

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

RULE NOS.:	RULE TITLES:
5M-12.001	Purpose
5M-12.002	Definitions
5M-12.003	Eligible Agricultural Operations
5M-12.004	Plan Development and Revision
5M-12.005	Notice of Intent to Implement
5M-12.006	BMP Record Keeping
5M-12.007	Presumption of Compliance
5M-12.008	Access to Properties

PURPOSE AND EFFECT: The purpose of this rule is to effect agricultural nonpoint source pollutant reduction in Florida through the implementation of conservation plans on specified operations to ensure that agricultural discharges have minimal individual or cumulative adverse impacts to state water resources.

SUBJECT AREA TO BE ADDRESSED: The proposed rule will define eligible agricultural operations, address the development of practices that protect water resources, describe the procedure for filing a Notice of Intent, and list associated recordkeeping requirements necessary for producers to receive a presumption of compliance with state water quality standards.

RULEMAKING AUTHORITY: 403.067(7)(c)2., (13)(b), 570.07(23), 570.085 FS.

LAW IMPLEMENTED: 403.067(7)(c)2., (13)(b), 570.07(23), 570.085 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bill Bartnick, Environmental Administrator, Office of Agricultural Water Policy, 1203 Governor Square Boulevard, Suite 200, Tallahassee, Florida 32301 (850)617-1700 or Fax (850)617-1701

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-6.0571	Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks

PURPOSE AND EFFECT: The purpose of this rule development is to adopt the curriculum frameworks for Career and Technical Education and Adult General Education Programs for 2010-2011.

SUBJECT AREA TO BE ADDRESSED: Career and Technical Education and Adult General Education.

RULEMAKING AUTHORITY: 1004.92(2)(b)3. FS.

LAW IMPLEMENTED: 1004.92(2)(b)4. FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Elsie Rogers, Division of Career and Adult Education, Department of Education, 325 West Gaines St., Suite 720, Tallahassee, FL 32399-0400, (850)245-9029 or e-mail Elsie.Rogers@fldoe.org. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

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."

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.:	RULE TITLE:
40D-9.170	Hunting

PURPOSE AND EFFECT: The purpose and effect of this amendment is to adopt minor revisions to the District's land use rule regarding hunting on District lands clarifying the extent to which hunting is allowed on District lands that are not within a designated Type 1 Wildlife Management Area. Whether hunting is allowed will be determined by the conservation management goals and objectives contained within the specific management plan for the property. The revisions will also provide greater flexibility in the issuance of hunting permits from the District for lands not within a Type 1

Wildlife Management Area. Currently the rule only allows for issuance per a lottery system. The proposed language will broaden the options to allow issuance via lottery or on a first come/first serve basis.

SUBJECT AREA TO BE ADDRESSED: District Land Use Rules – Hunting.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.1391, 373.59 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara Martinez, Sr. Administrative Assistant, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4660 (OGC#2010002)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors’ Licensing Board

RULE NO.: 61G6-8.002 RULE TITLE: Special Assessment Fee

PURPOSE AND EFFECT: The Board proposes to impose an assessment to reduce budgetary deficit.

SUBJECT AREA TO BE ADDRESSED: Special Assessment Fee.

RULEMAKING AUTHORITY: 455.219(2), 489.507(3) FS.

LAW IMPLEMENTED: 455.219(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Juanita Chastain, Executive Director, Electrical Contractors’ Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-4.001 RULE TITLE: Education

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Education.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.613, 475.615, 475.617 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Thomas O’Bryant, Jr., Division Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-4.007 RULE TITLE: Renewal of Inactive Registrations, Licenses and Certifications

PURPOSE AND EFFECT: The Board proposes the rule amendment to include references to additional rules concerning requirements for licensees with an expired license who wishes to become registered or certified as an appraiser.

SUBJECT AREA TO BE ADDRESSED: Renewal of Inactive Registrations, Licenses or Certifications.

RULEMAKING AUTHORITY: 475.614, 475.619 FS.

LAW IMPLEMENTED: 475.618, 475.619 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas O’Bryant, Jr., Division Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-4.007 Renewal of Inactive Registrations, Licenses and Certifications.

(1) through (7) No change.

(8) Any registration, license or certification which exceeds 4 years in the inactive status shall automatically expire and the person must meet all the requirements of Sections 475.615, 475.616 and 475.617, F.S., and Rules 61J1-2.001, 61J1-3.001, 61J1-4.001 or 61J1-4.002, 61J1-5.001, ~~and~~ 61J1-6.001, 61J1-10.001, 61J1-10.002, 61J1-10.003, and 61J1-10.004, F.A.C., in order to be registered or certified again as an appraiser.

Rulemaking Specific Authority 475.614, 475.619 FS. Law Implemented 475.618, 475.619 FS. History—New 8-8-93, Amended 2-16-04, 3-1-06, 8-29-06, 12-4-06,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-8.002 Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

RULEMAKING AUTHORITY: 455.2273, 475.614 FS.

LAW IMPLEMENTED: 455.227, 475.622, 475.6221(3), 475.624, 475.626 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Thomas O’Bryant, Jr., Division Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Child and Farm Labor Program

RULE NO.: RULE TITLE:
61L-1.012 Civil Penalties

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to set forth guidelines on what penalties will be assessed for various violations of Chapter 450, Part III, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is for assessing penalties for various violations of Chapter 450, Part III, Florida Statutes.

RULEMAKING AUTHORITY: 450.36, 450.38(3), 455.2273 FS.

LAW IMPLEMENTED: 450.31, 450.33, 450.34, 450.35, 450.39, 455.2273 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Don R. Symonette Sr., Administrator, Farm Labor Program, Division of Regulation, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)487-9710

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

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 CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: RULE TITLE:
65A-1.704 Family-Related Medicaid Eligibility Determination Process

PURPOSE AND EFFECT: The proposed rule removes the requirement for assistance groups receiving transitional Medicaid to provide periodic reports.

SUBJECT AREA TO BE ADDRESSED: The proposed rule removes the requirement for transitional Medicaid recipients to file period reports of their income and work related child care expenses to the Department at three month intervals.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.903, 409.904, 409.919 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 22, 2010, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Susan Thomas, Economic Self-Sufficiency Services, telephone (850)410-3477

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

65A-1.704 Family-Related Medicaid Eligibility Determination Process.

(1) Public assistance staff determine eligibility for Family-related Medicaid at application, when a change in conditions of eligibility is reported, or, on not greater than a 12 month cycle. The individual or the designated representative is required to assist the Department in completing the determination or redetermination of Medicaid eligibility. Qualified designated Medicaid providers determine presumptive eligibility for pregnant women. Requests for Medicaid coverage on behalf of children in care of the Department of Juvenile Justice are made on form CF-ES 2293, Child in Care Medicaid, April 2007 March 2000 (incorporated by reference).

(2) Simplified Eligibility for Pregnant Woman.

(a) The application form for a pregnant woman applying only for Medicaid and only for herself based on pregnancy is CF-ES Form 2700, Health Insurance Application for Pregnant Woman, 10/2008 04/2007 (incorporated by reference). This form and attached information/rights and responsibilities (pages 2 & 3) (pages 3 & 4) may be used as a mail-in application form or it may be provided directly to a local Children and Family Services office, health department or other Qualified Designated Provider (QDP). Copies of the mail-in application forms may be offered to pregnant women by mail or picked up by them in health departments and other QDP sites as well as selected doctors' offices designated by each circuit district/regional ACCESS Economic Self Sufficiency Program Office.

(b) No change.

(c) 1. through 3. No change.

4. A declaration of citizenship is required. The applicant's statement on the Health Insurance Application for Pregnant Woman, CF-ES 2700, 04/2007, is acceptable as a declaration of citizenship. U.S. citizens must provide proof of their U.S. citizenship and identity, if they are not subject to an exemption as specified in 42 C.F.R. 435.406 (2007) (incorporated by reference).

5. through 7. No change.

(d) No change.

(3) No change.

~~(4) Assistance groups receiving transitional Medicaid are required to provide periodic reports at three month intervals. The recipient must provide complete information about gross income and work related child care expenses for the period of the report. The recipient's statement of the amounts will be accepted.~~

~~(4)(5) Copies of the forms and materials incorporated by reference in this rule may be obtained are available from the ACCESS Florida Headquarter's Office at Department of Children and Family Services, Economic Self Sufficiency Program Office, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700. Forms are also available on the Department's web site at http://www.dcf.state.fl.us/DCFForms/Search/DCFFormsSearch.aspx.~~

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.903, 409.904, 409.919 FS. History-New 10-8-97, Amended 2-7-01, 10-21-01, 4-1-03, 2-4-04, 6-26-08,_____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-5.002

RULE TITLE: John Pennekamp Coral Reef State Park: Prohibition on Harvest of Certain Species, Size Limit; Trappers to Comply with Rule 68B-24.0065

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for John Pennekamp Coral Reef State Park as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management,

Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-12.001	King Mackerel Gulf-Atlantic Fishery; Resource Renewal Policy; Designation as Restricted Species
68B-12.002	Definitions
68B-12.0035	Size Limit
68B-12.004	Bag Limits
68B-12.0045	Recreational Season; Season Closure
68B-12.0046	Commercial Fishing Season for King Mackerel in the Gulf-Atlantic Fishery; Commercial Season Segments, Vessel and Landing Limits
68B-12.006	Other Prohibitions

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for King Mackerel in the Gulf-Atlantic fishery as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-13.0015	Definitions
68B-13.005	Designation as Restricted Species; Season; Repeal of Special Act
68B-13.006	Licenses, Endorsements, and Permits
68B-13.007	Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
68B-13.008	Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer
68B-13.009	Recreational Stone Crab Harvest: Bag Limit, Trap Limit, Trap Marking Requirements, Trap Pulling
68B-13.010	Stone Crab Trap Limitation Program
68B-13.011	Prohibitions
68B-13.012	Commission Policy Regarding the Assessment of Administrative Penalties

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for stone crab as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-14.001	Purpose and Intent, Designation as Restricted Species
68B-14.002	Definitions
68B-14.0035	Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.00355	Size Limits for Importation and Sale
68B-14.0036	Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption
68B-14.0038	Recreational Snapper Seasons
68B-14.0039	Recreational Grouper Seasons
68B-14.0045	Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits
68B-14.005	Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation
68B-14.006	Other Prohibitions

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for reef fish in the 2010 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered by this notice of rule development include any areas encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-22.001	Purpose and Intent; Repeal of Certain Laws; Designation as Protected Species
68B-22.002	Definitions
68B-22.003	Size Limits
68B-22.005	Bag and Possession Limits; Sale Prohibited
68B-22.006	Other Prohibitions; Applicability
68B-22.007	Catch-Hold-and-Release Tournament Exemption

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for red drum (redfish) in the 2010 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered by this notice of rule development include any areas encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-23.001	Purpose, Intent and Repeal of Other Laws; Designation as Restricted Species
68B-23.002	Definitions
68B-23.003	Gear Specifications and Prohibited Gear
68B-23.0035	Size Limit

68B-23.004 Commercial Fishing Season for Spanish Mackerel; Commercial Vessel Limits

68B-23.005 Recreational Bag Limit for Spanish Mackerel

68B-23.006 Other Prohibitions

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for Spanish mackerel as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.:</p> <p>68B-24.001</p> <p>68B-24.002</p> <p>68B-24.003</p> <p>68B-24.0035</p> <p>68B-24.004</p> <p>68B-24.0045</p> <p>68B-24.005</p> <p>68B-24.0055</p> <p>68B-24.006</p>	<p>RULE TITLES:</p> <p>Purpose and Intent</p> <p>Definitions</p> <p>Minimum Size Limits</p> <p>Special Recreational Crawfish License</p> <p>Bag Limit</p> <p>Importation of Spiny Lobster; Documentation and Other Requirements</p> <p>Seasons</p> <p>Commercial Requirements; Appeals</p> <p>Gear: Traps, Buoys, Identification Requirements, Prohibited Devices</p>
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68B-24.0065 Special Provisions for John Pennekamp Coral Reef State Park in Monroe County: Closure During Two-day Sport Season; Closure of Coral Formation Protection Zones

68B-24.007 Other Prohibitions

68B-24.008 Slipper Lobster; Prohibitions Relating to Eggbearing Slipper Lobster (Repealed)

68B-24.009 Trap Reduction Schedule

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for spiny lobster as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.:</p> <p>68B-30.001</p> <p>68B-30.002</p> <p>68B-30.0025</p> <p>68B-30.003</p> <p>68B-30.004</p> <p>68B-30.006</p>	<p>RULE TITLES:</p> <p>King Mackerel Atlantic Fishery; Purpose and Intent; Designation as Restricted Species</p> <p>Definitions</p> <p>Size Limit</p> <p>Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications</p> <p>Seasons</p> <p>Other Prohibitions</p>
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for Atlantic stock king mackerel as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-33.001	Purpose and Intent
68B-33.002	Definitions
68B-33.003	Marlin and Sailfish Possession Limits; Prohibition of Harvest for Spearfish; Prohibition of Sale; Exception; Gear Restrictions
68B-33.0034	Swordfish: Recreational Bag and Possession Limits
68B-33.0035	Swordfish: Federal Permit Required for Sale
68B-33.004	Size Limits
68B-33.005	Billfish and Swordfish: Recreational Catch Reporting

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for billfish and swordfish as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-34.002	Definitions
68B-34.003	Bonefish Size Limit; Bag and Possession Limits; Exception, Gear Restriction

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for bonefish as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.: 68B-35.001</p> <p>68B-35.002</p> <p>68B-35.003</p> <p>68B-35.004</p> <p>68B-35.005</p>	<p>RULE TITLES: Purpose and Intent; Repeal of Certain Laws; Designation as Restricted Species, Aquaculture Exemption for Pompano</p> <p>Definitions</p> <p>Size and Bag Limits; Prohibition of Sale</p> <p>Gear Specifications and Prohibited Gear</p> <p>Commercial Pompano Harvest Requirements; Pompano Endorsement Criteria; State and Federal Waters Pompano Daily Harvest Limits and License Requirements for Sale or Purchase</p>
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for permit, African pompano, and pompano in the 2010 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered by this notice of rule development include any areas encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.: 68B-37.001</p> <p>68B-37.002</p>	<p>RULE TITLES: Purpose and Intent; Repeal of Other Laws; Designation as Restricted Species</p> <p>Definitions</p>
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<p>68B-37.003</p> <p>68B-37.004</p> <p>68B-37.005</p> <p>68B-37.006</p>	<p>Size Limits</p> <p>Regional Bag Limits; Closed Seasons</p> <p>Commercial Season and Daily Harvest Limit</p> <p>Gear Specifications and Prohibited Gear; Bycatch Allowance</p>
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for spotted seatrout as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.: 68B-42.001</p> <p>68B-42.002</p> <p>68B-42.003</p> <p>68B-42.0035</p> <p>68B-42.0036</p> <p>68B-42.004</p> <p>68B-42.005</p> <p>68B-42.006</p>	<p>RULE TITLES: Purpose and Intent; Designation of Restricted Species; Definition of "Marine Life Species"</p> <p>Definitions</p> <p>Prohibition of Harvest: Longspine Urchin, Bahama Starfish</p> <p>Live Landing and Live Well Requirements</p> <p>Harvest in Biscayne National Park Prohibited; Exception</p> <p>Size Limits</p> <p>Recreational Bag Limit</p> <p>Commercial Season, Harvest Limits</p>
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- 68B-42.0065 Commercial Requirements; Endorsements; Requalifying; Appeals; Leasing; Transferability
- 68B-42.007 Gear Specifications and Prohibited Gear
- 68B-42.008 Live Rock: Harvest in State Waters Prohibited; Aquacultured Live Rock Harvest and Landing Allowed
- 68B-42.009 Prohibition on the Taking, Destruction, or Sale of Marine Corals and Sea Fans; Exception

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for marine life regulations in the 2010 calendar year as a result of federal regulatory actions, stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered by the rule development notice include subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV. Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV. Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

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| <p>RULE NOS.:</p> <ul style="list-style-type: none"> 68B-45.001 68B-45.002 68B-45.003 68B-45.004 68B-45.0045 68B-45.005 68B-45.006 | <p>RULE TITLES:</p> <ul style="list-style-type: none"> Purpose and Intent; Repeal of Statutory Provisions; Designation as Restricted Species Definitions Minimum Size Limits Regulation and Prohibition of Certain Harvesting Gear Closed Seasons Bag Limit Other Prohibitions |
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- 68B-45.007 Blue Crab Limited Entry Endorsement Program
- 68B-45.008 Assessment of Administrative Penalties for Violations Relating to Blue Crab Management

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for blue crab as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV. Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV. Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

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| <p>RULE NOS.:</p> <ul style="list-style-type: none"> 68B-47.001 68B-47.002 68B-47.003 68B-47.004 | <p>RULE TITLES:</p> <ul style="list-style-type: none"> Definitions Size Limits Bag Limits Gear Restriction |
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PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for weakfish as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV. Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV. Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-48.001	Purpose and Intent; Repeal of Section 370.11(2)(a)2., F.S.; Designation as Restricted Species, Aquaculture Exemption
68B-48.002	Definitions
68B-48.003	Size and Bag Limits
68B-48.004	Gear Specifications and Prohibited Gear

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for flounder and sheepshead in the 2010 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered by the rule development notice include subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV. Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV. Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-56.001	Definitions
68B-56.002	Commercial Licensing Requirements; Appeals
68B-56.003	Allowable Commercial Harvesting Gear
68B-56.004	Commercial Season; Season Closure; Daily Harvest and Possession Limits

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2010 calendar year for ballyhoo as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV. Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV. Sec. 9, Florida Constitution.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. Mark Robson, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
69O-189.007	Insurer Experience Reporting – Excessive Profits, Workers’ Compensation Insurance

PURPOSE AND EFFECT: Review Existing Workers’ Compensation Rule.

SUBJECT AREA TO BE ADDRESSED: Workers’ Compensation Excess Profits.

RULEMAKING AUTHORITY: 624.308(1), 627.215 FS.

LAW IMPLEMENTED: 624.307(1), 624.424(1)(c), 627.215 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 22, 2010, 1:00 p.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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 5 days before the workshop/meeting by contacting: James Watford james.watford@flor.com. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James Watford james.watford@flor.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NOS.:	RULE TITLES:
5F-8.0011	Standards Adopted
5F-8.0012	Bureau of Fair Rides Inspection Forms
5F-8.009	Inspections by Owner or Manager
5F-8.0125	Fencing and Gate Standards
5F-8.0127	Enforcement Actions and Administrative Penalties
5F-8.0128	Resolution of Violations, Settlement, and Additional Enforcement Remedies
5F-8.014	Training of Managers, Attendants, and Maintenance Persons
5F-8.015	Regulation of Go-Karts Tracks and Similar Vehicles
5F-8.016	Regulation of Water Parks
5F-8.025	Regulation of Bungy Operations
5F-8.050	Games

PURPOSE AND EFFECT: (1) to update and adopt current standards for the inspection of amusement rides (2) to revise Fair Rides Inspection Forms for the purpose of correcting revision dates & adopting changes to those forms adopted by the Bureau; (3) to adopt fencing and gate standards for all amusement rides operating within the state. (4) to adopt

guidelines for imposing administrative remedies when the Department determines there is a violation of the statute or rules; (5) to clarify guidelines for attendants in regards to go-kart track monitoring; (6) to clarify attendant responsibilities on all water related rides; and (7) to add an authorized game to those already approved to operate within the State.

SUMMARY: Rule 5F-8.011, F.A.C., Standards Adopted Update and Adopt current national standards for the inspection of amusement rides. Rule 5F-8.012, F.A.C., Bureau of Fair Rides Inspection Forms Update And Adopt Inspection Forms used by the Bureau and Industry. Rule 5F-8.009, F.A.C., Inspections by Owner or Manager Update language on owner/manager ride inspections. Rule 5F-8.0125, F.A.C., Fencing and Gate Standards Standardize fencing and gate standards for all amusement rides. Rule 5F-8.0126, F.A.C., Minor Rule Violations; Notice of Non-Compliance Adopt and standardize guidelines for imposing administrative penalties for violations. Rule 5F-8.0127, F.A.C., Enforcement Actions and Administrative Penalties Adopt and standardize guidelines for imposing administrative penalties for violations. Rule 5F-8.0128, F.A.C., Resolution of Violations, Settlement and Additional Enforcement Remedies Adopt and standardize guidelines for imposing administrative penalties for violations. Rule 5F-8.014, F.A.C., Training of Managers, Attendants and Maintenance Persons Updates reference and revises method of recording employee training. Rule 5F-8.015, F.A.C., Regulation of Go-Karts and Similar Vehicles Clarifies monitoring requirements for go-kart tracks, updates fencing requirements for go-kart tracks. Rule 5F-8.016, F.A.C., Regulation of Water Parks Updates operational and fencing requirements for water parks. Rule 5F-8.025, F.A.C., Regulation of Bungy Operations Updates fencing requirements for bungy operations. Rule 5F-8.050, F.A.C., Games Authorizes use of a new game in the State of Florida.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will have no significant impact on small business. A SERC has been prepared by the agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 616.165, 616.242(4) FS.

LAW IMPLEMENTED: 616.242 FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Monday, March 1, 2010, 10:00 a.m.

PLACE: Eyster Auditorium, Florida Department of Agriculture and Consumer Services, Conner Building, 3125 Conner Blvd., Tallahassee, Florida 32399