

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Gottlieb offered the following:

**Amendment (with title amendment)**

Remove lines 33 through 50, and insert:

Section 1. Section 552.30, Florida Statutes, is amended to read:

552.30 Construction materials mining activities.--

(1) Notwithstanding the provisions of s. 552.25, the State Fire Marshal shall have the sole and exclusive authority to promulgate standards, limits, and regulations regarding the use of explosives in conjunction with construction materials mining activities. Such authority to regulate use shall include, directly or indirectly, the operation, handling, licensure, or permitting of explosives and setting standards or limits, including, but not limited to, ground vibration, frequency, intensity, blast pattern, air blast and time, date, occurrence,

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28 and notice restrictions. As used in this section, "construction  
29 materials mining activities" means the extraction of limestone  
30 and sand suitable for production of construction aggregates,  
31 sand, cement, and road base materials for shipment offsite by  
32 any person or company primarily engaged in the commercial mining  
33 of any such natural resources.

34 ~~(2) The State Fire Marshal shall establish statewide~~  
35 ~~ground vibration limits for construction materials mining~~  
36 ~~activities which conform to those limits established in the~~  
37 ~~United States Bureau of Mines, Report of Investigations 8507,~~  
38 ~~Appendix B - Alternative Blasting Level Criteria (Figure B-1).~~  
39 ~~The State Fire Marshal may, at his or her sole discretion, by~~  
40 ~~rule or formal agreement, delegate to the applicable~~  
41 ~~municipality or county, the monitoring and enforcement~~  
42 ~~components of regulations governing the use of explosives, as~~  
43 ~~recognized in this section, by construction materials mining~~  
44 ~~activities. Such delegation may include the assessment and~~  
45 ~~collection of reasonable fees by the municipality or county for~~  
46 ~~the purpose of carrying out the delegated activities.~~

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

50 Remove line 14, and insert:

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52 activities"; eliminating a requirement of the State Fire Marshal  
53 to establish statewide ground vibration limits for construction  
54 materials mining activities; eliminating authority of the State  
55 Fire Marshal to delegate to applicable municipalities or  
56 counties the monitoring and enforcement components of

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57 regulations governing the use of explosives by construction  
58 materials mining activities; creating ss. 552.32-552.44, F.S. ;  
59 providing a