

(1) Whether Electric Cooperative, that distribute electricity and that are not a municipal or public utility must have an Electrical Contractor's License to install, service or remove load management equipment by Cooperative employee's, in residential homes. The equipment is 240 volts and hard wired to water heaters, pool pumps and air conditioners.

(2) Whether Electric Cooperative that distribute electricity and that are not a municipal or public utility must have an Electrical Contractor's license to market and have employee's of the cooperative install meter based, and main panel surge suppressors in and out of their service area. The surge suppressors are installed in residential and commercial applications. The meter sockets and panels are not owned by the Cooperative.

A copy of the petitions for Declaratory Statements may be obtained by writing: Anthony Spivey, Executive Director, Board of Electrical Contractors' Licensing, Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

#### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Board of Dentistry has received a Petition for Declaratory Statement, which was filed on December 12, 2000, by Alan S. Gassman, Esquire, on behalf of Michael J. DeVito, D.D.S. Petitioner seeks a declaratory statement from the Board which request that the Board interpret Rules 64B5-13.005(3)(i) and (3)(q), 64B17-17.003(1) and 64B5-17.013, Florida Administrative Code. The statutory and regulatory provisions on which this Declaratory Statement is sought are Sections 466.028(1)(h), 466.028(1)(kk) and 466.0285(1), Florida Statutes. More specifically, Petitioner requests that the Board issue a Declaratory Statement advising the Petitioner as to whether he could be subject to discipline for expanding his practice under the Orthodontic Practice Participation Agreement, facilitating payment of \$100,000 and furnishing of a new BMW Z-3 by the Practice Management Company to a new dentist under the Practice Management Agreement, and confirmation as to the legality of the present arrangement with the Practice Management Company and the applicable agreements with reference to the laws concerning corporate ownership, influence, prohibitions and payment of management fees by dental practices to practice management companies.

The Board will address this Petition at its regularly scheduled meeting which will be held on March 3, 2001, 9:00 a.m. or shortly thereafter, at The Hilton Jacksonville and Towers, 1201 Riverplace Boulevard, Jacksonville, Florida 32207.

A copy of the Petition for Declaratory Statement may be obtained by writing: William H. Buckhalt, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256.

The Board of Medicine hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed on behalf of David W. Shoemaker, M.D. The Board reviewed the petition at its meeting on October 8, 2000, in Orlando, Florida. The Board published a Notice of Receipt of Petition for Declaratory Statement on June 26, 2000, in Vol. 26, No. 26 of the Florida Administrative Weekly. The Board's Final Order, filed in this cause on December 21, 2000, finds that the contractual arrangement contemplated by the Petitioner is not prohibited by Section 456.053, Florida Statutes (2000).

The person to be contacted regarding the Declaratory Statement is: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-1753.

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of the Howard Tee, M.D. The Petitioner seeks the Board's interpretation of whether the management agreement described in the petition would result in violation of the fee-splitting prohibition set forth in Section 458.331(1)(i), Florida Statutes, or a violation of failure to perform a statutory obligation placed upon him, as set forth in Section 458.331(1)(g), Florida Statutes.

The Board will consider this petition at its meeting scheduled for February 3, 2001, 8:00 a.m., or as soon thereafter as can be heard, at the Wyndham Westshore, 4860 West Kennedy Boulevard, Tampa, Florida 33609.

Copies of the petition may be obtained by writing: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-1753.

### 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:**

Fred Goodman, d/b/a Eyes and Ears Investigative Services vs. Department of Banking and Finance; Case No.: 00-4920RU

Florida Health Care Association, Inc. vs. Agency for Health Care Administration; Case No.: 00-4754RP; Rule No.: 59A-4.165

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

Florida Health Care Association, Inc. vs. Agency for Health Care Administration; Case Nos.: 00-4754RP, 00-4760RP; Rule No.: 59A-4.165; Dismissed

Naples Community Hospital and Bethesda Healthcare System, Inc. vs. Agency for Health Care Administration; Case No.: 00-3922RP; Rule No.: 59C-1.005(6)(e); Voluntary Dismissal

**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**

**REGIONAL PLANNING COUNCILS**

**LEGAL NOTICE**

Sealed Proposals to conduct a Target Industry Study will be received by the Southwest Florida Regional Planning Council Purchasing Desk, 4980 Bayline Drive, Fourth Floor, North Fort Myers, Florida 33917 until 5:00 p.m. (local time), Friday, February 16, 2001. The Southwest Florida Regional Planning Council reserves the right to reject any or all proposals.

RFP #ED-01

**Target Industry Study**

The Target Industry Study will consist of a thorough evaluation of a three-county area to determine appropriate target industries. The review of the multi-county area will include, at a minimum, an assessment of the workforce; an evaluation of the existing business environment; an examination of the infrastructure; an analysis of the area's strengths and weaknesses as compared to areas of similar size and make-up; and a review of the demographics of the population. Based on this review, the study should identify potential target industries at the three and four digit SIC level for follow-up marketing activities and recommend strategies to improve the area's ability to attract new businesses and enable existing businesses to expand.

Invitation to Propose: The Southwest Florida Regional Planning Council hereby solicits offers for professional economic development analysis services.

Method for Receiving the Request for Proposals and Related Information: Requests for Proposals (RFPs) and information for submitting a proposal may be obtained from: Ms. Patti Armbruster, Purchasing Agent, Southwest Florida Regional Planning Council, 4980 Bayline Drive, North Fort Myers, Florida 33917, (941)656-7720. Materials will be sent by regular mail to the requestor within two business days. Materials will be sent by Federal Express or Certified Mail if requested, at the expense of the requestor.

**DEPARTMENT OF MANAGEMENT SERVICES**

**PUBLIC ANNOUNCEMENT FOR  
CONSTRUCTION MANAGEMENT SERVICES**

PROJECT NUMBER: DMA-20034000

PROJECT NAME: Joint Armed Forces Reserve Center

PROJECT LOCATION: St. Petersburg, Florida

The Department of Management Services, Division of Building Construction, requests qualifications from construction management firms to provide construction management services for this project. The construction budget for this project is up to \$35,000,000.00. Construction start date is August 2001.

Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria of the Division of Building Construction.

**INSTRUCTIONS**

Firms interested in being considered for this project must submit seven copies of their application with a table of contents and tabbed sections in the following order:

1. A letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, Form DBC5085.
3. Resumes of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.
6. References from prior clients received within the last five years.

RESPONSE DUE DATE: February 14, 2001, 2:00 p.m.