

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1353/P1dn
MPG:wlj:jm

January 9, 2014

Representative Weatherston:

Please review this draft carefully to ensure that it is consistent with your intent.

This amendment incorporates AA1 to 2013 AB 506.

Please note that because the amendment states that the phrase “natural resources management” *includes* the listed activities, mostly forestry-related, under the amendment, “natural resources management” is not limited to those activities, i.e. the phrase could include other similar activities not explicitly listed in the amendment. If you want instead to limit “natural resources management” to the listed activities, then the amendment should say *means* instead of *includes*. Please let me know if you want to make that change.

Also, note that I did not include a reference to “generally accepted forestry management practices,” as defined in s. 823.075 (1) (d), because that definition relates to a standard of conduct for “forestry operations,” rather than the activity itself, which is covered by the inclusion of “forestry operations,” as defined in s. 823.075 (1) (c), in the listed activities. It is the bare activity of forestry operations that is being included in the exception, rather than a standard of conduct relevant to determining whether any particular forestry operation is a nuisance under s. 823.075. Please let me know if you have any questions.

Thank you.

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