

25 FAR 41 | 10/15/1999 | NOTICE OF NEGOTIATED RULEMAKING

DEPARTMENT DEPARTMENT OF MANAGEMENT SERVICES

AGENCY FLORIDA COMMISSION ON HUMAN RELATIONS

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MEETING DATE Tuesday, November 2, 1999

MEETING TIME 10:00:00

RULE NO 60Y-5.001

TITLE Complaints

**SPECIFIC
AUTHORITY** 760.06(12), 760.11(14) FS.

**LAW
IMPLEMENTED** 760.06, 760.10, 760.11(1) FS.

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ORIGINATOR

APPROVER

PROPOSAL DATE

PUBLISH DATE



Purpose

The goal of the proposed rule amendments is to simplify and clarify the requirements of a complaint filed with the Florida Commission on Human Relations. The effect of the proposed rule amendments is that rule requirements will comport with the statutory requirements.

Subject Area to be Addressed

Complaints of unlawful employment practices filed with the Florida Commission on Human Relations.

Notification

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT

60Y-5.001 Complaints.

(1) No change.

(2) Time for Filing. A complaint may be filed at any time within ~~365~~ 180 days of the occurrence of the alleged unlawful employment practice. If the alleged unlawful employment practice is of a continuing nature, the date of the occurrence may be any date subsequent to the commencement of the unlawful employment practice up to and including the date on which it shall have ceased.

(3) through (6) (a) No change.

(6) (b) Notwithstanding the provision of paragraph (a) of this subsection, a complaint is sufficient if it is in writing, signed by the Complainant, verified, under oath or affirmation and is sufficiently precise to identify the parties and to describe generally the action or practice complained of.

(7) through (8) No change.

(9) Notice to Respondent. When it is determined that a complaint has been timely filed, the Commission, Executive Director within 5 days of the complaint being filed, shall send by registered mail ~~cause~~ notice of the filing and a copy of the complaint ~~to be served upon~~ the respondent. An amendment likewise shall be sent by registered mail to the ~~served upon a~~ respondent. ~~Notice should be served within 15 days of the date of filing.~~



(10) No change.

Specific Authority 760.06(12), 760.11(14) FS. Law Implemented 760.06, 760.10, 760.11(1) FS. History-New 11-2-78, Amended 10-4-82, Formerly 22T-9.01, 22T-9.001, Amended 1-28-99, _____.

