

DEPARTMENT OF INSURANCE

NOTICE IS HEREBY GIVEN that the Department of Insurance has received a petition for a declaratory statement from Sunrise Opportunities, Inc. The petition seeks the agency’s opinion as to the applicability of Rule Chapter 4A-38, Florida Administrative Code, as it applies to the petitioner.

A copy of the petition may be obtained by contacting: Lisa S. Santucci, Esquire, Division of Legal Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0333, Telephone (850)413-4126.

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 issued a declaratory statement in In Re: Petition for Declaratory Statement, HISCO, Inc. and Essex Park Villas Condominium Association, Inc., Petitioners; Docket Number CD1999156.

The declaratory statement provided, in summary, that HISCO, Inc., may not vote its units the same as every other unit owner, but must comply with the requirements of Rule 61B-23.003(7)(f), Florida Administrative Code, that so long as it is not offering units for sale within the meaning of Rule 15.007, Florida Administrative Code, it may not vote for a majority of the members of the board of administration. In addition, the Division declares that HISCO’s appointment of two members to the board of directors does not violate Chapter 718, Florida Statutes, or the administrative rules promulgated thereunder. Further, the Division declares that the association’s failure to timely mail the second notice of election, its representation that nominations could be made from the floor and its failure to provide inner and outer envelopes for use in the 1999 election do not render the election null and void under the Division’s statutes, rules or orders.

A copy of the declaratory statement may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

NOTICE IS HEREBY GIVEN, pursuant to Section 120.565, Florida Statutes, that the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation (Division), has received and will consider the Petition for Declaratory Statement in the Matter of the Florida Horsemen’s Benevolent and Protective Association, Inc., Petitioner. The Petitioner seeks the Division’s interpretation of Section 550.3551(6)(a), Florida Statutes, to determine how a horsemen’s group is “the horsemen’s group representing the

majority of thoroughbred race horse owners and trainers in this state” within the meaning of Section 550.3551(6)(a), Florida Statutes.

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Raymond Gabb, M.D., Yolanda C. Hernandez, M.D., Eduardo Infante, M.D. and James Yelton, M.D. The Petitioners seek the Board’s interpretation of the application of Section 458.331, F.S., to the circumstances outlined in the petition. Specifically, the Petitioners are in doubt whether they could be disciplined by the Board pursuant to 458.331(1)(g), (t) or (w), F.S., by complying with a shared treatment responsibility model adopted by their employer, the Department of Children and Family Services.

The Board will consider this petition at 2:00 p.m., or as soon thereafter as can be heard, February 5, 2000, at its meeting at the Marriott Hotel, 4670 Salisbury Road, Jacksonville, Florida 32256.

Copies of the petition may be obtained by writing: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN that the Board of Psychology issued a declaratory statement on December 22, 1999, in response to the Petition for Declaratory Statement received from Antonia Hawkins on November 1, 1999. The Final Order was given the number DOH-99-1568-DS-MQA.

Petitioner requested the declaratory statement with regards to whether the word “state” in Rule 64B19-11.005(1)(d), FAC. is restricted to the Continental United States, or if it, in fact, authorizes post-doctoral supervision in the Cayman Islands by a supervising psychologist licensed in both Canada and in the Cayman Islands. The Board determined “state” does not mean “place,” but means “state within the jurisdiction of the United States.”

A copy of the Petition and Order may be obtained by writing: Kaye Howerton, Board of Psychology, Department of Health, 2020 Capital Circle, S. E., Bin #05, Tallahassee, Florida 32399-3255.

**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:

Day Cruise Association, Inc. vs. State of Florida, Board of Trustees of the Internal Improvement Trust Fund; Rule No.: 18-21.004; Case No.: 99-5303RP

GTE Florida, Incorporated vs. Florida Public Service Commission; Rule Nos.: 25-4.300, 25-4.301, 25-4.302; Case No.: 99-5368RP

Bellsouth Telecommunications, Inc. vs. Florida Public Service Commission; Rule Nos.: 25-4.300, 25-4.301, 25-4.302; Case No.: 99-5369RP

Florida Medical Association, Florida Osteopathic Medical Association, Florida Academy of Family Physicians, Florida Chapter American College of Physicians, American Society of Internal Medicine, Florida Chapter of the American College of Surgeons, Florida Surgical Society, Florida Psychiatric Society, Florida Academy of Pain Medicine, Florida Society of Anesthesiologists, Florida Society of Ophthalmology, Florida OB/GYN Society, Florida College of Emergency Physicians vs. Department of Health, Florida Board of Nursing; Rule No.: 64B9-4.009; Case No.: 99-5337RP

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

Florida Medical Association vs. Department of Health, Board of Podiatric Medicine; Rule No.: 64B18-23.001(1); Case No.: 99-4167RP; Invalid

**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 PROFESSIONAL CONSULTANTS

The University of Central Florida announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project No. BR-497

Project and Location: Intercollegiate Athletic Complex, University of Central Florida, Orlando, Florida 32816-3020.

The project consists of the design and construction of a new Athletic facility that contains approximately 14,270 sq. ft. of gymnasium/services and 18,804 sq. ft. for Offices. The new athletic complex will provide space for the Athletic department, coaches, recruiting activities, boosters and game preparation. In addition, student athletes training space, equipment repairs and storage will be part of this facility. The use of tilt wall construction is preferred for speed and feasibility of construction. The intercollegiate Athletic Complex will be located on the University of Central Florida campus near the Track & Field, off North Orion Blvd. and Gemini Blvd., East. The construction cost will be approximately \$4,765,380.00. This facility will be in the planning phase in the year 2000. The selected firm will provide design, construction documents and administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$250,000, and will be provided as a part of Basic Services.

INSTRUCTIONS: Firms desiring to apply for consideration must submit a letter of application.

The letter of application should have attached:

1. The most recent version of the Board of Regents "Professional Qualifications Supplement" dated 9/99, completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a