

30 extended to June 4, 2012, as proposed by the Environmental
 31 Protection Agency, and

32 WHEREAS, s. 120.541(3), F.S., requires legislative
 33 ratification of the department's amendments to Chapters 62-302
 34 and 62-303, F.A.C., after the amendments are adopted by the
 35 department, and

36 WHEREAS, a recently filed rule challenge pending before the
 37 Florida Division of Administrative Hearings has delayed
 38 adoption, making the rules unavailable for ratification during
 39 the 2012 Regular Session, and

40 WHEREAS, exempting the proposed amendments to Chapters 62-
 41 302 and 62-303, F.A.C., from legislative ratification and
 42 directing the department to expeditiously submit the proposed
 43 amendments to the Environmental Protection Agency will
 44 facilitate that agency's review of the proposed state rule
 45 amendments under section 303(c) of the Clean Water Act.

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47 Be It Enacted by the Legislature of the State of Florida:

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49 Section 1. (1) The rules proposed by the Department of
 50 Environmental Protection as rules 62-302.200, 62-302.530,
 51 62.302.531, 62.302.532, 62-302.800, 62-303.150, 62-303.200, 62-
 52 303.310, 62-303.330, 62-303.350, 62-303.351, 62-303.352, 62-
 53 303.353, 62-303.354, 62-303.390, 62-303.420, 62-303.430, 62-
 54 303.450, 62-303.710, and 62-303.720, Florida Administrative
 55 Code, notices of which were published on November 10, 2011, in
 56 the Florida Administrative Weekly, Vol. 37, No. 45, pages 3753-
 57 3775, as approved by the Environmental Regulation Commission on
 58 December 8, 2011, and the subsequent changes to proposed rules
 59 62-302.200, 62-302.531, 62-302.532, 62-302.800, 62-303.200, 62-

60 303.330, 62-303.350, 62-303.351, 62-303.352, 62-303.353, 62-
 61 303.390, and 62-303.430 which were published on December 22,
 62 2011, in the Florida Administrative Weekly, Vol. 37, No. 51,
 63 pages 4444-4450, are exempted from the ratification requirement
 64 of s. 120.541(3), Florida Statutes. At the time of filing these
 65 rules for adoption, or as soon thereafter as practicable, the
 66 Department shall publish in the Florida Administrative Weekly a
 67 notice of the enactment of this exemption.

68 (2) After adoption of proposed Rule 62-302.531(9),
 69 Florida Administrative Code, a non-severability and effective
 70 date provision approved by the commission on December 8, 2011 in
 71 accordance with the commission's legislative authority in s.
 72 403.804, notice of which was published by the Department on
 73 December 22, 2011, in the Florida Administrative Weekly, Vol.
 74 37, No. 51, page 4446, any subsequent rule or amendment altering
 75 the effect of such rule shall be submitted to the President of
 76 the Senate and Speaker of the House of Representatives no later
 77 than 30 days prior to the next regular legislative session, and
 78 such amendment shall not take effect until ratified by the
 79 Legislature.

80 (3) Within 30 days after the effective date of this act,
 81 the proposed rules specified above in subsection 1 shall be
 82 submitted by the Florida Department of Environmental Protection
 83 to the Regional Administrator of the Environmental Protection
 84 Agency for review under section 303(c) of the Clean Water Act.

85 Section 2. This act shall take effect upon becoming law.