

**Background Report
Draft Rule 68A-26.002
Agenda Item 12.C.
December 6, 2017**

DRAFT RULE

RULE NO: 68A-26.002

RULE TITLE: Regulations Relating to the Taking of Amphibians.

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to remove certain restrictions on methods for taking unprotected frogs. The effect of the proposed rule amendment will be to allow air guns for taking unprotected frogs.

SUMMARY: The proposed rule amendment would allow the use of air guns for taking unprotected frogs.

THE FULL TEXT OF THE PROPOSED RULE IS AS FOLLOWS:

68A-26.002 Regulations Relating to the Taking of Amphibians.

For amphibians not listed in Chapter 68A-27, F.A.C., the following restrictions control the take or possession:

- (1) No change.
- (2) Other frogs may be taken by gigs, clubs, blow guns, hook and line, air guns, firearms or manually. Frogs may be taken throughout the year including non-daylight hours except that they may only be taken by firearm during daylight hours.
- (3) through (4) No change.

PROPOSED EFFECTIVE DATE: July 1, 2018

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.363 FS. History--New 8-1-79, Amended 6-4-81, 6-21-82, Formerly 39-26.02, 39-26.002, Amended 3-25-12, 1-11-17, 7-1-18.