



Agriculture and Natural Resources Policy Committee

Action Packet

**February 17, 2010
2:45 pm - 5:00 pm
102 Reed Hall**

**Larry Cretul
Speaker**

**Trudi Williams
Chair**

Committee Meeting Notice

HOUSE OF REPRESENTATIVES

(AMENDED 2/10/2010 4:23:32PM)

Amended(1)

Agriculture & Natural Resources Policy Committee

Start Date and Time: Wednesday, February 17, 2010 02:45 pm

End Date and Time: Wednesday, February 17, 2010 05:00 pm

Location: Reed Hall (102 HOB)

Duration: 2.25 hrs

Consideration of the following bill(s):

HB 207 Contamination Notification by Kriseman
HB 307 Water Protection and Sustainability Program by Boyd
HB 357 Registration of Farm Labor Contractors and Employees by McKeel
HB 431 Peace Creek Drainage District, Polk County by Wood
HB 435 Marketable Record Title by Abruzzo
HB 617 Limestone Mining by Bemby

Presentation: Economic, Environmental, and Energy Efficient Tractor Trailer Trucks

NOTICE FINALIZED on 02/10/2010 16:23 by Cunningham.Reid

COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee
2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

Summary:

Agriculture & Natural Resources Policy Committee

Wednesday February 17, 2010 02:45 pm

HB 207 Temporarily Deferred

HB 307 Favorable With Committee Substitute Yeas: 13 Nays: 0

HB 357 Favorable Yeas: 13 Nays: 0

HB 431 Favorable Yeas: 8 Nays: 0

HB 435 Favorable With Committee Substitute Yeas: 13 Nays: 0

HB 617 Favorable With Committee Substitute Yeas: 13 Nays: 0

Committee meeting was reported out: Wednesday, February 17, 2010 4:22:34PM

COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Trudi Williams (Chair)	X		
Leonard Bemby	X		
Debbie Boyd	X		
Mary Brandenburg	X		
Dwight Bullard	X		
Rachel V. Burgin	X		
Steve Crisafulli	X		
Greg Evers	X		
Richard Glorioso	X		
Bill Heller	X		
Paige Kreegel	X		
Debbie Mayfield	X		
Jimmy Patronis	X		
Totals:	13	0	0

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COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

HB 207 : Contamination Notification

Temporarily Deferred

Committee meeting was reported out: Wednesday, February 17, 2010 4:22:34PM

COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

HB 307 : Water Protection and Sustainability Program

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Leonard Bemby	X				
Debbie Boyd	X				
Mary Brandenburg	X				
Dwight Bullard	X				
Rachel V. Burgin	X				
Steve Crisafulli	X				
Greg Evers	X				
Richard Glorioso	X				
Bill Heller	X				
Paige Kreegel	X				
Debbie Mayfield	X				
Jimmy Patronis	X				
Trudi Williams (Chair)	X				
Total Yeas: 13 Total Nays: 0					

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COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

HB 357 : Registration of Farm Labor Contractors and Employees

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Leonard Bembry	X				
Debbie Boyd	X				
Mary Brandenburg	X				
Dwight Bullard	X				
Rachel V. Burgin	X				
Steve Crisafulli	X				
Greg Evers	X				
Richard Glorioso	X				
Bill Heller	X				
Paige Kreegel	X				
Debbie Mayfield	X				
Jimmy Patronis	X				
Trudi Williams (Chair)	X				
Total Yeas: 13 Total Nays: 0					

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COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

HB 431 : Peace Creek Drainage District, Polk County

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Leonard Bembry	X				
Debbie Boyd	X				
Mary Brandenburg	X				
Dwight Bullard	X				
Rachel V. Burgin			X		
Steve Crisafulli	X				
Greg Evers			X		
Richard Glorioso			X		
Bill Heller			X		
Paige Kreegel	X				
Debbie Mayfield	X				
Jimmy Patronis			X		
Trudi Williams (Chair)	X				
Total Yeas: 8 Total Nays: 0					

Committee meeting was reported out: Wednesday, February 17, 2010 4:22:34PM

COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

HB 435 : Marketable Record Title

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Leonard Bemby	X				
Debbie Boyd	X				
Mary Brandenburg	X				
Dwight Bullard	X				
Rachel V. Burgin	X				
Steve Crisafulli	X				
Greg Evers	X				
Richard Glorioso	X				
Bill Heller	X				
Paige Kreegel	X				
Debbie Mayfield	X				
Jimmy Patronis	X				
Trudi Williams (Chair)	X				
Total Yeas: 13 Total Nays: 0					

Committee meeting was reported out: Wednesday, February 17, 2010 4:22:34PM

COMMITTEE MEETING REPORT
Agriculture & Natural Resources Policy Committee

2/17/2010 2:45:00PM

Location: Reed Hall (102 HOB)

HB 617 : Limestone Mining

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Leonard Bembry	X				
Debbie Boyd	X				
Mary Brandenburg	X				
Dwight Bullard	X				
Rachel V. Burgin	X				
Steve Crisafulli	X				
Greg Evers	X				
Richard Glorioso	X				
Bill Heller	X				
Paige Kreegel	X				
Debbie Mayfield	X				
Jimmy Patronis	X				
Trudi Williams (Chair)	X				
Total Yeas: 13 Total Nays: 0					

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COMMITTEE MEETING REPORT
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Location: Reed Hall (102 HOB)

Other Business Appearance:

Florida Clean Air Emmission Program For Diesel Fleets
John Flynn - Information Only
President, Fleet Advantage
401 E Las Olas
Ft. Lauderdale FL 32301
Phone: 954-615-4400

Committee meeting was reported out: Wednesday, February 17, 2010 4:22:34PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 307 (2010)

Amendment No.

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: Agriculture & Natural Resources
2 Policy Committee
3 Representative Boyd offered the following:
4

Amendment

5
6 Remove lines 25-30 and insert:
7 ~~any alternative water supply projects,~~ Funds deposited in the
8 Water Protection and Sustainability Program Trust Fund to the
9 credit of the Northwest Florida Water Management District and
10 the Suwannee River Water Management District ~~that district's~~
11 ~~trust fund~~ may also be used for regional water supply planning,
12 water resource development, and water resource

Amendment No.

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: Agriculture & Natural Resources
 2 Policy Committee
 3 Representative Abruzzo offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsection (9) is added to section 712.03,

Florida Statutes, to read:

712.03 Exceptions to marketability.—Such marketable record title shall not affect or extinguish the following rights:

(9) Any right, title, or interest held by the Board of Trustees of the Internal Improvement Trust Fund, any water management district created under chapter 373, or the United States.

Section 2. Section 712.04, Florida Statutes, is amended to read:

712.04 Interests extinguished by marketable record title.—Subject to ~~the matters stated in s. 712.03, a~~ such marketable record title is ~~shall be~~ free and clear of all estates,

Amendment No.

20 interests, claims, or charges ~~whatsoever~~, the existence of which
21 depends upon any act, title transaction, event, or omission that
22 occurred before ~~prior to~~ the effective date of the root of
23 title. Except as provided in s. 712.03, all such estates,
24 interests, claims, or charges, however denominated, whether they
25 ~~such estates, interests, claims, or charges~~ are or appear to be
26 held or asserted by a person sui juris or under a disability,
27 whether such person is within or without the state, ~~whether such~~
28 ~~person is~~ natural or corporate, or ~~is~~ private or governmental,
29 are ~~hereby~~ declared to be null and void. However, except that
30 this chapter does ~~shall not be deemed to~~ affect any right,
31 title, or interest of the United States, Florida, or any of its
32 officers, boards, commissions, or other agencies reserved in the
33 patent or deed by which the United States, Florida, or any of
34 its agencies parted with title.

35 Section 3. This act shall take effect July 1, 2010.

36
37 -----
38 **T I T L E A M E N D M E N T**

39 Remove the entire title and insert:

40 A bill to be entitled

41 An act relating to marketable record title; amending s.
42 712.03, F.S.; revising the exceptions to marketability by
43 including any right, title, or interest held by the Board
44 of Trustees of the Internal Improvement Trust Fund, any
45 water management district, or the United States; amending
46 s. 712.04, F.S.; conforming provisions to changes made by
47 the act; providing an effective date.

Strike-All Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Agriculture & Natural Resources
2 Policy Committee
3 Representative(s) Bembry offered the following:
4

5 **Strike-All Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:
7

8 Section 1. Paragraph (a) of subsection (19) of section
9 373.414, Florida Statutes, is amended to read:

10 373.414 Additional criteria for activities in surface
11 waters and wetlands.-

12 (19)(a) Financial responsibility for mitigation for
13 wetlands and other surface waters required by a permit issued
14 pursuant to this part for activities associated with the
15 extraction of limestone and phosphate are subject to approval by
16 the department as part of permit application review. Financial
17 responsibility for permitted activities which will occur over a
18 period of 3 years or less of mining operations must be provided
19 to the department prior to the commencement of mining operations

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 617 (2010)

Strike-All Amendment No. 1

20 and shall be in an amount equal to 110 percent of the estimated
21 mitigation costs for wetlands and other surface waters affected
22 under the permit. For permitted activities which will occur over
23 a period of more than 3 years of mining operations, the initial
24 financial responsibility demonstration shall be in an amount
25 equal to 110 percent of the estimated mitigation costs for
26 wetlands and other surface waters affected in the first 3 years
27 of operation under the permit; and, for each year thereafter,
28 the financial responsibility demonstration shall be updated,
29 including to provide an amount equal to 110 percent of the
30 estimated mitigation costs for the next year of operations under
31 the permit for which financial responsibility has not already
32 been demonstrated and to release portions of the financial
33 responsibility mechanisms in accordance with applicable rules.
34

35 Section 2. Subsection (2) of section 378.901, Florida
36 Statutes, is amended to read:

37 378.901 Life-of-the-mine permit.-

38 (2) As an alternative to, and in lieu of, separate
39 applications for permits required by part IV of chapter 373 and
40 part IV of this chapter, each operator who proposes to mine or
41 extract heavy minerals, limestone, or fuller's earth clay may
42 apply to the bureau for a life-of-the-mine permit. Nothing
43 herin shall limit or restrict the authority of a local
44 government to approve, approve with conditions, deny, or impose
45 a permit duration different than the permit duration issued by
46 the department, pursuant to this subsection.
47

Strike-All Amendment No. 1

48 Section 3. This act shall take effect upon becoming a law.

49

50

51

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

52

Remove lines 3-17 and insert:

53

F.S.; providing that financial responsibility for mitigation for

54

wetlands and other surface waters required by a permit for

55

activities associated with the extraction of limestone are

56

subject to approval by the department as part of permit

57

application review; conforming terminology; amending s. 378.901,

58

F.S.; authorizing mine operators proposing to mine or extract

59

limestone to apply for a life-of-the-mine permit; providing an

60

effective date.