Committee on Environmental Regulation

Action Packet
Amended

Wednesday, April 5, 2006
1:30 – 3:00 PM
212 Knott

Allan G. Bense
Speaker

Mitch Needelman
Chair

Committee Meeting Notice

HOUSE OF REPRESENTATIVES

Speaker Allan G. Bense

Environmental Regulation Committee

Start Date and Time:	Wednesday, April 05, 2006 01:30 pm
End Date and Time:	Wednesday, April 05, 2006 03:00 pm
Location:	212 Knott Building
Duration:	1.50 hrs

Consideration of the following bill(s):

HB 313 Regulation of Releases from Gambling Vessels by Allen
HB 701 CS Alternative Energy by Justice
HB 1343 Environmental Protection by Williams
HB 1359 Hazard Mitigation for Coastal Redevelopment by Benson

NOTICE FINALIZED on 04/03/2006 16:04 by Deslatte.Jennifer

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building

AMENDED

Attendance:

	Present	*Absent*	*Excused*
Mitch Needelman (Chair)	X		
Bob Allen	X		
Don Davis	X		
Will Kendrick	X		
Frank Peterman	X		
David Russell	X		
Franklin Sands	X		
Totals:	**7**	**0**	**0**

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building **AMENDED**

HB 313 : Regulation of Releases from Gambling Vessels

[X] *Temporarily Deferred*

Appearances:

Charles Pattison (Lobbyist) - Proponent
1000 Friends of Florida
P.O. Box 5948
Tallahassee Florida 32301-5948
Phone: 222-6277

Eric Draper (Lobbyist) - Proponent
Audubon of Florida
2507 Callaway Rd., #103
Tallahassee Florida 32303
Phone: 224-7546

Ralph Haben (Lobbyist) - Opponent
Day Cruise Association
2906 Tyron Circle
Tallahassee Florida 32309
Phone: 545-5401

Laura McLeod (Lobbyist) - Opponent
Palm Peach Princess
P.O. Box 10223
Tallahassee Florida 32302
Phone: 224-9448

Jennifer Fitzwater (Lobbyist) (State Employee) - Information Only
Department of Environmental Protection
3900 Commonwealth
Tallahassee Florida 32399
Phone: 245-2140

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM

Amendment No. __

CHAMBER ACTION

Senate	House
	.
	.
	.

TP

Representative(s) Allen offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 376.25, Florida Statutes, is created to read:

376.25 Gambling vessels; registration; required and prohibited releases.--

(1) SHORT TITLE.--This section may be cited as the "Clean Ocean Act."

(2) DEFINITIONS.--As used in this section:

(a) "Biomedical waste" means any solid or liquid waste as defined in s. 381.0098(2)(a).

(b) "Coastal waters" means waters of the Atlantic Ocean or the Gulf of Mexico within the jurisdiction of the state.

(c) "Department" means the Department of Environmental Protection.

18 (d) "Gambling" or "gambling device" means any game of
19 chance and includes, but is not limited to, cards, keno,
20 roulette, faro, slot machines, video poker, or blackjack
21 machines played for money or thing of value. The term "gambling"
22 does not include penny-ante games, as defined in s.
23 849.085(2)(a).
24 (e) "Gambling vessel" means a boat, ship, casino boat,
25 watercraft, or barge kept, operated, or maintained for the
26 purpose of gambling and that carries or operates gambling
27 devices for the use of its passengers or otherwise provides
28 facilities for the purpose of gambling, whether within or
29 without the jurisdiction of this state, and whether it is
30 anchored, berthed, lying to, or navigating, and the sailing,
31 voyaging, or cruising, or any segment of the sailing, voyaging,
32 or cruising begins and ends within this state. The term
33 "gambling vessel" does not include a "cruise ship" as defined in
34 33 C.F.R. s. 101.105.
35 (f) "Hazardous waste" means any solid waste as defined in
36 s. 403.703(21).
37 (g) "Oily bilge water" means bilge water that contains
38 used lubrication oils, oil sludge and slops, fuel and oil
39 sludge, used oil, used fuel and fuel filters, and oily waste.
40 (h) "Port" means any place in the state into which
41 gambling vessels enter or depart for docking.
42 (i) "Release" means any discharge of liquids or solids,
43 however caused, from a gambling vessel and includes any escape,
44 disposal, spilling, leaking, pumping, emitting, or emptying.
45 (j) "Sewage" means human body waste and the waste from
46 toilets and other receptacles intended to receive or retain

47 human body waste and includes any material that has been
48 collected or treated through a marine sanitation device, as that
49 term is used in Section 312 of the Clean Water Act, 33 U.S.C. s.
50 1322, or that is a byproduct of sewage treatment.
51 (k) "Treated blackwater" means that part of treated sewage
52 carried off by toilets, urinals, and kitchen drains.
53 (l) "Treated graywater" means that part of treated sewage
54 that is not blackwater, including waste from the bath, lavatory,
55 laundry, and sink, except kitchen sink waste.
56 (m) "Untreated blackwater" means that part of untreated
57 sewage carried off by toilets, urinals, and kitchen drains.
58 (n) "Untreated graywater" means that part of untreated
59 sewage that is not blackwater, including waste from the bath,
60 lavatory, laundry, and sink, except kitchen sink waste.
61 (3) REGISTRATION REQUIREMENTS.--
62 (a) For each calendar year in which the owner or operator
63 of a gambling vessel intends to operate, or cause or allow to be
64 operated, the gambling vessel in coastal waters, the owner or
65 operator of the vessel shall register with the department. The
66 registration shall be completed before any commercial passenger
67 vessel of the owner or operator enters the marine waters of the
68 state in that calendar year. The registration shall include the
69 following information:
70 1. The vessel owner's business name, and, if different,
71 the vessel operator's business name for each gambling vessel of
72 the owner or operator that is scheduled to be in coastal waters
73 during the calendar year.

74 2. The postal address, e-mail address, telephone number,
75 and facsimile number for the principal place of each business
76 identified in subparagraph 1.
77 3. The name and address of an agent for service of process
78 for each business identified under subparagraph 1. The owner and
79 operator shall continuously maintain a designated agent for
80 service of process whenever a gambling vessel of the owner or
81 operator is in coastal waters, and the agent shall be an
82 individual resident of this state, a domestic corporation, or a
83 foreign corporation having a place of business in and authorized
84 to do business in this state.
85 4. The name or call sign, port of registry, and passenger
86 and crew capacity for each of the owner's or operator's vessels
87 scheduled either to call upon a port in this state or otherwise
88 to be in coastal waters during the calendar year and after the
89 date of registration.
90 5. The description of all waste treatment systems for each
91 vessel identified under subparagraph 4., including system type,
92 design, operation, location of all discharge pipes and valves,
93 and number and capacity of all storage areas and holding tanks.
94 (b) Registration under paragraph (a) shall be executed
95 under oath by the owner or operator or designated representative
96 thereof.
97 (c) Upon request of the department, the registrant shall
98 submit registration information required under this subsection
99 electronically.
100 (4) REQUIRED RELEASES.--
101 (a) Ports shall establish procedures, including a process
102 for verification of the contents released, for the release of

103 sewage, oily bilge water, untreated or treated graywater,
104 untreated or treated blackwater, hazardous waste, and biomedical
105 waste from gambling vessels at port facilities.
106 (b) Ports shall establish and collect a fee not to exceed
107 the costs associated with disposal of the required releases from
108 gambling vessels.
109 (5) NOTIFICATION OF RELEASES.--
110 (a) If a gambling vessel releases any sewage, oily bilge
111 water, untreated or treated graywater, untreated or treated
112 blackwater, hazardous waste, or biomedical waste into coastal
113 waters, the owner or operator shall immediately, but no later
114 than 24 hours after the release, notify the department of the
115 release. The owner or operator shall include all of the
116 following information in the notification:
117 1. Date of the release.
118 2. Time of the release.
119 3. Location of the release.
120 4. Volume of the release.
121 5. Source of the release.
122 6. Remedial actions taken to prevent future releases.
123 (6) PENALTIES.--
124 (a) A person who violates this section is subject to a
125 civil penalty of not more than $50,000 for each violation.
126 (b) The civil penalty imposed for each separate violation
127 of this section is separate from, and in addition to, any other
128 civil penalty imposed for a separate violation under this
129 subsection or any other provision of law.
130 (c) In determining the amount of a civil penalty imposed
131 under this subsection, the department shall take into

132 consideration all relevant circumstances, including, but not
133 limited to, the nature, circumstances, extent, and gravity of
134 the violation. In making this determination, the department
135 shall consider the degree of toxicity and volume of the release,
136 the extent of harm caused by the violation, whether the effects
137 of the violation may be reversed or mitigated, and, with respect
138 to the defendant, the ability to pay, the effect of a civil
139 penalty on the ability to continue in business, all voluntary
140 cleanup efforts undertaken, the prior history of violations, the
141 gravity of the behavior, the economic benefit, if any, resulting
142 from the violation, and all other matters the department
143 determines justice may require.
144 (7) APPLICABILITY.--This section does not apply to
145 releases made for the purpose of securing the safety of the
146 gambling vessel or saving life at sea if all reasonable
147 precautions have been taken for the purpose of preventing or
148 minimizing the release.
149 (8) RULES.--The department shall adopt rules pursuant to
150 ss. 120.536(1) and 120.54 to implement and administer this
151 section.
152 Section 2. The Department of Environmental Protection
153 shall request the appropriate federal agencies to prohibit the
154 release of all sewage, oily bilgewater, untreated or treated
155 graywater, untreated or treated blackwater, hazardous waste, or
156 biomedical waste from any gambling vessel within the federal
157 territorial waters off the shores of Florida.
158 Section 3. This act shall take effect January 1, 2007.
159
160

161
162
163
164
165 ======= T I T L E A M E N D M E N T ==========
166 Remove the entire title and insert:
167 A bill to be entitled
168 An act relating to regulation of releases from gambling
169 vessels; creating s. 376.25, F.S.; providing a short
170 title; providing definitions; requiring gambling vessels
171 operating in coastal waters to register with the
172 Department of Environmental Protection; specifying the
173 requirements for vessel registration; requiring ports to
174 establish procedures for the release of certain substances
175 by gambling vessels at port facilities; requiring ports to
176 establish and collect certain fees; requiring the
177 reporting of the release of certain substances into
178 coastal waters by gambling vessels; providing civil
179 penalties for violations; providing exemptions; requiring
180 the department to adopt rules to implement and administer
181 the section; directing the Department of Environmental
182 Protection to petition the federal government to prohibit
183 certain releases within the federal territorial waters off
184 Florida's shores; providing an effective date.
185

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building **AMENDED**

HB 701 CS : Alternative Energy

[X] *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bob Allen	X				
Don Davis			X		
Will Kendrick	X				
Frank Peterman	X				
David Russell	X				
Franklin Sands	X				
Mitch Needelman (Chair)	X				
	Total Yeas: 6	**Total Nays: 0**			

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building

AMENDED

HB 1343 : Environmental Protection

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bob Allen	X				
Don Davis			X		
Will Kendrick	X				
Frank Peterman	X				
David Russell		X			
Franklin Sands	X				
Mitch Needelman (Chair)	X				
	Total Yeas: 5	**Total Nays: 1**			

HB 1343 Amendments

Amendment Substitute

[X] Adopted Without Objection

Appearances:

Linda Young - Opponent
Clean Water Network of Florida
517 Beverly Street
Tallahassee Florida 32301
Phone: 222-9188

Susan Caplowe (Lobbyist) - Opponent
Sierra Club
P.O. Box 1201
Tallahassee Florida 32302
Phone: 385-6160

Eric Draper (Lobbyist) - Information Only
Audubon of Florida
2507 Callaway Rd., #103
Tallahassee Florida 32303
Phone: 224-7576

Denise Layne (Lobbyist) - Opponent
Coalition 4 Responsible Government Inc.
2504 Ayers Hill Court
Lutz Florida 33559
Phone: 813-246-0485

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building

AMENDED

Frank Matthews (Lobbyist) - Proponent
Association of Florida Community Developers Inc.
P.O. Box 6526
Tallahassee Florida 32301
Phone: 222-7500

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM

Amendment No. (for drafter's use only)

Bill No. **1343**

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Environmental Regulation
2 Committee
3 Representative(s) Williams offered the following:
4
5 **Substitute Amendment for Amendment (1) by Representative**
6 **Williams (with title amendment)**
7 Remove line(s) 136-219 and insert:
8 In order to effectuate efficient wetland permitting and avoid
9 duplication, the department and water management districts are
10 authorized to implement a voluntary statewide programmatic
11 general permit for all dredge and fill activities impacting ten
12 acres or less or wetlands or other surface waters, including
13 navigable waters, subject to agreement with the United States
14 Department of the Army Corps of Engineers in accordance with the
15 following conditions:
16 (a) By seeking to use the statewide programmatic general
17 permit authorized by this section, an applicant consents to the
18 department or district applying the landward most delineation of
19 wetlands or other surface waters applicable pursuant to this
20 part or the regulations implementing s. 404 of the Clean Water
21 Act, Pub. L. No. 92-500 as amended 33 USC § 1251 et seq., and s.
22 10 of the Rivers and Harbors Act of 1899. In the implementation

23 of the 1987 Corps of Engineers Wetlands Manual Technical Report
24 (87-1), the department or district shall equate high organic
25 matter in the surface horizon in accordance with the National
26 Resource Conservation Service (NRCS) indications for hydric
27 soils approved for use in Florida. The department shall be
28 responsible for ensuring statewide coordination and consistency
29 in the delineation of surface waters and wetlands pursuant to
30 the statewide programmatic general permit authorized by this
31 part, by providing training and guidance to the department and
32 districts in the implementation of this permit.
33 (b) By seeking to use the statewide programmatic general
34 permit authorized by this section an applicant consents to
35 applicable substantive federal wetland regulatory criteria,
36 which are not included pursuant to this part, but which are
37 authorized by the regulation implementing s. 404 of the Clean
38 Water Act, Pub. L. No. 92-500 as amended 33 USC § 1251 et seq.,
39 and s. 10 of the Rivers and Harbors Act of 1899 as required by
40 the Corps of Engineers notwithstanding the provisions of s.
41 373.4145, F.S., and for the limited purposes of implementing the
42 statewide programmatic general permit authorized by this
43 section.
44 (c) The department is authorized to adopt rules and apply
45 environmental resource permitting program criteria adopted
46 pursuant to s. 373.414(9) to both waters of the State and
47 isolated wetlands. Upon adoption of these rules, applicants in
48 the Northwest Florida Water Management District can elect to
49 pursue use of the statewide programmatic general permit
50 authorized by this section.
51 Section 2. Subsection (19) of section 373.4211, Florida
52 Statutes, is amended to read:

53 (19)(a) Rule 17-340.450(3) is amended by adding, after the
54 species list, the following language:
55 "Within Monroe County and the Key Largo portion of Dade
56 County only, the following species shall be listed as
57 facultative: Alternanthera paronychioides, Byrsonima lucida,
58 Ernodea littoralis, Guapira discolor, Marnilkara bahamensis,
59 Pisonis rotundata, Pithecellobium keyensis, Pithecellobium
60 unquis-cati, Randia aculeata, Reynosia septentrionalis, and
61 Thrinax radiata."
62 (b) Pursuant to s. 373.421, and subject to the conditions
63 described herein, the Legislature ratifies the changes to rule
64 62-340.450(3), Florida Administrative Code, approved on February
65 23, 2006, by the Environmental Regulation Commission which add
66 slash pine (pinus elliotti) and gallberry (flex glabral) to the
67 list of facultative plants. However, this ratification and the
68 rule revision shall not become effective until 60 days after the
69 date the statewide programmatic general permit authorized by s.
70 373.4144(1) becomes effective covering no less than five acres
71 of wetland impact.
72 (c) Surface water and wetland delineations identified and
73 approved by a permit issued under rules adopted pursuant to this
74 part prior to the effective date of the statewide programmatic
75 general permit authorized by s. 373.4144(1) shall remain valid
76 until expiration of such permit, notwithstanding the changes to
77 rule 62-340.450(3) described in this subsection. For purposes
78 of this paragraph, the term "identified and approved" means:
79 1. The delineation was field-verified by the permitting agency
80 and such verification was surveyed as part of the application
81 review process for the permit; or
82 2. The delineation was field-verified by the permitting agency
83 and approved by the permit.

84 Where surface water and wetland delineations were not identified
85 and approved by the permit issued under rules adopted pursuant
86 to this part, delineations within the geographical area to which
87 such permit applies shall be determined pursuant to the rules
88 applicable at the time the permit was issued, notwithstanding
89 the changes to rule 62-340.450(3) described in this subsection.
90 This paragraph shall also apply to any modification of the
91 permit issued under rules adopted pursuant to this part, that
92 does not constitute a substantial modification, within the
93 geographical area to which the permit applies
94 (d) Any declaratory statement issued by the department
95 under s. 403.914, 1984 Supplement to the Florida Statutes 1983,
96 as amended, or pursuant to rules adopted thereunder, or by the
97 department or a water management district under s. 373.421, in
98 response to a petition filed on or before the effective date of
99 the statewide programmatic general permit authorized by s.
100 373.4144(1), shall continue to be valid for the duration of such
101 declaratory statement. Any such petition pending on or before
102 the effective date of the statewide programmatic general permit
103 authorized by s. 373.4144(1), shall be exempt from the changes
104 to rule 62-340.450(3) described in this subsection, and shall be
105 subject to the provisions of chapter 62-340, Florida
106 Administrative Code, in effect prior to such change. Activities
107 proposed within the boundaries of a valid declaratory statement
108 issued pursuant to a petition submitted to either the department
109 or the relevant water management district on or before the
110 effective date of the statewide programmatic general permit
111 authorized by s. 373.4144(1), or a revalidated jurisdictional
112 determination prior to its expiration, shall continue thereafter
113 to be exempt from the changes to rule 62-340.450(3) described in
114 this subsection.

115 (e) A permit application under this part for dredging and
116 filling or other activity, which is pending on or before the
117 effective date of the statewide programmatic general permit
118 authorized by s. 373.4144(1) shall be exempt from the changes to
119 rule 62-340.450(3) described in this subsection.
120 (f) Activities associated with mining operations as
121 defined by and subject to ss. 378.201-378.212 and 378.701-
122 378.703 and included in a conceptual reclamation plan or
123 modification application submitted on or before the effective
124 date of the statewide programmatic general permit authorized by
125 s. 373.4144(1) shall be exempt from changes to rule 62-
126 340.450(3) described in this subsection.
127
128 ========== T I T L E A M E N D M E N T ==========
129 Remove line(s) 16-19 and insert:
130 the Northwest Florida Water Management District; providing
131 rulemaking authority; amending 373.4211, F.S.; revising
132 provisions concerning the vegetative index used to delineate the
133 landward extent of wetlands and surface waters; providing
134 grandfathering provisions; providing exemptions; providing
135 effective dates.
136

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building

AMENDED

HB 1359 : Hazard Mitigation for Coastal Redevelopment

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Bob Allen	X				
Don Davis			X		
Will Kendrick	X				
Frank Peterman	X				
David Russell	X				
Franklin Sands	X				
Mitch Needelman (Chair)	X				
	Total Yeas: 6	**Total Nays: 0**			

HB 1359 Amendments

Amendment 1

[X] Adopted Without Objection

Appearances:

Eric Poole (Lobbyist) - Information Only
Florida Association of Counties
100 Monroe St.
Tallahassee Florida 32302
Phone: 922-4300

Valerie Hubbard (Lobbyist) (State Employee) - Proponent
Department of Community Affairs
2555 Shumard Oak Blvd.
Tallahassee Florida 32399
Phone: 487-4545

Deborah Flack (Lobbyist) - Proponent
Florida Shore & Beach Preservation Association
1961 Chatsworth Way
Tallahassee Florida 32309
Phone: 906-9227

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Environmental Regulation
2 Committee
3 Representative(s) Benson offered the following:
4
5 **Amendment (with title amendment)**
6 Remove everything after the enacting clause and insert:
7 Section 1. Subsection (3) of section 161.085, Florida
8 Statutes, is amended, and subsection (8) is added to that
9 section, to read:
10 161.085 Rigid coastal armoring structures.--
11 (3) If erosion occurs as a result of a storm event which
12 threatens private structures or public infrastructure and a
13 permit has not been issued pursuant to subsection (2), unless
14 the authority has been revoked by order of the department
15 pursuant to subsection (8), an ~~the~~ agency, political
16 subdivision, or municipality having jurisdiction over the
17 impacted area may install or authorize installation of rigid
18 coastal armoring structures for the protection of private
19 structures or public infrastructure, or take other measures to
20 relieve the threat to private structures or public
21 infrastructure as long as the following items are considered and
22 incorporated into such emergency measures:

23 (a) Protection of the beach-dune system.
24 (b) Siting and design criteria for the protective
25 structure.
26 (c) Impacts on adjacent properties.
27 (d) Preservation of public beach access.
28 (e) Protection of native coastal vegetation and nesting
29 marine turtles and their hatchlings.
30 (8) If an agency, political subdivision, or municipality
31 installs or authorizes installation of a rigid coastal armoring
32 structure that does not comply with subsection (3), and if the
33 department determines that the action harms or interferes with
34 the protection of the beach-dune system, adversely impacts
35 adjacent properties, interferes with public beach access, or
36 harms native coastal vegetation or nesting marine turtles or
37 their hatchlings, the department may revoke by order the
38 authority of the agency, political subdivision, or municipality
39 under subsection (3) to install or authorize the installation of
40 rigid coastal armoring structures.
41 Section 2. Paragraph (h) of subsection (2) of section
42 163.3178, Florida Statutes, is amended to read:
43 163.3178 Coastal management.--
44 (2) Each coastal management element required by s.
45 163.3177(6)(g) shall be based on studies, surveys, and data; be
46 consistent with coastal resource plans prepared and adopted
47 pursuant to general or special law; and contain:
48 (h) Designation of coastal high-hazard ~~coastal~~ areas and
49 the criteria for mitigation for a comprehensive plan amendment
50 in the coastal high hazard area as defined in s. 163.3178(9). ~~,~~
51 ~~which for uniformity and planning purposes herein, are defined~~
52 ~~as category 1 evacuation zones.~~ The Coastal High Hazard Area is
53 the area below the elevation of the Category 1 storm surge line

54 as established by a Sea, Lake and Overland Surges (SLOSH)
55 computerized storm surge model. ~~However, Application of~~
56 ~~mitigation~~ The application for development and redevelopment
57 policies, pursuant to s. 380.27(2), and any rules adopted
58 thereunder, shall be at the discretion of local government.
59 (9) (a) A proposed comprehensive plan amendment shall be
60 found in compliance with state coastal high hazard standards as
61 provided in rule 9J-5.012(3)(b)(6) and (7) if:
62 (i) the adopted level of service for out-of-county
63 hurricane evacuation is maintained; or
64 (ii) a 12 hour evacuation time to shelter is maintained
65 and shelter space reasonably attributable to the development
66 contemplated by a proposed comprehensive plan amendment is
67 available; or
68 (iii) appropriate mitigation to satisfy the provisions of
69 either (i) or (ii) is provided. Appropriate mitigation shall
70 include, without limitation, payment of money, contribution of
71 land and construction of hurricane shelters and transportation
72 facilities.
73
74 Required mitigation shall not exceed the amount required for a
75 developer to accommodate impacts reasonably attributable to its
76 development. For those local governments that have not
77 established a level of service for out of county hurricane
78 evacuation by July 1, 2008, the level of service shall be no
79 greater than 16 hours.
80 (b) No new adult congregate living facilities, community
81 residential homes, group homes, homes for the aged, hospitals,
82 or nursing homes shall be located within the coastal high hazard
83 area.

84 (c) This section shall become effective immediately and apply to
85 all local governments. No later than July 1, 2008, local
86 government shall amend their Future Land Use Map and coastal
87 management element to include the new definition of coastal high
88 hazard, the coastal high hazard map, and the appropriate
89 mitigation strategies.
90 Section 3. Subsection (2), paragraph (d) of section
91 163.3178, Florida Statutes, is amended to read:
92 (d) A component which outlines principles for hazard
93 mitigation and protection of human life against the effects of
94 natural disaster, including population evacuation, which take
95 into consideration the capability to safely evacuate the density
96 of coastal population proposed in the future land use plan
97 element in the event of an impending natural disaster. The
98 Division of Emergency Management shall manage the update of the
99 regional hurricane evacuation studies, ensure such studies are
100 done in a consistent manner, and ensure that the methodology
101 used for modeling storm surge is that used by the National
102 Hurricane Center.
103 Section 4. Subsection (4) of section 381.0065, Florida
104 Statutes, is amended to read:
105 381.0065 Onsite sewage treatment and disposal systems;
106 regulation.--
107 (4) PERMITS; INSTALLATION; AND CONDITIONS.--A person may
108 not construct, repair, modify, abandon, or operate an onsite
109 sewage treatment and disposal system without first obtaining a
110 permit approved by the department. The department may issue
111 permits to carry out this section, but shall not make the
112 issuance of such permits contingent upon prior approval by the
113 Department of Environmental Protection, except that the issuance
114 of a permit for work seaward of the coastal construction control

115 line established under s. 161.053 shall be contingent upon
116 receipt of any required coastal construction control line permit
117 from the Department of Environmental Protection. A construction
118 permit is valid for 18 months from the issuance date and may be
119 extended by the department for one 90-day period under rules
120 adopted by the department. A repair permit is valid for 90 days
121 from the date of issuance. An operating permit must be obtained
122 prior to the use of any aerobic treatment unit or if the
123 establishment generates commercial waste. Buildings or
124 establishments that use an aerobic treatment unit or generate
125 commercial waste shall be inspected by the department at least
126 annually to assure compliance with the terms of the operating
127 permit. The operating permit for a commercial wastewater system
128 is valid for 1 year from the date of issuance and must be
129 renewed annually. The operating permit for an aerobic treatment
130 unit is valid for 2 years from the date of issuance and must be
131 renewed every 2 years. If all information pertaining to the
132 siting, location, and installation conditions or repair of an
133 onsite sewage treatment and disposal system remains the same, a
134 construction or repair permit for the onsite sewage treatment
135 and disposal system may be transferred to another person, if the
136 transferee files, within 60 days after the transfer of
137 ownership, an amended application providing all corrected
138 information and proof of ownership of the property. There is no
139 fee associated with the processing of this supplemental
140 information. A person may not contract to construct, modify,
141 alter, repair, service, abandon, or maintain any portion of an
142 onsite sewage treatment and disposal system without being
143 registered under part III of chapter 489. A property owner who
144 personally performs construction, maintenance, or repairs to a
145 system serving his or her own owner-occupied single-family

146 residence is exempt from registration requirements for
147 performing such construction, maintenance, or repairs on that
148 residence, but is subject to all permitting requirements. A
149 municipality or political subdivision of the state may not issue
150 a building or plumbing permit for any building that requires the
151 use of an onsite sewage treatment and disposal system unless the
152 owner or builder has received a construction permit for such
153 system from the department. A building or structure may not be
154 occupied and a municipality, political subdivision, or any state
155 or federal agency may not authorize occupancy until the
156 department approves the final installation of the onsite sewage
157 treatment and disposal system. A municipality or political
158 subdivision of the state may not approve any change in occupancy
159 or tenancy of a building that uses an onsite sewage treatment
160 and disposal system until the department has reviewed the use of
161 the system with the proposed change, approved the change, and
162 amended the operating permit.
163 (a) Subdivisions and lots in which each lot has a minimum
164 area of at least one-half acre and either a minimum dimension of
165 100 feet or a mean of at least 100 feet of the side bordering
166 the street and the distance formed by a line parallel to the
167 side bordering the street drawn between the two most distant
168 points of the remainder of the lot may be developed with a water
169 system regulated under s. 381.0062 and onsite sewage treatment
170 and disposal systems, provided the projected daily sewage flow
171 does not exceed an average of 1,500 gallons per acre per day,
172 and provided satisfactory drinking water can be obtained and all
173 distance and setback, soil condition, water table elevation, and
174 other related requirements of this section and rules adopted
175 under this section can be met.

176 (b) Subdivisions and lots using a public water system as
177 defined in s. 403.852 may use onsite sewage treatment and
178 disposal systems, provided there are no more than four lots per
179 acre, provided the projected daily sewage flow does not exceed
180 an average of 2,500 gallons per acre per day, and provided that
181 all distance and setback, soil condition, water table elevation,
182 and other related requirements that are generally applicable to
183 the use of onsite sewage treatment and disposal systems are met.
184 (c) Notwithstanding the provisions of paragraphs (a) and
185 (b), for subdivisions platted of record on or before October 1,
186 1991, when a developer or other appropriate entity has
187 previously made or makes provisions, including financial
188 assurances or other commitments, acceptable to the Department of
189 Health, that a central water system will be installed by a
190 regulated public utility based on a density formula, private
191 potable wells may be used with onsite sewage treatment and
192 disposal systems until the agreed-upon densities are reached.
193 The department may consider assurances filed with the Department
194 of Business and Professional Regulation under chapter 498 in
195 determining the adequacy of the financial assurance required by
196 this paragraph. In a subdivision regulated by this paragraph,
197 the average daily sewage flow may not exceed 2,500 gallons per
198 acre per day. This section does not affect the validity of
199 existing prior agreements. After October 1, 1991, the exception
200 provided under this paragraph is not available to a developer or
201 other appropriate entity.
202 (d) Paragraphs (a) and (b) do not apply to any proposed
203 residential subdivision with more than 50 lots or to any
204 proposed commercial subdivision with more than 5 lots where a
205 publicly owned or investor-owned sewerage system is available.
206 It is the intent of this paragraph not to allow development of

207 additional proposed subdivisions in order to evade the
208 requirements of this paragraph.
209 (e) Onsite sewage treatment and disposal systems must not
210 be placed closer than:
211 1. Seventy-five feet from a private potable well.
212 2. Two hundred feet from a public potable well serving a
213 residential or nonresidential establishment having a total
214 sewage flow of greater than 2,000 gallons per day.
215 3. One hundred feet from a public potable well serving a
216 residential or nonresidential establishment having a total
217 sewage flow of less than or equal to 2,000 gallons per day.
218 4. Fifty feet from any nonpotable well.
219 5. Ten feet from any storm sewer pipe, to the maximum
220 extent possible, but in no instance shall the setback be less
221 than 5 feet.
222 6. Seventy-five feet from the mean high-water line of a
223 tidally influenced surface water body.
224 7. Seventy-five feet from the mean annual flood line of a
225 permanent nontidal surface water body.
226 8. Fifteen feet from the design high-water line of
227 retention areas, detention areas, or swales designed to contain
228 standing or flowing water for less than 72 hours after a
229 rainfall or the design high-water level of normally dry drainage
230 ditches or normally dry individual lot stormwater retention
231 areas.
232 (f) Except as provided under paragraphs (e) and (t), no
233 limitations shall be imposed by rule, relating to the distance
234 between an onsite disposal system and any area that either
235 permanently or temporarily has visible surface water.
236 (g) All provisions of this section and rules adopted under
237 this section relating to soil condition, water table elevation,

238 distance, and other setback requirements must be equally applied
239 to all lots, with the following exceptions:
240 1. Any residential lot that was platted and recorded on or
241 after January 1, 1972, or that is part of a residential
242 subdivision that was approved by the appropriate permitting
243 agency on or after January 1, 1972, and that was eligible for an
244 onsite sewage treatment and disposal system construction permit
245 on the date of such platting and recording or approval shall be
246 eligible for an onsite sewage treatment and disposal system
247 construction permit, regardless of when the application for a
248 permit is made. If rules in effect at the time the permit
249 application is filed cannot be met, residential lots platted and
250 recorded or approved on or after January 1, 1972, shall, to the
251 maximum extent possible, comply with the rules in effect at the
252 time the permit application is filed. At a minimum, however,
253 those residential lots platted and recorded or approved on or
254 after January 1, 1972, but before January 1, 1983, shall comply
255 with those rules in effect on January 1, 1983, and those
256 residential lots platted and recorded or approved on or after
257 January 1, 1983, shall comply with those rules in effect at the
258 time of such platting and recording or approval. In determining
259 the maximum extent of compliance with current rules that is
260 possible, the department shall allow structures and
261 appurtenances thereto which were authorized at the time such
262 lots were platted and recorded or approved.
263 2. Lots platted before 1972 are subject to a 50-foot
264 minimum surface water setback and are not subject to lot size
265 requirements. The projected daily flow for onsite sewage
266 treatment and disposal systems for lots platted before 1972 may
267 not exceed:

268 a. Two thousand five hundred gallons per acre per day for
269 lots served by public water systems as defined in s. 403.852.
270 b. One thousand five hundred gallons per acre per day for
271 lots served by water systems regulated under s. 381.0062.
272 (h)1. The department may grant variances in hardship cases
273 which may be less restrictive than the provisions specified in
274 this section. If a variance is granted and the onsite sewage
275 treatment and disposal system construction permit has been
276 issued, the variance may be transferred with the system
277 construction permit, if the transferee files, within 60 days
278 after the transfer of ownership, an amended construction permit
279 application providing all corrected information and proof of
280 ownership of the property and if the same variance would have
281 been required for the new owner of the property as was
282 originally granted to the original applicant for the variance.
283 There is no fee associated with the processing of this
284 supplemental information. A variance may not be granted under
285 this section until the department is satisfied that:
286 a. The hardship was not caused intentionally by the action
287 of the applicant;
288 b. No reasonable alternative, taking into consideration
289 factors such as cost, exists for the treatment of the sewage;
290 and
291 c. The discharge from the onsite sewage treatment and
292 disposal system will not adversely affect the health of the
293 applicant or the public or significantly degrade the groundwater
294 or surface waters.
295
296 Where soil conditions, water table elevation, and setback
297 provisions are determined by the department to be satisfactory,

298 special consideration must be given to those lots platted before
299 1972.
300 2. The department shall appoint and staff a variance
301 review and advisory committee, which shall meet monthly to
302 recommend agency action on variance requests. The committee
303 shall make its recommendations on variance requests at the
304 meeting in which the application is scheduled for consideration,
305 except for an extraordinary change in circumstances, the receipt
306 of new information that raises new issues, or when the applicant
307 requests an extension. The committee shall consider the criteria
308 in subparagraph 1. in its recommended agency action on variance
309 requests and shall also strive to allow property owners the full
310 use of their land where possible. The committee consists of the
311 following:
312 a. The Division Director for Environmental Health of the
313 department or his or her designee.
314 b. A representative from the county health departments.
315 c. A representative from the home building industry
316 recommended by the Florida Home Builders Association.
317 d. A representative from the septic tank industry
318 recommended by the Florida Onsite Wastewater Association.
319 e. A representative from the Department of Environmental
320 Protection.
321 f. A representative from the real estate industry who is
322 also a developer in this state who develops lots using onsite
323 sewage treatment and disposal systems, recommended by the
324 Florida Association of Realtors.
325 g. A representative from the engineering profession
326 recommended by the Florida Engineering Society.
327

328 Members shall be appointed for a term of 3 years, with such
329 appointments being staggered so that the terms of no more than
330 two members expire in any one year. Members shall serve without
331 remuneration, but if requested, shall be reimbursed for per diem
332 and travel expenses as provided in s. 112.061.
333 (i) A construction permit may not be issued for an onsite
334 sewage treatment and disposal system in any area zoned or used
335 for industrial or manufacturing purposes, or its equivalent,
336 where a publicly owned or investor-owned sewage treatment system
337 is available, or where a likelihood exists that the system will
338 receive toxic, hazardous, or industrial waste. An existing
339 onsite sewage treatment and disposal system may be repaired if a
340 publicly owned or investor-owned sewerage system is not
341 available within 500 feet of the building sewer stub-out and if
342 system construction and operation standards can be met. This
343 paragraph does not require publicly owned or investor-owned
344 sewerage treatment systems to accept anything other than
345 domestic wastewater.
346 1. A building located in an area zoned or used for
347 industrial or manufacturing purposes, or its equivalent, when
348 such building is served by an onsite sewage treatment and
349 disposal system, must not be occupied until the owner or tenant
350 has obtained written approval from the department. The
351 department shall not grant approval when the proposed use of the
352 system is to dispose of toxic, hazardous, or industrial
353 wastewater or toxic or hazardous chemicals.
354 2. Each person who owns or operates a business or facility
355 in an area zoned or used for industrial or manufacturing
356 purposes, or its equivalent, or who owns or operates a business
357 that has the potential to generate toxic, hazardous, or
358 industrial wastewater or toxic or hazardous chemicals, and uses

359 an onsite sewage treatment and disposal system that is installed
360 on or after July 5, 1989, must obtain an annual system operating
361 permit from the department. A person who owns or operates a
362 business that uses an onsite sewage treatment and disposal
363 system that was installed and approved before July 5, 1989, need
364 not obtain a system operating permit. However, upon change of
365 ownership or tenancy, the new owner or operator must notify the
366 department of the change, and the new owner or operator must
367 obtain an annual system operating permit, regardless of the date
368 that the system was installed or approved.
369 3. The department shall periodically review and evaluate
370 the continued use of onsite sewage treatment and disposal
371 systems in areas zoned or used for industrial or manufacturing
372 purposes, or its equivalent, and may require the collection and
373 analyses of samples from within and around such systems. If the
374 department finds that toxic or hazardous chemicals or toxic,
375 hazardous, or industrial wastewater have been or are being
376 disposed of through an onsite sewage treatment and disposal
377 system, the department shall initiate enforcement actions
378 against the owner or tenant to ensure adequate cleanup,
379 treatment, and disposal.
380 (j) An onsite sewage treatment and disposal system for a
381 single-family residence that is designed by a professional
382 engineer registered in the state and certified by such engineer
383 as complying with performance criteria adopted by the department
384 must be approved by the department subject to the following:
385 1. The performance criteria applicable to engineer-
386 designed systems must be limited to those necessary to ensure
387 that such systems do not adversely affect the public health or
388 significantly degrade the groundwater or surface water. Such
389 performance criteria shall include consideration of the quality

390 of system effluent, the proposed total sewage flow per acre,
391 wastewater treatment capabilities of the natural or replaced
392 soil, water quality classification of the potential surface-
393 water-receiving body, and the structural and maintenance
394 viability of the system for the treatment of domestic
395 wastewater. However, performance criteria shall address only the
396 performance of a system and not a system's design.
397 2. The technical review and advisory panel shall assist
398 the department in the development of performance criteria
399 applicable to engineer-designed systems.
400 3. A person electing to utilize an engineer-designed
401 system shall, upon completion of the system design, submit such
402 design, certified by a registered professional engineer, to the
403 county health department. The county health department may
404 utilize an outside consultant to review the engineer-designed
405 system, with the actual cost of such review to be borne by the
406 applicant. Within 5 working days after receiving an engineer-
407 designed system permit application, the county health department
408 shall request additional information if the application is not
409 complete. Within 15 working days after receiving a complete
410 application for an engineer-designed system, the county health
411 department either shall issue the permit or, if it determines
412 that the system does not comply with the performance criteria,
413 shall notify the applicant of that determination and refer the
414 application to the department for a determination as to whether
415 the system should be approved, disapproved, or approved with
416 modification. The department engineer's determination shall
417 prevail over the action of the county health department. The
418 applicant shall be notified in writing of the department's
419 determination and of the applicant's rights to pursue a variance
420 or seek review under the provisions of chapter 120.

421 4. The owner of an engineer-designed performance-based
422 system must maintain a current maintenance service agreement
423 with a maintenance entity permitted by the department. The
424 maintenance entity shall obtain a biennial system operating
425 permit from the department for each system under service
426 contract. The department shall inspect the system at least
427 annually, or on such periodic basis as the fee collected
428 permits, and may collect system-effluent samples if appropriate
429 to determine compliance with the performance criteria. The fee
430 for the biennial operating permit shall be collected beginning
431 with the second year of system operation. The maintenance entity
432 shall inspect each system at least twice each year and shall
433 report quarterly to the department on the number of systems
434 inspected and serviced.
435 5. If an engineer-designed system fails to properly
436 function or fails to meet performance standards, the system
437 shall be re-engineered, if necessary, to bring the system into
438 compliance with the provisions of this section.
439 (k) An innovative system may be approved in conjunction
440 with an engineer-designed site-specific system which is
441 certified by the engineer to meet the performance-based criteria
442 adopted by the department.
443 (l) For the Florida Keys, the department shall adopt a
444 special rule for the construction, installation, modification,
445 operation, repair, maintenance, and performance of onsite sewage
446 treatment and disposal systems which considers the unique soil
447 conditions and which considers water table elevations,
448 densities, and setback requirements. On lots where a setback
449 distance of 75 feet from surface waters, saltmarsh, and
450 buttonwood association habitat areas cannot be met, an injection
451 well, approved and permitted by the department, may be used for

452 disposal of effluent from onsite sewage treatment and disposal
453 systems.
454 (m) No product sold in the state for use in onsite sewage
455 treatment and disposal systems may contain any substance in
456 concentrations or amounts that would interfere with or prevent
457 the successful operation of such system, or that would cause
458 discharges from such systems to violate applicable water quality
459 standards. The department shall publish criteria for products
460 known or expected to meet the conditions of this paragraph. In
461 the event a product does not meet such criteria, such product
462 may be sold if the manufacturer satisfactorily demonstrates to
463 the department that the conditions of this paragraph are met.
464 (n) Evaluations for determining the seasonal high-water
465 table elevations or the suitability of soils for the use of a
466 new onsite sewage treatment and disposal system shall be
467 performed by department personnel, professional engineers
468 registered in the state, or such other persons with expertise,
469 as defined by rule, in making such evaluations. Evaluations for
470 determining mean annual flood lines shall be performed by those
471 persons identified in paragraph (2)(i). The department shall
472 accept evaluations submitted by professional engineers and such
473 other persons as meet the expertise established by this section
474 or by rule unless the department has a reasonable scientific
475 basis for questioning the accuracy or completeness of the
476 evaluation.
477 (o) The department shall appoint a research review and
478 advisory committee, which shall meet at least semiannually. The
479 committee shall advise the department on directions for new
480 research, review and rank proposals for research contracts, and
481 review draft research reports and make comments. The committee
482 is comprised of:

483 1. A representative of the Division of Environmental
484 Health of the Department of Health.
485 2. A representative from the septic tank industry.
486 3. A representative from the home building industry.
487 4. A representative from an environmental interest group.
488 5. A representative from the State University System, from
489 a department knowledgeable about onsite sewage treatment and
490 disposal systems.
491 6. A professional engineer registered in this state who
492 has work experience in onsite sewage treatment and disposal
493 systems.
494 7. A representative from the real estate profession.
495 8. A representative from the restaurant industry.
496 9. A consumer.
497
498 Members shall be appointed for a term of 3 years, with the
499 appointments being staggered so that the terms of no more than
500 four members expire in any one year. Members shall serve without
501 remuneration, but are entitled to reimbursement for per diem and
502 travel expenses as provided in s. 112.061.
503 (p) An application for an onsite sewage treatment and
504 disposal system permit shall be completed in full, signed by the
505 owner or the owner's authorized representative, or by a
506 contractor licensed under chapter 489, and shall be accompanied
507 by all required exhibits and fees. No specific documentation of
508 property ownership shall be required as a prerequisite to the
509 review of an application or the issuance of a permit. The
510 issuance of a permit does not constitute determination by the
511 department of property ownership.
512 (q) The department may not require any form of subdivision
513 analysis of property by an owner, developer, or subdivider prior

514 to submission of an application for an onsite sewage treatment
515 and disposal system.
516 (r) Nothing in this section limits the power of a
517 municipality or county to enforce other laws for the protection
518 of the public health and safety.
519 (s) In the siting of onsite sewage treatment and disposal
520 systems, including drainfields, shoulders, and slopes, guttering
521 shall not be required on single-family residential dwelling
522 units for systems located greater than 5 feet from the roof drip
523 line of the house. If guttering is used on residential dwelling
524 units, the downspouts shall be directed away from the
525 drainfield.
526 (t) Notwithstanding the provisions of subparagraph (g)1.,
527 onsite sewage treatment and disposal systems located in
528 floodways of the Suwannee and Aucilla Rivers must adhere to the
529 following requirements:
530 1. The absorption surface of the drainfield shall not be
531 subject to flooding based on 10-year flood elevations. Provided,
532 however, for lots or parcels created by the subdivision of land
533 in accordance with applicable local government regulations prior
534 to January 17, 1990, if an applicant cannot construct a
535 drainfield system with the absorption surface of the drainfield
536 at an elevation equal to or above 10-year flood elevation, the
537 department shall issue a permit for an onsite sewage treatment
538 and disposal system within the 10-year floodplain of rivers,
539 streams, and other bodies of flowing water if all of the
540 following criteria are met:
541 a. The lot is at least one-half acre in size;
542 b. The bottom of the drainfield is at least 36 inches
543 above the 2-year flood elevation; and

544 c. The applicant installs either: a waterless,
545 incinerating, or organic waste composting toilet and a graywater
546 system and drainfield in accordance with department rules; an
547 aerobic treatment unit and drainfield in accordance with
548 department rules; a system approved by the State Health Office
549 that is capable of reducing effluent nitrate by at least 50
550 percent; or a system approved by the county health department
551 pursuant to department rule other than a system using
552 alternative drainfield materials. The United States Department
553 of Agriculture Soil Conservation Service soil maps, State of
554 Florida Water Management District data, and Federal Emergency
555 Management Agency Flood Insurance maps are resources that shall
556 be used to identify flood-prone areas.
557 2. The use of fill or mounding to elevate a drainfield
558 system out of the 10-year floodplain of rivers, streams, or
559 other bodies of flowing water shall not be permitted if such a
560 system lies within a regulatory floodway of the Suwannee and
561 Aucilla Rivers. In cases where the 10-year flood elevation does
562 not coincide with the boundaries of the regulatory floodway, the
563 regulatory floodway will be considered for the purposes of this
564 subsection to extend at a minimum to the 10-year flood
565 elevation.
566 (u) The owner of an aerobic treatment unit system shall
567 maintain a current maintenance service agreement with an aerobic
568 treatment unit maintenance entity permitted by the department.
569 The maintenance entity shall obtain a system operating permit
570 from the department for each aerobic treatment unit under
571 service contract. The maintenance entity shall inspect each
572 aerobic treatment unit system at least twice each year and shall
573 report quarterly to the department on the number of aerobic
574 treatment unit systems inspected and serviced. The owner shall

575 allow the department to inspect during reasonable hours each
576 aerobic treatment unit system at least annually, and such
577 inspection may include collection and analysis of system-
578 effluent samples for performance criteria established by rule of
579 the department.
580 (v) The department may require the submission of detailed
581 system construction plans that are prepared by a professional
582 engineer registered in this state. The department shall
583 establish by rule criteria for determining when such a
584 submission is required.
585 Section 5. This act shall take effect upon becoming a law.
586
587 ========== T I T L E A M E N D M E N T ==========
588 Remove the entire title and insert:
589 A bill to be entitled
590 An act relating to hazard mitigation for coastal
591 redevelopment; amending s. 161.085, F.S.; specifying
592 entities that are authorized to install or authorize
593 installation of rigid coastal armoring structures;
594 authorizing the Department of Environmental Protection to
595 revoke certain authority; amending s. 163.3178, F.S.;
596 providing for designation of coastal high hazard areas;
597 providing criteria for mitigation for increased population
598 densities; providing compliance standards; providing a
599 deadline for level of service for out of county hurricane
600 evacuation; restricting new development of certain
601 structures within the coastal high hazard area; providing
602 a deadline for local governments to amend future land use
603 maps; requiring the Division of Emergency Management to
604 manage certain hurricane evacuation studies; requiring
605 that such studies be performed in a specified manner;

606 amending s. 381.0065, F.S.; requiring the issuance of
607 certain permits by the Department of Health to be
608 contingent upon the receipt of certain permits issued by
609 the Department of Environmental Protection; providing an
610 effective date.
611

COMMITTEE MEETING REPORT

Environmental Regulation Committee

4/5/2006 1:30:00PM

Location: 212 Knott Building **AMENDED**

Summary:

Environmental Regulation Committee

Wednesday April 05, 2006 01:30 pm

HB 313 Temporarily Deferred

HB 701 CS Favorable Yeas: 6 Nays: 0

HB 1343 Favorable With Committee Substitute Yeas: 5 Nays: 1

Amendment Substitute Adopted Without Objection

HB 1359 Favorable With Committee Substitute Yeas: 6 Nays: 0

Amendment 1 Adopted Without Objection

Committee meeting was reported out: Thursday, April 06, 2006 7:45:32AM