

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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>	

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1 Committee/Subcommittee hearing bill: Agriculture & Natural  
2 Resources Subcommittee

3 Representative Patronis offered the following:

4  
5 **Amendment (with directory and title amendments)**

6 Remove lines 169-223 and insert:

7 (5) Application for permits shall be made to the  
8 department upon such terms and conditions as set forth by rule.

9 (a) If, as part of the permit process, the department  
10 requests additional information, it must cite applicable  
11 statutory and rule provisions that justify any item listed in a  
12 request for additional information.

13 (b) The department may not issue guidelines that are  
14 enforceable as standards for beach management, inlet management,  
15 and other erosion control projects without adopting such  
16 guidelines by rule.

17 (6) The Legislature intends to simplify the permitting  
18 process for the periodic maintenance of previously permitted and  
19 constructed beach nourishment and inlet management projects

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20 under the joint coastal process. A detailed review of a  
21 previously permitted project is not required if there have been  
22 no substantial changes in project scope and past performance of  
23 the project indicates that it has performed according to design  
24 expectations. The department shall amend chapters 62B-41 and  
25 160 62B-49 of the Florida Administrative Code to streamline the  
26 permitting process for periodic beach maintenance projects and  
27 inlet sand bypassing activities.

28 (7) Notwithstanding any other provision of law, the  
29 department may issue permits pursuant to this part in advance of  
30 the issuance of an incidental take authorization provided under  
31 the Endangered Species Act and its implementing regulations if  
32 the permits and authorizations include a condition that requires  
33 that such authorized activities not begin until the incidental  
34 take authorization is issued.

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39 **D I R E C T O R Y A M E N D M E N T**

40 Remove lines 167-168 and insert:

41 Section 2. Subsections (5), (6), and (7) are added to  
42 section 161.041, Florida Statutes, to read:

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44 -----  
45 **T I T L E A M E N D M E N T**

46 Remove lines 8-29 and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 503 (2012)

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47 the issuance of a development permit; amending s. 161.041, F.S.;  
48 requiring the department to adopt guidelines by rule; requiring  
49 the department to justify items listed in a request for  
50 additional information; providing legislative intent with regard  
51 to permitting for periodic maintenance of certain beach  
52 nourishment and inlet management projects; requiring the  
53 department to amend specified rules to streamline such  
54 permitting; authorizing the department to issue permits for an  
55 incidental take authorization under certain circumstances;  
56 amending s. 163.3180,  
57