

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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 Re: Petition for Declaratory Statement, Molokai Villas Condominium Association, Inc., Petitioner; Docket Number 2006035317.

The Division declares that under Sections 718.111(11) and 718.115, Florida Statutes (2006), Molokai Villas Condominium Associations, Inc., which is required to insure the condominium property, which includes the buildings, under article 16 of the declaration and Section 718.111(11)(a), Florida Statutes (2006), may not pass on to the four unit owners who own units in the building destroyed by fire and hurricane costs of rebuilding the structure, notwithstanding provisions in the declaration shifting this cost and responsibility to these owners.

A copy of the Declaratory Statement, Docket Number 2006035317, may be obtained by writing to: 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, Theodore H. Wood, Unit Owner and Petitioner, Snug Harbor Lakes Condominium Association, Inc.; Docket No. 2006046932.

The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(2), Florida Statutes and subsection 61B-23.002(10), Florida Administrative Code, as it applies to the Petitioner.

Whether under Section 718.112(2)(2), Florida Statutes and subsection 61B-23.002(10), Florida Administrative Code, an association rule requiring unit owner to give the board twenty four (24) hour advance notice of their intent to tape record or videotape a meeting is reasonable.

A copy of the Petition for Declaratory Statement, Docket Number 2006046932 may be obtained by writing to: 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: Janis Sue Richardson, Chief 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT The Board of Medicine has received the petition for declaratory statement from Stephen E. Mitteldorf, M.D., on September 19, 2006. The petition seeks the agency's opinion as to the applicability of Section 458.331(1)(i), Florida Statutes, as it applies to the petitioner.

The Petitioner seeks the Board's interpretation of Section 458.331(1)(i), F.S., with regard to imposition of discipline upon physicians who enter into a marketing and referral relationship with the "Stop Smoking Program."

A copy of the Petition for Declaratory Statement may be obtained by contacting: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN THAT Board of Nursing has issued an order disposing of the petition for declaratory statement filed by Wanda Gibbons, RN on July 10, 2006. The following is a summary of the agency's disposition of the petition:

The Board of Nursing considered the Petition at its meeting held on August 10, 2006, in Jacksonville, Florida. The Board's Order, filed on August 29, 2006, dismissed the Petition for Declaratory Statement, finding that the petition is not in substantial compliance with the provisions of Section 120.565, Florida Statutes, and Rule 28-105, Florida Administrative Code.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of Legal Services, has received a Petition for Declaratory Statement filed September 13, 2006, from Jon Bond, Petitioner. The Petition requests an

interpretation of: 1) Sections 624.10, 624.11, 624.401, 624.402, 626.8805, 626.901, 626.918, 626.112(5), 626.7451, and 626.7455 Florida Statutes; 2) Consent Orders issued in Office of Insurance Regulation case 75751-04; 3) and a March 7, 2006 Notice of Denial issued to a certain license applicant. The Petitioner specifically asks the Division of Legal Services: 1) to confirm that the sale, administration, and underwriting of insurance to the Petitioner as described in his petition by the parties Petitioner identifies was unauthorized; 2) to confirm that the sale, administration, and underwriting of an unauthorized insurance policy to the Petitioner in Florida as described in his petition by the parties Petitioner identifies were criminal acts and insurance fraud as contemplated by the Florida Insurance Code; 3) to confirm that other acts of transacting insurance in Florida since 2003 to September 11, 2006, by the parties Petitioner identifies were unauthorized and unlawful and in violation of the Florida Insurance Code. A copy of the Petition may be obtained by request from: Michael T. Ruff, Senior Attorney, 200 East Gaines Street, Tallahassee, Florida 32399-0340.

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by the Coral Gables Fire Department, Fire Prevention Division. The Petition requests guidance regarding the extinguishment requirements for a high rise mixed occupancy condominium building. The Declaratory Statement finds that the Petitioner is a substantially affected person, and that Chapter 633, Florida Statutes, and rules promulgated pursuant thereto, require the building to be fully sprinklered throughout. The Declaratory Statement declines to make findings on the meaning of provisions in Chapter 718, Florida Statutes, over which it has no jurisdiction. A copy of the order may be obtained from: Lesley Mendelson, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0340, (850)413-3604, or you may fax your request to (850)922-1235. An unsigned by exact copy of the order is also available on the Division of State Fire Marshal website which may be accessed at: http://www.fldfs.com/SFM/sfmdeclaratory_summaries.htm.

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

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

INVITATION TO BID

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University
 Facilities Maintenance, Purchasing
 114F Mendenhall Building A
 Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number	FAC96-06
Purchasing Agent:	B. J. Lewis, Facilities
MANDATORY PRE BID:	October 17, 2006, 10:00 a.m.
LOCATION:	Foyer between Kuersteiner & Housewright Off of Copeland Street
Public Bid Opening:	November 1, 2006, at 2:00 p.m. FSU-Facilities Maintenance 116 Mendenhall Hall, Building A Tallahassee, Florida 32306-4150 Facilities Maintenance Purchasing