

## Section VII

### Notices of Petitions and Dispositions Regarding Declaratory Statements

#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Home Rolled, Inc. Petitioner Case No. 2012-025974 on May 31, 2012. The petition seeks the agency's opinion as to the applicability of as it applies to the petitioner.

Petitioner, Home Rolled, Inc., intends to enter into an online business of importing and re-selling whole leaf tobacco, stem intact, to end consumers for processing and use. The petitioner request clarification regarding whether or not a tobacco product dealer permit is needed to operate the business, and whether the agricultural commodity it sells is subject to taxation under Chapters 210 and 569, Florida Statutes, Rules 61A-10.082 and 61-10.083, F.A.C.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Case Number 2012-025974 may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Michael Ross, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Michael V. James, In Re: Horizons at Stonebridge Village Condominium Association I, Inc., on June 6, 2012. The petition seeks the agency's opinion as to the applicability of none cited as it applies to the petitioner.

Whether a condominium unit owner in Horizons at Stonebridge Village Condominium Association I, Inc. may allow persons who have resided in the unit with him to continue to reside in the unit once he moves out under a power of attorney or other statutory or common law right?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from J. Ronald Blount, JRB Associates, Inc., filed on May 24, 2012. The petition seeks the agency's opinion as to the applicability of Section 489.105, Florida Statutes as it applies to the petitioner.

The Petitioner does not state in his request which statute the Petitioner seeks the Board to interpret. However, Petitioner appears to be requesting an interpretation of Section 489.105, Florida Statutes, and whether a license is required for "Program Management" in advising owners on the best way to secure and assist in monitoring the actual design or construction of their facilities.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that on June 11, 2012, the Board of Medicine issued a Final Order on the petition for declaratory statement filed by Timothy Hipp, M.D. The Notice of the Petition was published in Vol. 38, No. 10, of the March 9, 2012, issue of the Florida Administrative Weekly. The Board reviewed the Petition at its meeting held on April 14, 2012. The Board's Final Order finds that under the facts outlined in the Petition, the Petitioner may allow a physician assistant, working under his indirect supervision, to perform lapband adjustments in an outpatient clinical setting.

A copy of the Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

#### **DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN that the Department of Financial Services has received the petition for declaratory statement from Kelly M. Tindall and Tina L. Hoffmeister. The petition seeks the agency's opinion as to the applicability of Section 717.124(1)(c), F.S., as it applies to the petitioner.

The petition for a declaratory statement was received on June 6, 2012.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paul C. Stadler, Jr., Assistant General Counsel, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4247, telephone number: (850)413-3010.

**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 of Bid**

University of Florida Purchasing Services will receive sealed bids for the following Continuing Services Contract comprised of two (2) lots: ITB13MB-100, Lot 1 – Quick Response General Minor Projects for UF Main Campus in Gainesville and ITB13MB-100, Lot 2 – Quick Response General Minor Projects for UF St. Augustine campus. Individual project costs

are estimated at \$5,000 – \$200,000 per project. Scope of work: To simplify and expedite the execution of general construction projects under \$200,000 at the University of Florida Gainesville Campus (lot 1) and/or University of Florida St. Augustine Properties (lot 2). Non-Mandatory pre-bid meeting for Gainesville campus Lot 1 projects will be held July 18, 2012 at 1:30 p.m., at the Physical Plant Division, Main Street Building, Radio Road, Gainesville, FL. Non-Mandatory pre-bid meeting for St. Augustine Lot 2 projects will be held July 17, 2012 at 10:00 a.m. at the Government House, Bldg #3900 in St. Augustine. Questions should be directed to Mercedes Bongiovanni, mbongio@ufl.us or (352)392-1331, ext 210. For more information visit: www.purchasing.ufl.edu.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.us or (352)392-1331, within three (3) days of the event.

**Notice of Bid**

University of Florida Purchasing Services will receive sealed bids for the following comprised of two (2) lots: ITB13MB-101, Lot 1 – Quick Response Electrical Contractor Annual Contract, ITB13MB-102, Lot 1 – Quick Response Mechanical Contractor Annual Contract, and ITB13MB-103, Lot 1 – Quick Response Plumbing Contractor Annual Contract for UF Main Campus in Gainesville

ITB13MB-101, Lot 2 – Quick Response Electrical Contractor Annual Contract, ITB13MB-102, Lot 2 – Quick Response Mechanical Contractor Annual Contract, and ITB13MB-103, Lot 2 – Quick Response Plumbing Contractor Annual Contract for UF St. Augustine campus. Scope of work: To simplify and expedite the execution of small electrical, mechanical and plumbing projects under \$200,000 at the University of Florida Gainesville Campus (lot 1) and/or University of Florida St. Augustine Properties (lot 2). Non-Mandatory pre-bid meeting for Gainesville campus projects (lot 1) will be held July 18, 2012 at 3:30 p.m., at the Physical Plant Division, Main Street Building, Radio Road, Gainesville, FL. Non-Mandatory pre-bid meeting for St. Augustine projects (lot 2) will be held July 17, 2012, 10:00 a.m. at the Government House, Bldg., #3900, St. Augustine, FL. Questions should be directed to Mercedes Bongiovanni, moongio@ufl.edu or (352)392-1331, ext 210. For more information visit: www.purchasing.ufl.us.

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