

**Background Report
Draft Rule 68A-26.002
Agenda Item 8.A.
February 7, 2018**

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 allow for the air gun as a method of take for certain frogs, specifically those not listed in rule chapter 68A-27, F.A.C. or otherwise restricted. The effect of the proposed rule amendment will be the allowance of an additional method of take for certain frogs.

SUMMARY: The proposed rule amendment would allow the use of air guns for taking certain frogs, specifically those not listed in chapter 68A-27, or otherwise restricted.

THE FULL TEXT OF THE PROPOSED RULE IS:

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.