

The Division declined to issue a Declaratory Statement because it may not issue a statement concerning events that have already taken place; or when it would affect the rights of third parties who are not party to the proceeding; or when it is not provided a complete, current set of governing documents.

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 32399-2217.

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 Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Don White, R.A.W. Construction on March 29, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 18, of the May 6, 2011, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on May 13, 2011. The petition requested the Board's interpretation of Section 489.105(3), Florida Statutes, and whether a general contractor is licensed to install a natural gas distribution system or natural gas pipelines in the state of Florida without having a certified gas line specialty license. The Board's Order, filed on June 8, 2011, denies the Petition for Declaratory Statement. Pursuant to Chapter 28-105, Florida Administrative Code and Section 120.565, Florida Statutes, a declaratory statement is not the appropriate means for obtaining a policy statement of general applicability from an agency or to resolving the conduct of another individual.

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

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on June 20, 2011, the Board of Podiatric Medicine has received the petition for declaratory statement from Earl R. Horowitz, DPM. The petition seeks the agency's opinion as to the applicability of Section 461.003(5), F.S., and Rule 64B18-23.001, Florida Administrative Code, as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 461.003(5), F.S. and Rule 64B18-23.001, Florida Administrative Code, regarding whether an endovascular obliteration or endovascular ablation of the Greater Saphenous Vein, specifically by a "closure" method of entering through the lower extremity, is within the scope of practice for a podiatric physician in Florida.

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

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