

NOTICE OF PROPOSED RULEMAKING

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE CHAPTER TITLE: Fish Management Areas

RULE TITLES:

RULE NOS.:

Specific Fish Management Area Regulations.

68A-20.005

PURPOSE AND EFFECT: The proposed rule changes the name of the fish management area to reflect the current corporate name of the company under which we have a cooperative agreement to manage the area for freshwater fishing. This rule change would modify the area name only; no other changes would be made.

SUMMARY: The proposed rule would change the name of Cargill Fort Meade Fish Management Area to Mosaic Fish Management Area.

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.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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, June 15-17, 2005.

PLACE: Hilton Daytona Beach / Oceanwalk Village, 100 North Atlantic Avenue, Daytona Beach, 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: Darrell Scovell, Director, Division of Freshwater Fisheries Management, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS AS FOLLOWS:

68A-20.005 Specific Fish Management Area Regulations.

(1) - (3) No Change.

(4) Southwest Region:

(a) - (s) No Change.

(t) Mosaic Fish Management Area ~~Cargill-Fort Meade Mine~~, Polk and Hardee counties:

1. General regulations:

a. All anglers shall check in and out at the Mosaic ~~Cargill-Fort Meade Mine~~ creel station, the designated entry point, unless otherwise instructed.

b. Fishing is allowed only by daily permit issued by the Commission.

c. Days and hours of operation and quotas shall be as designated by the Commission and posted at the Mosaic ~~Cargill-Fort Meade Mine~~ creel station. Fishing is permitted in designated lakes only. All other lakes and restricted areas so posted are closed to public fishing. Any lake may be temporarily closed to public access for management purposes, or in the event that access to the lake exposes the public to danger, by posting notice at the creel station.

d. No person shall kill or possess any black bass unless otherwise specified.

e. Daily bag limit for sunshine bass shall be six.

f. Daily bag limit for black crappie shall be 10. No person shall kill or possess any crappie that is less than 10 inches in total length.

- g. Fish may not be filleted, nor their head or tail fin removed, until the angler has checked out at the creel station. Disposal of fish remains is prohibited.
- h. Guns are prohibited.
- i. Motor vehicles may be operated only on designated roads, parking areas and boat ramps.
- j. No person shall park any vehicle in a manner that obstructs a road, boat ramp, gate, or fire lane.
- k. Swimming and float tubes are prohibited.
- l. Rough fish may be removed from designated lakes by cast nets and minnow seines at the discretion of the landowner.
- m. No person shall operate any boat propelled by an internal combustion engine of more than 10 horsepower.

2. Specific regulations:

a. Haul Road Pit.

(I) No person shall kill or possess any black bass that is 15 inches or more in total length.

(II) No person shall kill or possess more than two black bass.

b. Long Pond (LP2 West) – No boats permitted.

(u) No Change

(5) No Change.

*Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 2-19-80, 5-19-80, 6-4-81, 9-28-81, 6-21-82, 7-1-83, 11-17-83, 7-1-84, 7-1-85, Formerly 39-20.05, Amended 2-27-86, 6-1-86, 5-10-87, 4-13-88, 7-1-89, 7-1-90, 4-11-91, 7-1-91, 7-2-92, 8-23-92, 4-20-93, 7-1-94, 8-15-95, 10-23-95, 4-1-96, 2-16-97, 6-1-97, 6-29-97, 1-1-98, 7-1-98, 11-2-98, Formerly 39-20.005, Amended 4-30-00, 7-1-00, 10-10-00, 4-1-01, 7-1-01, 10-9-01, 7-1-02, 1-1-03, 7-1-03, 1-1-04, 7-1-04,\_\_\_\_\_.*

NAME OF PERSON(S) ORIGINATING PROPOSED RULE: Mr. Tom Champeau, Biological

Administrator, Division of Freshwater Fisheries Management.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 2005.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN F.A.W.: December 17,  
2004.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS  
POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF  
THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS  
POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.