

Bill No. SB 2338Amendment No. 1 Barcode 101540

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	The Committee on Natural Resources recommended the following		
12	amendment:		
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14	<b>Senate Amendment (with title amendment)</b>		
15	On page 5, between lines 8 and 9,		
16			
17	insert:		
18	Section 2. Paragraph (a) of subsection (6) of section		
19	403.087, Florida Statutes, is amended to read:		
20	403.087 Permits; general issuance; denial; revocation;		
21	prohibition; penalty.--		
22	(6)(a) The department shall require a processing fee		
23	in an amount sufficient, to the greatest extent possible, to		
24	cover the costs of reviewing and acting upon any application		
25	for a permit or request for site-specific alternative criteria		
26	or for an exemption from water quality criteria and to cover		
27	the costs of surveillance and other field services and related		
28	support activities associated with any permit or plan approval		
29	issued pursuant to this chapter. However, when an application		
30	is received without the required fee, the department shall		
31	acknowledge receipt of the application and shall immediately		

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1 return the unprocessed application to the applicant and shall  
2 take no further action until the application is received with  
3 the appropriate fee. The department shall adopt a schedule of  
4 fees by rule, subject to the following limitations:

5       1. The fee for any of the following may not exceed  
6 \$32,500:

7           a. Hazardous waste, construction permit.  
8           b. Hazardous waste, operation permit.  
9           c. Hazardous waste, postclosure permit, or clean  
10 closure plan approval.  
11           d. Hazardous waste, corrective action permit.

12       2. The permit fee for a Class I injection well  
13 construction permit may not exceed \$12,500.

14       3. The permit fee for any of the following permits may  
15 not exceed \$10,000:

16           a. Solid waste, construction permit.  
17           b. Solid waste, operation permit.  
18           c. Class I injection well, operation permit.

19       4. The permit fee for any of the following permits may  
20 not exceed \$7,500:

21           a. Air pollution, construction permit.  
22           b. Solid waste, closure permit.  
23           c. Drinking water, construction or operation permit.  
24           d. Domestic waste residuals, construction or operation  
25 permit.

26           e. Industrial waste, operation permit.  
27           f. Industrial waste, construction permit.

28       5. The permit fee for any of the following permits may  
29 not exceed \$5,000:

30           a. Domestic waste, operation permit.  
31           b. Domestic waste, construction permit.

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- 1           6. The permit fee for any of the following permits may  
2 not exceed \$4,000:
- 3           a. Wetlands resource management--(dredge and fill),  
4 standard form permit.
- 5           b. Hazardous waste, research and development permit.
- 6           c. Air pollution, operation permit, for sources not  
7 subject to s. 403.0872.
- 8           d. Class III injection well, construction, operation,  
9 or abandonment permits.
- 10          7. The permit fee for Class V injection wells,  
11 construction, operation, and abandonment permits may not  
12 exceed \$750.
- 13          8. The permit fee for any of the following permits may  
14 not exceed \$500:
- 15           a. Domestic waste, collection system permits.
- 16           b. Wetlands resource management--(dredge and fill and  
17 mangrove alterations), short permit form.
- 18           c. Drinking water, distribution system permit.
- 19          9. The permit fee for stormwater operation permits may  
20 not exceed \$100.
- 21          10. The general permit fees for permits that require  
22 certification by a registered professional engineer or  
23 professional geologist may not exceed \$500. The general  
24 permit fee for other permit types may not exceed \$100.
- 25          11. The fee for a permit issued pursuant to s. 403.816  
26 is \$5,000, and the fee for any modification of such permit  
27 requested by the applicant is \$1,000.
- 28          12. The regulatory program and surveillance fees for  
29 facilities permitted pursuant to s. 403.088 or s. 403.0885, or  
30 for facilities permitted pursuant to s. 402 of the Clean Water  
31 Act, as amended, 33 U.S.C. ss. 1251 et seq., and for which the

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1 department has been granted administrative authority, shall be  
2 limited as follows:

3 a. The fees for domestic wastewater facilities shall  
4 not exceed \$7,500 annually. The department shall establish a  
5 sliding scale of fees based on the permitted capacity and  
6 shall ensure smaller domestic waste dischargers do not bear an  
7 inordinate share of costs of the program.

8 b. The annual fees for industrial waste facilities  
9 shall not exceed \$11,500. The department shall establish a  
10 sliding scale of fees based upon the volume, concentration, or  
11 nature of the industrial waste discharge and shall ensure  
12 smaller industrial waste dischargers do not bear an inordinate  
13 share of costs of the program.

14 c. The department may establish a fee, not to exceed  
15 the amounts in subparagraphs 4. and 5., to cover additional  
16 costs of review required for permit modification or  
17 construction engineering plans.

18 Section 3. Subsection (1) of section 403.722, Florida  
19 Statutes, is amended to read:

20 403.722 Permits; hazardous waste disposal, storage,  
21 and treatment facilities.--

22 (1) Each person who intends to construct, modify,  
23 operate, or close a hazardous waste disposal, storage, or  
24 treatment facility shall obtain a construction permit,  
25 operation permit, postclosure permit, ~~or~~ clean closure plan  
26 approval, or corrective action permit from the department  
27 prior to constructing, modifying, operating, or closing the  
28 facility. By rule, the department may provide for the  
29 issuance of a single permit instead of any two or more  
30 hazardous waste facility permits.  
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1 (Redesignate subsequent sections.)

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

5 And the title is amended as follows:

6 On page 1, line 7, after "exceptions;"

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8 insert:

9 amending s. 403.087, F.S.; providing for a

10 hazardous waste, corrective action permit;

11 amending s. 403.722, F.S.; providing that a

12 corrective action permit must be obtained from

13 the Department of Environmental Protection;

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