

**NOTICE OF PROPOSED RULE**

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**DIVISION: Freshwater Fisheries Management**

**RULE NO: 68A-20.005**

**RULE TITLE: Specific Fish Management Area Regulations**

**PURPOSE AND EFFECT:**

The proposed rule is to establish new regulations for recently established Edward Medard Park Reservoir Fish Management Area. The proposed rule will provide effective fishery protection as was supported by area stakeholders.

**SUMMARY:** Edward Medard Park Reservoir is a 770 acre water body located in Hillsborough County that underwent complete renovation and reestablishment of a balanced sport fish population. The proposed rule was developed through cooperative efforts with local stakeholders and partners to provide effective fishery protection.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** *The agency has determined that this rule will \_\_\_or will not \_x\_ have an impact on small business. A SERC has \_\_\_or has not \_x\_ been prepared by the agency.*

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein:

the nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

**RULEMAKING AUTHORITY:** Article IV, Section 9, Florida Constitution

**LAW IMPLEMENTED:** Article IV, Section 9, Florida Constitution

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME, AND PLACE SHOWN BELOW:**

**DATE AND TIME:** During the Commission's regular meeting April 17-18, 2013, 8:30 a.m. to 5:00 p.m. each day.

**PLACE:** 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 calendar days before the workshop/meeting by contacting the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

**THE FULL TEXT OF THE PROPOSED RULE IS AS FOLLOWS:**

**68A-20.005 Specific Fish Management Area Regulations.**

(1) through (3) No change.

(4) Southwest Region:

(a) through (v) No change.

(w) Edward Medard Park Reservoir, Hillsborough County:

1. Daily bag limit for largemouth bass shall be five, only one of which may be 16 inches in total length or longer.

2. No person shall use any gear other than hook and line or rod and reel to take and possess game fish and nongame fish species.

3. Persons possessing a valid freshwater commercial fishing license may use cast nets to catch nongame fish other than channel catfish from 12:01 AM Tuesday to 12:01 AM Friday.

4. Days and hours of operation, park entrance and other user fees shall be designated by Hillsborough County and posted at the park main entrance.

**PROPOSED EFFECTIVE DATE:** AS SOON AS POSSIBLE AFTER COMMISSION ACTION \_\_\_\_

*Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 2-19-80, 5-19-80, 6-4-81, 9-28-81, 6-21-82, 7-1-83, 11-17-83, 7-1-84, 7-1-85, Formerly 39-20.05, Amended 2-27-86, 6-1-86, 5-10-87, 4-13-88, 7-1-89, 7-1-90, 4-11-91, 7-1-91, 7-2-92, 8-23-92, 4-20-93, 7-1-94, 8-15-95, 10-23-95, 4-1-96, 2-16-97, 6-1-97, 6-29-97, 1-1-98, 7-1-98, 11-2-98, Formerly 39-20.005, Amended 4-30-00, 7-1-00, 10-10-00, 4-1-01, 7-1-01, 10-9-01, 7-1-02, 1-1-03, 7-1-03, 1-1-04, 7-1-04, 7-17-05, 7-1-06, 4-1-07, 7-1-08, 7-1-10, 2-8-11, 3-25-12, 7-1-12.*

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.**

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Tom Champeau, Director, Division of Freshwater Fisheries Management

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Florida Fish and Wildlife Conservation Commission

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:**

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN F.A.W.:**

## **STATEMENT OF FACTS AND CIRCUMSTANCES JUSTIFYING PROPOSED RULES**

### **FISH AND WILDLIFE CONSERVATION COMMISSION**

**DIVISION:** Freshwater Fish and Wildlife

**RULE NO:** 68A-20.005      **RULE TITLE:** Specific Fish Management Area Regulations

Edward Medard Park Reservoir is a 770 acre water body located in Hillsborough County that underwent complete renovation and reestablishment of a balanced sport fish population. The proposed rule was developed through cooperative efforts with local stakeholders and partners to provide effective fishery protection.

There are no federal regulations or standards regarding the same subject as this rule.

