

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for
the Board of Trustees of the Internal Improvement Trust Fund
are published on the Internet at the Department of
Environmental Protection's home page at http://www.dep.
state.fl.us/ under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for
the Department of Environmental Protection are published on
the Internet at the Department of Environmental Protection's
home page at http://www.dep.state.fl.us/ under the link or
button titled "Official Notices."

DEPARTMENT OF HEALTH

The Board of Psychology hereby gives notice that on January
18, 2006, it received a Petition for Declaratory Statement filed
by Erin Smith Aebel, Esquire, on behalf of Mark Dielman,
Ph.D. The petition seeks the Board's interpretation of Section
490.003(4) and Section 490.006(1)(a), Florida Statutes and
whether petitioner must obtain a Florida psychology license to
provide treatment while in Florida to his patients in Ohio via
telecommunications and whether petitioner may obtain
licensure by endorsement in order to practice psychology in
Florida.

Copies of the petition may be obtained from: Susan Love,
Executive Director, Board of Psychology, 4052 Bald Cypress
Way, Bin #C05, Tallahassee, FL 32399-3253.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of
Financial Services has issued an order disposing of the petition
for declaratory statement filed by James Fletcher, Perry Fire
Extinguisher Company, on October 24, 2005. The following is
a summary of the agency's disposition of the petition.

1. Question: Did Petitioner, under Section 633.021, Florida
Statutes, or Sections 69A-21.301, .302, or .304, have a duty to
inform the business of the servicing and/or maintenance
requirements of the pre-installed/pre-engineered suppression
system absent any contract or agreement between the parties to
do so?

1. Response: Although it would have been prudent and in the
public interest to inform the business of the servicing and/or
maintenance requirements, and while the Division of State Fire
Marshal cannot respond as to the duties and responsibilities of

a contractual agreement, the only legal requirement is that the
person recharging the canister must be properly licensed to do
so. If the canister worked properly as alleged by Petitioner, and
if Petitioner was properly licensed to recharge it, the
Petitioner's legal duties have been fulfilled.

2. Question: Did Petitioner, under Section 633.021, Florida
Statutes, or Sections 69A-21.301, .302, or .304, have a duty to
inquire as to the training and/or qualification of the employees
of the business who provided Petitioner with the canister from
the pre-installed/pre-engineered system?

2. Response: No, for the same reasons stated in the previous
response.

A copy of the order may be obtained from: Gabriel Mazzeo,
Attorney, Division of State Fire Marshal, 200 East Gaines
Street, Tallahassee, Florida 32399-0340, phone (850)413-3688,
or you may fax your request to fax number (850)414-6119. An
unsigned but exact copy of the order is also available on the
Division of State Fire Marshal website which may be accessed
at: http://www.fldfs.com/SFM/sfmdeclaratorysummaries.htm.

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