

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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|-----------------------|---------------|-------|
| ADOPTED | <u> </u> | (Y/N) |
| ADOPTED AS AMENDED | <u> </u> | (Y/N) |
| ADOPTED W/O OBJECTION | <u> </u> | (Y/N) |
| FAILED TO ADOPT | <u> </u> | (Y/N) |
| WITHDRAWN | <u> </u> | (Y/N) |
| OTHER | <u> </u> | |

1 Committee/Subcommittee hearing bill: Commerce Committee
 2 Representative Brackett offered the following:

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 4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (1) of section 368.061, Florida
 7 Statutes, is amended, and subsection (4) is added to that
 8 section, to read:

9 368.061 Penalty.—

10 (1) A ~~Any~~ person who violates ~~any provision of~~ this part,
 11 or any regulation issued hereunder, is ~~shall be~~ subject to a
 12 civil penalty not to exceed the following:

13 (a) Until June 30, 2025, \$266,015 ~~\$25,000~~ for each
 14 violation for each day that such violation persists, except that
 15 the maximum civil penalty may ~~shall~~ not exceed \$2,660,135
 16 ~~\$500,000~~ for any related series of violations.

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17 (b) After July 1, 2025, maximum penalties established by
18 the Florida Public Service Commission by rule. In establishing
19 such penalties, the commission must consider the penalties
20 established in paragraph (a) and make revisions based upon
21 consideration of the consumer price index, penalties established
22 in federal law for pipeline safety violations, and the intent of
23 the legislature that the commission maintain its certification
24 with the Pipeline and Hazardous Materials Safety Administration,
25 or any of its successor agencies, to enforce pipeline safety.
26 The commission shall review the penalties established in this
27 paragraph at least annually and revise as necessary, utilizing
28 the considerations specified in this paragraph.

29 (4) The commission may adopt rules to implement this
30 section.

31 Section 2. This act shall take effect July 1, 2024.

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

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Remove everything before the enacting clause and insert:
An act relating to civil penalties under The Gas Safety Law of
1967; amending s. 368.061, F.S.; increasing the civil penalty
amount for violating The Gas Safety Law of 1967; requiring the
Florida Public Service Commission, after a date certain and at
least annually thereafter, to establish and revise maximum
penalties by rule based on specified factors; providing
rulemaking authority; providing an effective date.