

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 FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation has issued an order that disposes of the petition for declaratory statement that was received on August 1, 2006 and was previously noticed. The petition was filed, through counsel, by Your Money Access, LLC, and sought the Office's opinion as to whether Chapter 560, Florida Statutes, applied to a number of different product lines that were being offered by the company. The Office dismissed the Petition and declined to issue a declaratory statement.

A copy of the Final Order may be obtained by writing to: Agency Clerk, Office of Financial Regulation, Post Office Box 8050, Tallahassee, FL 32314-8050.

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:

Miriam Oliphant vs. Florida Elections Commission; Case No.: 06-2886RP; Rule No.: 2B-1.002

The Florida Insurance Council, Inc. and the National Association of Mutual Insurance Companies vs. Florida Commission on Hurricane Loss Projection Methodology; Case No.: 06-3872RP; Rule No.: 19-16.001

Fairpay Solutions, Inc. vs. Agency for Health Care Administration; Case No.: 06-3078RP; Rule Nos.: 59A-31.007 and 69L-7.602(5)(q)

Halifax Hospice, Inc., d/b/a Hospice of Volusia-Flagler vs. Agency for Health Care Administration; Case No.: 06-3514RX; Rule No.: 59C-1.018

Life Care Centers of America, Inc., of Tennessee vs. Agency for Health Care Administration; Case No.: 06-3022RP; Rule No.: 59C-1.021(3)

Manor Pines Convalescent Center, LLC vs. Agency for Health Care Administration; Case No.: 06-3489RX; Rule No.: 59G-6.010

Association of Florida Community Developers and Florida Home Builders Association (Intervenor) vs. Department of Environmental Protection and St. Johns River Water Management District; South Florida Water Management District; Florida Audubon Society, Inc., National Audubon Society; The Everglades Foundation, Inc.; and Conservancy of Southwest Florida, Inc. (Intervenors); Case No.: 04-0880RP; Rule Nos.: 62-40.410(3) and 62-40.474

Florida Power and Light Company vs. Department of Environmental Protection; Case No.: 06-2871RP; Rule No.: 62-296.470

Florida Psychiatric Society vs. Department of Health, Board of Medicine; Case No.: 06-2960RP; Rule No.: 64B8-9.015

Florida Medical Association vs. Department of Health, Board of Pharmacy; Case No.: 06-2899RP; Rule No.: 64B16-27.830

MIC Property and Casualty Insurance Corporation, Old United Casualty Company, Service Contract Industry Council and Florida Services Agreement Association vs. Office of Insurance Regulation and the Financial Services Commission; Case No.: 06-2835RP; Rule No.: 69O-137.013

National Crop Insurance Services, Inc.; Rural Community Insurance Company; Ace Property and Casualty Insurance Company; Agri General Insurance Company; State Farm Fire Insurance Company; Great American Insurance Company; Et Al. vs. Office of Insurance Regulation and the Financial Services Commission; Case No.: 06-2836RP; Rule No.: 69O-137.013

Jim Harris and Harris Eckland and Associates, Inc. vs. Department of Financial Services; Case No.: 06-3259RU

Florida Education Association, Teachers Association of Lee County, and Caren Pearson vs. Department of Education and the State Board of Education; Case No.: 06-3317RU

Capital Collateral Regional Counsel-Middle Region and John W. Jennings vs. Department of Financial Services; Case No.: 06-3537RU

Adam M. Harden vs. Department of Business and Professional Regulation, Construction Industry Licensing Board; Case No.: 06-3912RU

Florida Hometown Democracy, Inc. vs. Department of State; Case No.: 06-3968RU

Ronald Cirrincione vs. Department of Agriculture and Consumer Services; Case No.: 05-0145RU

Frank Baker vs. Department of Agriculture and Consumer Services; Case No.: 05-0947RU

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

An Unnamed Political Entity vs. Florida Elections Commission; Case No.: 06-0141RX; Rule Nos.: 2B-1.0025(3), (5), and (7) and 2B-1.0027(2); Dismissed

Broward County, City of Pompano Beach, City of Plantation, Miami-Dade County, City of Coral Springs, Town of Davie, City of Delray Beach, City of Fort Lauderdale, City of Boca Raton, John M. Haire, Patricia Haire, Laz Schneider, ET AL, and Brooks Tropicals (Intervenor) vs. Department of Agriculture and Consumer Services; Case No.: 01-4519RP; Rule No.: 5B-58.001(16); Dismissed

Susan Maddox vs. Department of Education; Case No. 05-0080RX; Rule No.: 6A-10.060; Dismissed

Shelia M. Anderson vs. Department of Revenue; Case No.: 05-4557RX; Rule Nos.: 12D-10.0044 and 12D-10.003(4); Dismissed

Shelia M. Anderson vs. Department of Revenue; Case No.: 05-4570RX; Rule Nos.: 12D-10.0044 and 12D-10.003(4); Dismissed

Whitley Bay Marina, LLC. vs. Department of Environmental Protection and The Board of Trustees of the Internal Improvement Trust Fund and City of Cocoa (Intervenor); Case Nos.: 05-1173RX, 05-1174RU, 05-2173RP; Rule Nos.: 18-21.003(23) and 18-21.011; Voluntarily Dismissed

Sierra Club vs. St. Johns River Water Management District; The Florida Homebuilders Association; St. Johns Riverkeeper, Inc. vs. St. Johns River Water Management District; The Florida Homebuilders Association; Case Nos.: 05-0814RX and 05-0858RX; Rule No.: 40C-4.091; Dismissed

Conservancy of Southwest Florida vs. South Florida Water Management District and Department of Transportation (Intervenor); Case No.: 03-4259RX; Rule No.: 40E-4.091; Voluntarily Dismissed

Planned Parenthood of Southwest and Central Florida vs. Agency for Health Care Administration; Case No.: 06-2342RP; Rule No.: 59A-9; Voluntarily Dismissed

Life Care Centers of America, Inc., of Tennessee vs. Agency for Health Care Administration; Case No.: 06-3022RP; Rule No.: 59C-1.021(3); Voluntarily Dismissed

Holmes Regional Medical Center, Inc., d/b/a/ Holmes Regional Medical Center vs. Agency for Health Care Administration and Wuesthoff Memorial Hospital, Inc., d/b/a Wuesthoff Medical Center-Rockledge (Intervenor); Case No.: 05-0145RX; Rule No.: 59C-1.038; Dismissed

Wolfsdorf and Raszynski, M.D., P.A.; Alberto Marante, M.D.; and Anwar M. Vardag, M.D. vs. Agency for Health Care Administration; Case No.: 05-0092RX; Rule No.: 59G-4.230; Dismissed

Bennett B. Richardson vs. Department of Management Services, Division of Retirement; Case No.: 06-0427RU; Dismissed

Bennett B. Richardson vs. Department of Management Services, Division of Retirement; Case No.: 06-1920RP; Rule No.: 60S-1.005(2); Dismissed

Washington County Kennel Club, Inc.; Hartman-Tyner, Inc.; Southwest Florida Enterprises, Inc.; and St. Petersburg Kennel Club, Inc. vs. Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering; Case No.: 06-0164RP; Rule No.: 61D-11.027; Dismissed

The Pool People, Inc. vs. Board of Professional Engineers; Case No.: 05-1637RU; Dismissed

Phillip James Hursh vs. Department of Business and Professional, Florida Board of Professional Engineers; Case No.: 05-2859RX; Rule Nos.: 61G15-21.009(1)(b), (3) and 61G15-20.0015(3); Dismissed

City of Tampa and Florida Home Builders Association (Intervenor) vs. Department of Environmental Protection and St. Johns River Water Management District; South Florida Water Management District; Florida Audubon Society, Inc.;

National Audubon Society; The Everglades Foundation, Inc.; and Conservancy of Southwest Florida, Inc. (Intervenors); Case No. 03-0420RP; Rule No.: 62-40; Voluntarily Dismissed

Association of Florida Community Developers and Florida Home Builders Association (Intervenor) vs. Department of Environmental Protection and St. Johns River Water Management District; South Florida Water Management District; Florida Audubon Society, Inc., National Audubon Society; The Everglades Foundation, Inc.; and Conservancy of Southwest Florida, Inc. (Intervenors); Case No.: 04-0880RP; Rule Nos.: 62-40.410(3) and 62-40.474, Dismissed

Southern Wood Piedmont Company vs. Department of Environmental Protection; Case No.: 06-0875RP; Rule No.: 62-730; Invalid

Gloria Austin and Jo Heslin vs. Florida Department of Environmental Protection and Lighthouse Walk, LLC (Intervenor); Case Nos.: 06-2003RX and 06-2004RX; Rule Nos.: 62B-33.005(3)(a) and 62B-41.002(19); Voluntarily Dismissed

Daniel George and Doris L. Wentz vs. Department of Environmental Protection; Case No.: 06-2309RX; Rule No.: 62B-33.008(10); Voluntarily Dismissed

Florida Professional Firefighters, Inc. vs. Department of Health; Case No.: 04-4064RX; Rule No. 64-2.010(4); Dismissed

Florida Academy of Cosmetic Surgery, Inc. vs. Department of Health, Board of Medicine; Case No.: 05-0402RX; Rule Nos.: 64B-9.0092(2)(f), 64B8-9.0092(4)(a), and 64B8-9.0092(4)(c); Dismissed

Florida Psychosocial Association vs. Department of Health, Board of Psychology; Case No.: 06-0426RP; Rule No.: 64B19-18.001, Dismissed

South Broward Hospital District, d/b/a/ Joe Dimaggio Children's Hospital vs. Department of Health; Case No.: 04-2864RP; Rule No.: 64C-1.003; Dismissed

Tamara Clark vs. Department of Children and Family Services; Case Nos.: 05-2104RP and 05-2105RP; Rule No.: 65A-1.203; Dismissed

Florida Coalition for Children, Inc. vs. Department of Children and Family Services; Case No.: 05-4379RP; Rule No.: 65C-31.001-.009; Voluntarily Dismissed

Nicole Barnes, Quotilus Maria Barnes, Sheena Cooper, Pearlca Renee Frank, Linda-Marie Pettus-Grund, Shandreka Harris, Victoria Broadwater Hendrieth, Crystal Hunter, Beckie Merritt, Chrystal Pettus, Heather Thompson, C. Walker, L. Walker and J. Williams vs. Department of Children and Family Services; Case No.: 05-4380RP; Rule No.: 65C-31.001-.009; Dismissed

Manning Building Supplies, Inc., vs. Department of Financial Services; Case No.: 05-0998RX; Rule No.: 69L-5.101(4), 69L-5.102(2)(b), 69L-5.102(3), 69L-5.103(3)(a), Dismissed

The Florida Insurance Council, Inc. vs. Department of Financial Services; Case No.: 05-3520RP; Rule No.: 69L-6.023; Voluntarily Dismissed

Florida Hospital Association, Inc. vs. Department of Financial Services, Division of Workers' Compensation and Zenith Insurance Company (Intervenor); Case No.: 05-1743RP; Rule No.: 69L-7.501; Dismissed

Florida Insurance Council and National Association of Mutual Insurance Companies vs. Financial Services Commission and Office of Insurance Regulation; Case No.: 06-1095RP; Rule No.: 69N-121.066; Voluntarily Dismissed

MIC Property and Casualty Insurance Corporation, Old United Casualty Company, Service Contract Industry Council and Florida Services Agreement Association vs. Office of Insurance Regulation and the Financial Services Commission; Case No.: 06-2835RP; Rule No.: 69O-137.013; Dismissed

The Florida Insurance Council, Inc. vs. Office of Insurance Regulation and The Financial Services Commission; Case No.: 05-2609RP; Rule Nos.: 69O-170.005-.007, 69O-170.013, 69O-170.0135, 69O-170.014, 69O-170.0141, 69O-170.0142, 69O-170.0143, 69O-170.0155, and 69O-175.003; Valid; Rule No.: 69O-170.013(2); Invalid

Attorneys' Title Insurance Fund, Inc., and Florida Land Title Association, Inc. vs. Financial Service Commission, and Office of Insurance Regulation, and First American Title Co. (Intervenor); Case No.: 05-2630RP; 69O-186.003(1)(c); Invalid

Frank M. Bafford vs. Florida Commission on Human Relations; Case No. 06-0332RU; Dismissed

Frank M. Bafford vs. Florida Commission on Human Relations; Case No. 06-0333RU; Dismissed

Frank M. Bafford vs. Florida Commission on Human Relations; Case No. 06-0334RU; Dismissed

Frank M. Bafford vs. Florida Commission on Human Relations; Case No. 06-0335RU; Dismissed

Aluminum Association of Florida, Pinellas Chapter, Inc.; Florida Alliance for Construction Education, Inc.; and Al Engineering, Inc. vs. Department of Business and Professional Regulation, Board of Professional Engineers; Case No.: 06-1886RU; Dismissed

Ronald Cirrincione vs. Department of Agriculture and Consumer Services; Case No.: 05-0145RU; Dismissed

Citrus Oaks Homeowners Association, Inc., and Joy Hutchison, as parent, legal guardian and next friend of Jamie Petrov, a minor and Krista Petrov, a minor vs. Orange County School Board; Case No.: 05-0160RU; Dismissed

Frank Baker vs. Department of Agriculture and Consumer Services; Case No.: 05-0947RU; Dismissed

Beckie Merritt, Linda Marie Pettus, and Chrystal Pettus vs. Department of Children and Family Services; Case No.: 05-2905RU; Dismissed

Progressive American Insurance Company vs. Financial Services Commission, Office of Insurance Regulation, Progressive American Insurance Company vs. Financial Services Commission, Office of Insurance Regulation; Case Nos.: 05-3137RU and 05-3138RU; Dismissed

St. John's Rehabilitation Hospital and Nursing Center, Inc., d/b/a/ St. John's Nursing Center vs. Agency for Health Care Administration; Case Nos. 04-3378RU and 04-3490RU; Dismissed

Golden Rule Insurance Company vs. Department of Financial Services, Office of Insurance Regulation; Case No.: 04-3634RU; Dismissed

Miguel Mora Rodriguez, by and through his best friend and guardian, Maria Melendez vs. Department of Health; Case No.: 04-4292RU; Dismissed

AIU Insurance Company, American Home Assurance Company, Birmingham Fire Insurance Company of Pennsylvania, Commerce and Industry Insurance Company, Granite State Insurance Company, ET AL. vs. Department of Financial Services, Office of Insurance Regulation; Case No.: 03-4486RU; 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

REQUEST FOR BID

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB07SV-134, HS 07170-39, Yulee Hall Fire Sprinkler System, estimated budget: \$400,000, to be opened December 7, 2006, at 2:00 p.m. (Local Time). Scope of work: Install NFPA 13 Fire Sprinkler and Standpipe System. Mandatory Pre-Bid Meeting will be held November 28, 2006, at 10:00 a.m., in the Yulee Hall Conference Room, corner of S. W. 13th Street and Inner Road, Gainesville, FL. Specifications and Plans are available in Purchasing and Disbursement Services, Elmore Hall, Radio Road, Gainesville, FL 32611. All questions and bid document requests should be directed to: Karen Olitsky, Purchasing and Disbursement Services, kolitsk@ufl.edu or (352)392-1331, ext. 224, www.purchasing.ufl.edu. AMERICANS WITH DISABILITY