

Bill No. CS for SB 2510

Barcode 133386

CHAMBER ACTION

Senate

House

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Senator Lawson moved the following amendment:

Senate Amendment

On page 1, line 28 through page 4, line 7, delete those lines

and insert:

(3) Consistency review shall be limited to review of the following activities, uses, and projects to ensure that such activities, ~~and uses, and projects~~ are conducted in accordance with the state's coastal management program:

(a) Federal development projects and activities of federal agencies which significantly affect coastal waters and the adjacent shorelands of the state.

(b) Federal assistance projects that ~~which~~ significantly affect coastal waters and the adjacent shorelands of the state and that ~~which~~ are reviewed as part of the review process developed pursuant to Presidential Executive Order 12372.

(c) Federally licensed or permitted activities affecting land or water uses when such activities are in or

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1 seaward of the jurisdiction of local governments required to
2 develop a coastal zone protection element as provided in s.
3 380.24 and when such activities involve:

4 1. Permits and licenses required under the Rivers and
5 Harbors Act of 1899, 33 U.S.C. ss. 401 et seq., as amended.

6 2. Permits and licenses required under the Marine
7 Protection, Research and Sanctuaries Act of 1972, 33 U.S.C.
8 ss. 1401-1445 and 16 U.S.C. ss. 1431-1445, as amended.

9 3. Permits and licenses required under the Federal
10 Water Pollution Control Act of 1972, 33 U.S.C. ss. 1251 et
11 seq., as amended, unless such permitting activities have been
12 delegated to the state pursuant to said act.

13 4. Permits and licenses relating to the transportation
14 of hazardous substance materials or transportation and dumping
15 which are issued pursuant to the Hazardous Materials
16 Transportation Act, 49 U.S.C. ss. 1501 et seq., as amended, or
17 33 U.S.C. s. 1321, as amended.

18 5. Permits and licenses required under 15 U.S.C. ss.
19 717-717w, 3301-3432, 42 U.S.C. ss. 7101-7352, and 43 U.S.C.
20 ss. 1331-1356 for construction and operation of interstate gas
21 pipelines and storage facilities.

22 6. Permits and licenses required for the siting and
23 construction of any new electrical power plants as defined in
24 s. 403.503(12), as amended, and the licensing and relicensing
25 of hydroelectric power plants under the Federal Power Act, 16
26 U.S.C. ss. 791a et seq., as amended.

27 7. Permits and licenses required under the Mining Law
28 of 1872, 30 U.S.C. ss. 21 et seq., as amended; the Mineral
29 Lands Leasing Act, 30 U.S.C. ss. 181 et seq., as amended; the
30 Mineral Leasing Act for Acquired Lands, 30 U.S.C. ss. 351 et
31 seq., as amended; the Federal Land Policy and Management Act,

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1 43 U.S.C. ss. 1701 et seq., as amended; the Mining in the
 2 Parks Act, 16 U.S.C. ss. 1901 et seq., as amended; and the OCS
 3 Lands Act, 43 U.S.C. ss. 1331 et seq., as amended, for
 4 drilling, mining, pipelines, geological and geophysical
 5 activities, or rights-of-way on public lands and permits and
 6 licenses required under the Indian Mineral Development Act, 25
 7 U.S.C. ss. 2101 et seq., as amended for drilling and mining on
 8 public lands.

9 8. Permits and licenses for areas leased under the OCS
 10 Lands Act, 43 U.S.C. ss. 1331 et seq., as amended, including
 11 leases and approvals of exploration, development, and
 12 production plans.

13 ~~9. Permits for pipeline rights-of-way for oil and gas~~
 14 ~~transmissions.~~

15 ~~9.10.~~ Permits and licenses required under the for
 16 Deepwater Port Act of 1974, ports under 33 U.S.C. ss. 1501 et
 17 seq. s. 1503, as amended.

18 ~~10.11.~~ Permits required for the taking of marine
 19 mammals under the Marine Mammal Protection Act of 1972, as
 20 amended, 16 U.S.C. s. 1374.

21 (d) Federal activities within the territorial limits
 22 of neighboring states when the Governor and the department
 23 determine that significant individual or cumulative impact to
 24 the land or water resources of the state would result from the
 25 activities.

26 (4) The department may ~~is authorized to~~ adopt rules
 27 establishing procedures for conducting consistency reviews of
 28 activities, uses, and projects for which consistency review is
 29 required pursuant to subsections (1), (2), and (3).

30 Such rules shall include procedures for the expeditious
 31 handling of emergency repairs to existing facilities for which

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1 consistency review is required. The department may ~~is~~ also
2 ~~authorized to~~ adopt rules prescribing the data
3 and information needed for the review of consistency
4 certifications and determinations. When an environmental
5 impact statement or environmental assessment required by the
6 National Environmental Policy Act has been prepared for a
7 specific activity, use, or project subject to federal
8 consistency review under this section, the environmental
9 impact statement or environmental assessment shall be data and
10 information necessary for the state's consistency review of
11 that federal activity, use, or project under this section.

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