

1  
2 An act relating to rulemaking authority of  
3 water management districts; amending s.  
4 373.118, F.S.; authorizing water management  
5 district governing boards to delegate powers  
6 and duties pertaining to general permits to  
7 their executive directors; providing for  
8 execution of such delegated authority;  
9 providing for referral of certain denials to  
10 the governing board for final action; providing  
11 an effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

14  
15 Section 1. Section 373.118, Florida Statutes, is  
16 amended to read:

17 373.118 General permits.--

18 (1) The governing board may adopt rules establishing a  
19 general permit system under this chapter for projects, or  
20 categories of projects, which have, either singly or  
21 cumulatively, a minimal adverse impact on the water resources  
22 of the district. Such rules shall specify design or  
23 performance criteria which, if applied, would result in  
24 compliance with the conditions for issuance of permits  
25 established in this chapter and district rules.

26 (2) A general permit system relating to water use may  
27 provide for the granting of permits for the use of water in  
28 specified amounts within identified areas of the district.  
29 General permits for water use shall be subject to all the  
30 provisions of part II except the provisions of s. 373.229.

31

1           (3) In lieu of the publication of notice requirements  
2 of ss. 373.116, 373.229, and 373.413, the governing board may  
3 establish alternative notice requirements for general permits,  
4 which requirements take into account the nature and scope of  
5 the projects permitted and the effect the proposed activity  
6 may have on other persons.

7           (4) To provide for greater efficiency, the governing  
8 board may delegate by rule its powers and duties pertaining to  
9 general permits to the executive director. The executive  
10 director may execute such delegated authority through  
11 designated staff. However, when delegating the authority to  
12 take final action on permit applications under part II or part  
13 IV or petitions for variances or waivers of permitting  
14 requirements under part II or part IV, the governing board  
15 shall provide a process for referring any denial of such  
16 application or petition to the governing board to take such  
17 final action.

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