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LEGISLATIVE ACTION

Senate

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House

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03/31/2010 01:48 PM

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Senator Aronberg moved the following:

**Senate Amendment (with title amendment)**

Between lines 62 and 63

insert:

Section 2. Section 218.075, Florida Statutes, is amended to read:

218.075 Reduction or waiver of permit processing fees.—  
Notwithstanding any other provision of law, the Department of Environmental Protection and the water management districts shall reduce or waive permit processing fees for counties with a population of 50,000 or less on April 1, 1994, until such counties exceed a population of 75,000 and municipalities with a population of 25,000 or less, or an entity created by special



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14 act or local ordinance or interlocal agreement of such counties  
15 or municipalities or any county or municipality not included  
16 within a metropolitan statistical area. Fee reductions or  
17 waivers shall be approved on the basis of fiscal hardship or  
18 environmental need for a particular project or activity. The  
19 governing body must certify that the cost of the permit  
20 processing fee is a fiscal hardship due to one of the following  
21 factors:

22 (1) Per capita taxable value is less than the statewide  
23 average for the current fiscal year;

24 (2) Percentage of assessed property value that is exempt  
25 from ad valorem taxation is higher than the statewide average  
26 for the current fiscal year;

27 (3) Any condition specified in s. 218.503(1) which results  
28 in the county or municipality being in a state of financial  
29 emergency;

30 (4) Ad valorem operating millage rate for the current  
31 fiscal year is greater than 8 mills; or

32 (5) A financial condition that is documented in annual  
33 financial statements at the end of the current fiscal year and  
34 indicates an inability to pay the permit processing fee during  
35 that fiscal year.

36  
37 The permit applicant must be the governing body of a county or  
38 municipality or a third party under contract with a county or  
39 municipality or an entity created by special act or local  
40 ordinance or interlocal agreement and the project for which the  
41 fee reduction or waiver is sought must serve a public purpose.  
42 If a permit processing fee is reduced, the total fee shall not



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43 exceed \$100.

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

47 And the title is amended as follows:

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49 Delete line 7

50 and insert:

51

52 Constitution; amending s. 218.075, F.S.; requiring the  
53 Department of Environmental Protection and the water  
54 management districts to reduce or waive permit  
55 processing fees for an entity created by special act  
56 or local ordinance or interlocal agreement not  
57 included within a metropolitan statistical area;  
58 providing an effective date.