

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Gregory offered the following:

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5 **Amendment (with title amendment)**

6 Between lines 1602 and 1603, insert:

7 Section 20. Present subsection (7) of section 514.0115,
8 Florida Statutes, is redesignated as subsection (8), and a new
9 subsection (7) is added to that section, to read:

10 514.0115 Exemptions from supervision or regulation;
11 variances.-

12 (7) Until such time as the department adopts rules for the
13 supervision and regulation of surf pools, a surf pool that is
14 larger than 4 acres is exempt from supervision under this
15 chapter, provided that it is permitted by a local government
16 pursuant to a special use permit process in which the local

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17 government asserts regulatory authority over the construction of
 18 the surf pool and, in consultation with the department,
 19 establishes through the local government's special use
 20 permitting process the conditions for the surf pool's operation,
 21 water quality, and necessary lifesaving equipment. This
 22 subsection does not affect the department's or a county health
 23 department's right of entry pursuant to s. 514.04 or its
 24 authority to seek an injunction pursuant to s. 514.06 to
 25 restrain the operation of a surf pool permitted and operated
 26 under this subsection if it presents significant risks to public
 27 health. For the purposes of this subsection, the term "surf
 28 pool" means a pool designed to generate waves dedicated to the
 29 activity of surfing on a surfboard or an analogous surfing
 30 device commonly used in the ocean and intended for sport, as
 31 opposed to general play intent for wave pools, other large-scale
 32 public swimming pools, or other public bathing places.

33 Section 21. Subsection (7) of section 553.77, Florida
 34 Statutes, is amended to read:

35 553.77 Specific powers of the commission.-

36 (7) Building officials shall recognize and enforce
 37 variance orders issued by the Department of Health pursuant to
 38 s. 514.0115(8) ~~s. 514.0115(7)~~, including any conditions attached
 39 to the granting of the variance.

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

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Remove line 76 and insert:
certified master social workers; amending s. 514.0115, F.S.;
providing that certain surf pools are exempt from supervision
for certain provisions under certain circumstances; providing
construction; defining the term "surf pool"; amending s. 553.77,
F.S.; conforming a cross-reference; amending s. 768.28,