

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Paul offered the following:

Amendment (with directory and title amendments)

On page 17, between lines 21 and 22,
insert:

Section 6. Subsection (3) is added to section 378.207,
Florida Statutes, to read:

378.207 Reclamation criteria and standards.--

(3) To minimize the impacts of phosphate mining on the
waters and uplands in the most sensitive areas around the
headwaters of Charlotte Harbor and to reduce the risks that
Charlotte Harbor and its tributaries are affected by spills from
phosphate mining clay settling ponds, there shall be a buffer
wherein no mining activity shall take place within the 100 year
floodplain of the Peace River, Horse Creek, the Myakka River and
each of their tributaries, south of the northernmost boundary of

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28 Township 35 South, Ranges 22, 23, 24, 25, 26 East of Latitude
 29 North 27 Degrees 28 minutes. In no instance, however, shall the
 30 buffer be less than a distance of 1000 feet from the mean high
 31 waterline nor greater than 1750 feet from the mean high
 32 waterline of the Peace River, Horse Creek, Myakka River and each
 33 of their tributaries. Where this section prohibits the
 34 exploitation of otherwise commercially viable phosphate
 35 deposits, and phosphate mining rights in the prohibited area are
 36 owned by an entity seeking approval for phosphate mining in an
 37 area contiguous with the prohibited area, the department may
 38 consider the prohibited area as preserved land when reviewing
 39 mine reclamation plans under this 378 and when it is otherwise
 40 appropriate under applicable statutes and rules.

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

44 On page 1, line 21,
45 remove: all of said line

46
47 and insert:

48
 49 appropriation; amending s. 378.207, F.S., relating to
 50 reclamation criteria and standards; providing for a buffer
 51 within the 100 year floodplain of a specified area wherein
 52 mining activity shall be prohibited; providing
 53 requirements with respect to such buffer; authorizing the
 54 Department of Environmental Protection to consider the
 55 protected area as preserved land under specified
 56 circumstances; amending s. 378.212, F.S.; providing