

Bill No. CS for SB 2140

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senators Childers and Clary moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 21, between lines 9 and 10,		
15			
16	insert:		
17	Section 12. Subsection (5) is added to section		
18	403.088, Florida Statutes, to read:		
19	403.088 Water pollution operation permits;		
20	conditions.--		
21	<u>(5)(a) A person permitted under this section shall</u>		
22	<u>report to the department, upon discovery, any noncompliance</u>		
23	<u>that may endanger public health or the</u>		
24	<u>environment. Notification shall be provided orally to the</u>		
25	<u>department immediately after notification of appropriate local</u>		
26	<u>health and emergency management authorities. A written report</u>		
27	<u>detailing the noncompliance circumstances and actions taken to</u>		
28	<u>resolve the noncompliance also shall be provided to the</u>		
29	<u>department within five days of discovery unless the department</u>		
30	<u>waives the report.</u>		
31	<u>(b) The department may adopt rules to:</u>		

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1           1. Specify the circumstances of noncompliance that  
2 warrant notification, including but not limited to bypasses,  
3 upsets, violations of permitted discharge limits, and  
4 unauthorized discharges to surface or ground waters;

5           2. Specify the information to be included in oral and  
6 written notifications of noncompliance;

7           3. Specify the persons to be notified of noncompliance  
8 and the manner of notification, with consideration given to  
9 use of the statewide emergency response system;

10          4. Specify any follow-up actions necessary to ensure  
11 resolution of the noncompliance and prevention of future  
12 noncompliance; and

13          5. Otherwise carry out the purposes of this  
14 subsection.

15          (c) Until such rules are implemented, the department  
16 shall notify all affected permittees about the existing  
17 statewide toll-free emergency management communications system  
18 and other appropriate means of reporting the instances of  
19 noncompliance identified in this subsection.

20  
21 (Redesignate subsequent sections.)

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

25 And the title is amended as follows:

26           On page 2, line 24, after the semicolon,

27  
28 insert:

29           amending s. 403.088, F.S.; requiring persons  
30           holding water pollution operation permits to  
31           report certain noncompliance; providing for the

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1            adoption of rules;  
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