

Home owners Association under fifty units require a licensed Community Association Management? Total of 258 units compromise the association managed. Present Managers position is out to bid not requiring a C.A.M. All Lease fees, operating expenses, controlling and disbursing funds, preparing budgets and financial documents, are his responsibility. Seems like the people living in these Community Associations interests are not going to be protected without State control.

Ronald Dinardo
Oct. 27, 1999

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 issued a declaratory statement in In Re: Petition for Declaratory Statement, Moon Bay Condominium Association, Inc., Petitioner; Docket Number CD1999132.

The declaratory statement provided, in summary, that the units in Moon Bay, A Condominium, that are rented more than three times in a calendar year for periods of less than 30 days or 1 calendar month, meet the definition of "public lodging establishment" and may be further classified as "resort condominiums" within the meaning of chapter 509, Florida Statutes. The declaratory statement further provided that such units are subject to the licensure requirements of Chapter 509, Florida Statutes, and the rules promulgated thereunder. In addition, the declaratory statement provided that on the facts presented, the Association need not obtain a license under Chapter 509, Florida Statutes, unless it owns units classified as "resort condominiums under section 509.242(1)(c), Florida Statutes. Finally, the declaratory statement held that Moon Bay, A Condominium, is a "residential condominium" as defined by section 718.103(22), Florida Statutes.

A copy of the declaratory statement may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Edward Romero, M.D. The Petitioner seeks the Board's interpretation of the application of section 455.654, F.S., to the circumstances outlined in the petition. Specifically, the Petitioner, who practices in a rural area, wishes to refer patients to a clinic to be operated by his wife which will perform tests using a lunar bone densitometer. He requests interpretation of the term "sole provider of designated health services."

The Board will consider this petition at 11:00 a.m., December 5, 1999, at its meeting at the Tampa Airport Marriott, Tampa International Airport, Tampa, Florida. Copies of the petition may be obtained by writing: Tanya Williams, Executive Director, Board of Medicine, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN that the Board of Psychology has received a Petition for Declaratory Statement of rule 64B19-11.005(1)(d), Florida Administrative Code, which was filed on November 1, 1999 by Antonia Hawkins. Petitioner requests a declaratory statement from the Board with regards to whether the word "state" in the above named rule is restricted to the Continental United States, or if it, in fact, assumes an identity of any "place" in the world whether another Country and/or Commonwealth outside the U.S.

The Board will address this matter at its regularly scheduled board meeting which will be held December 3, 1999, at the Hilton Miami Airport and Towers, 5101 Blue Lagoon Drive, Miami, Florida 33126.

A copy of the Petition for Declaratory Statement may be obtained by writing: Kaye Howerton, Board of Psychology, Department of Health, 2020 Capital Circle, S. E., Bin #05, Tallahassee, Florida 32399-3255.

**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