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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/08/2013	.	
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The Committee on Environmental Preservation and Conservation
(Gardiner) recommended the following:

Senate Amendment (with title amendment)

Between lines 84 and 85
insert:

Section 3. Subsections (13) and (14) are added to section
373.406, Florida Statutes, to read:

373.406 Exemptions.—The following exemptions shall apply:

(13) Nothing in this part, or in any rule, regulation, or
order adopted pursuant to this part, applies to construction,
alteration, operation, or maintenance of any wholly owned,
manmade farm ponds as defined in s. 403.927 constructed entirely
in uplands.



13 (14) Nothing in this part, or in any rule, regulation, or
14 order adopted pursuant to this part, may require a permit for
15 activities affecting wetlands created solely by the unauthorized
16 flooding or interference with the natural flow of surface water
17 caused by an unaffiliated adjoining landowner. This exemption
18 does not apply to activities that discharge dredged or fill
19 material into waters of the United States, including wetlands,
20 subject to federal jurisdiction under section 404 of the federal
21 Clean Water Act, 33 U.S.C. s. 1344.

22
23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25 Delete line 12

26 and insert:

27 park system; amending s. 373.406, F.S.; exempting
28 specified ponds, ditches, and wetlands from surface
29 water management and storage requirements; amending s.
30 373.4137, F.S.; providing