

## Notice of Proposed Rule

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**  
**Regulatory Council of Community Association Managers**

RULE NO: RULE TITLE

61E14-3.002: Special Assessment

PURPOSE AND EFFECT: The Council proposes to amend the existing rule to replace the term "Community Association Manager" with "licensee" to reflect the licensure requirement of community association management firms and to authorize the Council to determine the amount of a special assessment fee and the date of payment due by resolution of the Council.

SUMMARY: The Council proposes to amend the existing rule to replace the term "Community Association Manager" with "licensee" to reflect the licensure requirement of community association management firms and to authorize the Council to determine the amount of a special assessment fee and the date of payment due by resolution of the Council.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 468.4315(2), 455.217(2) FS.

LAW IMPLEMENTED: 455.217(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Regulatory Council of Community Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762

THE FULL TEXT OF THE PROPOSED RULE IS:

61E14-3.002 Special Assessment.

(1) Each ~~Community Association Manager~~ licensee licensed on or before January 1, 2002, whether active or inactive, shall pay a special assessment fee as determined necessary by the Council ~~of \$200.00~~ to the Department. Payment of the fee must be received by the Department no later than 5:00 p.m. on the date specified by resolution of the Council ~~September 30, 2002~~.

(2) The special assessment fee applies to all licensees including those whose licenses have been suspended and/or placed on probation by the Department.

(3) Failure to pay the special assessment fee as required above shall constitute grounds for disciplinary action. Licensees who fail to pay the special assessment fee as required above shall be charged with violating Section 468.436(1)(b)2., F.S.

Rulemaking Specific Authority 455.219(2) FS. Law Implemented 455.219(2) FS. History--New 6-18-02, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Regulatory Council of Community Association Managers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Regulatory Council of Community Association Managers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 5, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 22, 2009