

general population inmates to have unrestricted access to law libraries without the need for the inmates to first submit an Inmate Request seeking permission to use the facility.

The Department denied Inmate Newell's Petition to Initiate Rulemaking on the grounds that there was no need to define off-duty which was self-explanatory. The Department also determined that definition of "other areas specifically for this purpose" was unnecessary as it would not have the effect of according inmates unrestricted access to law libraries and an existing rule permits inmates to prepare legal documents in the law library.

Finally, the Department declined to adopt a provision allowing inmates unrestricted access to law libraries. An institution rule that requires an inmate to submit an Inmate Request prior to using the law library does not impinge upon an inmate's right of access to courts. Inmates do not have a constitutional right to free access to law libraries. Even where prison regulations do impinge upon an inmate's constitutional rights, they are nonetheless valid where they serve a legitimate penological interest. Requiring inmates to submit an Inmate Request permits an institution to maximize access to the law library, allows for priority use by inmates with court deadlines and permits scheduling of other inmates during non-work hours.

A copy of the Order may be obtained from: Giselle Lylen Rivera, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN, that the Florida Commission on Human Relations received a Petition for Declaratory Statement in the cases of Rudolph Seurattan v. The Sanctuary Golf Club, FCHR No. 2003817, and Shauna Gulnac v. The Sanctuary Golf Club, Inc., FCHR No. 2003797.

The Petitioner requests an interpretation as to:

1. Whether EEOC's Dismissal and Notice of Rights Form which is provided to individuals in discrimination claims constitutes a proper determination of no reasonable cause under Section 760.11(3), Florida Statutes and FCHR's Rule 60Y-5.004, Florida Administrative Code?
2. Whether notice of such a determination is required to be sent out by the Clerk of the FCHR as required by Section 760.11(3), Florida Statutes and FCHR's Rule 60Y-5.004?

A copy of the Petition for Declaratory Statement may be obtained by writing: Agency Clerk, Florida Commission on Human Relations, 325 John Knox Road, Building F, Suite 240, Tallahassee, FL 32303.

Please refer all comments to: Cecil Howard, Deputy General Counsel, FCHR, 325 John Knox Road, Building F, Suite 240, Tallahassee, FL 32303.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Board of Chiropractic Medicine has received a Petition for Declaratory Statement regarding Sections 460.4165(12) and 460.4166, Florida Statutes. The Petition was filed on March 14, 2001, by Stuart Goldberg, D.C. Petitioner requests a declaratory statement from the Board with regard to the legality of his on-site supervision of unlicensed (including uncertified and non-registered) assistants who perform various therapies on patients.

The Board will address this matter at its regularly scheduled board meeting, which will be held on June 1, 2001, at the Holiday Inn Select, 5750 T. G. Lee Boulevard, Orlando, Florida 32822.

A copy of the Petition for Declaratory Statement may be obtained by writing: Joe Baker, Jr., Board of Chiropractic Medicine, 4052 Bald Cypress Way, BIN #C07, Tallahassee, Florida 32399-1703.

**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:

Jesse Toca vs. Department of Management Services, Commission on Human Relations; Case No.: 01-1016RU

Jesse Toca vs. Hillsborough Area Rapid Transit Authority (Hartline); Case No.: 01-1017RU

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