

NOTICE OF PROPOSED RULEMAKING

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE CHAPTER TITLE: Type I Wildlife Management Areas

RULE TITLES:

RULE NOS.:

Specific Regulations for Wildlife Management Areas –
North Central Region.

68A-15.062

PURPOSE AND EFFECT: The purpose of the proposed rule change is to revise specific area regulations on the San Pedro Bay Wildlife Management Area (WMA) to no longer allow the use of dogs to take deer on a portion of the WMA. The effect of the proposed rule change is to continue to provide public hunting opportunities under the Recreational Use Permit Program on lands that remain in the WMA.

SUMMARY: The proposed rule change would revise regulations to no longer allow the use of dogs to take deer on a portion of the WMA (about 7,240 acres; lands south of Camp Jackson Road) due to removal of adjacent lands from the WMA.

A STATEMENT OF ESTIMATED REGULATORY COST HAS NOT BEEN PREPARED REGARDING THESE PROPOSED RULES.

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

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution; Sections 372.121 and 375.313, Florida Statutes.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution; Sections 372.121 and 375.313, Florida Statutes.

THE FISH AND WILDLIFE CONSERVATION COMMISSION WILL CONDUCT A PUBLIC RULEMAKING HEARING ON THE PROPOSED RULES DURING THE REGULAR MEETING OF THE COMMISSION TO BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m. - 5:00 p.m., each day, April 14-15, 2005.

PLACE: Ramada Inn and Conference Center, 2900 North Monroe Street, Tallahassee, Florida.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

THE FULL TEXT OF THE PROPOSED RULE IS AS FOLLOWS:

68A-15.062 Specific Regulations for Wildlife Management Areas - North Central Region.

(1) - (20) No Change.

(21) San Pedro Bay Wildlife Management Area.

(a) - (c) No Change.

(d) General regulations:

1. Deer dogs may be trained north of Camp Jackson Road ~~on the area~~ between the established muzzleloading gun season and general gun season.
2. Hunting with dogs is prohibited during the archery season except that waterfowl retrievers and bird dogs may be used during the early experimental duck season established by Rule 68A-13.003, F.A.C.
3. Motorized vehicles may be operated only on established roads. Vehicular traffic is prohibited on roads identified and posted as closed.
4. Public access to the area is prohibited from one and one-half (1 1/2) hours after sunset to one and one-half (1 1/2) hours before sunrise.

5. Vehicles may only enter and exit the area at designated entrances.
6. Horses are permitted only during periods closed to hunting.
7. Fires are prohibited.
8. Access is permitted only by individuals possessing a valid recreational user permit except as provided by Section 372.57,
F.S.
9. Hunters shall check in an out at a check station when entering and exiting the area and shall check all game taken.
10. The possession or use of dogs, other than bird dogs or waterfowl retrievers, is prohibited south of Camp Jackson Road during open hunting seasons.

(22) - (36) No Change.

PROPOSED EFFECTIVE DATE: August 1, 2005.

Specific Authority Art. IV, Sec. 9, Fla. Const., 372.121, 375.313 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.121, 375.313 FS. History– New 6-21-82, Amended 7-1-83, 11-17-83, 7-5-84, 7-1-85, 2-16-86, 5-7-86, 6-10-86, 11-27-86, 5-10-87, 5-1-88, 6-7-88, 7-1-89, 8-17-89, 7-1-90, 9-1-90, 7-1-91, 7-2-91, 7-1-92, 7-2-92, 8-23-92, 10-22-92, 7-1-93, 7-1-94, 2-9-95, 7-1-95, 7-1-96, 9-15-96, 6-1-97, 7-1-98, 7-2-98, 7-1-99, Formerly 39-15.062, Amended 12-9-99, 7-1-00, 7-1-01, 11-11-01, 6-2-02, 10-16-02, 5-25-03, 7-7-03, 9-29-03, 7-1-04, 8-1-04, _____, _____.

NAME OF PERSON(S) ORIGINATING PROPOSED RULE: Mr. Nick Wiley.

NAME OF SUPERVISOR WHO APPROVED THE PROPOSED RULE: Mr. Kenneth D. Haddad,
Executive Director.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 2, 2005.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN F.A.W.: December 10,
2004.

