

dhs-21

Bill No. CS/HB 2067, 2nd Eng.

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

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

Representative(s) Heyman offered the following:

Amendment to Senate Amendment (262684) (with title amendment)

On page 3, line 7, of the amendment

insert:

Section 1. Subsection (6) of section 403.9324, Florida Statutes, is amended to read:

403.9324 Mangrove protection rule; delegation of mangrove protection to local governments.--

(6) A local government that receives delegation of the department's authority to regulate mangroves shall issue all permits required by law and in lieu of any departmental permit provided for by ss. 403.9321-403.9333. The availability of the exemptions to trim mangroves in riparian mangrove fringe areas provided in s. 403.9326 may not be restricted or qualified in any way by any local government. This subsection does not preclude a delegated local government from imposing stricter substantive standards or more demanding procedural requirements for mangrove trimming or alteration outside of

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1 riparian mangrove fringe areas. However, any such standard or
 2 procedural requirement imposed by a delegated local government
 3 that is stricter or more demanding than the state standards
 4 included in ss. 403.9321-403.9333 may be overruled by the
 5 department, if it is determined by the department that such
 6 standards and requirements impose an unreasonable hardship on
 7 the riparian property owner. Any riparian property owner
 8 seeking a permit from a delegated local government for
 9 mangrove trimming or alteration outside of a riparian mangrove
 10 fringe area shall have the express right to seek a hardship
 11 determination from the department.

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

And the title is amended as follows:

On page 3, line 21, of the amendment

after the semicolon insert:

amending s. 403.9324, F.S.; providing for a
hardship determination by the department;