

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Aloupis offered the following:

Amendment (with title amendment)

Remove lines 41-68 and insert:

(2) Beginning 1 year after the date the rule developed by the department pursuant to subsection (3) is finalized and is otherwise in effect, a state-financed constructor may not commence construction of a coastal structure without:

(a) Conducting a SLIP study that meets the requirements established by the department;

(b) Submitting the study to the department; and

(c) Receiving notification from the department that the study was received and that it has been published on the

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14 department's website pursuant to paragraph (6)(a) for at least
15 30 days. The state-financed constructor is solely responsible
16 for ensuring that the study submitted to the department for
17 publication meets the requirements under subsection (3).

18 (3) The department shall develop by rule a standard by
19 which a state-financed constructor must conduct a SLIP study and
20 may require that a professional engineer sign off on the study.
21 The rule must be effective 1 year after the date it is finalized
22 and applies only to projects not yet commenced as of the date
23 the rule is finalized. The rule may not apply retroactively to
24 projects that commenced before the date the rule is finalized.
25 At a minimum, the standard must require that a state-financed
26 constructor do all of the following:

27 (a) Use a systematic, interdisciplinary, and
28 scientifically accepted approach in the natural sciences and
29 construction design in conducting the study.

30 (b) Assess the flooding, inundation, and wave action
31 damage risks relating to the coastal structure over its expected
32 life or 50 years, whichever is less.

33 1. The assessment must take into account potential
34 relative local sea-level rise and increased storm risk during
35 the expected life of the coastal structure or 50 years,
36 whichever is less, and, to the extent possible, account for the
37 contribution of sea-level rise versus land subsidence to the
38 relative local sea-level rise.

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

Remove lines 6-12 and insert:
coastal areas after a specified date without first
taking certain steps regarding a sea level impact
projection study; requiring the Department of
Environmental Protection to develop by rule a standard
for such studies; providing that such rule operates
prospectively on projects that have not yet commenced
as of the finalization of the rule; requiring the
department to publish such studies on its website,
subject to certain conditions; requiring the
department to enforce certain requirements and to