

A copy of the orders, Case No.: DC 99-71, 99-72, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rulemaking received from inmate Robert Edwards. Petitioner requested that the Department of Corrections amend Florida Administrative Code Rule 33-501.401(9)(d) (formerly 33-3.012(9)(d)) to allow inmates to possess eight books. His proposal would also exclude law books and self-study books from being counted toward the limit. The Department denied the petition, finding that the current rule advances a legitimate security and safety concern in not allowing inmates to accumulate excess property. The Department further noted that law books not in the law library collection are not counted toward the four-book limit and that a Notice of Rule Development that would add study-related textbooks to the list of books not counted toward the book limit was recently published.

A copy of the Order, Case No.: DC 99-73, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rulemaking received from inmate Mark Osterback. Petitioner requested that the Department of Corrections amend Florida Administrative Code Rule 33-601.105(2)(a) by replacing reference to a rating of "outstanding" with a reference to a rating of "above satisfactory." The Department denied the petition as moot, noting that the rule revision requested was already in progress.

A copy of the Order, Case No. DC 99-74, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

On January 12, 2000, the Department of Environmental Protection received a petition for declaratory statement from the St. Lucie River Legal Defense Fund, Inc. The petition is seeking a declaratory statement regarding permitting of the S-97 and the S-49 water control structures which regulate water flow into the C23 and C24 canals respectively.

A copy of the petition may be obtained by contacting: Jennifer L. Fitzwater, Office of General Counsel, 3900 Commonwealth Blvd., MS #35, Tallahassee, Florida 32399-3000, Telephone (850)488-9314.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

On September 9, 1999, the Florida Institute for Medicare Advocacy, Inc., petitioned for a Declaratory Statement pursuant to Section 120.565, F.S. On December 21, 1999, the Department issued its Final Order denying the petition for its failure to state with particularity Petitioner's set of circumstances as required by Section 120.565(2), F.S.

A copy of the Petition and a copy of the Final Order may be obtained by contacting: Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Room 204X, Tallahassee, FL 32399-0700.

**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:

NOTICE IS HEREBY GIVEN that the First District Court of Appeal has issued an opinion in the following case challenging the validity of a Department of Environmental Protection Rule: Anderson Columbia Company, Inc., and Panhandle Land & Timber Company, Inc., and Support Terminals Operating Partnership, L.P., and Commodores Point Terminal Corporation v. Board of Trustees of the Internal Improvement Trust Fund of the State of Florida; Case Numbers 98-3082, 98-03299; Rule Number 18-21.019. The opinion found the proposed rule to be invalid.

A copy of the Opinion may be obtained from: Suzanne B. Brantley, Senior Assistant General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE