

HOUSE MESSAGE SUMMARY

Date: April 29, 1998

Bill Subject: Rulemaking authority relating to marine resources

Prepared By: Senate Committee on Natural Resources

I. Amendments Contained in Message

House Amendment 1 -- 465577 (body with title)

House Amendment to House Amendment 465577 -- 651971 (body with title)

II. Summary of Amendments Contained in Message

House Amendment 1 is the substance of SB 2240 and CS/HB 1509, which implement the Joint Administrative Procedures Committee's recommendations to ensure that agency rulemaking is limited to the particular powers granted to the agency by the enabling statute and was reported favorably by the Governmental Reform and Oversight Committee. Its inclusion in a RAB bill appears inappropriate.

House Amendment to Amendment 1 authorizes the Department of Transportation to regulate stormwater transfers to state rights-of-way resulting from man-made changes to adjacent properties and to adopt rules to govern such activities. To avoid duplication, the department is required to accept surface water management permits issued by other governmental entities. The amendment repeals subsection (15) of s. 34.044, F.S., as created by section 1 of CS/SB 846 as enacted by the 1998 Legislature. This substantive amendment does not appear appropriate on a RAB bill.