

NOTICE OF PROPOSED RULE DEVELOPMENT

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

Rule No.:	Rule Title:
61B-60.001	Definitions and Scope.
61B-60.002	General Provisions; Forms and Fees.
61B-60.003	Application for and Renewal of Broker or Salesperson License.
61B-60.004	Bond and Irrevocable Letter of Credit.
61B-60.005	Principal Place of Business; Broker’s Branch Office License Application and Branch Office License Renewal.
61B-60.006	Escrow Trust Depository; Closing Transactions.
61B-60.008	Standards of Conduct; Penalties.

PURPOSE AND EFFECT: This rule amendment incorporates Governor Crist’s plain language initiative, clarifies current rules and includes substantive changes, including the following: adds various definitions; addresses principal place of business requirements; revises and incorporates division forms; changes fingerprint processing fees; deletes the fee for the change form; clarifies the application process; provides a new section addressing the renewal process; addresses the audit and inspection of business records by the division; addresses and clarifies the suspension and revocation procedures; and provides new guidelines for determining civil penalties.

SUBJECT AREA TO BE ADDRESSED: This rule amendment addresses the licensing and regulation of yacht and ship brokers and salespersons under Chapter 326, Florida Statutes.

SPECIFIC AUTHORITY: 215.405, 326.003(2), 326.004(1),(5),(13),(15), FS.

LAW IMPLEMENTED: 326.002, 326.003(3), 326.004, 326.005, 326.006, FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: April 9, 2009 at 9:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 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/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.

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 Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE. The preliminary draft rule is also available on line at <http://www.myflorida.com/dbpr/lsc/LSCMHRulePromulgation.html>.