

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Community Affairs offered the following:

Amendment (with title amendment)

Remove from the bill: Everything after the enacting clause
and insert in lieu thereof:

Section 1. Subsection (d) of section 21.04 of article 21 of chapter 92-341, Laws of Florida, as enacted by said law, is amended to read:

ARTICLE 21. JACKSONVILLE ELECTRIC AUTHORITY

Section 21.04. Powers.--The authority shall have the following powers, in addition to powers otherwise conferred:

(d)(1) To the extent permitted by law, to fix, regulate, and collect rates and charges for the services furnished by the electric system, only after the authority shall have given notice of and held a public hearing in Duval County. The notice shall be published not less than 1 week in advance in at least one newspaper of general circulation in the county. Said notice shall be at least one-fourth page in

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1 size, inviting the public to be present and heard. The
2 authority shall have the power to impose sanctions to enforce
3 compliance with any rule or regulation which the authority may
4 adopt in the management and operation of, or the sale or use
5 of electricity from the electric system. The city and other
6 public bodies shall be required to pay for electricity upon
7 the same basis as other users.

8 (2) To assess civil penalties in an amount up to but
9 not to exceed \$2,000 to be paid to the authority for violation
10 of industrial pretreatment protective regulations. Each day a
11 violation continues shall be a separate violation. In all
12 proceedings in which the authority seeks to impose a penalty
13 involving air or water pollution, at the election of the
14 person or entity whose substantial interest is at stake, such
15 person or entity may select either:

16 (i) The procedures described in section 120.569,
17 Florida Statutes, 1998 Supplement, and section 120157, Florida
18 Statutes, 1998 Supplement, as such sections may be amended
19 from time to time, which procedures include, when
20 appropriately requested, the hiring and utilization of
21 administrative law judges within the Division of
22 Administrative Hearings of the State of Florida to preside
23 over disputed cases; or

24 (ii) An alternate procedure established by the
25 authority.

26 Section 2. This act shall take effect upon becoming
27 law.

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30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

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1 On page 1, line 11, after the semicolon,
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3 insert:
4 providing for a hearing;
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