

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:

Calder Race Course, Inc. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 04-4463RP; Rule No.: 61D-6.008

Florida Chiropractic Association, Inc. and Marc H. Kalmanson d/b/a Holistic Healthcare Consultants, Inc. vs. Department of Health, Division of Medical Quality Assurance; Case No.: 04-4477RP; Rule No.: 64B-5.001

A. Alexander Jacoby, M.D. vs. Department of Health, Board of Medicine; Case No.: 04-4571RX; Rule No.: 64B8-8.001(1),(2)(b)

The Florida Insurance Council, Inc. vs. Department of Financial Services, Office of Insurance Regulation; Case No.: 04-4490RP; Rule Nos.: 69O-170.005-.007, 69O-170.013, 69O-170.0135, 69O-170.014, 69O-170.0141, 69O-170.0142, 69O-170.0155, 69O-175.001, 69O-175.003

Lake Pharmacy, Inc. d/b/a Lake Pharmacy vs. Agency for Health Care Administration; Case No.: 04-4460RU

Alina Fernandez vs. Agency for Workforce Innovation; Case Nos.: 04-4566RU, 04-4567RU, 04-4568RU

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

Calder Race Course, Inc., A Florida Corporation and Dania Jai Alai, A Division of the Aargon Group, Inc., A Florida Corporation vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 04-2950RX; Rule Nos.: 61D-11.001(8),(13), 61D-11.002(1), 61D-11.005(2),(9), 61D-11.027(1)(b),(e),(2)(a),(b); Invalid

City of Delray Beach vs. Department of Environmental Protection; Case No.: 03-0889RP; Rule No.: 62-40; Voluntarily Dismissed

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

CM ADVERTISEMENT
 Computer Center/Building 22
 BR-621

NOTICE TO CONSTRUCTION MANAGERS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Construction Management Services, will be required for the project listed below:

Project No. BR-621

Project and Location: Located on Florida Atlantic University's Boca Raton Campus, the Computer Center Expansion/Remodeling consists of the renovation of approximately 31,000 GSF facility plus renovation of approximately 18,000 GSF of existing Building 22. The total Construction Budget is approximately \$7.6 million.

The contract for Construction Management Services will consist of two phases. Phase one is pre-construction services, for which the Construction Manager will be paid a fixed fee. Phase one services include value engineering, constructability analysis, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 100% Construction Document phase. If the GMP is accepted, Phase two, the construction phase, will be implemented. In Phase two of the contract the Construction Manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for Phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement, may result in the termination of the Construction Manager's contract.