

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Workman offered the following:

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

4 Remove lines 8647-8656 and insert:

5 Section 68. (1) Any permit or any other authorization
6 that was extended beyond January 1, 2012, under section 14 of
7 chapter 2009-96, Laws of Florida, as reauthorized by section 47
8 of chapter 2010-147, Laws of Florida, and was ineligible for the
9 permit extension granted by section 46 of chapter 2010-147, Laws
10 of Florida, solely because of its extended expiration date, is
11 extended and renewed for an additional period of 2 years after
12 its previously scheduled expiration date. This extension is in
13 addition to the 2-year permit extension provided under section
14 14 of chapter 2009-96, Laws of Florida. This section does not
15 prohibit conversion from the construction phase to the operation
16 phase upon completion of construction.

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17 (2) The commencement and completion dates for any required
18 mitigation associated with a phased construction project shall
19 be extended such that mitigation takes place in the same
20 timeframe relative to the phase as originally permitted.

21 (3) The holder of a valid permit or other authorization
22 that is eligible for the 2-year extension shall notify the
23 authorizing agency in writing by December 31, 2011, identifying
24 the specific authorization for which the holder intends to use
25 the extension and the anticipated timeframe for acting on the
26 authorization.

27 (4) The extension provided for in subsection (1) does not
28 apply to:

29 (a) A permit or other authorization under any programmatic
30 or regional general permit issued by the Army Corps of
31 Engineers.

32 (b) A permit or other authorization held by an owner or
33 operator determined to be in significant noncompliance with the
34 conditions of the permit or authorization as established through
35 the issuance of a warning letter or notice of violation, the
36 initiation of formal enforcement, or other equivalent action by
37 the authorizing agency.

38 (c) A permit or other authorization, if granted an
39 extension, that would delay or prevent compliance with a court
40 order.

41 (5) Permits extended under this section shall continue to
42 be governed by rules in effect at the time the permit was
43 issued, except if it is demonstrated that the rules in effect at
44 the time the permit was issued would create an immediate threat

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45 to public safety or health. This subsection applies to any
46 modification of the plans, terms, and conditions of the permit
47 that lessens the environmental impact, except that any such
48 modification may not extend the time limit beyond 2 additional
49 years.

50 (6) This section does not impair the authority of a county
51 or municipality to require the owner of a property that has
52 notified the county or municipality of the owner's intention to
53 receive the extension of time granted pursuant to this section
54 to maintain and secure the property in a safe and sanitary
55 condition in compliance with applicable laws and ordinances.

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

60 Remove line 140 and insert:

61 Florida; extending certain previously granted buildout dates;
62 requiring a permitholder to notify the authorizing agency of its
63 intended use of the extension; exempting certain permits from
64 eligibility for an extension; providing for applicability of
65 rules governing permits; declaring that certain provisions do
66 not impair the authority of counties and municipalities under
67 certain circumstances; requiring the state land planning agency
68 to

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