

By Senator Childers

312-1092-00

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

A bill to be entitled  
An act relating to environmental permitting;  
amending s. 373.4145, F.S.; providing for the  
accelerated development of implementing actions  
for a permitting program under part IV of ch.  
373, F.S., in the Northwest Florida Water  
Management District; providing an effective  
date.

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

Section 1. Subsections (6) and (7) of section  
373.4145, Florida Statutes, are amended to read:

373.4145 Interim part IV permitting program for the  
Northwest Florida Water Management District.--

(6) Subsections (1), (2), (3), and (4) shall be  
repealed upon the effective date of rules adopted under  
paragraph (7)(c) effective July 1, 2003.

(7)(a) The department and the Northwest Florida Water  
Management District are directed to begin developing a plan by  
which the permitting for activities proposed in surface waters  
and wetlands shall fully comply with the provisions of this  
part, beginning July 1, 2001 ~~2003~~. The plan also shall address  
the division of environmental resource permitting  
responsibilities between the department and the Northwest  
Florida Water Management District; the methodology of  
delineating wetlands in the Northwest Florida Water Management  
District; authority of the Northwest Florida Water Management  
District to implement federal permitting programs related to  
activities in surface waters and wetlands; and the chapter 70  
implications of implementing the provisions of this part

1 within the jurisdiction of the Northwest Florida Water  
2 Management District.

3 (b) The department and Northwest Florida Water  
4 Management District shall jointly prepare a ~~an interim~~ report  
5 on their progress in developing the ~~aforementioned~~ plan, to be  
6 presented January ~~March~~ 1, 2001, to the Governor, the  
7 President of the Senate, the Speaker of the House of  
8 Representatives, and the chairs of the relevant substantive  
9 and fiscal committees. ~~The department and district shall~~  
10 ~~present a final report on March 1, 2003.~~

11 (c) The department and the Northwest Florida Water  
12 Management District may adopt rules implementing all or a  
13 portion of the Management and Storage of Surface Water Program  
14 under part IV as described in the progress report under  
15 paragraph (7)(b) which are substantially equivalent to those  
16 in effect in the rest of the state. The rules must be ready  
17 for adoption by October 1, 2001, unless the adoption is  
18 challenged.

19 (d)~~(c)~~ Any jurisdictional declaratory statement issued  
20 for a project within the geographic jurisdiction of the  
21 Northwest Florida Water Management District that is valid on  
22 July 1, 1999, and for which there has been issued a permit  
23 pursuant to this chapter and chapter 403 for a phase of that  
24 project and which identified proposed future development,  
25 including mitigation, that would require an additional permit  
26 pursuant to this chapter and chapter 403 shall not expire  
27 until January 1, 2002.

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

30  
31

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

\*\*\*\*\*

SENATE SUMMARY

Provides for the accelerated development of a plan and rules for a permitting program in the Northwest Florida Water Management District.