

For more information, you may contact: Kim Wilmes at (407)956- 5628.

The **Enterprise Florida, Legislative Policy Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: November 4, 2010, 4:00 p.m. (Central Time)

PLACE: Bay Point Marriott, 4200 Marriott Drive, Panama City Beach, FL 32408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will discuss on-going, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Michael Preston at (850)288-6630.

For more information, you may contact: Michael Preston at (850)288-6630.

The **Enterprise Florida**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: November 5, 2010, 8:30 a.m. (Central Time)

PLACE: Bay Point Marriott, 4200 Marriott Drive, Panama City Beach, FL 32408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will discuss on-going, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Rachel Benash at (407)956-5647.

For more information, you may contact: Rachel Benash at (407)956-5647.

FLORIDA INSURANCE GUARANTY ASSOCIATION

The Finance and Audit Committee of the **Florida Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 8, 2010, 2:30 p.m. (Eastern)

PLACE: Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet for presentations of RFP Investment Management finalists.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Cathy Irvin at (850)386-9200. If you are hearing or

speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **FWCJUA Producer Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 1, 2010, 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 shall include the agency authorization process, application submission process, and Operations Manual.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

AMERICAN GUARANTY FUND GROUP

The **American Guaranty Fund Group**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 8, 2010, 11:30 a.m. (Eastern)

PLACE: Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet regarding general business of the organization. The agenda will include but not limited to: Approval of Minutes, Financial Report and 2011 Budget.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Cathy Irvin at (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has received the petition for declaratory statement from St. Johns County Board of County Commissioners on August 27, 2010. It has been assigned the number DCA10-DEC-175. The petition seeks the agency's opinion as to the applicability of section 3109.4.2, Florida

Building Code, Construction Volume (2007, with 2009 supplement) as it applies to the petitioner, a building inspector, in the course of his duties. as it applies to the petitioner.

The petitioner asks if the exceptions provided in section 3109.4.2(8.) and (9.) allow the following to be located below the 100 year storm elevation in a single family structure located seaward of the Coastal Construction Line: General receptacle and lighting wiring; heated and air conditioned spaces; a bathroom, kitchen, and laundry room; and finished habitable rooms in general, if they are built with break-away or frangible wall design.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has received the petition for declaratory statement from Jeffrey C. Friant and Jeff Bedard on behalf of Sunesta Products, LLC, on September 10, 2010. It has been assigned the number DCA10-DEC-182. The petition seeks the agency's opinion as to the applicability of section 3105.4.1, Florida Building Code, Construction Volume (2007, with 2009 supplement) as it applies to the petitioner. as it applies to the petitioner.

The petitioner asks for clarification of how section 3105.4.1, which states: "Design of the framing members shall not be based on removal or repositioning of parts, or the whole, during periods of 75 mph wind velocity," applies to the petitioner's product. The petitioner manufactures retractable awnings.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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 David D. Eastman, Esq. on behalf of Emerald Lake, SPE d/b/a Emerald Lake, Docket No.: 2010050399 on October 6, 2010. The

petition seeks the agency's opinion as to the applicability of Section 723.059(3), Florida Statutes, as it applies to the petitioner.

Whether Emerald Lake, SPE, LLC, a mobile home park owner, may require the purchaser of an existing mobile home in the park to accept a new prospectus when entering into a lot rent agreement and whether it must include the disclosure language required by the agency under Section 723.059(3), Florida Statutes.

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 32399-2217.

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 Wayne Holt, Unit Owner/Petitioner, In re: Regency Towers Condominium Association, Inc., Docket No.: 2010049886 on October 4, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.113(2), Florida Statutes, as it applies to the petitioner.

Whether the Regency Towers Condominium Association, Inc.'s reconstruction of the common element clubhouse destroyed by a hurricane requires a unit owner vote under Section 718.113(2), Florida Statutes.

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 32399-2217.

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 Construction Industry Licensing Board has received the petition for declaratory statement from Devon B. Higginbotham. The petition seeks the agency's opinion as to the applicability of Section 489.105(3)(c), Florida Statutes, as it applies to the petitioner.

The Construction Industry Licensing Board hereby gives notice that on July 30, 2010, it received a Petition for Declaratory Statement filed by Devon B. Higginbotham. The

petition seeks the Board's interpretation of Section 489.105(3)(c), Florida Statutes, and whether the Petitioner is properly licensed, according to construction industry licensing requirements pursuant to Section 489.105, Florida Statutes, to construct an accessory use structure on a lot that does not have, and will not have a residential structure on it.

A copy of the Petition for Declaratory Statement may be obtained by contacting: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT the Construction Industry Licensing Board has received the petition for declaratory statement from Sandy Robinson, Compliance Administrator, Putnam County Planning and Development Services, Building Division. The petition seeks the agency's opinion as to the applicability of Section 489.105(3)(m), Florida Statutes, as it applies to the petitioner.

The Construction Industry Licensing Board hereby gives notice that on October 6, 2010, it received a Petition for Declaratory Statement filed by Sandy Robinson, Compliance Administrator, Putnam County Planning and Development Services, Building Division. The petition seeks the Board's interpretation of Section 489.105(3)(m), Florida Statutes, and whether Plumbing Contractors are properly licensed, according to construction industry licensing requirements pursuant to Section 489.105, Florida Statutes, to run L.P. Piping.

A copy of the Petition for Declaratory Statement may be obtained by contacting: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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 the Board of Chiropractic Medicine has issued an order disposing of the petition for declaratory statement filed by Silvia Rosen Halpern, D.C. on July 28, 2010. The following is a summary of the agency's disposition of the petition: The Notice of Petition for Declaratory Statement published on August 6, 2010, in Vol. 36, No. 31, of the Florida Administrative Weekly. Petitioner

sought the Board's interpretation of Section 460.403, Florida Statutes, entitled, "Definitions," concerning whether petitioner is permitted to provide nutritional services/counseling to her patients for the purpose of weight loss/weight management wellness services. Petitioner also seeks clarification concerning whether a licensed chiropractic physician may market and sell herbal supplements, natural foods and over-the-counter food supplements for weight loss/weight management wellness services. The Board of Chiropractic Medicine considered the Petition at its meeting held on August 27, 2010, in Orlando, Florida. The Board's Order filed on September 17, 2010, answered the petitioner's question in the affirmative. It is the Board's opinion that providing nutritional services/counseling to the public for the purpose of weight loss, weight management and wellness falls within the scope of the practice of chiropractic medicine.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN THAT the Board of Chiropractic Medicine has issued an order disposing of the petition for declaratory statement filed by Edward J. Leonard, D.C. on June 18, 2010. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on July 2, 2010, in Vol. 36, No. 26, of the Florida Administrative Weekly. Petitioner sought the Board's interpretation of Section 460.403, Florida Statutes, entitled "Definitions," concerning whether petitioner is permitted to provide acupuncture injection therapy of vitamin supplements and other non-legend substances services to his patients. The Board of Chiropractic Medicine considered the Petition at its meeting held on August 27, 2010, in Orlando, Florida. The Board's Order filed on September 17, 2010, stated that the Board declined to answer the petition based on the lack of information that would demonstrate there has been in a change in the governing statutes that would cause the Board to alter the 2001 finding.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN THAT the Board of Clinical Laboratory Personnel has issued an order disposing of the petition for declaratory statement filed by Lucinda Ann Olivio on August 4, 2009. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on September 25, 2009, in Vol. 35, No. 38, of the Florida Administrative Weekly. The petition seeks the Board's interpretation of Rule 64B3-10.005, F.A.C., entitled, "Scope of Practice Relative to Specialty of Licensure," concerning the type of license that a Medical Technologist must have in order to perform the tests listed in the petition and also if a "Blood Bank" specialty license can be substituted for the required license. The Board of Clinical Laboratory Personnel considered the Petition at a duly noticed telephone conference call held on October 16, 2009. The Board's Order filed on October 21, 2009, stated that the Board denied the petition for declaratory statement because the petition failed to specify or describe petitioner's specific or particular circumstances.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, 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 Clinical Laboratory Personnel has issued an order disposing of the petition for declaratory statement filed by Daniel Sauerteig on May 25, 2010. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on June 4, 2010, in Vol. 36, No. 22, of the Florida Administrative Weekly. The petition seeks the Board's interpretation of subsection 64B3-10.005(7), F.A.C., entitled, "Scope of Practice Relative to Specialty of Licensure," asking if the performance of hemoglobinopathy is within the scope of practice of a supervisor licensed only in the specialty of clinical chemistry. The Board of Clinical Laboratory Personnel considered the Petition at its meeting held on August 13, 2010, in Ft. Lauderdale, Florida. The Board's Order filed on September 3, 2010, stated that the Board's opinion is hemoglobinopathy testing using electrophoretic or chromatographic methods is within the scope of practice of a person licensed only in the specialty of clinical chemistry.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, 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 Clinical Laboratory Personnel has issued an order disposing of the petition for declaratory statement filed by Linda Valdes on September 1, 2009. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on September 25, 2009, in Vol. 35, No. 38, of the Florida Administrative Weekly. The petition seeks the Board's

interpretation of subsection 64B3-2.003(19), F.A.C., entitled, "Definitions," asking if laboratory assistants (unlicensed laboratory personnel) can create a slide for cytology procedures or FNA's at the patient's bedside. The Board of Clinical Laboratory Personnel considered the Petition at a conference call held on October 16, 2009. The Board's Order filed on October 21, 2009, stated that the Board's opinion is that unlicensed persons cannot take a specimen and create a slide from that specimen.

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

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, pursuant to Section 120.565, Florida Statutes, has issued an order disposing of the petition for declaratory statement filed by AmeriLoss Public Adjusting Corporation on November 19, 2009. The following is a summary of the agency's disposition of the petition:

The petition sought the agency's opinion as to the applicability of Sections 626.854 and 626.878, Florida Statutes and subsection 69B-220.201(5), Florida Administrative Code, as they apply to the Petitioner. On February 16, 2010, the Department issued a Declaratory Statement in Case No.: 107950-09. The Declaratory Statement concluded that the cited rule is applicable to public adjusting contracts entered into between September 3, 2006 and October 1, 2008, and that the cited statute applies to public adjusting contracts entered into on and after October 1, 2008. The Declaratory Statement further concluded that neither the statute nor the rule create a private right of action for a consumer. The Declaratory Statement declined to address a question regarding compensation to appraisers since neither the statutes or the rule addresses appraisers.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Heather Lewis, Division of Legal Services, Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333 or Heather.Lewis@myfloridacfo.com or (850)413-4256.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Insurance Regulation has received the petition for declaratory statement from Direct General Financial Services, Inc. The Office received the Petition from Direct General Financial Services, Inc. on October 5, 2010. The petition is unclear as to the statutory provision(s), agency rule(s), or agency order(s) on which the declaratory statement is sought.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Catharine Schoenecker at catharine.schoenecker@flor.com. Please refer all comments to: Catharine Schoenecker at catharine.schoenecker@flor.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

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 EDUCATION

NOTICE TO CONSTRUCTION MANAGERS

The Florida International University Board of Trustees announces that construction management services are required for the project identified below:

PROJECT NAME & NUMBER: BT-882 Student Academic Support Center

PROJECT LOCATION: Modesto A. Maidique Campus (MMC), Miami, Florida

PROJECT DESCRIPTION: This project will provide the construction of a multi-purpose student support complex to create, facilitate and promote student interaction, campus engagement and academic success. The Center will provide the university with an attractive new welcome center and an integrated service facility to enable students to conduct university business—from recruitment to graduation—in a single location. The primary focus of this new facility is to build student affinity and promote student success from the first visit at the welcome center to the last pro-active and positive service encounter at the one-stop facility. This new Center represents an opportunity for the university to create a "culture of service" by assisting students in a single location with professional and support staff uniquely trained to render full service assistance and excellent customer service. No longer will students need to traverse the campus to find the right office and/or staff member for assistance but rather they will need only to visit the support facility for full-service assistance with a one-stop specialist.

Included in the Center will be a number of University functions, included but not limited to orientation, counseling and advising, admissions, bursar and registration. The Center will include office space for advising and student support, lecture halls, flexible classroom space, computer study rooms and meeting areas. The building site as indicated in the building program dated October 15, 2008 is under evaluation to be moved to an area adjacent to the E.R. Graham University Center. Additional information will be posted at <http://facilities.fiu.edu/projects/BT-882.htm> once the site revision is finalized.

The total building construction cost is estimated to be approximately \$22,300,000 with a total gross square footage of 74,354 GSF. Total currently available funding for the total project is in the amount of \$20,146,926. An additional \$10,740,500 future funding has been requested and is subject to appropriation by the Florida legislature. In the event additional funds are not appropriated, the project scope may be amended to match available funding.

INSTRUCTIONS: Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 80 pages, including the CMQS and letter of application. Pages must be numbered consecutively. Submittals, which do