

NOTICE OF RULE DEVELOPMENT

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares, and Mobile Homes

RULE NO.:

RULE TITLE:

61B-23.00215

Ombudsman; Election Monitoring; Monitor's Role;
Scope and Extent.

PURPOSE AND EFFECT: The rule amendment accomplishes the following purposes: clarifies that owners of multiple units must sign the petition for each unit; provides that the designated unit owner representative sign the petition; requires the association to provide a current list identifying the qualified voter for each condominium unit; requires the provision of a copy of the First Notice of Election; increases the petition filing time from 14 to 21 days in advance of an election; and requires associations to cooperate with the ombudsman and election monitor. The petition form is changed to correct mailing address and contact information; requires contact information for the property manager; requires petitioner to indicate whether the current list of qualified voters and First Notice of Election are attached to the petition; and deletes the option to provide a statement regarding the basis for the petition and other unnecessary information.

SUBJECT AREA TO BE ADDRESSED: This rule amendment addresses the procedures and form for requesting appointment of an election monitor.

RULEMAKING AUTHORITY: 718.5012(10), FS.

LAW IMPLEMENTED: 718.1255, 718.5012(10), 718.5014, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME

AND PLACE SHOWN BELOW.

DATE AND TIME: September 17, 2010 at 9:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 North Monroe Street,
Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE

DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:

Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums,
Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030.

The preliminary text of the proposed rule development is also available on line at

<http://www.myflorida.com/dbpr/lsc/LSCMHRulePromulgation.html>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE
AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop by contacting Sharon A. Malloy, Senior Management Analyst II, at 850-488-1631. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.