

Amendment No. 01 (for drafter's use only)

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

Representative(s) Attkisson offered the following:

Amendment to Amendment (400573) (with title amendment)

On page 8, between lines 17-18 of the amendment

insert:

Section 2. Subsection (8) of section 367.171, Florida Statutes, is amended to read:

367.171 Effectiveness of this chapter.--

(8) Each county which is excluded from the provisions of this chapter or adopts a resolution pursuant to subsection (1) shall regulate the rates of all utilities in that county which would otherwise be subject to regulation by the commission pursuant to s. 367.081(1), (2), (3), and (6). The county shall not regulate the rates or charges of any system or facility which would otherwise be exempt from commission regulation pursuant to s. 367.022(2). No county, or authority or district within such county, shall exercise the power of eminent domain over any water or wastewater utility system or facility regulated by such county pursuant to this chapter, or which has been regulated by such county within the preceding 5

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1 years, unless the county demonstrates that the utility system
2 or facility to be condemned constitutes a present danger to
3 the public health or has been abandoned.For this purpose the
4 county or its agency shall proceed as though the county or
5 agency is the commission. In all proceedings conducted by a
6 county or its agency under the authority of this chapter, the
7 provisions of ss. 120.569 and 120.57 shall apply.

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

11 And the title is amended as follows:

12 On page 9, line 2 of the amendment

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14 after the semicolon insert:

15 relating to local government regulation of
16 water or wastewater utilities; amending s.
17 367.171, F.S.; providing for regulation of
18 certain utilities by certain counties;
19 prohibiting exercise of eminent domain by
20 certain governmental entities under certain
21 circumstances;

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