to form a business entity that will provide professional engineering services. He seeks to enter into that business relationship with his wife. Petitioner is a licensed engineer, while his wife is not so licensed. He seeks a declaratory statement to determine whether the provisions of Chapter 621, F.S., relating to Professional Service Corporations and Limited Liability Companies would prevent the formation of a Limited Liability Company by his wife, or he and his wife together, where the business of that LLC would be the provision of professional engineering services. Additionally, Petitioner seeks a declaratory statement clarifying whether the title allowed for use by the entity is determined by the chapter under which it is organized or by the service being provided.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Betty Money, Agency Clerk, Office of the General Counsel, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250.

Please refer all comments to: Ernest L. Reddick, Office of the General Counsel, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250, (850)245-6536.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from Glenn B. Pereno, filed on April 9, 2012. The petition seeks the agency’s opinion as to the applicability of Section 489.105(3)(b), Florida Statutes, as it applies to the petitioner.

The Petitioner is requesting an interpretation of Section 489.105(3)(b), Florida Statutes, and whether a certified building contractor can perform remodeling, repairs, or improvements of any size building including buildings up to three-story(s) when such remodeling, repairs, or improvements do not effect the structural members of a building.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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