

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

.
.
.

1 Representative Littlefield offered the following:

2
3 **Amendment (with title amendment)**

4 On page 1, between lines 17 and 18, insert:

5 Section 1. Subsection (13) is added to section 253.034,
6 Florida Statutes, to read:

7 253.034 State-owned lands; uses.--

8 (13) Notwithstanding any statute, regulation, or real
9 property conveyance to the contrary, public easements over
10 conservation lands or other interests in real property managed
11 for natural resource purposes and vested in the Board of
12 Trustees of the Internal Improvement Trust Fund may be granted
13 to any electric utility for electric transmission and
14 distribution lines where no practical and prudent alternative to
15 siting such facilities on such lands exists and all steps
16 necessary to minimize impacts as set forth below are

097393

Amendment No. (for drafter's use only)

17 implemented. The test for practicality and prudence shall
18 compare the social, economic, and environmental effects of the
19 site alternatives. Adverse impacts to lands vested in the Board
20 of Trustees of the Internal Improvement Trust Fund resulting
21 from electric transmission and distribution lines authorized
22 pursuant to this section shall be minimized by reasonable
23 measures, where applicable, including:

24 (a) Locating electric transmission and distribution lines
25 in areas where fewer adverse impacts are expected, such as areas
26 that have already been impacted or areas that are less sensitive
27 than other areas.

28 (b) Avoiding significant wildlife habitats, natural
29 aquatic areas, wetlands, or other valuable natural resources.

30 (c) Selecting routes to minimize damage to existing
31 aesthetically pleasing features of the lands.

32 (d) Employing best management practices in construction
33 and operations.

34 (e) Designing access roads and site preparation to avoid
35 interference with hydrologic conditions that benefit natural
36 resources and reduce impacts on other natural resources and
37 public use and enjoyment.

38 (f) Selecting areas that will not increase undesirable
39 human activities on lands vested in the Board of Trustees of the
40 Internal Improvement Trust Fund, provided that human activities
41 may be encouraged where electric transmission or distribution
42 lines are designated as part of a greenway or trail.

097393

Amendment No. (for drafter's use only)

43 (g) Minimizing the adverse effects on the management of
44 lands vested in the Board of Trustees of the Internal
45 Improvement Trust Fund.

46
47 For transmission lines approved pursuant to the procedures of
48 part II of chapter 403, the easement contemplated by this
49 section shall be considered concurrently with and, if approved,
50 issued by the agency head authorized to take action on the
51 application under part II of chapter 403. For transmission or
52 distribution lines not subject to the procedures of part II of
53 chapter 403, the easement contemplated by this section shall be
54 considered concurrently with and, if approved, issued by the
55 agency head authorized to take action on an application under
56 part IV of chapter 373.

57 Section 2. Subsection (6) of section 366.04, Florida
58 Statutes, is amended to read:

59 366.04 Jurisdiction of commission.--

60 (6) The commission shall further have exclusive
61 jurisdiction to prescribe and enforce safety standards for
62 transmission and distribution facilities of all public electric
63 utilities, cooperatives organized under the Rural Electric
64 Cooperative Law, and electric utilities owned and operated by
65 municipalities. In adopting safety standards, the commission
66 shall:

67 (a) Adopt the 1984 edition of the National Electrical
68 Safety Code (ANSI C2) as initial standards; and

69 (b) Adopt, after review, any new edition of the National
70 Electrical Safety Code (ANSI C2).

097393

Amendment No. (for drafter's use only)

71
72 The standards prescribed by the current 1984 edition of the
73 National Electrical Safety Code (ANSI C2) shall constitute
74 acceptable and adequate requirements for the protection of the
75 safety of the public, and compliance with the minimum
76 requirements of that code shall constitute good engineering
77 practice by the utilities. Utilities shall have a right to trim
78 or remove vegetation pursuant to ANSI A300 and ANSI Z133. The
79 administrative authority referred to in the 1984 edition of the
80 National Electrical Safety Code is the commission. However,
81 nothing herein shall be construed as superseding, repealing, or
82 amending the provisions of s. 403.523(1) and (10).

83
84 ===== T I T L E A M E N D M E N T =====

85 On page 1, remove line 2 and insert:
86 An act relating to energy; amending s. 253.034, F.S.;
87 authorizing the granting of easements for electric transmission
88 and distribution lines under certain circumstances; providing
89 measures for minimizing adverse impacts resulting from such
90 lines; amending s. 366.04, F.S.; providing that utilities have
91 the right to trim or remove certain vegetation; creating