

27 WHEREAS, procedures available under the Administrative
 28 Procedure Act may delay adoption of the rule by the department,
 29 making the rule unavailable for ratification during the 2014
 30 Regular Session, and

31 WHEREAS, it is important for these rules to take effect as
 32 soon as possible so that associated flow protection rules can be
 33 implemented as soon as possible, and

34 WHEREAS, exempting the proposed rule 62-42.300, Florida
 35 Administrative Code, from legislative ratification will allow
 36 the rules, if otherwise valid, to become effective before the
 37 next opportunity for legislative ratification, NOW, THEREFORE,

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39 Be It Enacted by the Legislature of the State of Florida:

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41 Section 1. (1) The rule proposed by the Department of
 42 Environmental Protection as rule 62-42.300, Florida
 43 Administrative Code, entitled "Minimum Flows and Levels and
 44 Recovery and Prevention Strategies," which was published on
 45 March 7, 2014, in the Florida Administrative Register, Vol. 40,
 46 No. 46, pages 1069-1071, is exempt from ratification under s.
 47 120.541(3), Florida Statutes.

48 (2) This act serves no other purpose and shall not be
 49 codified in the Florida Statutes. At the time of filing this
 50 rule for adoption, or as soon thereafter as practicable, the
 51 department shall publish a notice of the enactment of this
 52 exemption in the Florida Administrative Register. This act does

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53 not alter rulemaking authority delegated by prior law and does
54 not constitute legislative preemption of or exception to any
55 other provision of law governing adoption or enforcement of the
56 rule cited. This act does not cure any rulemaking defect or
57 preempt any challenge based on a lack of authority or a
58 violation of the legal requirements governing the adoption of
59 any rule cited.

60 Section 2. This act shall take effect upon becoming a law.