

1 A bill to be entitled
2 An act relating to environmental control; amending ss.
3 220.1845 and 376.30781, F.S.; providing requirements for
4 claiming certain site rehabilitation costs in applications
5 for contaminated site rehabilitation tax credits;
6 conforming cross-references; amending s. 376.85, F.S.;
7 revising requirements for the Department of Environmental
8 Protection's annual report to the Legislature regarding
9 site rehabilitation; amending s. 403.973, F.S.;
10 transferring certain authority over the expedited
11 permitting and comprehensive plan amendment process from
12 the Office of Tourism, Trade, and Economic Development to
13 the Secretary of Environmental Protection; revising job-
14 creation criteria for businesses to qualify to submit
15 permit applications and local comprehensive plan
16 amendments for expedited review; providing that permit
17 applications and local comprehensive plan amendments for
18 specified renewable energy projects are eligible for the
19 expedited permitting process; providing for the
20 establishment of regional permit action teams through the
21 execution of memoranda of agreement developed by permit
22 applicants and the secretary; revising provisions relating
23 to the memoranda of agreement developed by the secretary;
24 providing for the appeal of local government comprehensive
25 plan approvals for projects and requiring such appeals to
26 be consolidated with challenges to state agency actions;
27 requiring recommended orders relating to challenges to
28 state agency actions pursuant to summary hearing

29 provisions to include certain information; extending the
 30 deadline for issuance of final orders relating to such
 31 challenges; providing for challenges to state agency
 32 action related to expedited permitting for specified
 33 renewable energy projects; revising provisions relating to
 34 the review of sites proposed for the location of
 35 facilities eligible for the Innovation Incentive Program;
 36 revising criteria for counties eligible to receive
 37 technical assistance in preparing permit applications and
 38 local comprehensive plan amendments; specifying expedited
 39 review eligibility for certain electrical power projects;
 40 providing an effective date.

41

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

43

44 Section 1. Subsections (1), (2), and (3) of section
 45 220.1845, Florida Statutes, are renumbered as subsections (2),
 46 (3), and (4), respectively, and a new subsection (1) is added to
 47 that section to read:

48 220.1845 Contaminated site rehabilitation tax credit.—

49 (1) APPLICATION FOR TAX CREDIT.—A site rehabilitation
 50 application must be received by the Division of Waste Management
 51 of the Department of Environmental Protection by January 31 of
 52 the year after the calendar year for which site rehabilitation
 53 costs are being claimed in a tax credit application. All site
 54 rehabilitation costs claimed must have been for work conducted
 55 between January 1 and December 31 of the year for which the
 56 application is being submitted. All payment requests must have

57 been received and all costs must have been paid prior to
58 submittal of the tax credit application, but no later than
59 January 31 of the year after the calendar year for which site
60 rehabilitation costs are being claimed.

61 Section 2. Paragraph (a) of subsection (5), paragraph (c)
62 of subsection (6), and subsections (9) and (10) of section
63 376.30781, Florida Statutes, are amended to read:

64 376.30781 Tax credits for rehabilitation of drycleaning-
65 solvent-contaminated sites and brownfield sites in designated
66 brownfield areas; application process; rulemaking authority;
67 revocation authority.-

68 (5) To claim the credit for site rehabilitation or solid
69 waste removal, each tax credit applicant must apply to the
70 Department of Environmental Protection for an allocation of the
71 \$2 million annual credit by filing a tax credit application with
72 the Division of Waste Management on a form developed by the
73 Department of Environmental Protection in cooperation with the
74 Department of Revenue. The form shall include an affidavit from
75 each tax credit applicant certifying that all information
76 contained in the application, including all records of costs
77 incurred and claimed in the tax credit application, are true and
78 correct. If the application is submitted pursuant to
79 subparagraph (3)(a)2., the form must include an affidavit signed
80 by the real property owner stating that it is not, and has never
81 been, the owner or operator of the drycleaning facility where
82 the contamination exists. Approval of tax credits must be
83 accomplished on a first-come, first-served basis based upon the
84 date and time complete applications are received by the Division

85 of Waste Management, subject to the limitations of subsection
86 (14). To be eligible for a tax credit, the tax credit applicant
87 must:

88 (a) For site rehabilitation tax credits, have entered into
89 a voluntary cleanup agreement with the Department of
90 Environmental Protection for a drycleaning-solvent-contaminated
91 site or a Brownfield Site Rehabilitation Agreement, as
92 applicable, and have paid all deductibles pursuant to s.
93 376.3078(3)(e) for eligible drycleaning-solvent-cleanup program
94 sites, as applicable. A site rehabilitation tax credit applicant
95 must submit only a single completed application per site for
96 each calendar year's site rehabilitation costs. A site
97 rehabilitation application must be received by the Division of
98 Waste Management of the Department of Environmental Protection
99 by January 31 of the year after the calendar year for which site
100 rehabilitation costs are being claimed in a tax credit
101 application. All site rehabilitation costs claimed must have
102 been for work conducted between January 1 and December 31 of the
103 year for which the application is being submitted. All payment
104 requests must have been received and all costs must have been
105 paid prior to submittal of the tax credit application, but no
106 later than January 31 of the year after the calendar year for
107 which site rehabilitation costs are being claimed.

108 (6) To obtain the tax credit certificate, the tax credit
109 applicant must provide all pertinent information requested on
110 the tax credit application form, including, at a minimum, the
111 name and address of the tax credit applicant and the address and
112 tracking identification number of the eligible site. Along with

113 the tax credit application form, the tax credit applicant must
114 submit the following:

115 (c) Proof that the documentation submitted pursuant to
116 paragraph (b) has been reviewed and verified by an independent
117 certified public accountant in accordance with standards
118 established by the American Institute of Certified Public
119 Accountants. Specifically, a certified public accountant's
120 report must be submitted and the certified public accountant
121 must attest to the accuracy and validity of the costs claimed
122 ~~incurred and paid during the time period covered in the~~
123 application by conducting an independent review of the data
124 presented by the tax credit applicant. Accuracy and validity of
125 costs incurred and paid shall be determined after the level of
126 effort is certified by an appropriate professional registered in
127 this state in each contributing technical discipline. The
128 certified public accountant's report must also attest that the
129 costs included in the application form are not duplicated within
130 the application, that all payment requests were received and all
131 costs were paid prior to submittal of the tax credit
132 application, and, for site rehabilitation tax credits, that all
133 costs claimed are for work conducted between January 1 and
134 December 31 of the year for which the application is being
135 submitted. A copy of the accountant's report shall be submitted
136 to the Department of Environmental Protection in addition to the
137 accountant's certification form in the tax credit application;
138 and

139 (9) On or before May 1, the Department of Environmental
140 Protection shall inform each tax credit applicant that is

141 subject to the January 31 annual application deadline of the
 142 applicant's eligibility status and the amount of any tax credit
 143 due. The department shall provide each eligible tax credit
 144 applicant with a tax credit certificate that must be submitted
 145 with its tax return to the Department of Revenue to claim the
 146 tax credit or be transferred pursuant to s. 220.1845(2)(g) ~~s.~~
 147 ~~220.1845(1)(g)~~. The May 1 deadline for annual site
 148 rehabilitation tax credit certificate awards shall not apply to
 149 any tax credit application for which the department has issued a
 150 notice of deficiency pursuant to subsection (8). The department
 151 shall respond within 90 days after receiving a response from the
 152 tax credit applicant to such a notice of deficiency. Credits may
 153 not result in the payment of refunds if total credits exceed the
 154 amount of tax owed.

155 (10) For solid waste removal, new health care facility or
 156 health care provider, and affordable housing tax credit
 157 applications, the Department of Environmental Protection shall
 158 inform the applicant of the department's determination within 90
 159 days after the application is deemed complete. Each eligible tax
 160 credit applicant shall be informed of the amount of its tax
 161 credit and provided with a tax credit certificate that must be
 162 submitted with its tax return to the Department of Revenue to
 163 claim the tax credit or be transferred pursuant to s.
 164 220.1845(2)(g) ~~s. 220.1845(1)(g)~~. Credits may not result in the
 165 payment of refunds if total credits exceed the amount of tax
 166 owed.

167 Section 3. Section 376.85, Florida Statutes, is amended to
 168 read:

169 376.85 Annual report.—The Department of Environmental
 170 Protection shall prepare and submit ~~an annual report~~ to the
 171 President of the Senate and the Speaker of the House of
 172 Representatives by August 1 of each year a report that includes
 173 ~~Legislature, beginning in December 1998, which shall include,~~
 174 but is ~~be~~ limited to, the number, size, and locations of
 175 brownfield sites: that have been remediated under the provisions
 176 of this act, † that are currently under rehabilitation pursuant
 177 to a negotiated site rehabilitation agreement with the
 178 department or a delegated local program, † where alternative
 179 cleanup target levels have been established pursuant to s.
 180 376.81(1)(g)3. † and ~~†~~ where engineering and institutional
 181 control strategies are being employed as conditions of a "no
 182 further action order" to maintain the protections provided in s.
 183 376.81(1)(g)1. and 2.

184 Section 4. Section 403.973, Florida Statutes, is amended
 185 to read:

186 403.973 Expedited permitting; amendments to comprehensive
 187 plans ~~plan amendments~~.—

188 (1) It is the intent of the Legislature to encourage and
 189 facilitate the location and expansion of those types of economic
 190 development projects which offer job creation and high wages,
 191 strengthen and diversify the state's economy, and have been
 192 thoughtfully planned to take into consideration the protection
 193 of the state's environment. It is also the intent of the
 194 Legislature to provide for an expedited permitting and
 195 comprehensive plan amendment process for such projects.

196 (2) As used in this section, the term:

197 (a) "Duly noticed" means publication in a newspaper of
 198 general circulation in the municipality or county with
 199 jurisdiction. The notice shall appear on at least 2 separate
 200 days, one of which shall be at least 7 days before the meeting.
 201 The notice shall state the date, time, and place of the meeting
 202 scheduled to discuss or enact the memorandum of agreement, and
 203 the places within the municipality or county where such proposed
 204 memorandum of agreement may be inspected by the public. The
 205 notice must be one-eighth of a page in size and must be
 206 published in a portion of the paper other than the legal notices
 207 section. The notice shall also advise that interested parties
 208 may appear at the meeting and be heard with respect to the
 209 memorandum of agreement.

210 (b) "Jobs" means permanent, full-time equivalent positions
 211 not including construction jobs.

212 (c) "Office" means the Office of Tourism, Trade, and
 213 Economic Development.

214 (d) "Permit applications" means state permits and
 215 licenses, and at the option of a participating local government,
 216 local development permits or orders.

217 (e) "Secretary" means the Secretary of Environmental
 218 Protection or his or her designee.

219 (3) (a) The secretary ~~Governor, through the office,~~ shall
 220 direct the creation of regional permit action teams~~;~~ for the
 221 purpose of expediting review of permit applications and local
 222 comprehensive plan amendments submitted by:

- 223 1. Businesses creating at least 50 ~~100~~ jobs~~;~~ or
- 224 2. Businesses creating at least 25 ~~50~~ jobs if the project

225 is located in an enterprise zone, or in a county having a
 226 population of fewer ~~less~~ than 75,000 or in a county having a
 227 population of fewer ~~less~~ than 125,000 ~~100,000~~ which is
 228 contiguous to a county having a population of fewer ~~less~~ than
 229 75,000, as determined by the most recent decennial census,
 230 residing in incorporated and unincorporated areas of the
 231 county. ~~or~~

232 (b) On a case-by-case basis and at the request of a county
 233 or municipal government, the office may certify as eligible for
 234 expedited review a project not meeting the minimum job creation
 235 thresholds but creating a minimum of 10 jobs. The recommendation
 236 from the governing body of the county or municipality in which
 237 the project may be located is required in order for the office
 238 to certify that any project is eligible for expedited review
 239 under this paragraph. When considering projects that do not meet
 240 the minimum job creation thresholds but that are recommended by
 241 the governing body in which the project may be located, the
 242 office shall consider economic impact factors that include, but
 243 are not limited to:

- 244 1. The proposed wage and skill levels relative to those
- 245 existing in the area in which the project may be located;
- 246 2. The project's potential to diversify and strengthen the
- 247 area's economy;
- 248 3. The amount of capital investment; and
- 249 4. The number of jobs that will be made available for
- 250 persons served by the welfare transition program.

251 (c) At the request of a county or municipal government,
 252 the office or a Quick Permitting County may certify projects

253 | located in counties where the ratio of new jobs per participant
254 | in the welfare transition program, as determined by Workforce
255 | Florida, Inc., is less than one or otherwise critical, as
256 | eligible for the expedited permitting process. Such projects
257 | must meet the numerical job creation criteria of this
258 | subsection, but the jobs created by the project do not have to
259 | be high-wage jobs that diversify the state's economy.

260 | (d) Projects located in a designated brownfield area are
261 | eligible for the expedited permitting process.

262 | (e) Projects that are part of the state-of-the-art
263 | biomedical research institution and campus to be established in
264 | this state by the grantee under s. 288.955 are eligible for the
265 | expedited permitting process, if the projects are designated as
266 | part of the institution or campus by the board of county
267 | commissioners of the county in which the institution and campus
268 | are established.

269 | (f) Projects resulting in the production of biofuels
270 | cultivated on lands that are 1,000 acres or more or in the
271 | construction of a biofuel or biodiesel processing facility or a
272 | facility generating renewable energy, as defined in s.
273 | 366.91(2)(d), are eligible for the expedited permitting process.

274 | (4) The regional teams shall be established through the
275 | execution of memoranda of agreement developed by the applicant
276 | and the secretary, with input solicited from ~~between~~ the office
277 | and the respective heads of ~~the Department of Environmental~~
278 | ~~Protection,~~ the Department of Community Affairs, the Department
279 | of Transportation and its district offices, the Department of
280 | Agriculture and Consumer Services, the Fish and Wildlife

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281 Conservation Commission, appropriate regional planning councils,
282 appropriate water management districts, and voluntarily
283 participating municipalities and counties. The memoranda of
284 agreement should also accommodate participation in this
285 expedited process by other local governments and federal
286 agencies as circumstances warrant.

287 (5) In order to facilitate local government's option to
288 participate in this expedited review process, the secretary
289 ~~office~~ shall, in cooperation with local governments and
290 participating state agencies, create a standard form memorandum
291 of agreement. A local government shall hold a duly noticed
292 public workshop to review and explain to the public the
293 expedited permitting process and the terms and conditions of the
294 standard form memorandum of agreement.

295 (6) The local government shall hold a duly noticed public
296 hearing to execute a memorandum of agreement for each qualified
297 project. Notwithstanding any other provision of law, and at the
298 option of the local government, the workshop provided for in
299 subsection (5) may be conducted on the same date as the public
300 hearing held under this subsection. The memorandum of agreement
301 that a local government signs shall include a provision
302 identifying necessary local government procedures and time
303 limits that will be modified to allow for the local government
304 decision on the project within 90 days. The memorandum of
305 agreement applies to projects, on a case-by-case basis, that
306 qualify for special review and approval as specified in this
307 section. The memorandum of agreement must make it clear that
308 this expedited permitting and review process does not modify,

309 qualify, or otherwise alter existing local government
310 nonprocedural standards for permit applications, unless
311 expressly authorized by law.

312 ~~(7) At the option of the participating local government,~~
313 Appeals of local government comprehensive plan approvals ~~its~~
314 ~~final approval~~ for a project shall ~~may~~ be pursuant to the
315 summary hearing provisions of s. 120.574, pursuant to subsection
316 (14), and consolidated with the challenge of any applicable
317 state agency actions ~~or pursuant to other appellate processes~~
318 ~~available to the local government. The local government's~~
319 ~~decision to enter into a summary hearing must be made as~~
320 ~~provided in s. 120.574 or in the memorandum of agreement.~~

321 (8) Each memorandum of agreement shall include a process
322 for final agency action on permit applications and local
323 comprehensive plan amendment approvals within 90 days after
324 receipt of a completed application, unless the applicant agrees
325 to a longer time period or the secretary ~~office~~ determines that
326 unforeseen or uncontrollable circumstances preclude final agency
327 action within the 90-day timeframe. Permit applications governed
328 by federally delegated or approved permitting programs whose
329 requirements would prohibit or be inconsistent with the 90-day
330 timeframe are exempt from this provision, but must be processed
331 by the agency with federally delegated or approved program
332 responsibility as expeditiously as possible.

333 (9) The secretary ~~office~~ shall inform the Legislature by
334 October 1 of each year which agencies have not entered into or
335 implemented an agreement and identify any barriers to achieving
336 success of the program.

337 (10) The memoranda of agreement may provide for the waiver
338 or modification of procedural rules prescribing forms, fees,
339 procedures, or time limits for the review or processing of
340 permit applications under the jurisdiction of those agencies
341 that are party to the memoranda of agreement. Notwithstanding
342 any other provision of law to the contrary, a memorandum of
343 agreement must to the extent feasible provide for proceedings
344 and hearings otherwise held separately by the parties to the
345 memorandum of agreement to be combined into one proceeding or
346 held jointly and at one location. Such waivers or modifications
347 shall not be available for permit applications governed by
348 federally delegated or approved permitting programs, the
349 requirements of which would prohibit, or be inconsistent with,
350 such a waiver or modification.

351 (11) The standard form for memoranda of agreement shall
352 include guidelines to be used in working with state, regional,
353 and local permitting authorities. Guidelines may include, but
354 are not limited to, the following:

355 (a) A central contact point for filing permit applications
356 and local comprehensive plan amendments and for obtaining
357 information on permit and local comprehensive plan amendment
358 requirements;

359 (b) Identification of the individual or individuals within
360 each respective agency who will be responsible for processing
361 the expedited permit application or local comprehensive plan
362 amendment for that agency;

363 (c) A mandatory preapplication review process to reduce
364 permitting conflicts by providing guidance to applicants

365 regarding the permits needed from each agency and governmental
 366 entity, site planning and development, site suitability and
 367 limitations, facility design, and steps the applicant can take
 368 to ensure expeditious permit application and local comprehensive
 369 plan amendment review. As a part of this process, the first
 370 interagency meeting to discuss a project shall be held within 14
 371 days after the secretary's ~~office's~~ determination that the
 372 project is eligible for expedited review. Subsequent interagency
 373 meetings may be scheduled to accommodate the needs of
 374 participating local governments that are unable to meet public
 375 notice requirements for executing a memorandum of agreement
 376 within this timeframe. This accommodation may not exceed 45 days
 377 from the secretary's ~~office's~~ determination that the project is
 378 eligible for expedited review;

379 (d) The preparation of a single coordinated project
 380 description form and checklist and an agreement by state and
 381 regional agencies to reduce the burden on an applicant to
 382 provide duplicate information to multiple agencies;

383 (e) Establishment of a process for the adoption and review
 384 of any comprehensive plan amendment needed by any certified
 385 project within 90 days after the submission of an application
 386 for a comprehensive plan amendment. However, the memorandum of
 387 agreement may not prevent affected persons as defined in s.
 388 163.3184 from appealing or participating in this expedited plan
 389 amendment process and any review or appeals of decisions made
 390 under this paragraph; and

391 (f) Additional incentives for an applicant who proposes a
 392 project that provides a net ecosystem benefit.

393 (12) The applicant, the regional permit action team, and
394 participating local governments may agree to incorporate into a
395 single document the permits, licenses, and approvals that are
396 obtained through the expedited permit process. This consolidated
397 permit is subject to the summary hearing provisions set forth in
398 subsection (14).

399 (13) Notwithstanding any other provisions of law:

400 (a) Local comprehensive plan amendments for projects
401 qualified under this section are exempt from the twice-a-year
402 limits provision in s. 163.3187; and

403 (b) Projects qualified under this section are not subject
404 to interstate highway level-of-service standards adopted by the
405 Department of Transportation for concurrency purposes. The
406 memorandum of agreement specified in subsection (5) must include
407 a process by which the applicant will be assessed a fair share
408 of the cost of mitigating the project's significant traffic
409 impacts, as defined in chapter 380 and related rules. The
410 agreement must also specify whether the significant traffic
411 impacts on the interstate system will be mitigated through the
412 implementation of a project or payment of funds to the
413 Department of Transportation. Where funds are paid, the
414 Department of Transportation must include in the 5-year work
415 program transportation projects or project phases, in an amount
416 equal to the funds received, to mitigate the traffic impacts
417 associated with the proposed project.

418 (14) (a) Challenges to state agency action in the expedited
419 permitting process for projects processed under this section are
420 subject to the summary hearing provisions of s. 120.574, except

421 that the administrative law judge's decision, as provided in s.
422 120.574(2) (f), shall be in the form of a recommended order and
423 shall not constitute the final action of the state agency. In
424 those proceedings where the action of only one agency of the
425 state other than the Department of Environmental Protection is
426 challenged, the agency of the state shall issue the final order
427 within 45 ~~10~~ working days after ~~of~~ receipt of the administrative
428 law judge's recommended order, and the recommended order shall
429 inform the parties of their right to file exceptions or
430 responses to the recommended order in accordance with the
431 uniform rules of procedure pursuant to s. 120.54. In those
432 proceedings where the actions of more than one agency of the
433 state are challenged, the Governor shall issue the final order
434 within 45 ~~10~~ working days after ~~of~~ receipt of the administrative
435 law judge's recommended order, and the recommended order shall
436 inform the parties of their right to file exceptions or
437 responses to the recommended order in accordance with the
438 uniform rules of procedure pursuant to s. 120.54. This paragraph
439 does not apply to the issuance of department licenses required
440 under any federally delegated or approved permit program. In
441 such instances, the department shall enter the final order. The
442 participating agencies of the state may opt at the preliminary
443 hearing conference to allow the administrative law judge's
444 decision to constitute the final agency action. If a
445 participating local government agrees to participate in the
446 summary hearing provisions of s. 120.574 for purposes of review
447 of local government comprehensive plan amendments, s.
448 163.3184(9) and (10) apply.

449 (b) Projects identified in paragraph (3)(f) or challenges
450 to state agency action in the expedited permitting process for
451 establishment of a state-of-the-art biomedical research
452 institution and campus in this state by the grantee under s.
453 288.955 are subject to the same requirements as challenges
454 brought under paragraph (a), except that, notwithstanding s.
455 120.574, summary proceedings must be conducted within 30 days
456 after a party files the motion for summary hearing, regardless
457 of whether the parties agree to the summary proceeding.

458 (15) The office, working with the agencies providing
459 cooperative assistance and input regarding ~~participating in~~ the
460 memoranda of agreement, shall review sites proposed for the
461 location of facilities eligible for the Innovation Incentive
462 Program under s. 288.1089. Within 20 days after the request for
463 the review by the office, the agencies shall provide to the
464 office a statement as to each site's necessary permits under
465 local, state, and federal law and an identification of
466 significant permitting issues, which if unresolved, may result
467 in the denial of an agency permit or approval or any significant
468 delay caused by the permitting process.

469 (16) This expedited permitting process shall not modify,
470 qualify, or otherwise alter existing agency nonprocedural
471 standards for permit applications or local comprehensive plan
472 amendments, unless expressly authorized by law. If it is
473 determined that the applicant is not eligible to use this
474 process, the applicant may apply for permitting of the project
475 through the normal permitting processes.

476 (17) The office shall be responsible for certifying a

477 business as eligible for undergoing expedited review under this
 478 section. Enterprise Florida, Inc., a county or municipal
 479 government, or the Rural Economic Development Initiative may
 480 recommend to the Office of Tourism, Trade, and Economic
 481 Development that a project meeting the minimum job creation
 482 threshold undergo expedited review.

483 (18) The office, working with the Rural Economic
 484 Development Initiative and the agencies participating in the
 485 memoranda of agreement, shall provide technical assistance in
 486 preparing permit applications and local comprehensive plan
 487 amendments for counties having a population of fewer ~~less~~ than
 488 75,000 residents, or counties having fewer than 125,000 ~~100,000~~
 489 residents which are contiguous to counties having fewer than
 490 75,000 residents. Additional assistance may include, but not be
 491 limited to, guidance in land development regulations and
 492 permitting processes, working cooperatively with state,
 493 regional, and local entities to identify areas within these
 494 counties which may be suitable or adaptable for preclearance
 495 review of specified types of land uses and other activities
 496 requiring permits.

497 (19) The following projects are ineligible for review
 498 under this part:

499 (a) A project funded and operated by a local government,
 500 as defined in s. 377.709, and located within that government's
 501 jurisdiction.

502 (b) A project, the primary purpose of which is to:

503 1. Effect the final disposal of solid waste, biomedical
 504 waste, or hazardous waste in this state.

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505 2. Produce electrical power, unless the production of
506 electricity is incidental and not the primary function of the
507 project or the electrical power is derived from a fuel source
508 for renewable energy as defined in s. 366.91(2)(d).

509 3. Extract natural resources.

510 4. Produce oil.

511 5. Construct, maintain, or operate an oil, petroleum,
512 natural gas, or sewage pipeline.

513 Section 5. This act shall take effect upon becoming a law.