

**CS/CS/CS/HB 991  
Environmental Permitting – Detailed Items**

**Section 1, Pages 8-9, Lines 216-241 – Third Party Challengers**

Shifts the burden of proof to the third party challenging a permit. This reduces citizen action and access to justice.

**Section 3, Pages 10-11, Lines 268-307 – Requests for Additional Information (RAI's)**

Reduces the time that DEP has to request and review additional information associated with the permit process and allows petitioners to request a hearing if they disagree. Also includes language allowing permits to be issued in advance of any incidental take authorizations provided for in the Endangered Species Act.

**Section 4, Page 12, Lines 320-327 – Permits**

Directs DEP to streamline and simplify the permitting process for the maintenance of beach renourishment projects.

**Section 8, Pages 17-18, Lines 455-500 – Biscayne Bay Aquatic Preserve**

Exempts municipal applicants that propose a project in this protected area from showing extreme hardship. Allows dredging and filling for the creation of a public waterfront promenade.

**Section 14, Pages 32-34, Lines 869-944 – Uniform Mitigation Assessment Method (UMAM)**

Takes a very complicated and complex rule for evaluating and assessing wetlands and drops it into the statute. Includes language allowing mitigation banks to not conform to certain UMAM provisions.

**Section 17, Pages 39-43, Lines 1074-1199 – Miami-Dade County Lake Belt Mitigation**

Allows fees to be shifted to a seepage mitigation project. Controversial to some who worry about work stopping on Miami-Dade well field work.

**Section 18, Pages 44-45, Lines 1206-1244 - Delegation of ERP Permitting**

Requires counties and municipalities of a certain size to apply for delegation of ERP permitting before June 1, 2012. Includes language exempting permits associated with solid mineral mining from this requirement.

**Section 21, Pages 48-49, Lines 1326-1345 – Aggregate Mining Preemption**

Preempts local governments from regulating aggregate mining operations. Exempts Miami-Dade County Lake Belt Area.

**Section 22, Page 49, Lines 1350-1372 – Mining Exemptions**

Exempts mining operations (such as phosphate) from the DRI process.

**Section 26, Pages 53-57, Lines 1482-1583 – Incentive-Based Permitting**

Rewards those who have a good compliance record with expedited reviews and processing.

**Section 29, Page 61, Lines 1682-1691 – Solid Waste**

Includes an extension of solid waste permits (meaning landfills) to 20 year permits which means fewer opportunities for citizen involvement in the permitting process.