

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Rodrigues, R. offered the following:

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

4 Remove lines 430-472 and insert:

5 (5) The department may not grant a ~~Ne~~ permit to drill a  
6 gas or oil well within the jurisdictional boundaries of a county  
7 or municipality unless the applicant provides notice of the  
8 permit application by certified mail to the governing authority  
9 of the county or municipality. The applicant shall include a  
10 copy of the notice with the permit application. The governing  
11 authority of the county or municipality may submit comments  
12 concerning the permit application to the department ~~shall be~~  
13 granted within the corporate limits of any municipality, unless

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14 ~~the governing authority of the municipality shall have first~~  
15 ~~duly approved the application for such permit by resolution.~~

16 (10) The department may not approve a permit to authorize  
17 a high-pressure well stimulation until the department adopts  
18 rules for high-pressure well stimulations which are based on the  
19 findings of the study required pursuant to s. 377.2436 and such  
20 rules take effect.

21 (11) The rules for high-pressure well stimulation shall be  
22 submitted to the President of the Senate and Speaker of the  
23 House of Representatives and may not take effect until they are  
24 ratified by the Legislature.

25 Section 5. Subsections (5), (6), and (7) are added to  
26 section 377.241, Florida Statutes, to read:

27 377.241 Criteria for issuance of permits.—The division, in  
28 the exercise of its authority to issue permits as hereinafter  
29 provided, shall give consideration to and be guided by the  
30 following criteria:

31 (5) For high-pressure well stimulations, whether the high-  
32 pressure well stimulation as proposed is designed to ensure  
33 that:

34 (a) The groundwater near the well location, including  
35 groundwater through which the well will be or has been drilled,  
36 is not contaminated as a result of the high-pressure well  
37 stimulation; and

38 (b) The high-pressure well stimulation is consistent with  
39 the public policy of this state as specified in s. 377.06.

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40       (6) As a basis for permit denial or imposition of specific  
 41 permit conditions, including increased bonding up to five times  
 42 the applicable limits and increased monitoring, the history of  
 43 past adjudicated, uncontested, or settled violations committed  
 44 by the applicant or an affiliated entity of the applicant of any  
 45 substantive and material rule or law pertaining to the  
 46 regulation of oil or gas, including violations that occurred  
 47 outside the state.

48       (7) Matters raised in comments timely submitted by a  
 49 county or municipality to the department pursuant to s.  
 50 377.24(5).

51  
 52       -----

**T I T L E   A M E N D M E N T**

53       Remove line 21 and insert:  
 54       within their jurisdictional boundaries; authorizing  
 55       counties and municipalities to provide comments to the  
 56       department regarding such permit applications;  
 57       deleting  
 58