

By Senator Smith

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1 A bill to be entitled
2 An act relating to major source air pollution fees;
3 amending s. 403.0873, F.S.; authorizing a major source
4 of air pollution to remit directly to an approved
5 local air pollution control program air pollution fees
6 required under the federal Clean Air Act; providing an
7 effective date.
8

9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Section 403.0873, Florida Statutes, is amended
12 to read:

13 403.0873 Florida Air-Operation License Fee Account.—The
14 ~~“Florida Air-Operation License Fee Account”~~ is established as a
15 nonlapsing account within the Department of Environmental
16 Protection’s Air Pollution Control Trust Fund. All license fees
17 paid pursuant to s. 403.0872(11) shall be deposited in such
18 account and must be used solely by the department and approved
19 local programs under the advice and consent of the Legislature
20 to pay the direct and indirect costs required to develop and
21 administer the major stationary source air-operation permit
22 program. Any approved local pollution control program that
23 accepts funds from the department as reimbursement for services
24 it performs in the implementation of the major source air-
25 operation permit program, receives delegation from the
26 department or the United States Environmental Protection Agency
27 for implementation of the major source air-operation permit
28 program, or performs functions, duties, or activities
29 substantially similar to or duplicative of the services

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30 performed by the department or the United States Environmental
31 Protection Agency in the implementation of the major source air-
32 operation permit program is prohibited from collecting
33 additional fees attributable to such services from any source
34 permitted under s. 403.0872. Notwithstanding the provisions of
35 this section, each major source of air pollution may remit
36 directly to a local air pollution control program established
37 pursuant to s. 403.182 the air pollution fees required pursuant
38 to Title V of the federal Clean Air Act.

39 Section 2. This act shall take effect July 1, 2012.