



Bill No. CS for SB 2140

Amendment No. \_\_\_\_

1 a written determination from the district or department  
2 confirming that the activity qualifies for the exemption.

3 (9) Any rule of a district or the department in  
4 existence on October 3, 1995, creating an exemption from all  
5 or a part of the requirements of this part or the rules  
6 adopted to implement this part is ratified and affirmed.  
7 However, this subsection shall not be construed to modify  
8 exemptions currently in existence or to limit the authority of  
9 the water management districts or the department to amend  
10 these rules or to adopt rules creating additional exemptions.

11 Section 13. Section 373.108, Florida Statutes, is  
12 created to read:

13 373.108 In the case of a proceeding under s. 120.569  
14 and a proceeding under s. 120.57, requested by a third party  
15 opponent on a permit application under this chapter or chapter  
16 403, a prima facie case shall be established by the applicant  
17 through the introduction of the application and written  
18 evidence or testimony from the department or district that the  
19 application satisfies the applicable permitting standards and  
20 criteria.

21  
22 (Redesignate subsequent sections.)

23  
24  
25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27 On page 2, line 24, after the semicolon,  
28  
29 insert:  
30 amending s. 373.406, F.S.; authorizing  
31 districts or department to enact certain

Bill No. CS for SB 2140

Amendment No. \_\_\_\_

1           exemptions by rule or order; ratifying certain  
2           exemptions adopted by rule which existed on a  
3           certain date; creating s. 373.108, F.S. ;  
4           establishing an applicant's burden of proof in  
5           establishing permit entitlement under chapters  
6           373 and 403, F.S. ;  
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