

A copy of the agenda may be obtained by contacting: Georgie Barrett at 1(800)562-4496, ext. 111 or gbarrett@fslso.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 5 days before the workshop/meeting by contacting: Jessica Brown at 1(800)562-4496, ext. 101 or jbrown@fslso.com. 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).

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that The Criminal Justice Standards and Training Commission has declined to rule on the petition for declaratory statement filed by Paul Salone on April 11, 2011. The following is a summary of the agency's declination of the petition:

The Notice of Petition for Declaratory Statement was published in the Florida Administrative Weekly, Vol. 37, No. 16, on April 22, 2011. The Petition sought the Commission's interpretation of Rule 11B-27.007, F.A.C., and Section 943.13(4), F.S., and asks if the bar to criminal justice professional certification presented by a felony conviction can be overcome by a judicially issued Certificate of Relief from Disabilities issued by a court in New York. The Commission considered the petition at its regularly scheduled business agenda meeting held in Ocala, Florida, on May 19, 2011. The Commission's order, filed May 19, 2011, denied the requested interpretation of Rule 11B-27.007, F.A.C., and Section 943.13(4), F.S., by the Petitioner. The Petitioner sought to have the Commission interpret Rule 11B-26.007, F.A.C., and Section 943.13(4), F.S., in such a way as to make his New York felony conviction for Criminal Sale of Controlled Substance no longer a disqualification for certification as a criminal justice professional in Florida. Petitioner urged that the judicially rendered New York Certificate of Relief from Disabilities operates in the same manner as an executive full pardon in Florida. In Florida, only an executive full pardon will permit a candidate with a felony conviction to potentially become a certified officer. The Commission found that Florida case law is clear. Only an executive full pardon will serve to permit a convicted felon to be considered for a criminal justice professional certification. The Commission found that the judicial Certificate of Relief from Disabilities issued by the New York court in Petitioner's case is not the equivalent of an executive full pardon issued by the Governor of Florida because the Certificate of Relief from Disabilities is not a

pardon. The Certificate of Relief from Disabilities cannot overcome the bar to certification faced by the Petitioner in both Rule 11B-27.007, F.A.C. and Section 943.13(4), F.S.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an order disposing of the petition for declaratory statement filed by Emerald Lake, SPE, LLC, Park Owner, In Re: Emerald Lake Mobile Home Community, Docket No. 2010050399 on October 6, 2010. The following is a summary of the agency's disposition of the petition:

The Division finds that Emerald Lake, SPE may not require the purchaser of an existing home in the community to enter into a new rental agreement with it under the P3 prospectus, under Section 723.059(3), Florida Statutes, and must include the disclosure required by the Division to be included in the lifetime rental agreement amended into the P1, PA and P2 prospectus, and the language required to be included in the P3 prospectus, which are consistent with Section 723.059(3), Florida Statutes.

A copy of the Order Disposing 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 32399-2217.

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 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 Thomas Kopf, Unit Owner, In re: Lauderdale Tennis Club, Inc., Docket No. 2011020393, on April 18, 2011. The following is a summary of the agency's declination of the petition:

The Division declined to issue a declaratory statement because the division may not issue a statement without competent substantial evidence, including a complete, current set of governing documents upon which to base its decision; or because it cannot issue a statement when it would affect the rights of third parties who are not parties to this proceeding.

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 32399-2217.

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.

DEPARTMENT OF HEALTH

The Board of Optometry hereby gives notice that on May 19, 2011, it received a Petition for Declaratory Statement filed by Steven M. Sobel, O.D., seeking the Board’s interpretation of Rule 64B13-3.012, F.A.C., and whether a pd or interpupillary distance is required to be written on a spectacle prescription. The Board will address this petition at its next meeting on July 20, 2011.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3252.

**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

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the School Board of Pinellas County, Florida 301 – Fourth Street S.W., Largo, Florida 33770-3536 until 4:00 p.m. local time, on 6/21/11 for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the scope listed below.

SEALED BID NO.: 11-968-308

BID TITLE: Resurfacing, Resealing & Restriping

DUE DATE/TIME: June 21, 2011 @ 4:00 p.m. E.T.

SCOPE OF PROJECT: The purpose of this bid is to select a qualified “Paving Contractor” to provide all labor, materials, equipment and supervision necessary to perform Resurfacing, Resealing and Restriping services including but not limited to the following work at various facilities, county wide per specifications:

Resurfacing existing asphalt, Sealing or resealing existing areas, Striping or restriping existing areas

Demolition and repair of existing areas. All work shall be done by the bidding entity. The successful bidder shall not subcontract to others for work or services performed during the term of this contract unless prior, written authorization from the Maintenance Department has been obtained. When the services of a sub-contractor(s) are required due to time constraints and/or workload generated by the District, prior approval of that subcontractor must be obtained from the Maintenance Department. If the use of a subcontractor is approved, it shall be the sole responsibility of the Contractor to regulate and guarantee work. The contractor is also responsible to pay subcontractors’ expenses at no cost to the district.

PRE-BID CONFERENCE: A pre-bid conference will be held in the Royal Palm Room at the Walter Pownall Service Center, located at 11111 S. Belcher Road, Largo, Florida 33773 on June 8, 2011 at 10:00 a.m. (Sign in at front desk then you will be escorted to the conference room for the “official bid sign-in”. Attendance at this pre-bid conference is **MANDATORY** in order for all potential bidders to receive the