

NOTICE OF PROPOSED RULE  
Consent Agenda Item 3  
February 12, 2014

NAME OF AGENCY

Florida Fish and Wildlife Conservation Commission

RULE NO: 68E-1.004      RULE TITLE: General Permit Application Procedures, Requirements, and Expiration

PURPOSE AND EFFECT: The purpose of the proposed rule making action is to allow permit applications to be submitted electronically. The effect of the action would be to allow applications to be submitted through the Commission's online permitting portal or in writing.

SUMMARY: Subsection (1) of the rule would be amended to add language allowing permit applications to be submitted through the Commission's online permitting portal (while continuing to allow submittal of printed applications by mail or physical delivery). An updated application form also would be incorporated by reference.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this rule will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not 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. Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 379.244(2), 379.2431(1), FS  
LAW IMPLEMENTED: 379.244(2), 379.2431(1), FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FLORIDA ADMINISTRATIVE REGISTER (FAR).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in either of these hearings is asked to advise the agency at least 5 days before the hearing by contacting the FWC at 850-488-6411. 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 IS: Dr. Robbin Trindell, Florida Fish and Wildlife Conservation Commission, Imperiled Species Management Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

THE FULL TEXT OF THE PROPOSED RULE IS:

**68E-1.004 General Permit Application Procedures, Requirements and Expiration.**

(1) Any individual desiring to obtain authorization to conduct scientific, conservation, or educational activities directly involving marine turtles shall submit an application to the Commission prior to conduct of the activity. Applications shall be submitted electronically through the permitting portal on <http://myfwc.com> or submitted on the application form to the Florida Fish and Wildlife Conservation Commission, Tequesta Field Laboratory, 19100 SE Federal Highway, Tequesta, FL 33469 unless otherwise directed. Application for Marine Turtle Permit (FWC Form 32-101 effective \_\_\_\_~~7/99~~) is hereby incorporated by reference. Application forms shall be made available by the Commission to any individuals requesting them ~~in writing~~ from the above-listed submittal address or by telephone.

(2) through (23) No change.

*Rulemaking Authority 379.244(2), 379.2431(1) FS. Law Implemented 379.244(2), 379.2431(1) FS, History–New 2-11-81 Amended 8-6-81, Formerly 16B-40.04, 16B-40.004, 62R-1.004, Amended 7-1-04, 12-9-07,3-24-13, \_\_\_\_\_.*

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Thomas Eason, Director of the Division of Habitat and Species Conservation

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: DATE