

If you are a person with a disability who needs accommodation in order to attend this meeting, please contact the Advocacy Center for Persons with Disabilities, Inc., 2728 Centerview Drive, Suite 102, Tallahassee, Florida 32301, (850)488-9071. If you are hearing and/or voice impaired, please call 1(800)346-4127.

A copy of the agenda may be obtained by contacting: Paige Morgan or Dawn Williams at (850)488-9071, ext. 218 or 219.

VISIT FLORIDA

The **Florida Commission on Tourism** announces a public meeting of the **VISIT FLORIDA**, Board of Directors and the Florida Commission on Tourism as follows:

PLACE: University Center Club, Tallahassee, FL, (850)644-8528

Meeting: Finance Committee

DATE AND TIME: Wednesday, March 12, 2008, 9:00 a.m. – 11:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will review quarterly budgets and financial statements.

Meeting: Audit Committee

DATE AND TIME: Wednesday, March 12, 2008, 11:00 a.m. – 12:00 Noon

Meeting: New Product Development Committee

DATE AND TIME: Wednesday, March 12, 2008, 9:00 a.m. – 11:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will review quarterly reports and old business.

Meeting: Partner Development Committee

DATE AND TIME: Wednesday, March 12, 2008, 1:00 p.m. – 3:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will discuss Partner recruitment and ongoing programs.

Meeting: Market Council Steering Committee

DATE AND TIME: Wednesday, March 12, 2008, 3:00 p.m. – 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will review marketing strategies and old business.

Meeting: VISIT FLORIDA Board of Directors Meeting

DATE AND TIME: Thursday, March 13, 2008, 9:00 a.m. – until adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will discuss committee reports, on-going and developing issues and other matters.

Meeting: Florida Commission on Tourism

DATE AND TIME: Thursday, March 13, 2008, Upon adjournment of the Board of Directors meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will ratify actions of the Board of Directors and discuss other matters as necessary.

For further information contact Susan Gale at VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, or at (850)488-5607, ext. 334.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Department of Community affairs, Florida Building Commission, has received the petition for declaratory statement from Karen Wallen Oliver on behalf of Wallen Service Corporation on January 8, 2008, regarding whether section 13-6071.ABC.1.1 of the Florida Building Code, Building Volume (2004 as amended 12/05, 12/06 and 12/07) requires the use of the ACCA Manual S guidelines when selecting the size of a residential cooling unit. It has been assigned the number DCA08-DEC-004.

A copy of the request may be obtained by writing to: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF REVENUE

NOTICE IS HEREBY GIVEN THAT the Department of Revenue has issued an order disposing of the petition for declaratory statement filed by Cox Radio, Inc. on July 24, 2007. The following is a summary of the agency’s disposition of the petition:

The Department of Revenue determined that transmission of radio or television signals through antennas on a broadcast transmission tower, as described in the five leases that were submitted with the Petition, are “communication services,” as defined in Section 202.11(2), F.S. The Department further concluded that the exception from sales tax in Section 212.031(1)(a)5., F.S., does not apply to the lease of space on a broadcast transmission tower, in an adjoining building or on other premises to place antennas, transmitters and related broadcasting equipment, as described in the five leases that were submitted with the Petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Nancy Purvis, Agency Clerk, Office of General Counsel, Post Office Box 6668, Tallahassee, Florida 32314-6668, (850)488-0712.

Please refer all comments to: Nancy Purvis, Agency Clerk at (850)488-0712.

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."

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN THAT the Florida Public Service Commission has received the petition for declaratory statement from the Town of Palm Beach, the Town of Jupiter Island and the Town of Jupiter Inlet Colony. The petition seeks the agency's opinion as to the applicability of Rule 25-6.115, Florida Administrative Code, as it applies to the petitioner.

Petitioners inquire as to their rights under Rule 25-6.115, Florida Administrative Code, when that rule is applied to their prospective plans to underground electrical distribution facilities within their corporate limits. Docket No. 080035-EU. A copy of the Petition for Declaratory Statement may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Construction Industry Licensing Board has received the petition for declaratory statement from Michael R. McCullough on behalf of Barry DeMay. The petition seeks the agency's opinion as to the applicability of Section 489.105(3)(n), Florida Statutes, (2006) as it applies to the petitioner.

Whether construction or installation of any vertical improvements, such as bulkheads, head walls, end walls and retaining walls which are integral components of a storm water and retention system for a new development pursuant to plans which have been designed by a duly licensed engineer are within the definition and scope of an underground utility and excavation contractors license, or if it is in fact separate and distinct from the underground utility and excavation contractor license.

A copy of the Petition for Declaratory Statement may be obtained by contacting: G. W. Harrell, Executive Director, Construction Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399.

Please refer all comments to: G. W. Harrell, Executive Director, Construction Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN THAT the Construction Industry Licensing Board has received the petition for declaratory statement from Mary Sneed, Esq., on behalf of Anthony C. Apfelbeck. The petition seeks the agency's opinion as to the applicability of Chapter 489 Part I Section 489.117, Florida Statutes, as it applies to the petitioner.

Whether the statutes prohibits a state registered contractor from contracting in a local jurisdiction if the municipality or county has not established local licensing requirements or has not entered into a reciprocity/interlocal agreement with the other licensing jurisdictions; does the issuance of a certificate of competency for registration purposes include a mandatory component that a municipality or county must establish or have access to via reciprocity/interlocal agreement, a local licensing board that exercises disciplinary control and oversight over registered contractors; and does the Department of Business and Professional Regulation/Construction Industry Licensing Board exercise disciplinary control and oversight over registered contractors where no local licensing boards exists.

A copy of the Petition for Declaratory Statement may be obtained by contacting: G. W. Harrell, Executive Director, Construction Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399.

Please refer all comments to: G. W. Harrell, Executive Director, Construction Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399.

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

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Edward Lazzarin, M.D., on February 17, 2008. The Petitioner seeks the Board's interpretation with regard to whether the Petitioner's proposed arrangement with regard to opening a physical therapy clinic as outlined in the Petition violates the Florida

Patient Self-Referral Act, as set forth in Section 456.053, F.S. The Board will consider this petition at its meeting scheduled for April 5, 2008, in West Palm Beach, Florida.

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

NOTICE IS HEREBY GIVEN THAT the Board of Nursing has received the petition for declaratory statement from Stanley Whittaker, ARNP. The petition seeks the agency’s opinion as to the applicability of Section 394.463 F.S., as it applies to the petitioner.

NOTICE OF CORRECTION The Board of Nursing gave notice in Vol. 33, No. 50 of the December 14, 2007 issue of the F.A.W., that it had received a Petition for Declaratory Statement filed on November 27, 2007 on behalf of Stanley Whittaker, ARNP. It was there erroneously stated that the petition would be considered by the Board Practice Committee at its meeting on February 6, 2008. The correct date for the meeting is February 13, 2008.

Please refer all comments to: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Insurance Regulation “OIR” has received the petition for declaratory statement from United Automobile Insurance Company. The petition seeks the agency’s opinion as to the applicability of Sections 627.736(4)(f), 627.736(6)(b), 627.736(11)(f), and 626.9521, F.S., as it applies to the petitioner.

The petition seeks an answer to the question whether OIR has “primary jurisdiction” to determine whether petitioner’s practices are unfair involving insurance and, if they are, whether it has “primary jurisdiction” to determine whether to impose Section 626.9521(2), F.S., fines against petitioner.

A copy of the Petition for Declaratory Statement may be obtained by contacting Mohammad Sherif at mohammad.sherif@fldfs.com.

Please refer all comments to Mohammad Sherif at mohammad.sherif@fldfs.com.

**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

NOTICE TO CONSTRUCTION MANAGERS:

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project No.: UAA-20

Project Name and Location: Lacrosse Facility, Gainesville, Florida.