

43 FAR 25 | 2/7/2017 | NOTICE OF PROPOSED RULES

DEPARTMENT DEPARTMENT OF MANAGEMENT SERVICES

AGENCY FLORIDA COMMISSION ON HUMAN RELATIONS

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MEETING DATE

MEETING TIME

RULE NO 60Y-4.001

TITLE Applicability

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

**LAW
IMPLEMENTED** 120.57, 760.02, 760.03, 760.05, 760.06, 760.07,
760.10, 760.11 FS.

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PROPOSAL DATE 10/28/2016

PUBLISH DATE 2/6/2017

Purpose

The proposed rule amendments seek to delete outdated information from the rule while updating other phrases within the rules.

Summary

The rule chapter language needs amended to delete outdated information.

Regulatory Costs

The Agency has determined that this 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: The proposed rule amendment is to a procedural rule and will have no economic impact and, therefore, will not require ratification. There are no applicable federal standards that relate to Rules 60Y-4.001 or 60Y-4.028.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

Notification

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

FULL TEXT OF THE PROPOSED RULE

60Y-4.001 Applicability.

(1) The rules set forth in this chapter shall apply to all proceedings, except as provided in subsection (2), described in the rules of the Commission, unless specifically provided in the context of an individual rule.

(2) This chapter shall not apply to Complaints (Rule 60Y-5.001, F.A.C.); Agreements for Referral of Complaints (Rule 60Y-5.002, F.A.C.); Investigation of Complaints (Rule 60Y-

5.003 ~~60Y-4.004~~, F.A.C.); Conciliation (Rule 60Y-5.005, F.A.C.); Administrative Dismissal (Rule 60Y-5.006, F.A.C.) ~~except as provided in subsection (3).~~

~~(3) The provisions of Rules 60Y-4.006, 60Y-4.007 and 60Y-4.008, F.A.C., shall apply to all rules enumerated in Subsection (2).~~

~~(3)~~(4) When a proceeding pursuant to Chapter 60Y-5, F.A.C., of the rules of the Commission is before a Panel, the term "Commission", when it appears in this chapter, shall include that Panel, if the context so requires.

Rulemaking Specific Authority 760.06(12), 760.11(14) FS. Law Implemented 760.02, 760.03, 760.05, 760.06, 760.07, 760.10, 760.11 FS. History-New 11-2-78, Formerly 9D-8.01, Amended 6-16-83, Formerly 22T-8.01, 22T-8.001, Amended 8-22-00, xx-xx-xx.