

By Senator Dean

3-00436B-12

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1                   A bill to be entitled  
2           An act relating to water management districts;  
3           amending s. 373.046, F.S.; authorizing districts to  
4           enter into interagency agreements for resource  
5           management activities under specified conditions;  
6           providing applicability; amending s. 373.223, F.S.;  
7           requiring districts to apply specified reservations,  
8           minimum flows and levels, and recovery and prevention  
9           strategies in determining certain effects of proposed  
10          consumptive uses of water; prohibiting districts from  
11          authorizing certain consumptive uses of water;  
12          providing an exception; providing requirements for the  
13          challenge of specified rules; amending s. 373.605,  
14          F.S.; authorizing a district to provide a group health  
15          insurance program for its employees and the employees  
16          of another district; removing obsolete provisions;  
17          providing an effective date.

18  
19 Be It Enacted by the Legislature of the State of Florida:

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21           Section 1. Subsection (7) is added to section 373.046,  
22 Florida Statutes, to read:

23           373.046 Interagency agreements.—

24           (7) If the geographic area of a resource management  
25 activity, study, or project crosses water management district  
26 boundaries, the affected districts may designate a single  
27 affected district to conduct all or part of the applicable  
28 resource management responsibilities under this chapter, not  
29 including those regulatory responsibilities that are subject to

3-00436B-12

2012560

30 subsection(6). If funding assistance is provided to a resource  
31 management activity, study, or project, the district providing  
32 the funding must ensure that some or all the benefits accrue to  
33 the funding district.

34 Section 2. Subsection (6) is added to section 373.223,  
35 Florida Statutes, to read:

36 373.223 Conditions for a permit.-

37 (6) In determining the effect of a proposed consumptive use  
38 of water on the water resources of an adjoining district, the  
39 governing board shall apply, without adopting by rule, the  
40 reservations, minimum flows and levels, and recovery or  
41 prevention strategies adopted by the adjoining district. The  
42 governing board may not authorize a consumptive use of water  
43 which violates any reservation adopted pursuant to subsection  
44 (4) or any minimum flow or level adopted pursuant to ss. 373.042  
45 and 373.0421, except as provided for in an adopted recovery or  
46 prevention strategy. Any rule applied pursuant to this  
47 subsection which is challenged under s. 120.56 or s. 120.569  
48 shall be defended by the district that adopted the rule.

49 Section 3. Section 373.605, Florida Statutes, is amended to  
50 read:

51 373.605 Group insurance for water management districts.-

52 (1) The governing board of a ~~any~~ water management district  
53 ~~may is hereby authorized and empowered to~~ provide group health  
54 insurance for its employees in the same manner and with the same  
55 provisions and limitations authorized for other public employees  
56 by ss. 112.08, 112.09, 112.10, 112.11, and 112.14.

57 (2) The governing board of a water management district may  
58 provide a group health insurance program for its employees and

3-00436B-12

2012560\_\_

59 the employees of another water management district in the same  
60 manner and with the same provisions and limitations authorized  
61 for other public employees by ss. 112.08, 112.09, 112.10,  
62 112.11, and 112.14.

63 ~~(2) Any and all insurance agreements in effect as of~~  
64 ~~October 1, 1974, which conform to the provisions of this section~~  
65 ~~are hereby ratified.~~

66 Section 4. This act shall take effect July 1, 2012.