

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that Construction Industry Licensing has issued an order disposing of the petition for declaratory statement filed by Pete Quintela, City of Miami Beach Building Department on February 21, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 10, of the March 9, 2012, Florida Administrative Weekly. The Petitioner was seeking the Board to interpret Section 489.105(3)(g), Florida Statutes, and whether it is in the scope of a Class B air conditioning contractor to replace or repair a broken shut-off valve feeding a water cooled 2 ton unit which is connected to the riser of a 500 ton water cooling tower. The Board considered the Petition at a duly-noticed public meeting held on March 16, 2012. The Board's Order, filed on April 20, 2012, denies the Petition for Declaratory Statement. Petitioner did demonstrate he is substantially affected, as required by Section 120.565, Florida Statutes. The petition did not contain sufficient information for the Board to provide a Declaratory Statement.

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

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

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Ista North America, Inc on January 10, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 5, of the February 3, 2012, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on March 16, 2012. The Petitioner requested the Board's interpretation of Section 489.105(3), Florida Statutes, and whether a contractor's license is required for installation of utility sub-meters. The Board's Order, filed on April 20, 2012, grants the Petition for Declaratory Statement. Pursuant to Section 489.105, Florida Statutes, a general contractor's license will satisfy the requirements for providing all of the proposed services in the petition, but the statement does not address the requirements for electrical contracting.

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

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

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Pool & Kent Company of Florida, Inc., on February 7, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 8, of the February 24, 2012, Florida Administrative Weekly. The petition seeks the Board's interpretation of Sections 489.105(3)(a),(i),(m) and (n), 489.113(3), F.S., and Rule 61G4-12.011, F.A.C., and whether a mechanical contractor's license is required to perform the mechanical work on wastewater treatment facility projects, or whether the mechanical work on such projects may be self-performed by general contractors, even if they do not also possess a mechanical contractor's license. The Board considered the Petition at a duly-noticed public meeting held on March 16, 2012. The Board's Order, filed on April 20, 2012, denies the Petition for Declaratory Statement. Petitioner is not substantially affected, as required by Section 120.565, Florida Statutes, as Petitioner possesses the necessary license. The Petition appears to refer to the conduct of another, contrary to Rule 28-105.001, Florida Administrative Code.

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

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

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from the Broward County Board of Rules and Appeals. The petition seeks the agency's opinion as to the applicability of Section 105.1, Florida Building Code, as it applies to the petitioner.

The petitioner asks if a permit must be obtained from the local building official in order to repair or remodel a mobile home.

A copy 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.

Please refer all comments to: Mo Madani, Codes and Standards Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from Arnoldo A. Artiles, P.E., of Kimley-Horn and Associates, Inc. The petition seeks the agency's opinion as to the applicability of Sections 1603 and 1604, Florida Building Code, Building (2010) as it applies to the petitioner.

The petitioner requests clarification regarding the applicable risk category to be used in the structural design of telecommunication equipment located on an elevated platform. A copy 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.

Please refer all comments to: Mo Madani, Codes and Standards Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN that Department of Financial Services has received the petition for declaratory statement from Campbell Property Management Corporation on April 17, 2012. The petition seeks the agency's opinion as to the applicability of provisions of the Unfair Insurance Trade Practices Act, specifically, Section 626.9541(1)(h), Florida Statutes, as it applies to the petitioner.

The petition seeks the agency's opinion as to whether the provisions of the Unfair Insurance Trade Practices Act, specifically, Section 626.9541(1)(h), Florida Statutes, or any other provision of Chapter 626, Florida Statutes (or rules promulgated thereunder) prohibit its proposal to enter into agreements with insurance agencies whereby the agencies would pay an annual referral fee to the Petitioner for referral of Petitioner's clients to the agencies for purposes of providing an insurance premium quote.

A copy of the Petition for Declaratory Statement may be obtained by contacting: R. Terry Butler, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, FL 32399-0333, (850)413-4269.

**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 TO CONSTRUCTION MANAGERS:**

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UF-380, School of Business Building (Gainesville, FL)

The project consists of the construction of a new 52,000 gross square foot classroom building for the Warrington College of Business Administration to support its undergraduate programs, plus site development and utilities infrastructure.