

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Williams, T. offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 577 and 578, insert:

5 Section 12. Section 403.0877, Florida Statutes, is amended
6 to read:

7 403.0877 Certification by professionals regulated by the
8 Department of Business and Professional Regulation.-

9 ~~(1) Nothing in this section shall be construed as specific~~
10 ~~authority for a water management district or the department to~~
11 ~~require certification by a professional engineer licensed under~~
12 ~~chapter 471, a professional landscape architect licensed under~~
13 ~~part II of chapter 481, a professional geologist licensed under~~
14 ~~chapter 492, or a professional surveyor and mapper licensed~~
15 ~~under chapter 472, for an activity that is not within the~~
16 ~~definition or scope of practice of the regulated profession.~~

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17 (1)~~(2)~~ If an application for a permit or license to
18 conduct an activity regulated under this chapter, chapter 373,
19 chapter 376, or any permitting program delegated to a water
20 management district by a state agency, or to undertake
21 corrective action of such activity or program ordered by the
22 department or a water management district, requires the services
23 of a professional ~~as enumerated in subsection (1)~~, the
24 department or governing board of a water management district may
25 require, by rule, in conjunction with such an application or any
26 submittals required as a condition of granting a permit or
27 license, or in conjunction with the order of corrective action,
28 such certification by the professional as is necessary to ensure
29 that the proposed activity or corrective action is designed,
30 constructed, operated, and maintained in accordance with
31 applicable law and rules of the department or district and in
32 conformity with proper and sound design principles, or other
33 such certification by the professional as may be necessary to
34 ensure compliance with applicable law or rules of the department
35 or district. The department or governing board of a water
36 management district may further require as a condition of
37 granting a permit or license, or in conjunction with ordering
38 corrective action that the professional certify upon completion
39 of the permitted or licensed activity or corrective action that
40 such activity or corrective action has, to the best of his or
41 her knowledge, been completed in substantial conformance with
42 the plans and specifications approved by the department or
43 board.

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44 (2)~~(3)~~ The cost of such certifications by the professional
45 shall be borne by the permittee or the person ordered to correct
46 the permitted activity.

47 (3)~~(4)~~ A permitted or licensed activity or corrective
48 action that is required to be so certified upon completion of
49 the activity or action may not be placed into use or operation
50 until the professional's certificate is filed with the
51 department or board.

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

55 Remove line 64 and insert:
56 projects are exempt from certain rule adoption; amending
57 s. 403.0877, F.S.; deleting a provision limiting the
58 authority of water management districts or the department
59 to require certification from a professional for specified
60 activities; providing
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