HB 6071

1	A bill to be entitled
2	An act relating to Florida Construction Materials
3	Mining Activities Administrative Recovery Act;
4	repealing s. 552.40, F.S., relating to administrative
5	remedy for alleged damage due to the use of explosives
6	in connection with construction materials mining
7	activities; repealing s. 552.42, F.S., relating to
8	appeals of administrative final orders; amending s.
9	552.38, F.S.; conforming provisions to changes made by
10	the act; providing an effective date.
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12	Be It Enacted by the Legislature of the State of Florida:
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14	Section 1. Section 552.40, Florida Statutes, is repealed.
15	Section 2. <u>Section 552.42, Florida Statutes, is repealed.</u>
16	Section 3. Subsection (2) of section 552.38, Florida
17	Statutes, is amended to read:
18	552.38 Security requirement
19	(2) The bond or letter of credit required under subsection
20	(1) must be in an amount not less than \$100,000 <del>, notwithstanding</del>
21	an award made by an administrative law judge under s. 552.40(7).
22	In the case of a multiple licenseholder or multiple
23	permitholder, a single bond in the aggregate amount of not less
24	than \$100,000 may be provided as security for the individual
25	permits or licenses. If the user of explosives has not been
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identified as a respondent in any pending claim for damages under this chapter, and if renewal of the license or permit is not sought, the bond required under this section may be released upon the expiration of the license or permit or 181 days after the final use of explosives under the license, whichever occurs later, if the bond to be released is not security for other permits.

Section 4. This act shall take effect July 1, 2022.

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