

By Senator Baker

20-1333A-07

1 A bill to be entitled
2 An act relating to construction materials;
3 defining the terms "agency" and "construction
4 aggregate materials"; providing legislative
5 intent; establishing the Strategic Aggregates
6 Review Task Force; providing for membership,
7 staffing, reporting, and expiration; requiring
8 state agencies to consider the effect of
9 decisionmaking on the availability of
10 construction aggregate materials; providing an
11 effective date.

13 Be It Enacted by the Legislature of the State of Florida:

15 Section 1. Construction aggregate materials.--

16 (1) DEFINITIONS.--

17 (a) "Agency" means:

18 1. The Governor in the exercise of all executive
19 powers other than those derived from the constitution.

20 2. Each:

21 a. State officer and state department, and each
22 departmental unit described in s. 20.04.

23 b. Authority, including a regional water supply
24 authority.

25 c. Board.

26 d. Commission, including the Commission on Ethics and
27 the Fish and Wildlife Conservation Commission when acting
28 pursuant to statutory authority derived from the Legislature.

29 e. Regional planning agency.

30 f. Multicounty special district of which a majority of
31 its governing board is comprised of nonelected persons.

1 g. Educational units.

2 h. Entity described in chapters 163, 373, 380, and 582
3 and s. 186.504.

4 3. Each other unit of government in the state,
5 including counties and municipalities.

6 (b) "Construction aggregate materials" means crushed
7 stone, limestone, dolomite, limerock, shell rock, high-quality
8 sand, and other mined resources providing the basic material
9 for concrete, asphalt, and road base.

10 (2) LEGISLATIVE INTENT.--The Legislature finds that
11 there is a strategic and critical need for an available supply
12 of construction aggregate materials within the state and
13 disruption of the supply would cause significant detriment to
14 the state's construction industry, transportation system, and
15 overall health, safety, and welfare of the state.

16 (3) AGENCY DECISIONMAKING.--An agency considering a
17 proposed land use zoning change, comprehensive plan amendment,
18 land use permit decision, or order must address the affect
19 such change, amendment, permit decision, or order would have
20 on the availability, transportation, and potential extraction
21 of construction aggregate materials on the local area, the
22 region, and the state.

23 (4) STRATEGIC AGGREGATES REVIEW TASK FORCE.--

24 (a) The Strategic Aggregates Review Task Force is
25 created to evaluate the availability and disposition of
26 construction aggregate materials and related mining and land
27 use practices in this state.

28 (b) The task force shall be appointed by August 1,
29 2007, and shall be composed of the following 15 members:
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1 1. The President of the Senate, the Speaker of the
2 House of Representatives, and the Governor shall each appoint
3 one member from each of the following groups:

4 a. The mining or construction industries.

5 b. The transportation industries, including seaports,
6 trucking, railroads, or roadbuilders.

7 c. Elected county government.

8 d. Environmental advocacy groups.

9 2. The Secretary of Environmental Protection or
10 designee.

11 3. The Secretary of Community Affairs or designee.

12 4. The Secretary of Transportation or designee.

13 (c) Members of the commission shall serve without
14 compensation. Travel and per diem expenses for members who are
15 not state employees shall be paid by the Department of
16 Transportation in accordance with s. 112.061, Florida
17 Statutes.

18 (d) The Department of Community Affairs shall organize
19 and provide administrative support for the task force and
20 coordinate with other state agencies and local governments in
21 obtaining and providing such data and information as may be
22 needed by the task force to complete its evaluation. The
23 department may conduct any supporting studies as are required
24 to obtain needed information or otherwise assist the task
25 force in its review and deliberations.

26 (e) The Department of Transportation shall collect and
27 provide information to the task force relating to construction
28 aggregate materials and the amount of such materials used by
29 the department on state road infrastructure projects, and
30 shall provide any technical and supporting information
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1 relating to the use of such materials as is available to the
2 department.

3 (f) The task force shall report its findings to the
4 Governor, the President of the Senate, and the Speaker of the
5 House of Representatives by December 15, 2007. The report must
6 identify locations with significant concentrations of
7 construction aggregate materials and recommend actions
8 intended to ensure the continued extraction and availability
9 of construction aggregate materials.

10 (g) The task force shall be dissolved on July 1, 2008.

11 Section 2. This act shall take effect upon becoming a
12 law.

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15 SENATE SUMMARY

16 Establishes the Strategic Construction Aggregates Review
17 Task Force. Provides for membership, staffing, reporting,
18 and expiration of the task force. Requires state agencies
19 to consider the effect of decisionmaking on the
20 availability of construction aggregate materials
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