

behalf of Florida Hospital Laboratory. The petition seeks the agency's opinion as to the applicability of subsection 64B3-5.002(1), F.A.C. as it applies to the petitioner.

The petition seeks the Board's interpretation of subsection 64B3-5.002(1), F.A.C., asking that in order to meet the educational requirements for supervisor, can the applicant's bachelors degree be of any major, i.e., Health Services Administration with the completion of additional science courses to meet the 24 hours of academic science required or does the bachelors degree have to be in an academic science that includes the 24 hours of academic science with 8 hours of biology and chemistry.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN THAT the Board of Pharmacy has issued an order disposing of the petition for declaratory statement filed by Gerald Letendre, on behalf of Sarasota Specialty Pharmacy and Wellness Center on May 27, 2009. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on June 26, 2009, Vol. 35, No. 25, of the Florida Administrative Weekly. Petitioner sought the Board's interpretation of Section 465.185(1), Florida Statutes, entitled "Rebates Prohibited; penalties" and whether a specific contract between pharmacies and a physician's office would violate Section 465.185 F.S. The Board of Pharmacy considered the Petition at its meeting held on August 12, 2009, in Orlando, Florida. The Board's Order filed on September 11, 2009, found that the Petitioner lacked standing to file the petition and the Petition for Declaratory Statement was dismissed.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Rebecca Poston, R.Ph., Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

The Board of Pharmacy hereby gives notice that on October 7, 2009, it received a Petition for Declaratory Statement filed by Nova Southeastern University. The petition seeks the Board's interpretation of subsections 64B8-9.012(4) and (6), Florida Administrative Code, concerning initial prescriptions, prescription refills, quantity restriction, and prescription transfers.

Copies of the petition may be obtained from: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3255.

NOTICE IS HEREBY GIVEN THAT the Board of Pharmacy has issued an order disposing of the petition for declaratory statement filed by Unique Pharmaceuticals on January 8, 2009. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on January 23, 2009, Vol. 35, No. 3, of the Florida Administrative Weekly. Petitioner sought the Board's interpretation of Rule 64B16-27.700, Florida Administrative Code, entitled "Definition of Compounding," concerning the practice of compounding. The Board of Pharmacy considered the Petition at its meeting held on February 11, 2009, Orlando, Florida. The Board's Order filed on March 5, 2009, found that because the petition failed to specify or describe Petitioner's specific or particular circumstances, the Board was unable to provide a response to the Declaratory Statement.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Rebecca Poston, R.Ph., Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation received a petition for declaratory statement on October 6, 2009, from Libby Lane, Executive Director of Tallahassee Lenders' Consortium. The petition seeks the Office's opinion as to the application of Sections 494.001(3) and 494.004(6), Florida Statutes, to the activities of Tallahassee Lenders' Consortium, a licensed mortgage brokerage business. The petition seeks a declaratory statement from the Office on (1) whether Petitioner's business activities require continued licensure as a mortgage brokerage business and (2) if so, whether changes in Petitioner's board membership require reapplication for licensure.

A copy of the petition for declaratory statement may be obtained by writing: Agency Clerk, Office of Financial Regulation, Fletcher Building, Suite #526, 200 E. 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:

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

UF-363 College of Engineering Renovations Design Build NOTICE TO DESIGN/BUILDER:

The University of Florida Board of Trustees announces that Design/Build services will be required for the project listed below:

Project: UF-363, College of Engineering Renovations (Gainesville, FL)

The project consists of the renovation of 4 – 5 buildings within the College of Engineering. These projects are estimated at 35,000 – 40,000 total square feet. The purpose of these renovations is to create more lab space, reduce energy consumption, upgrade space to latest code, and allow for more technologically advanced lab space. The scope may also include the renovation of temporary space as laboratories are renovated. The spaces are identified as follows:

Benton Hall (Building #0721) – approximately 5,200 square feet of offices and labs (10/90) including some circulation space.

Nuclear Science Building (Building #0634) – approximately 8,000 square feet of offices and labs (30/70) including restrooms, data closet, and circulation space.

Weil Hall (Building #0024) – approximately 14,800 square feet of offices and labs (50/50) including mechanical and electrical systems, server room, data closet, and circulation space.

Larsen Hall (Building #0722) – approximately 10,500 square feet of offices and labs (20/80) including restrooms, mechanical and electrical systems, data storage, and circulation space.

The total project budget is up to \$7.5 million, including fees, surveys and tests, total building commissioning (if any), furnishings and equipment, and contingencies. Construction shall be “fast tracked” to begin by January 2010. (Gold) LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory.

The contract for design/build services will consist of two parts. Part one services include design, construction administration, value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) proposal based on 60/100% Construction Documents, for which the design/builder will be paid a fixed fee.

If the GMP is accepted, part two, the construction phase, will be implemented. In part two of the contract, the design/builder becomes the single point of responsibility for completion of the construction documents, performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for part one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the design/builder’s contract.

Blanket design professional liability insurance will be required from the architect, mechanical, electrical, plumbing, fire protection and structural engineering subconsultants for this project in the amount of \$1,000,000 each, and will be provided as a part of Basic Services. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design and construction ability, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and the applicant or its architectural, landscape architectural, and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida.