

hearing will consist of a video presentation on the tentative work program by the department followed by a public testimony period. The public hearing is conducted pursuant to Section 339.135(4)(d), Florida Statutes, as amended. Department staff will be available at the two public hearing sites for informal discussion and assistance.

Written comments from all interested parties will be accepted by the department at the public hearing sites, through the webinar, or if received by November 15, 2011. Comments should be mailed to: District One Secretary, Florida Department of Transportation, Post Office Box 1249, Bartow, Florida 33831 or by e-mail: Jennifer Stults, Intermodal Systems Development Manager, jennifer.stults@dot.state.fl.us. The public hearing is developed in compliance with Title VI of the Civil Rights Act of 1964 and related statutes. Public participation is solicited without regard to race, color, religion, sex, age, national origin, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Cindy Clemmons, Public Information Director, Florida Department of Transportation, Bartow District Office at (863)519-2362 or Debbie Tower, Public Information Director, Florida Department of Transportation, Southwest Area Office, District One, (239)461-4300 at least seven (7) days prior to the hearing.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from Florida Prison Legal Journal. The petition seeks the agency's opinion as to the applicability of Department rules regarding impoundment of publications, notice to inmates and publishers of impoundment of publications, and the donation of stamps by inmates, particularly as it applies to the petitioner. Petitioner alleges that staff members at Mayo Correctional Institution have been improperly impounding the Florida Prison Legal Journal's publications, failing to send notices of impoundment, and disallowing inmates from donating stamps. Petitioner seeks an opinion as to whether such actions violated Department rules.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Janet Holmes, 501 S. Calhoun Street, Tallahassee, FL 32399.

Please refer all comments to: Kendra Jowers, 501 S. Calhoun Street, Tallahassee, Florida 32399.

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 Astor Post No. 9986 Veterans of Foreign Wars of the United States, Inc., for a Declaratory Statement, Docket Number DS 2011-072. The petition seeks the agency's opinion as to the applicability of Rule 61A-1.010 and subsection 61A-1.0104(3), F.A.C., as it applies to the petitioner.

The Petitioner requests a declaratory statement in regards to the term "industry members" as used in Rule 61A-1.010 and subsection 61A-1.0104(3), F.A.C. Specifically, Petitioner requests clarification as to whether the term "industry members" is narrowly tailored to encompass only those members of the alcoholic beverages industry, or applies generally to members of any industry.

A copy of the Petition for Declaratory Statement may be obtained by contacting: 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 Attorney, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on September 16, 2011, the Board of Pharmacy has received the petition for declaratory statement from Martin R. Dix, Esquire, on behalf of Florida Rx Solutions. The petition seeks the agency's opinion as to the applicability of Section 465.0265, Florida Statutes, and Rule 64B16-28.604, Florida Administrative Code, as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 465.0265, Florida Statutes, and Rule 64B16-28.604, Florida Administrative Code, concerning whether the arrangement described in the petition would comply with the centralized prescription statutory and rule requirements found in the aforementioned statute and rule.

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

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT on August 18, 2011, the Florida Department of Financial Services was noticed that the Michelson Insurance Group joins in the Petition for

Declaratory Statement filed with the Department on June 2, 2011, by the initial Petitioner Bogen Law Group. The petition seeks the Department’s opinion as to whether or not an attorney at law licensed in the state of Florida may lawfully enter into a referral agreement with a Florida licensed resident insurance agent wherein the attorney will be paid an annual flat fee by the insurance agent for any and all legal clients referred to the agent for the potential purchase of insurance policies. The petition represents that the amount of the referral agreement will not be dependent in any sense on whether or not the referred legal client actually purchases insurance from the agent. The petition asks the Department to agree that such a referral agreement will not constitute an unlawful rebate or unlawful inducement under Section 626.9541(1)(h), F.S.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Serica Johnson at (850)413-4216 or email: Serica.Johnson@myfloridacfo.com.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN that the Office of Insurance Regulation has received the petition for declaratory statement from CIGNA Health and Life Insurance Company, Connecticut General Life Insurance Company and CIGNA Healthcare of FL, Inc. The petition seeks the agency’s opinion as to the applicability of Sections 627.6575, 627.641, 641.31, F.S., as it applies to the petitioner.

Petitioners seek a declaratory statement regarding whether Sections 627.6575, 627.641 and 641.31, Florida Statutes, require Petitioner to provide coverage for a newborn when one of its insureds, certificate holders or subscribers has specifically requested that the newborn not be added to a CIGNA insurance policy or HMO.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Shannon Doheny, shannon.doheny@flair.com.

Please refer all comments to: shannon.doheny@flair.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

The University of Florida, Purchasing Services will receive sealed bids for the following: ITB12MB-116, Well Chiller Plant #1, Replace Chiller #3, estimated budget: \$1,155,000, to be opened November 1, 2011 at 2:00 p.m., 101 Elmore Hall, Radio Road, Gainesville, FL.

Scope of work: Replace existing centrifugal chiller, chilled water pump and associated piping. Upgrade existing electrical system including switchgear and SCADA system to accommodate new mechanical equipment. See bid documents at the website below.

Mandatory pre-bid meeting and site visit will be held: October 11, 2011, 2:00 p.m., in the PPD Main Street Facility, Radio Road, Gainesville, FL. Doors will be locked promptly at 2:00 p.m.

Questions should be directed to: Mercedes Bongiovanni, mbongio@ufl.edu or (352)392-1331, ext. 210. For more information visit: www.purchasing.ufl.edu.