

Bill No. SB 2726

Amendment No. Barcode 392110

CHAMBER ACTION

Senate

House

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Senator Constantine moved the following amendment:

Senate Amendment (with title amendment)

On page 24, between lines 18 and 19,

insert:

Section 5. Paragraph (a) of subsection (6) of section 403.087, Florida Statutes, is amended to read:

403.087 Permits; general issuance; denial; revocation; prohibition; penalty.--

(6)(a) The department shall require a processing fee in an amount sufficient, to the greatest extent possible, to cover the costs of reviewing and acting upon any application for a permit or request for site-specific alternative criteria or for an exemption from water quality criteria and to cover the costs of surveillance and other field services and related support activities associated with any permit or plan approval issued pursuant to this chapter. However, when an application is received without the required fee, the department shall acknowledge receipt of the application and shall immediately return the unprocessed application to the applicant and shall

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

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

- 6 a. Hazardous waste, construction permit.
- 7 b. Hazardous waste, operation permit.
- 8 c. Hazardous waste, postclosure permit, or clean
9 closure plan approval.

10 d. Hazardous waste, corrective action permit.

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

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

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

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

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

25 e. Industrial waste, operation permit.

26 f. Industrial waste, construction permit.

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

29 a. Domestic waste, operation permit.

30 b. Domestic waste, construction permit.

31 6. The permit fee for any of the following permits may

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1 not exceed \$4,000:

2 a. Wetlands resource management--(dredge and fill),
3 standard form permit.

4 b. Hazardous waste, research and development permit.

5 c. Air pollution, operation permit, for sources not
6 subject to s. 403.0872.

7 d. Class III injection well, construction, operation,
8 or abandonment permits.

9 7. The permit fee for Class V injection wells,
10 construction, operation, and abandonment permits may not
11 exceed \$750.

12 8. The permit fee for any of the following permits may
13 not exceed \$500:

14 a. Domestic waste, collection system permits.

15 b. Wetlands resource management--(dredge and fill and
16 mangrove alterations), short permit form.

17 c. Drinking water, distribution system permit.

18 9. The permit fee for stormwater operation permits may
19 not exceed \$100.

20 10. The general permit fees for permits that require
21 certification by a registered professional engineer or
22 professional geologist may not exceed \$500. The general
23 permit fee for other permit types may not exceed \$100.

24 11. The fee for a permit issued pursuant to s. 403.816
25 is \$5,000, and the fee for any modification of such permit
26 requested by the applicant is \$1,000.

27 12. The regulatory program and surveillance fees for
28 facilities permitted pursuant to s. 403.088 or s. 403.0885, or
29 for facilities permitted pursuant to s. 402 of the Clean Water
30 Act, as amended, 33 U.S.C. ss. 1251 et seq., and for which the
31 department has been granted administrative authority, shall be

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1 limited as follows:

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

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

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

17 Section 6. Subsection (1) of section 403.722, Florida
18 Statutes, is amended to read:

19 403.722 Permits; hazardous waste disposal, storage,
20 and treatment facilities.--

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

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31 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3 On page 1, line 30, after the semicolon

4

5 insert:

6 amending s. 403.087, F.S.; adding hazardous
7 waste, corrective action permits to a list of
8 approvals; amending s. 403.722, F.S.; adding a
9 "corrective action permit" to a list of
10 approvals;

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