

41 FAR 154 | 8/10/2015 | NOTICE OF NEGOTIATED RULEMAKING

DEPARTMENT DEPARTMENT OF MANAGEMENT SERVICES

AGENCY FLORIDA COMMISSION ON HUMAN RELATIONS

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MEETING DATE

MEETING TIME

RULE NO 60Y-2.007

TITLE Public Information and Inspection and Copying of Documents

RULEMAKING AUTHORITY 760.06(12) FS.

LAW IMPLEMENTED 119.07, 120.54, 760.06, 760.11(12) FS.

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ORIGINATOR

APPROVER

PROPOSAL DATE

PUBLISH DATE



Purpose

The proposed rule amendment seeks to delete outdated and incorrect information from the rule while clarifying and updating other phrases within the rule.

Subject Area to be Addressed

The proposed rule corrects and updates the public information and inspection and copying of documents process used by 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 NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT

60Y-2.007 Public Information and Inspection and Copying of Documents.

- (1) All public records within the meaning of Chapter 119, F.S., and not otherwise restricted by law, are available for personal inspection and copying by any person may be inspected upon approval of a written request. ~~Any written request must specifically identify the requested material.~~ Requests for information may be directed to the Commission's Records Management Liaison Officer (RMLO). ~~Office of Customer Service~~
- (2) All complaints filed pursuant to Rule 60Y-5.001, F.A.C., and all related records and documents in the custody of the Commission which relate to and identify a person shall be confidential, unless the record or document is made part of the record of any hearing or court proceeding. Access to confidential records and documents, by the parties to a complaint or proceeding, is provided in subsections ~~60Y-5.001(9)~~, 60Y-5.003(9) and 60Y-5.004 (6) ~~(7)~~, F.A.C.
- (3) Copies of public records maintained by the Commission are available on the following basis:

- (a) ~~Two dollars (\$2.00) per instrument for preparation and transmittal of original records on appeal with no charge for postage or certification;~~
- (b) ~~One dollar (\$1.00) for the first page copied and certified from a Commission file; fifteen cents (\$0.15) per page for any additional page from the same file;~~

(a)~~(e)~~ Actual postage costs are charged for mailing copies other than original records on appeal; provided that no charge will be made for mailing one ounce by first class mail;

(b)~~(d)~~ Transcripts of Commission proceedings may be obtained by independent contract of a court reporter at the ordering party's expense;

(c)~~(e)~~ Payment must be made in advance by cash, check or money order made payable to the Florida Commission on Human Relations; state agencies may pay by Journal Transfer; and

(d)~~(f)~~ The Commission's final orders are available for viewing on the Commission's website, <http://fchr.state.fl.us>, and the website of the Division of Administrative Hearings, www.doah.state.fl.us. and subject matter indices thereto are published by Florida Administrative Law Reports and by The Florida Bar, Labor and Employment Law Section

Rulemaking Specific Authority 760.06(12)~~(13)~~ FS. Law Implemented 119.07~~(1)~~~~(a)~~, 120.54, 760.06, 760.11~~0~~(142) FS. History-New 11-2-78, Amended 2-10-80, 8-12-85, Formerly 22T-6.07, Amended 4-20-87, Formerly 22T-6.007, Amended 12-31-03, xx-xx-xx.

