

Bill No. SB 1202

Barcode 472028

CHAMBER ACTION

Senate

House

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Senator Bennett moved the following amendment:

Senate Amendment (with title amendment)

On page 5, lines 1-19, delete those lines

and insert:

Section 2. Subsection (4) is added to section 403.502,
Florida Statutes, to read:

403.502 Legislative intent.--The Legislature finds
that the present and predicted growth in electric power
demands in this state requires the development of a procedure
for the selection and utilization of sites for electrical
generating facilities and the identification of a state
position with respect to each proposed site. The Legislature
recognizes that the selection of sites and the routing of
associated transmission lines will have a significant impact
upon the welfare of the population, the location and growth of
industry, and the use of the natural resources of the state.
The Legislature finds that the efficiency of the permit
application and review process at both the state and local
level would be improved with the implementation of a process

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1 whereby a permit application would be centrally coordinated
 2 and all permit decisions could be reviewed on the basis of
 3 standards and recommendations of the deciding agencies. It is
 4 the policy of this state that, while recognizing the pressing
 5 need for increased power generation facilities, the state
 6 shall ensure through available and reasonable methods that the
 7 location and operation of electrical power plants will produce
 8 minimal adverse effects on human health, the environment, the
 9 ecology of the land and its wildlife, and the ecology of state
 10 waters and their aquatic life and will not unduly conflict
 11 with the goals established by the applicable local
 12 comprehensive plans. It is the intent to seek courses of
 13 action that will fully balance the increasing demands for
 14 electrical power plant location and operation with the broad
 15 interests of the public. Such action will be based on these
 16 premises:

17 (4) To assure the citizens of Florida that renewable
 18 energy sources and technologies, as well as conservation
 19 measures, are utilized to the extent reasonably available.

20 Section 3. Subsections (3) and (4) of section 403.519,
 21 Florida Statutes, are amended to read:

22 403.519 Exclusive forum for determination of need.--

23 (3) The commission shall be the sole forum for the
 24 determination of this matter, which accordingly shall not be
 25 raised in any other forum or in the review of proceedings in
 26 such other forum. In making its determination, the commission
 27 shall take into account the need for electric system
 28 reliability and integrity, the need for adequate electricity
 29 at a reasonable cost, the need for fuel diversity and supply
 30 reliability, ~~and~~ whether the proposed plant is the most
 31 cost-effective alternative available, and whether renewable

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1 energy sources and technologies, as well as conservation
 2 measures, are utilized to the extent reasonably available. The
 3 commission shall also expressly consider the conservation
 4 measures taken by or reasonably available to the applicant or
 5 its members which might mitigate the need for the proposed
 6 plant and other matters within its jurisdiction which it deems
 7 relevant. The commission's determination of need for an
 8 electrical power plant shall create a presumption of public
 9 need and necessity and shall serve as the commission's report
 10 required by s. 403.507(4). An order entered pursuant to this
 11 section constitutes final agency action.

12 (4) In making its determination on a proposed
 13 electrical power plant using nuclear materials or synthesis
 14 gas produced by integrated gasification combined cycle power
 15 plant as fuel, the commission shall hold a hearing within 90
 16 days after the filing of the petition to determine need and
 17 shall issue an order granting or denying the petition within
 18 135 days after the date of the filing of the petition. The
 19 commission shall be the sole forum for the determination of
 20 this matter and the issues addressed in the petition, which
 21 accordingly shall not be reviewed in any other forum, or in
 22 the review of proceedings in such other forum. In making its
 23 determination to either grant or deny the petition, the
 24 commission shall consider the need for electric system
 25 reliability and integrity, including fuel diversity, the need
 26 for base-load generating capacity, ~~and~~ the need for adequate
 27 electricity at a reasonable cost, and whether renewable energy
 28 sources and technologies, as well as conservation measures,
 29 are utilized to the extent reasonably available.

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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, lines 9-15, delete those lines

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5 and insert:

6 recovery; requiring a report; amending s.
7 403.502, F.S.; providing legislative intent for
8 the consideration of renewable energy sources
9 and technologies and conservation measures in
10 actions related to electrical power plant and
11 transmission line siting; amending s. 403.519,
12 F.S.; providing requirements and procedures for
13 determination of need for integrated
14 gasification combined cycle power plants;
15 requiring consideration of renewable energy
16 sources and technologies and conservation
17 measures in power plant siting determinations;
18 providing an exemption from purchased power
19 supply bid rules under certain circumstances;
20 providing an effective date.

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