

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Bembry offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 1295 and 1296, insert:

5 Section 2. Paragraph (a) of subsection (19) of section
6 373.414, Florida Statutes, is amended to read:

7 373.414 Additional criteria for activities in surface
8 waters and wetlands.—

9 (19) (a) Financial responsibility for mitigation for
10 wetlands and other surface waters required by a permit issued
11 pursuant to this part for activities associated with the
12 extraction of limestone and phosphate are subject to approval by
13 the department as part of permit application review. Financial
14 responsibility for permitted activities which will occur over a
15 period of 3 years or less of mining operations must be provided
16 to the department prior to the commencement of mining operations
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17 and shall be in an amount equal to 110 percent of the estimated
18 mitigation costs for wetlands and other surface waters affected
19 under the permit. For permitted activities which will occur over
20 a period of more than 3 years of mining operations, the initial
21 financial responsibility demonstration shall be in an amount
22 equal to 110 percent of the estimated mitigation costs for
23 wetlands and other surface waters affected in the first 3 years
24 of operation under the permit; and, for each year thereafter,
25 the financial responsibility demonstration shall be updated,
26 including to provide an amount equal to 110 percent of the
27 estimated mitigation costs for the next year of operations under
28 the permit for which financial responsibility has not already
29 been demonstrated and to release portions of the financial
30 responsibility mechanisms in accordance with applicable rules.

31 Section 3. Subsection (2) of section 378.901, Florida
32 Statutes, is amended to read:

33 378.901 Life-of-the-mine permit.-

34 (2) As an alternative to, and in lieu of, separate
35 applications for permits required by part IV of chapter 373 and
36 part IV of this chapter, any ~~each~~ operator who mines or extracts
37 or proposes to mine or extract heavy minerals, limestone, or
38 fuller's earth clay may apply to the bureau for a life-of-the-
39 mine permit. Nothing in this subsection limits or restricts the
40 authority of a local government to approve, approve with
41 conditions, deny, or impose a permit duration different from the
42 duration of a permit issued pursuant to this section.

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T I T L E A M E N D M E N T

Remove lines 2-94 and insert:
An act relating to natural resources; creating part VII of
ch. 373, F.S., relating to water supply policy, planning,
production, and funding; providing a declaration of
policy; providing for the powers and duties of water
management district governing boards; requiring the
Department of Environmental Protection to develop the
Florida water supply plan; providing components of the
plan; requiring water management district governing boards
to develop water supply plans for their respective
regions; providing components of district water supply
plans; providing legislative findings and intent with
respect to water resource development and water supply
development; requiring water management districts to fund
and implement water resource development; specifying water
supply development projects that are eligible to receive
priority consideration for state or water management
district funding assistance; encouraging cooperation in
the development of water supplies; providing for
alternative water supply development; encouraging
municipalities, counties, and special districts to create
regional water supply authorities; establishing the
primary roles of the water management districts in
alternative water supply development; establishing the
primary roles of local governments, regional water supply
authorities, special districts, and publicly owned and

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73 privately owned water utilities in alternative water
74 supply development; requiring the water management
75 districts to detail the specific allocations to be used
76 for alternative water supply development in their annual
77 budget submission; requiring that the water management
78 districts include the amount needed to implement the water
79 supply development projects in each annual budget;
80 establishing general funding criteria for funding
81 assistance to the state or water management districts;
82 establishing economic incentives for alternative water
83 supply development; providing a funding formula for the
84 distribution of state funds to the water management
85 districts for alternative water supply development;
86 requiring that funding assistance for alternative water
87 supply development be limited to a percentage of the total
88 capital costs of an approved project; establishing a
89 selection process and criteria; providing for cost
90 recovery from the Public Service Commission; requiring a
91 water management district governing board to conduct water
92 supply planning for each region identified in the district
93 water supply plan; providing procedures and requirements
94 with respect to regional water supply plans; providing for
95 joint development of a specified water supply development
96 component of a regional water supply plan within the
97 boundaries of the Southwest Florida Water Management
98 District; providing that approval of a regional water
99 supply plan is not subject to the rulemaking requirements
100 of the Administrative Procedure Act; requiring the

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101 department to submit annual reports on the status of
102 regional water supply planning in each district; providing
103 construction with respect to the water supply development
104 component of a regional water supply plan; requiring water
105 management districts to present to certain entities the
106 relevant portions of a regional water supply plan;
107 requiring certain entities to provide written notification
108 to water management districts as to the implementation of
109 water supply project options; requiring water management
110 districts to notify local governments of the need for
111 alternative water supply projects; requiring water
112 management districts to assist local governments in the
113 development and future revision of local government
114 comprehensive plan elements or public facilities reports
115 related to water resource issues; providing for the
116 creation of regional water supply authorities; providing
117 purpose of such authorities; specifying considerations
118 with respect to the creation of a proposed authority;
119 specifying authority of a regional water supply authority;
120 providing authority of specified entities to convey title,
121 dedicate land, or grant land-use rights to a regional
122 water supply authority for specified purposes; providing
123 preferential rights of counties and municipalities to
124 purchase water from regional water supply authorities;
125 providing exemption for specified water supply authorities
126 from consideration of certain factors and submissions;
127 providing applicability of such exemptions; authorizing
128 the West Coast Regional Water Supply Authority and its

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129 member governments to reconstitute the authority's
130 governance and rename the authority under a voluntary
131 interlocal agreement; providing compliance requirements
132 with respect to the interlocal agreement; providing for
133 supersession of conflicting general or special laws;
134 providing requirements with respect to annual budgets;
135 specifying the annual millage for the authority;
136 authorizing the authority to request the governing board
137 of the district to levy ad valorem taxes within the
138 boundaries of the authority to finance authority
139 functions; providing requirements and procedures with
140 respect to the collection of such taxes; amending s.
141 373.414, F.S.; providing that financial responsibility for
142 mitigation for wetlands and other surface waters required
143 by a permit for activities associated with the extraction
144 of limestone are subject to approval by the Department of
145 Environmental Protection as part of permit application
146 review; amending s. 378.901, F.S.; authorizing mine
147 operators mining or extracting or proposing to mine or
148 extract heavy minerals, limestone, or fuller's earth clay
149 to apply for a life-of-the-mine permit; clarifying the
150 authority of local governments to approve, approve with
151 conditions, deny, or impose certain permit durations;
152 amending ss.