

GENERAL SUBJECT MATTER TO BE CONSIDERED: The West Central Florida Area Agency on Aging, Inc. (WCFAAA) is seeking public comment on funding allocations currently being provided for elder services.

A copy of the agenda may be obtained by contacting: West Central Florida Area Agency on Aging, Inc., 5905 Breckenridge Parkway, Suite F, Tampa, Florida 33610, email torress@elderaffairs.org our website www.AgingFlorida.com. 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 4 days before the workshop/meeting by contacting Sonia Torres at 1(800)336-2226 or (813)740-3888, ext. 5581. 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).

Comments will be accepted via email until October 18, 2007. Please send written comments to: West Central Florida Area Agency on Aging, Inc., 5905 Breckenridge Parkway, Suite F, Tampa, FL 33610, email torress@elderaffairs.org our website www.AgingFlorida.com.

ELECTRONIC RECORDING ADVISORY COMMITTEE

The **Electronic Recording Advisory Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2007, 10:00 a.m.

PLACE: Biennes Center, Broward County Main Library, 6th Floor, 100 South Andrews Avenue, Ft. Lauderdale, FL 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a subcommittee meeting to review existing standards and practices and make recommendations to the full committee at their next regular meeting.

A copy of the agenda may be obtained by contacting Beth Allman, Florida Association of Court Clerks at (850)921-0808 or allman@flclerks.com.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN THAT Florida Department of Education has received the petition for declaratory statement from Mark Cavinee. The petition seeks the agency's opinion as to the applicability of Sections 1013.33(15), (a), 1013.33(13), 1013.371(1)(a), Florida Statutes, 2004 Florida Fire Prevention Code, paragraph 69A-58.0082(1)(a), FAC., as it applies to the petitioner.

The Petitioner requests a declaratory statement on whether Section 1013.33(15)(a), Florida Statutes, conflicts with the Florida Fire Prevention Code, paragraph 69A-58.0082(1)(a), F.A.C., as it relates to the requirement that a school board follow a local land development code.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400, (850)245-9661.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received a petition for declaratory statement from John Leedy, P.E., on behalf of Leedy Electric Corporation, on July 20, 2007, regarding whether, on a commercial project valued at \$35,000 in which the Petitioner is installing an electrical service with 600 ampere/480 volt capacity, project plans must be certified by a Professional Engineer pursuant to section 105.3.1.2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) or whether the licensure exemption contained in Section 471.003(2)(h), Florida Statutes (2006), applies to the project. It has been assigned the number DCA07-DEC-141.

A copy of the request may be obtained by writing: Paula P. Ford, Commission 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 Jody L. Barrows on behalf of JLB Drafting on August 1, 2007, regarding whether section 1805.2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) requires the foundation for a modular office building to be include a concrete footer, stem wall, and/or slab foundation, or whether an alternate method of construction may be used if an engineer demonstrates by design and calculations that it meets the code's requirements for transfer of uplift, lateral, gravity and soil bearing loads. It has been assigned the number DCA07-DEC-145.

A copy of the request may be obtained by writing to: Paula P. Ford, Commission 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 a petition for declaratory statement from Jody L. Barrows, on behalf of JLB Drafting, on August 1, 2007, regarding whether a modular office building to be used as a "sales trailer" in front of a high rise condominium project under construction for a period of approximately nine to twelve months is exempt from compliance with the Florida Building

Code pursuant to Section 553.73, Florida Statutes, since section 107.1, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) allows the building official to issue extensions beyond 180 days to permits for temporary structures. It has been assigned the number DCA07-DEC-146. A copy of the request may be obtained by writing to: Paula P. Ford, Commission 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 a petition for declaratory statement from Jose Saumell, Principal, on behalf of MSA Architects, Inc., on August 10, 2007, regarding whether sections 414.4, Florida Building Code, Building Volume (2001) and 403.6.6, Florida Building Code, Mechanical Volume (2001) allow for alternate approved designs that will achieve the same level of smoke control in a 10,000 cubic foot, 42 foot high atrium of a three story yacht club of approximately 8,480 square feet. It has been assigned the number DCA07-DEC-150.

A copy of the request may be obtained by writing to: Paula P. Ford, Commission 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 a petition for declaratory statement from William G. Graney Jr., P.E., on behalf of KTD Consulting Engineers, on August 15, 2007, regarding whether section 905.1 #2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) requires the installation of standpipes inside a four story town home. It has been assigned the number DCA07-DEC-159.

A copy of the request may be obtained by writing to: Paula P. Ford, Commission 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 a petition for declaratory statement from Wilton Lee, on behalf of Lee Electrical Technologies, Inc., on August 27, 2007, regarding whether section 550.15 (H) of the National Electrical Code requires all electrical cabling under skirted manufactured homes to be enclosed in a conduit where such homes are located in a flood plain. It has been assigned the number DCA07-DEC-163.

A copy of the request may be obtained by writing to: Paula P. Ford, Commission Clerk, Department of Community Affairs, Florida Building Commission, 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."

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 received the petition for declaratory statement from Nicholas Karamessinis, Unit Owner, Pelican Bay Yacht Club Condominium, Building A, Inc.; Docket No. 2007044366. The petition seeks the agency's opinion as to the applicability of Section 718.113(5), Florida Statutes as it applies to the petitioner.

Whether Pelican Bay Yacht Club Condominium, Building A, Inc. may redecorate the lobby using reserve funds without a unit owner vote under Section 718.113(5), Florida Statutes.

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

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

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 FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Mark Cavinee. The petition seeks the agency's opinion as to the applicability of the Florida Fire Prevention Code as it applies to the petitioner.

The Petition requests a Declaratory Statement regarding the Florida Fire Prevention Code, Florida Administrative Codes, Florida Statutes, and the School Board involving Horizon Middle School in Kissimmee, Florida, over which the Petitioner is the Authority Having Jurisdiction.

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.

NOTICE IS HEREBY GIVEN THAT Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Schenkelshultz/Joseph S. Toth AIA, The petition seeks the agency's opinion as to the applicability of Florida Building Code and the Florida Fire Prevention Code as it applies to the petitioner.

The Petition requests a declaratory statement interpreting the Florida Building Code and the Florida Fire Prevention Code as they apply to Neptune Elementary School in the School District of Osceola County.

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:

Promise Healthcare, Inc. vs. Agency Health Care Administration; Case No.: 07-3403RP; Rule No.: 59C-1.002

Select Specialty Hospital Orlando, Inc. vs. Agency for Health Care Administration; Case No.: 07-3404RP; Rule No.: 59C-1.002

Laserderm Medspa vs. Board of Medicine and Electrolysis Council; 07-3611RX; Rule Nos.: 64B8-56.002(2)(a), 64B8-52.004, 64B8-50.0095

Mylan Pharmaceuticals, Inc. vs. Department of Health, Board of Pharmacy and Board of Medicine; Case No.: 07-3704RX; Rule No.: 64B16-27.500(6)

The Florida Insurance Council, Inc; The American Insurance Association; Property Casualty Insurers Association of America; and National Association of Mutual Insurance Companies vs. Department of Financial Services and Financial Services Commission, Office of Insurance Regulation; Case No.: 07-3705RP; Rule Nos.: 69O-125.005, 69O-125.006

Attorneys' Title Insurance Fund, Inc. vs. Financial Services Commission, Office of Insurance Regulation; Case No.: 07-3631RP; Rule No.: 69O-186.003(1)(c)

A. Duda and Sons, Inc. vs. St. John's River Water Management District; Case No.: 07-3545RU

United Automobile Insurance Company vs. Department of Health, Division of Medical Quality Assurance, Board of Chiropractic Medicine; Case No.: 07-3621RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

La Quinta Motor Inns, Inc. vs. Department of Transportation; Case No.: 07-2572RX; Rule No.: 14-85.004(11)(e), (3); Dismissal/Withdrawal

Florida Fine Wine and Spirits, LLC, d/b/a/ Total Wine and More vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, and ABC Liquors, Inc. d/b/a ABC Wine and Spirits (Intervenors); Case No.: 07-1857RX; Rule No.: 61A-1.010; Invalid

Florida Alliance for Construction Education, Inc., Lawrence E. Bennett, P.E., and AI Engineering, Inc. vs. Department of Business and Professional Regulation, Board of Professional Engineers; Case No.: 07-0643RP; Rule No.: 61G15-31.010; Withdrawn

Aluminum Association of Florida, Inc. and Robert Monsour, P.E. vs. Department of Business and Professional Regulation, Board of Professional Engineers; Case No.: 07-1872RP; Rule No.: 61G15-31.010; Withdrawn

Jeffrey P. Hilowitz, O.D. vs. Board of Optometry; Case No.: 07-2915RX; Rule No.: 64B13-4.001; Voluntarily Dimissed

Florida Hospital Association, Inc. vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 07-0978RP; Rule No.: 69L-7.501; Voluntarily Dimissed

HCA Health Services of Florida, Inc., d/b/a/ St. Lucie Medical Center, and Miami Beach Healthcare Group, LTD., d/b/a Aventura Hospital and Medical Center vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 07-0979RP; Rule No.: 69L-7.501; Voluntarily Dimissed

Frank Scarlata, As Parent, Legal Guardian and Next Friend of Michele Scarlata, A Minor, and Gregory Scarlata, A Minor; Laurie Nickels; Joseph Nickels; Anthony Morris; Anthony