

43 FAR 221 | 11/15/2017 | 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-5.0011

TITLE Answer

**RULEMAKING
AUTHORITY** 760.06(12) FS.

**LAW
IMPLEMENTED** 760.11(1) FS.

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PROPOSAL DATE 11/6/2017

PUBLISH DATE 11/14/2017

Purpose

The proposed rule amendment seeks to correct an inconsistency between the rule and the statute.

Summary

Section 760.11(1), Florida Statutes, indicates that answers may be filed with the Florida Commission on Human Relations within 25 days of the date the complaint was filed with the Commission, not within 25 days of the notice of filing. This amendment would correct this inconsistency.

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 Rule 60Y-5.0011.

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-5.0011 Answer.

(1) Respondent may file an answer to the complaint within 25 days of the date the complaint was filed with the commission ~~of notice of the filing~~. The answer shall be verified. The person filing the answer shall mail a copy to the complaining party.

(2) The answer may be reasonably and fairly amended at any time prior to the issuance of a determination pursuant to Rule 60Y-5.004, F.A.C.

Rulemaking Authority 760.06(12) FS. Law Implemented 760.11(1) FS.
History-New 2-5-04, Amended.