



915432

LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

04/27/2009 09:23 AM

Senator Fasano moved the following:

Senate Amendment (with directory and title amendments)

Between lines 257 and 258

insert:

(18) A function related to air quality inside an enclosed ice rink to protect the health and safety of visitors and employees of an enclosed ice skating rink from dangers associated with oxides of nitrogen (NOx), hydrocarbons (HC), carbon monoxide (CO), carbon dioxide and other harmful gasses, vapors, or particles as identified by the department that change the air quality due to the operation of the ice rink. The



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13 department may adopt rules including definitions; air quality
14 standards, monitoring, testing, and record keeping; maintenance
15 and operation requirements for equipment that affects air
16 quality; ventilation of the facility; operators' required
17 response activities to the exceedance of an air quality
18 standard; fees; enforcement, citations and penalties. The
19 department may enter and inspect an enclosed ice skating rink at
20 reasonable hours to determine compliance with applicable
21 statutes or rules.

22 Section 4. Subsection (1) of section 381.0061, Florida
23 Statutes, is amended to read:

24 381.0061 Administrative fines.—

25 (1) In addition to any administrative action authorized by
26 chapter 120 or by other law, the department may impose a fine,
27 which shall not exceed \$500 for each violation, for a violation
28 of s. 381.006(16), s. 381.006(18), s. 381.0065, s. 381.0066, s.
29 381.0072, or part III of chapter 489, for a violation of any
30 rule adopted under this chapter, or for a violation of any of
31 the provisions of chapter 386. Notice of intent to impose such
32 fine shall be given by the department to the alleged violator.
33 Each day that a violation continues may constitute a separate
34 violation.

35
36 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

37 And the directory clause is amended as follows:

38
39 Delete lines 209 - 210

40 and insert:

41 Section 3. Subsection (16) of section 381.006, Florida



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42 Statutes, is amended, and subsection (18) is added to that
43 section, to read:

44
45 ===== T I T L E A M E N D M E N T =====

46 And the title is amended as follows:

47
48 Delete line 15

49 and insert:

50 with five or fewer residents; requiring the Department
51 of Health to include in its environmental health
52 program the testing of the air in enclosed ice rinks;
53 authorizing the department to adopt rules relating to
54 air quality standards, monitoring, testing, and record
55 keeping, and the maintenance and operation of
56 equipment that affects air quality; authorizing the
57 department to enter and inspect an enclosed ice
58 skating rink at reasonable hours to determine
59 compliance with applicable air quality statutes or
60 rules; amending s. 381.0061, F.S.; providing that the
61 department may impose a fine, which may not exceed
62 \$500 for each violation, for a violation of the ice
63 rink air quality standards; amending s. 381.0072,