

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The Orange County Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: April 10, 2008, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting Joe Wallace at (407)282-3944.

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."

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT the Agency for Health Care Administration has received the petition for declaratory statement from American Eldercare, Inc. The petition seeks the agency's opinion as to the applicability of Florida Statutes 215.422 as it applies to the petitioner.

The petition for declaratory statement is regarding Entitlement to Interest on Late Payments.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, MS 3, Tallahassee, Florida 32308.

Please refer all comments to: Richard Shoop.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Department of Business and Professional Regulation has received the petition for declaratory statement from Christina Harris Schwinn on behalf of Gulf Waters RV Homeowner's Association, Inc. The petition seeks the agency's opinion as to the applicability of Sections 475.01(1)(a), 513.01(10), and 475.011(5), F.S., as it applies to the petitioner.

Specifically, the petition asks the Department to opine as to whether the Association, by operating a rental program for its members and owners, is participating in activities set forth in Section 475.01(1)(a), F.S., which requires a license; whether

Section 513.01(10), F.S., which defines "recreational vehicle park," applies to the Association; whether the Association is exempt from coverage under Section 475, F.S.; and, whether the Association can rely on the exemption for an in-house manager set forth in Section 475.011(5), F.S., under the facts of their petition. The Department has assigned the petition case number 2007051633.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Sarah Wachman, Agency Clerk, Department of Business and Professional Regulation, 1940 N. Monroe, Tallahassee, FL 32399.

Please refer all comments to: April Dawn M. Skilling, Deputy General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN THAT the Department of Business and Professional Regulation has declined to rule on the petition for declaratory statement filed by the Gulf Waters RV Homeowner's Association, Inc. on March 12, 2008. The following is a summary of the agency's declination of the petition:

Denied because the petition sought statutory interpretation of the real estate practice act, Chapter 475, F.S., and should be properly addressed to the Florida Real Estate Commission, not the Department of Business and Professional Regulation. In addition, the Department is not governed by nor does it have authority to interpret Chapter 513, F.S., as requested in the petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Sarah Wachman, Agency Clerk, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL 32399.

Please refer all comments to: April Dawn M. Skilling, Deputy General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

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 declined to rule on the petition for declaratory statement filed by Terence Brennan, Petitioner, In Re: Third Bayshore Condominium Association, Inc., Docket Number: 2007066284 on December 10, 2007. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because of a factual dispute between the parties and because it would affect the substantial interests of persons who are not parties.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: the Division 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."

NOTICE IS HEREBY GIVEN THAT Department of Environmental Protection has received the petition for declaratory statement from Jacqueline Lane. The petition seeks the agency's opinion as to the applicability of Chapters 62-4 and 62-620, F.A.C., as it applies to the petitioner.

The petition seeks the entry of a declaratory statement invalidating International Paper Company's ("IPC") National Pollutant Discharge Elimination System permit for the operation of a pulp and paper mill in Cantonment, Florida. The petition also seeks the entry of a declaratory statement invalidating IPC's pending application for a NPDES permit for the above-referenced facility.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lisa Tucker, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399 or by calling (850)245-2279.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from American Promotional Events, Inc. d/b/a TNT Fireworks, Petitioner. The petition seeks the agency's opinion as to the applicability of Chapter 791, F.S., as it applies to the petitioner.

The Petition requests a declaratory statement relating to SB 1372 passed last year by the Florida Legislature, now part of Chapter 791, F.S., which created Consumer Fireworks Task Force charged to study issues concerning consumer fireworks and issue a report based upon its findings.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238, Fax (850)922-1235 or (850)488-0697 (please advise if you would

like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Scott Pridgen – Beach Brothers, LLC, Petitioner. The petition seeks the agency's opinion as to the applicability of Florida Fire Prevention Code – NFPA 13: 5-14.3.1.1 and 5-14.3.1.2 as it applies to the petitioner.

Strict adherence to provide dry system, if not needed, doubles cost of fire protection system and affects space allocation within the building.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238; Fax numbers (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT Office of Insurance Regulation has issued an order disposing of the petition for declaratory statement filed by United Auto Insurance Company on January 16, 2008. The following is a summary of the agency's disposition of the petition:

The petition for declaratory statement sought 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. Petitioner sought clarification as to whether OIR has "primary jurisdiction" to determine if petitioner's insurance practices are unfair involving insurance, as defined in the Florida Insurance Code. Additionally, if they are, petitioner also sought clarification regarding whether OIR has "primary jurisdiction" to impose Section 626.9521(2), F.S., fines against petitioner. On March 4, 2008 petitioner officially withdrew its petition for declaratory statement. OIR received petitioner's withdrawal letter prior to issuance of a statement either dismissing or addressing the petition.

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

NOTICE IS HEREBY GIVEN THAT Office of Financial Regulation has received the petition for declaratory statement from Jerry L. Johnson. The petition seeks the agency's opinion as to the applicability of as it applies to the petitioner.

OFFICE OF FINANCIAL REGULATION NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation issued an order on March 4, 2008, that disposes of the petition

for declaratory statement that was filed on October 16, 2007, by Jerry L. Johnson, an individual from Titusville, Florida. The petition sought the agency's opinion as to whether the Securities and Investor Protection Act (Chapter 517, Florida Statutes) requires Johnson's registration for the sale of viaticated policies exclusively to accredited investors in the State of Florida. The Office determined that, under the facts presented, Johnson would be entitled to claim exemption from registration under Chapter 517, Florida Statutes, so long as the viatical settlement investments he sells are exclusively to accredited investors as defined in Rule 501(a) of Regulation D of the Securities Act of 1933.

A copy of the order may be obtained from: Jennifer Hrdlicka, Assistant General Counsel, Office of Financial Regulation, Office of General Counsel, Fletcher Building, Suite 526, 200 East Gaines Street, Tallahassee, Florida 32399-0379.

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:

Retail Beverage Council of the Florida Retail Federation: Wine and Spirits Distributors of Florida, Inc.; and Beer Industry of Florida, Inc. vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 08-0993RP; Rule Nos.: 61A-1.010, 61A-1.0108, 61A-1.0109

Florida Beer Wholesalers Association, Inc. vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 08-1010RP; Rule Nos.: 61A-1.010, 61A-1.0109, 61A-1.0101, 61A-1.0102, 61A-1.0103, 61A-1.0104, 61A-1.0106, 61A-1.0107, 61A-1.01013, 61A-1.01014, 61A-1.01015, 61A-1.01018, 61A-1.01024

Comcar Industries, Inc. vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 08-0894RX; Rule Nos.: 69L-5.105, 69L-5.106

Inemnity Insurance Company of North America vs. Department of Financial Services; Case No.: 08-1060RX; Rule No.: 69L-7.501

Hartman and Tyner, Inc., d/b/a/ Mardi Gras Gaming vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 08-0851RU

Moshe Leib, d/b/a Tblimo.com vs. Hillsborough County Public Transportation Commission; Case No.: 08-0855RU

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

FFVA Mutual vs. Department of Financial Services; Case No.: 08-0398RX; Rule No.: 69L-7.501; Dismissed

Holmes Regional Medical Center, Inc. (Intervenor), Technology Insurance Company vs. Department of Financial Services; Case No.: 08-0711RX; Rule No.: 69L-7.501; 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

Florida Atlantic University
 BT-650 FAU Stadium-Boca Raton Campus
 A/E ADVERTISEMENT

NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Architecture/Engineer, will be required for the project listed below:

Project No. BT- 650

Project and Location: Located on Florida Atlantic University's Boca Raton Campus, the Stadium design will consist of an expandable 30,000 seat facility. Amenities will include a club level, executive suites, a press level, ticket sales office, locker rooms, training rooms, public restrooms and concession areas. The project shall be handicap accessible. Total construction budget is approximately \$48,900,000. The selected firm will