

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|------------------------------|-----------------------------|---|
| 1. Reduce government? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

Present Situation

The Orlando Utilities Commission (OUC) has a public water supply service area that partially lies within the boundaries of the St. John River Water Management District (SJRWMD) and partially within the boundaries of the South Florida Water Management District (SFWMD). Agreements to allow one district to issue a single permit for water uses that cross district boundaries are authorized under Section 373.046 (6).

Both districts have agreed in concept that it is appropriate to issue one permit for the OUC system. However, the General Counsel for SJRWMD has raised a number of concerns over the years regarding the permit. The most recent concern is that the interagency agreements authorized in s. 373.046(6), F.S., are not available when groundwater is transferred for use across water management district boundaries.

Effect of Proposed Changes

Interdistrict transfers of groundwater

HB 407 amends Section 373.2295, F.S., to provide that water withdrawal from one WMD for use outside that district is not an "interdistrict transfer and use" if both withdrawal and use occur within the same county. Additionally, the bill provides that in administering the interdistrict transfer provisions, the WMD may enter into interagency agreements as provided in 373.046(6) prior to the effective date of this act are authorized.

C. SECTION DIRECTORY:

Section 1. Amends s. 373.2295, F.S., dealing with interdistrict water transfer of groundwater

Section 2. Amends s. 373.2295, F.S., dealing with interagency agreements.

Section 3. Provides that the act shall take effect upon becoming law.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

The bill may reduce the cost of obtaining permits by requiring permits from one WMD rather than two.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

The bill may reduce the cost of obtaining permits by requiring permits from one WMD rather than two by up to \$500,000.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable. The bill does not affect municipal or county government.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES

On March 26, 2002, the House Natural Resources Committee favorably adopted a committee substitute for HB 407. The committee substitute does the following:

- Allows for interdistrict withdrawal and use of groundwater within the same county; and
- Provides that agreements between water management districts entered into before the effective date of the act are authorized.

