

1                                   A bill to be entitled  
 2       An act relating to the Petroleum Restoration Program;  
 3       creating s. 376.30717, F.S.; creating the Petroleum  
 4       Restoration Program Advisory Board in the Department of  
 5       Environmental Protection; providing for board membership,  
 6       organization, duties, and meetings; requiring the board to  
 7       submit an annual report to the Secretary of Environmental  
 8       Protection and the Legislature; providing report  
 9       requirements; providing an effective date.

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

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 13       Section 1. Section 376.30717, Florida Statutes, is created  
 14 to read:

15       376.30717 Petroleum Restoration Program Advisory Board.--

16       (1) (a) The Petroleum Restoration Program Advisory Board is  
 17 created in the Department of Environmental Protection.

18       (b) The board shall consist of seven members. The  
 19 President of the Senate and Speaker of the House of  
 20 Representatives shall each appoint one member possessing  
 21 knowledge, skill, and experience in the areas of geology or  
 22 insurance. The Secretary of Environmental Protection shall  
 23 appoint five members, four of whom are from a list of nominees  
 24 by the Florida Petroleum Marketers and Convenience Store  
 25 Association and one whom is from a list of nominees by the  
 26 Florida Petroleum Council.

27       (c) Each member of the board shall be appointed for a 3-  
 28 year term. Two members shall serve an initial term of 1 year,

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29 two shall serve an initial term of 2 years, and three shall  
30 serve an initial term of 3 years, as determined by lottery at  
31 the first board meeting. A member may not be appointed for more  
32 than two consecutive terms. When a vacancy on the board occurs  
33 prior to the expiration of a term, a successor shall be  
34 appointed to fill that vacancy for the remainder of the  
35 unexpired term.

36 (d) The board shall annually elect from its members a  
37 chair and vice chair. A majority of the members of the board  
38 constitutes a quorum, and action by a majority of a quorum is  
39 necessary for the board to take any official action.

40 (e) The board shall convene at least four meetings each  
41 year at the discretion of the chair. Board meetings may be  
42 conducted via teleconference. All meetings of the board shall be  
43 open and available to the public in accordance with s. 24(b),  
44 Art. I of the State Constitution, chapter 119, and s. 286.011.

45 (f) Board members may not be compensated for their  
46 services, but may be reimbursed for their travel expenses as  
47 provided by law.

48 (3) The secretary, or his or her designee, shall meet with  
49 the board semiannually to review the Petroleum Restoration  
50 Program, including strategies for statutory or rule changes,  
51 funding, staffing, site ranking, and any other strategies  
52 intended to improve the efficiency of the program.

53 (4) The board shall prepare an annual report, including,  
54 but not limited to:

55 (a) A review of the department's "Preapproval Standard  
56 Operating Procedures Manual" and rules related to petroleum site

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57 owners, operators, and environmental contractors.

58 (b) A review of the productivity and efficiency of the  
59 program and the issues affecting the quality and cost-  
60 effectiveness of site assessment and restoration.

61 (c) Recommendations for improving program policies to  
62 increase the number of site cleanup completion orders issued by  
63 10 percent annually and achieve restoration of all sites in the  
64 program by 2025.

65 (5) The board shall submit the report to the Secretary of  
66 Environmental Protection, the President of the Senate, and the  
67 Speaker of the House of Representatives by January 31 of each  
68 year.

69 Section 2. This act shall take effect July 1, 2009.