

Amendment No. 1

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 2. 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.

40 -----
41 -----

Amendment No. 1

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

Remove line 2 and insert:

An act relating to the Department of Health's regulation of recreational activities; 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;