

**DATES AND TIMES:** March 17, 2011, 8:00 a.m. – 6:00 p.m.,  
March 18, 2011, 8:30 a.m. – 1:30 p.m.

**PLACE:** Florida Hotel and Conference Center, 1500 Sand  
Lake Blvd., Orlando, FL 32809

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
March 17, 2011 – Council Committee Quarterly meetings;  
March 18, 2011 – Full Council Quarterly Meeting.

A copy of the agenda may be obtained by contacting: To  
receive a copy of the agenda, or request accommodations for  
participation in the meetings, please contact: Vanda Bowman,  
124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2918 or  
call toll free (800)580-7801; local (850)488-4180 or TDD toll  
free (888)488-8633.

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 48 days before the workshop/meeting by  
contacting: Vanda Bowman. 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).

For more information, you may contact: Debra Dowds or  
Vanda Bowman.

**JUSTICE ADMINISTRATIVE COMMISSION**

The **Justice Administrative Commission** announces a public  
meeting to which all persons are invited.

**DATE AND TIME:** March 9, 2011, 10:00 a.m.

**PLACE:** Justice Administrative Commission, 227 N.  
Bronough Street, Suite 2100, Tallahassee, FL 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Executive Director’s Report; Legislative Issues; Other General  
Business.

A copy of the agenda may be obtained by contacting: Jessica  
Kranert, (866)355-7902, ext. 261 or jessicak@  
justiceadmin.org.

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 3 days before the workshop/meeting by  
contacting: Jessica Kranert, (866)355-7902, ext. 261 or  
jessicak@justiceadmin.org. 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).

If any person decides to appeal any decision made by the  
Board with respect to any matter considered at this meeting or  
hearing, he/she will need to ensure that a verbatim record of  
the proceeding is made, which record includes the testimony  
and evidence from which the appeal is to be issued.

**SMALL BUSINESS REGULATORY ADVISORY  
COUNCIL**

The **Small Business Regulatory Advisory Council**  
announces a public meeting to which all persons are invited.

**DATES AND TIME:** February 25, 2011, 9:00 a.m. Eastern via  
teleconference, to be continued to March 11, 2011 if needed

**PLACE:** To participate call 1(888)808-6959, Conference code:  
4737801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
General Council business and rule reviews.

A copy of the agenda may be obtained by contacting: Vicky  
Baker at (850)473-7816 or vicky.baker@floridasbrac.org.

For more information, you may contact: Vicky Baker at  
(850)473-7816 or vicky.baker@floridasbrac.org.

**HENDRY SOIL AND WATER CONSERVATION  
DISTRICT**

The **Hendry Soil and Water Conservation District**  
announces a public meeting to which all persons are invited.

**DATE AND TIME:** February 24, 2011, 1:00 p.m.

**PLACE:** Dallas Townsend Agr. Building, 1085 Pratt Blvd.,  
LaBelle, Florida 33935

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
General Board Meeting.

**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 Miami-Dade County Herbert S. Saffir  
Permitting and Inspection Center on February 3, 2011. It has  
been assigned the number DCA11-DEC-030. The petition  
seeks the agency’s opinion as to the applicability of Section  
11-4.1.6, Florida Building Code, Building Volume (2007, as  
amended) as it applies to the petitioner.

The project in question is an existing public building which  
was constructed prior to October 1, 1997, with a parking lot  
that does not include accessible parking spaces. Petitioner asks  
whether maintenance of the parking lot by repainting the  
parking lot lines and/or resurfacing the parking lot would be  
considered an alteration that would trigger the need to install  
accessible parking spaces.

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

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**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."

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**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 H. Kline, Petitioner, In re: Greenway Village South Management, Inc., Docket No. 2011005210, on February 1, 2011. The petition seeks the agency's opinion as to the applicability of Section 718.111(1), Florida Statutes, as it applies to the petitioner.

Whether the agency may enforce the articles of incorporation and bylaws of Greenway Village South Management, Inc., a master association, which articles provide for the election of officers, under Chapter 617, Florida Statutes, which is referenced in Section 718.111(1), 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.

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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 Telese B. McKay, Esq., for Tidy Island Condominium Association, Inc., Docket No. 2011005109. The petition seeks the agency's opinion as to the applicability of under Section 718.112(2)(b), Florida Statutes, as it applies to the petitioner.

Whether Tidy Island Condominium Association, Inc. may cast votes for unbuilt units it owns or count them toward a quorum under Section 718.112(2)(b), 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.

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NOTICE IS HEREBY GIVEN THAT the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has received the petition for declaratory statement from Petitioner Florida Horsemen's Benevolent and Protective Association, Inc., (FHBPA) on January 28, 2011, in DBPR Case No. 2011005448 (DS 2011-007). The petition seeks the agency's opinion as to the applicability of Section 849.086(13)(d)2., Florida Statutes, and Rule 61D-11.018, Florida Administrative Code, as it applies to the petitioner.

The Petition requests the Division of Pari-Mutuel Wagering to state whether Section 849.086(13)(d)2., Florida Statutes, as it applies to the FHBPA and its membership, requires each thoroughbred horseracing permitholder operating cardrooms to calculate, each and every month, the amount of net proceeds from cardroom operations and then, at that time, deduct, each and every month, the amount of net proceeds from cardroom operations and then, at that time, deduct, each month, not less than 50% of the net proceeds from such monthly cardroom operations for the supplementation of purses and breeders awards in the next ensuing racing meeting; and further declaring that Section 849.086(13)(d)2., Florida Statutes, does not authorize a racing permitholder to average cardroom revenues from month to month and make a single, annual, year end calculation based upon monthly averaging to determine the amount of money to be added to purses and breeders awards in the next ensuing racing meeting. Any person whose substantial interests may be affected by a declaratory statement on the subject matter of the Petition may file a petition to intervene within 14 days of the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (phone: (850)921-0342).

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The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Jacqueline Watts, filed on July 12, 2010. The Notice of Petition for Declaratory Statement was published in Vol. 36, No. 30, of the July 30, 2010, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on August 13, 2010. The petition requested the Board's interpretation of Sections 489.105(3)(f), (g), (i) and (m), Florida Statutes, and installing and servicing LP gas appliances is within the scope of an A/C B Mechanical Contractor's and Plumbing licenses.

The Board's Order, filed on February 3, 2011, answers the Petition for Declaratory Statement that pursuant to Section 489.105, Florida Statutes, plumbing, air conditioning A & B, and mechanical licensees are allowed to disconnect, reconnect, and repair LP appliances.

Therefore, the Board answers the question in the affirmative. The service of LP appliances, including disconnect, reconnect, and repair are within the scope of practice of certified plumbing, air conditioning A & B, and mechanical contractors. A copy of the Board's Order may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

**NOTICE IS HEREBY GIVEN THAT** the Florida State Boxing Commission has received the petition for declaratory statement from The World Series of Boxing, filed on February 8, 2011. The petition seeks the agency's opinion as to the applicability of Chapter 548, F.S., and paragraph 61K1-1.001(2)(d), F.A.C. as it applies to the petitioner.

The Petition also seeks the agency's opinion as to whether Petitioner is exempted from Chapter 548, F.S. and paragraph 61K1-1.001(2)(d), F.A.C.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Thomas Molloy, Executive Director, The Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1016.

**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 Massage Therapy has received the petition for declaratory statement from Dar Mikula. The petition seeks the agency's opinion as to the applicability of Rules 64B7-32.009, F.A.C., regarding

Continuing Education, and Rule 64B7-32.0095, F.A.C., with respect to Continuing Education for Pro Bono Services as it applies to the petitioner.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Anthony Jusevitch, Executive Director, at the below address, or at telephone number (850)245-4161.

Please refer all comments to: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256, within 14 days of publication of this notice.

**FINANCIAL SERVICES COMMISSION**

**NOTICE IS HEREBY GIVEN THAT** the Office of Insurance Regulation has issued an order disposing of the petition for declaratory statement filed by We the People, Inc. of the United States on November 30, 2010. The following is a summary of the agency's disposition of the petition:

The petition was granted stating that, based upon the representations in the petition, the proposed program does not constitute insurance or an annuity as defined in the Insurance Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Catharine Schoenecker, by email, [catharine.schoenecker@flair.com](mailto:catharine.schoenecker@flair.com).

Please refer all comments to: Catharine Schoenecker, by email, [catharine.schoenecker@flair.com](mailto:catharine.schoenecker@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**