

BACKGROUND REPORT  
DRAFT RULE Rules Relating to Endangered and Threatened Species - 68A-27.003, F.A.C.  
Consent Item 3C  
July 22, 2020

Summary of revised language: Adds the Gulf of Mexico Bryde's whale as a federally Endangered species to reflect the recent federal listing of this species under the Endangered Species Act. This change is proposed to ensure consistency among the state and federal lists.

Proposed changes to other sections of this rule are addressed in Agenda Item 8B (ISMP), and Agenda Item 8C (Gopher Tortoise Permitting Guidelines).

**CHAPTER 68A-27  
RULES RELATING TO ENDANGERED OR THREATENED SPECIES**

**68A-27.003 Florida Endangered and Threatened Species List; Prohibitions.**

(1) Federally-designated Endangered and Threatened species:

(a) through (f) No Change.

(g) Mammals:

1. Anastasia Island beach mouse (*Peromyscus polionotus phasma*)(E),

2. Bryde's whale (*Balaenoptera edeni [unnamed subspecies]*)(E); Gulf of Mexico subspecies (consistent with 84 Fed. Reg. 15446-15488).

2. through 17. Renumbered 3. through 18.

(h) through (k) No change.

(2) State-designated Threatened species:

(a) No change.

**(b) For proposed changes to this section, please see Agenda Item 8B (ISMP).**

(c) through (e). No change.

(f) Reptiles:

1. through 4. No change.

**5. For proposed changes to this section, please see Agenda Item 8C (Gopher Tortoise).**

6. through 9. No change.

(g) through (i) No change.

*Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-22-80, 7-1-83, 7-1-84, 7-1-85, Formerly 39-27.03, Amended 6-1-86, 5-10-87, 4-27-89, 9-14-93, 6-23-99, Formerly 39-27.003. Amended 12-16-03, 7-20-09, 11-8-10, 11-14-11, 8-23-12, 9-19-12, 6-10-15, 1-11-17, 6-2-17, 7-20-18, 12-23-18, 6-25-19, 2-17-20, \_\_\_\_\_.*

**NOTE: Staff is requesting Commission approval to advertise the proposed amendment under the Adoption of Federal Standards provisions of Chapter 120.54(6), F.S., and file for adoption without further public hearing.**