

480.047(1), Florida Statutes, and whether practicing Reiki, Laying of the hands, cranial, and any other energy work that is deemed through God, Free without compensation, falls within the definition and scope of massage therapy, or if it is in fact separate and distinct from massage therapy for licensing purposes.

The Board's Order, filed on February 16, 2009, answers the Petition for Declaratory Statement. The Board's response to this Petition responds solely the question propounded by the Petitioner and only addresses the issues regarding the practice of massage therapy that are within the jurisdiction of the Board. The Board's conclusion is based solely on the Board's application of the factual circumstances outlined in the Petition of the pertinent statutory and rule provision set forth. The Board determined that Petitioner's performance of Reiki and other healing work at GWAH does not violate Sections 480.37(1)(a) and (b), Florida Statutes (2008), as long as there is no compensation for the services.

A copy of the Board's Order may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

NOTICE IS HEREBY GIVEN THAT Department of Health has issued an order disposing of the petition for declaratory statement filed by Kawanza Dukes on November 30, 2010. The following is a summary of the agency's disposition of the petition:

The petition was granted, a diagnosis of autism should be reached with or by a physician or psychologist. Petitioner, as a trained and experienced school psychologist, may evaluate and assess children with or suspected of having autism.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director Department of Health, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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 Marshal A. Seymour, Petitioner, on January 6, 2011, Case #114886. The petition seeks the agency's opinion as to the applicability of a challenge to an Administrative Complaint as it applies to the petitioner.

The Petitioner requests a declaratory statement relating to an Administrative Complaint, In the Matter of: Fire Equipment Service Center, Inc. and Marshal A. Seymour as Qualifier, Case #109764-10-FM.

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, phone (850)413-3604, or (850)413-4238; fax number (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 to 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:

Cynthia Orndoff vs. Florida Gulf Coast University; Case No.: 11-0740RU

Rob Turner, as Hillsborough County Property Appraiser vs. Department of Revenue; Case No.: 11-0677RU

Orlando Healthcare, Inc. vs. Agency for Health Care Administration; Case No.: 11-0441RU

Esther Strong vs. Department of Children and Families; Case No.: 11-0535RU

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

Fairpay Solutions, Inc. vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 09-6511RP; Rule No.: 69L-7.501; Withdrawn

Marion Community Hospital, Inc., d/b/a Ocala Regional Medical Center and Columbia Hospital (Palm Beaches) Limited Partnership, d/b/a Columbia Hospital vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 09-6526RP; Rule No.: 69L-7.501; Withdrawn

Florida Hospital Association, Inc. vs. Department of Financial Services, Division of Workers' Compensation; Case No.: 09-6527RP; Rule No.: 69L-7.501; Withdrawn

Critical Intervention Services, Inc. vs. Department of Agriculture and Consumer Services; Case No.: 10-10005RU; Dismissed