

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS GIVEN THAT THE Agency for Health Care Administration has issued a final order AHCA Case No. 200205141, entitled In Re: Petition for Declaratory Statement of Adventist Health System/Sunbelt, Inc., d/b/a Florida Hospital. The final order was rendered on April 17, 2002 in response to the petition, which was noticed in the Florida Administrative Weekly, Vol. 27, No. 34 (August 24, 2001). The petition sought the Agency's opinion on the following question: Is surgery required to be reported under the "wrong-site surgical procedure" language of Section 395.0197(5)(b), Florida Statutes, when the surgical site is modified during surgery, not due to an error or mistake as to the site, or a misidentification or error in pre-surgical preparing of the patient, but due to the clinical indications that manifest or can be observed only after the surgery has begun. The Agency responded in the affirmative.

A copy of the petition and the final order may be obtained by writing: Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 3, Tallahassee, Florida 32308.

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 final order In Re: Petition for Declaratory Statement, Steven Krupnick, Unit Owner, Nine Island Avenue Condominium, Petitioner; Docket Number CD2002-017. The division denied the petition because this matter is the subject of litigation presently before the circuit court.

A copy of the final order 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 THAT the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a petition for declaratory statement In Re: Petition for Declaratory Statement, John J. Johnson, Unit Owner, Baywatch Condominium, Petitioner, on April 4, 2002.

The Petitioner requests an interpretation as to whether the association may prepare reviewed financial statements in accordance with Section 718.111(13)(a)(2), Florida Statutes, where the bylaws provide for the preparation of audited financial statements.

A copy of the Petition for Declaratory Statement, Docket Number CD2002-025, 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. Please refer all comments to Joseph Garwood, Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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