

an unincorporated, nonprofit association whose members are comprised of Brevard County, Florida, Charlotte County, Florida, Collier County, Florida, Lee County, Florida, Osceola County, Florida and Sarasota County, Florida.

A copy of the agenda may be obtained by contacting: Elizabeth Newberry, Florida Association of Counties, 100 South Monroe Street, Tallahassee, Florida 32301.

FLORIDA CLERKS OF COURT OPERATIONS CORPORATION

The Florida Clerks of Court Operations Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 1:00 p.m. (EST)

PLACE: Plaza C, Peabody Hotel, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget and other related issues.

A copy of the agenda may be obtained by contacting: www.flccoc.org or (850)386-2223.

FLORIDA ASSOCIATION OF COURT CLERKS

The Florida Local Government Investment Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2009, 10:30 a.m. – 12:00 Noon

PLACE: Peabody Orlando Hotel, 9801 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Trust Board/Investment Advisory Board Issues.

A copy of the agenda may be obtained by contacting: Michelle Kimbler at (850)577-4606.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The Florida Workers' Compensation Joint Underwriting Association, Inc., Audit Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 27, 2009, 1:00 p.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items will include the 2008 Financial Audit; Audit Committee Charter procedures checklist; update on federal tax matters; and 2009 Audit Committee meeting schedule.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the Florida Workers' Compensation Joint Underwriting Association, Inc. website: www.fwcjua.com.

The Florida Workers' Compensation Joint Underwriting Association, Inc., Investment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 27, 2009, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items will include approval of minutes; investment marketplace update; review of investment policy; compliance review of the current investment portfolio; review of policy and guidelines for the investment of assets and associated matters; investment manager's performance/selection; and 2009 Investment Committee meeting schedule.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the Florida Workers' Compensation Joint Underwriting Association, Inc. website: www.fwcjua.com.

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF REVENUE

NOTICE IS HEREBY GIVEN THAT the Florida Department of Revenue has issued an order disposing of the petition for declaratory statement filed by Four Star Homes, Inc., on June 10, 2008. The following is a summary of the agency's disposition of the petition:

The Department granted the petition and responded that when Petitioner brokers the sale of a mobile home, no sales tax is due on the separately stated charges or fees for the items described in the petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Nancy Purvis, Agency Clerk, Department of Revenue, Office of General Counsel, Post Office Box 6668, Tallahassee, FL 32314-6668, (850)488-0712.

Please refer all comments to: Tom Butscher, Assistant General Counsel, Department of Revenue at e-mail: butschet@dor.state.fl.us.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund 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 BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Karen Best, Petitioner/Unit Owner, In Re: The Preserve at the Savannahs Condominium Association, Inc., Docket No. 2009012097 on March 9, 2009. The petition seeks the agency's opinion as to the applicability of the declaration of condominium. as it applies to the petitioner.

Whether a director, officer or agent of a corporate owner is eligible to serve on the Preserve at the Savannahs Condominium Association, Inc. board under the declaration of condominium.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Leonardo Gomez, Petitioner, In Re: Galenus Complex Condominium Association, Inc., Docket No. 2009012251, on March 9, 2009. The petition seeks the agency's opinion as to the applicability of Section 718.301(1)(a), Florida Statutes, as it applies to the petitioner.

Whether the developer of Galenus Complex Condominium is required to turnover control of the association to the non-developer unit owners under Section 718.301(1)(a), Florida Statutes, where two units were conveyed as a gift to a family member of the president of the corporate developer.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Rick and Christine H. Irizarry, Petitioners/Unit Owners, In Re: Laguna Pointe Condominium Association, Inc., Docket No. 2009003292 on January 16, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division does not have authority over events that have already occurred; nor does it have authority to interpret and enforce ambiguous provisions in the governing documents; or where authority over disputes lies within the jurisdiction of the courts; or where there are owners who will be affected by the decision are not parties to the petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Rick and Christine H. Irizarry, Petitioners/Unit Owners, In Re: Laguna Pointe Condominium Association, Inc., Docket No. 2009006251 on February 3, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division does not have authority over events that have already occurred; nor does it have authority to interpret and enforce ambiguous provisions in the governing documents; or where authority over disputes lies within the jurisdiction of the courts; or where there are owners who will be affected by the decision are not parties to the petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Rick and Christine Irizarry, Petitioners/Unit Owners, In Re: Laguna Pointe Condominium Association, Inc., Docket No. 2009000291 on December 15, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division does not have authority over events that have already occurred; nor does it have authority to interpret and enforce ambiguous provisions in the governing documents; or where authority over disputes lies within the jurisdiction of the courts; or where there are owners who will be affected by the decision are not parties to the petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Peter Trapani, Petitioner/Unit Owner, In Re: Whitehall Condominiums of Pine Island Ridge II Association, Inc., Docket No. 2009012218 on March 6, 2009. The petition seeks the agency's opinion as to the applicability of Section 718.111(12)(c)1., Florida Statutes (2008). as it applies to the petitioner.

Whether the association may assess to the unit owner the cost of its attorney's time to review and redact attorney client privileged information from the attorney's invoices, which are association official records, under Section 718.111(12)(c)1., Florida Statutes (2008).

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Paul L. Wean, Esq., attorney for Wekiva Hunt Club Condominium Association, Inc., Docket No. 2009004481 on January 22, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Petitioner withdrew his Petition for Declaratory Statement.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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 HEALTH

NOTICE IS HEREBY GIVEN THAT on March 11, 2009, the Board of Medicine issued a Final Order on the petition for declaratory statement filed on behalf of Yvonne Smallwood Sherrer, M.D. The Notice of the Petition was published in Vol. 35, No. 3, of the January 23, 2009, Florida Administrative Weekly. The Board reviewed the Petition at its meeting held on February 7, 2009. The Board's Final Order finds that under the circumstances outlined in the Petition and given the range of duties medical assistants are permitted to perform under Section 458.3485(2), Florida Statutes, medical assistants may perform IV infusion therapy as long as it is performed under the direct supervision and responsibility of a Florida licensed physician that is always present in the office whenever a medical assistant is providing the therapy to a patient.

A copy of the Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN THAT the Department of Health, Division of Emergency Medical Operations, Bureau of Emergency Medical Services has issued an order disposing of the petition for declaratory statement filed by Florida Hospital Association on December 12, 2008. The following is a summary of the agency's disposition of the petition:

The petition was granted and the Final Order provides the answers to the four questions regarding the permissibility of various interfacility transfer scenarios as they apply to both resident and non-resident patients of a licensee possessing a COPCN: 1. Transfer between two counties by a licensee possessing a COPCN from only one of the counties if the other county does not prohibit such transfer or transport is permissible. 2. Transfer or transport by a licensee through, but not to or from, one or more counties is permissible. 3. Transfer or transport by a licensee as part of a coordinated response to a disaster or mass casualty incident is permissible under one of three circumstances: the transfer or transport is to or from a county for which the licensee has a COPCN; the particular permitted vehicle is rotary winged and there is an applicable Mutual Aid Agreement; or the incident generating the transfer or transport falls under Section 401.33(2), F.S. 4. Transfer or transport by a licensee under an agreement sanctioned by the governing bodies of the affected counties is permissible under one of three circumstances: the transfer or transport is to or from a county for which the licensee has a COPCN; the particular permitted vehicle is rotary winged; or the incident generating the transfer falls under Section 401.33(2), F.S.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lisa Walker, Government Analyst II, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399, Fax: (850)488-9408, Lisa_Walker2@doh.state.fl.us.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Cold Fire Law Enforcement Florida LLC., on or about March 3, 2009. The petition seeks the agency's opinion as to the applicability of Section 633.061, F.S. as it applies to the petitioner.

Cold Fire Law Enforcement of Florida LLC., does not install, inspect or repair any fire extinguishers. They only sell Cold Fire. Their product is designed to augment the systems already in use by the departments and does not replace them. It is simply another tool used by first responders that will aid them in gaining valuable time should the product be needed. Sumter County Fire Rescue interprets the State Statutes as Cold Fire Law Enforcement of Florida LLC needing a dealer's vendor license. Sumter County oversees many counties and is preventing Cold Fire Law Enforcement from moving forward at this time until they have clarification. Cold Fire Law Enforcement of Florida LLC does not maintain, repair, inspect or install any fire extinguishers. Their product is NFPA and UL approved and tested to be used as is.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238, Fax:

(850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from William Jolley on or about March 4, 2009. The petition seeks the agency's opinion as to the applicability of Florida Fire Prevention Code Section 31.3.4.3.5.1 and 4.6.12.2. as it applies to the petitioner.

The first section cited above refers to existing buildings 4 stories or less as not being required to have an alarm system monitored. The second section cited above states if it is monitored under new then it always has to be monitored. Once the building has its final CO, and when our inspectors go to perform an annual inspection, it is now an existing building. We are concerned that there is conflicting language in the code and are unsure of which way to go. Question 1. If existing apartment buildings 4 stories or less are not required to have the alarm system monitored, do we require new buildings to be monitored? And if so, when the next annual inspection is performed, is it now an existing building and no longer required to be monitored? Question 2. If existing apartment buildings 4 stories or less are not required to have the alarm system monitored, what if the apartments in question already have a system that is monitored? Is it OK to allow them to discontinue the monitoring?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238, Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Chief Anthony Roseberry on or about March 3, 2009. The petition seeks the agency's opinion as to the applicability of 2004 Editions of NFPA 96 14.7.6. and NFPA 96 14.3.3. as it applies to the petitioner.

14.7.6 – Is the suppression system required to be UL Listed for Class A Fuels? And 14.3.3 – Is the solid fuel cooking equipment required to have a separate exhaust system from other cooking appliances in the same area? Three Red Lobster Restaurants located at: 416 Commerce Center Dr., 8720 Baymeadows Road, and 13090 City Station Drive, Jacksonville, FL.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238, Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request: Lesley.Mendelson@myfloridacfo.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:

Armando Cesar Santana vs. Department of Financial Services; Case No.: 09-0829RX; Rule No.: 28-106.201

The Florida Insurance Council, Inc., and National Association of Mutual Insurance Companies vs. Financial Services Commission and Office of Insurance Regulation, Case No.: 09-1208RP; Rule No.: 69O-175.008(2)

Coventry First, LLC vs. Financial Services Commission and Office of Insurance Regulation; Case No.: 09-1019RU

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

Susan Valliere vs. Florida Elections Commission; Case No.: 08-6083RX; Rule No.: 2B-1.002; Voluntarily Dismissed

A. James Valliere vs. Florida Elections Commission; Case No.: 08-6133RX; Rule No.: 2B-1.002; Voluntarily Dismissed

Florida Chamber of Commerce, Inc.; Florida Land Council, Inc.; and Florida Farm Bureau Federation vs. Department of Community Affairs; Case No.: 09-0048RP; Rule Nos.: 9J-5.026, 9J-11.023; Dismissed

Florida Outdoor Advertising Association vs. Department of Transportation; Case No.: 08-4572RP; Rule No.: 14-10.0043; Voluntarily Dismissed

Van Wagner Communications, LLC, A New York Limited Liability Company vs. Department of Transportation; Case No.: 08-1811RP; Rule No.: 14-10.025; Dismissed

Fuel Miami, LLC vs. Department of Transportation; Case No.: 08-1824RP; Rule No.: 14-10.025; Dismissed

Trelles Pharmacy Management, Inc. vs. Agency for Health Care Administration; Case No.: 08-3820RX; Rule No.: 59G-4.250; Voluntarily Dismissed

FM Liquors, Inc. vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 08-5640RP; Rule No.: 61A-3.0535; Dismissed

Carrie Johnson, as Lawful Custodian and Next of Friend of Minor Child, Jevon Evens vs. Department of Children and Family Services; Case No.: 08-5227RP; Rule Nos.: 65A-1.900(2)(a), 65A-4.220; Voluntarily Dismissed

FM Liquors, Inc. vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 08-2623RU; Dismissed

City of Miami Beach vs. Department of Business and Professional Regulation, Division of Hotels and Restaurants; Case No.: 08-5188RU; Dismissed

Coventry First, LLC vs. Financial Services Commission and Office of Insurance Regulation; Case No.: 09-1019RU; Voluntarily Dismissed

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE