

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative La Rosa offered the following:

Amendment (with title amendment)

5 Between lines 131 and 132, insert:

6 Section 4. Subsection (5), paragraph (b) of subsection
 7 (8), and subsection (9) of section 380.0555, Florida Statutes,
 8 are amended to read:

9 380.0555 Apalachicola Bay Area; protection and designation
 10 as area of critical state concern.—

11 (5) APPLICATION OF CHAPTER 380 PROVISIONS.—Section
 12 380.05(1)-~~(5)~~~~(6)~~, (8), (9), ~~(12)~~, (15), (17), and (21), shall
 13 not apply to the area designated by this act for so long as the
 14 designation remains in effect. Except as otherwise provided in
 15 this act, s. 380.045 shall not apply to the area designated by
 16 this act. All other provisions of this chapter shall apply,
 17 including ss. 380.07 and 380.11, except that the "local

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18 development regulations" in s. 380.05(13) shall include the
19 regulations set forth in subsection (8) for purposes of s.
20 380.05(13), and the plan or plans submitted pursuant to s.
21 380.05(14) shall be submitted no later than February 1, 1986.
22 All or part of the area designated by this act may be
23 redesignated pursuant to s. 380.05 as if it had been initially
24 designated pursuant to that section.

25 (8) COMPREHENSIVE PLAN ELEMENTS AND LAND DEVELOPMENT
26 REGULATIONS.—

27 (b) Conflicting regulations.—In the event of any
28 inconsistency between subparagraph (a)1. and subparagraphs
29 (a)2.-11., subparagraph (a)1. shall control. Further, in the
30 event of any inconsistency between subsection (7) and paragraph
31 (a) of this subsection and a development order issued pursuant
32 to s. 380.06, which has become final prior to June 18, 1985, or
33 between subsection (7) and paragraph (a) and an amendment to a
34 final development order, which amendment has been requested
35 prior to April 2, 1985, the development order or amendment
36 thereto shall control. However, any modification to paragraph
37 (a) enacted by a local government and approved by the state land
38 planning agency ~~Administration Commission~~ pursuant to subsection
39 (9) may provide whether it shall control over an inconsistent
40 provision of a development order or amendment thereto. A
41 development order or any amendment thereto referred to in this
42 paragraph shall not be subject to approval by the state land

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43 planning agency ~~Administration Commission~~ pursuant to subsection
44 (9).

45 (9) MODIFICATION TO PLANS AND REGULATIONS.—Any land
46 development regulation or element of a local comprehensive plan
47 in the Apalachicola Bay Area may be enacted, amended, or
48 rescinded by a local government, but the enactment, amendment,
49 or rescission becomes effective only upon the approval thereof
50 by the state land planning agency ~~Administration Commission~~. The
51 state land planning agency shall review the proposed change to
52 determine if it is in compliance with the principles for guiding
53 development specified in s. 380.0555(7) and must approve or
54 reject the requested changes as provided in s. 380.05. Further,
55 the state land planning agency, after consulting with the
56 appropriate local government, may, from time to time, recommend
57 the enactment, amendment, or rescission of a land development
58 regulation or element of a comprehensive plan. Within 45 days
59 following the receipt of such recommendation by the state land
60 planning agency or enactment, amendment, or rescission by a
61 local government the commission shall reject the recommendation,
62 enactment, amendment, or rescission or accept it with or without
63 modification and adopt, by rule, any changes. Any such local
64 land development regulation or comprehensive plan or part of
65 such regulation or plan may be adopted by the commission if it
66 finds that it is in compliance with the principles for guiding
67 development.

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

Remove line 16 and insert:
basis; amending s. 380.0555, F.S.; providing for comprehensive
plan amendments and land development regulations in the
Apalachicola Bay Area of critical state concern to be reviewed
and approved by the state land planning agency; amending s.
380.06, F.S.; authorizing certain