

By the Committee on Environmental Protection and  
Representative Smith

1                                   A bill to be entitled  
2           An act relating to public water systems;  
3           amending s. 381.0062, F.S.; revising the  
4           definition of "public consumption"; reducing  
5           minimum fees for water systems under  
6           jurisdiction of the Department of Health;  
7           removing an annual testing requirement for an  
8           exemption from permitting for certain  
9           establishments with limited-use public water  
10          systems; providing for annual testing to retain  
11          potable water status; providing an effective  
12          date.

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

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16           Section 1. Paragraph (k) of subsection (2), and  
17           paragraphs (d), (e), and (f) of subsection (3) and paragraph  
18           (b) of subsection (6) of section 381.0062, Florida Statutes,  
19           1996 Supplement, are amended to read:

20           381.0062 Supervision; private and certain public water  
21           systems.--

22           (2) DEFINITIONS.--As used in this section:

23           (k) "Public consumption" means oral ingestion or  
24           physical contact with water by a person for any purpose other  
25           than cleaning work areas or simple handwashing. Examples of  
26           public consumption include, when making food or beverages  
27           available to the general public, water used for washing food,  
28           cooking utensils, or food service areas and water used for  
29           preparing food or beverages; ~~hairwashing; showers;~~ washing  
30           surfaces accessed by children as in a child care center or  
31           similar setting; washing medical instruments or surfaces

1 accessed by a patient; any water usage in health care  
2 facilities; emergency washing devices such as eye washing  
3 sinks; washing in food processing plants or establishments  
4 like slaughterhouses and packinghouses; and water used in  
5 schools.

6 (3) SUPERVISION.--The department and its agents shall  
7 have general supervision and control over all private water  
8 systems, and public water systems not covered or included in  
9 the Florida Safe Drinking Water Act (part VI of chapter 403),  
10 and over those aspects of the public water supply program for  
11 which it has the duties and responsibilities provided for in  
12 part VI of chapter 403. The department shall:

13 (d) Require a fee from the supplier of water in an  
14 amount sufficient to cover the costs of reviewing and acting  
15 upon any application for the construction, modification, or  
16 operation of a limited use community and limited use  
17 commercial public water system, of not less than \$10~~\$40~~ or  
18 more than \$90 annually.

19 (e) Require a fee from the supplier of water in an  
20 amount sufficient to cover the costs of reviewing and acting  
21 upon any application for the construction or change of  
22 ownership of a private water system serving more than one  
23 residence, of not less than \$10~~\$40~~ or more than \$90.

24 (f) Require a fee from the supplier of water in an  
25 amount sufficient to cover the costs of sample collection,  
26 review of analytical results, health-risk interpretations, and  
27 coordination with other agencies when such work is not  
28 included in paragraphs (b) and (c) and is requested by the  
29 supplier of water, of not less than \$10~~\$40~~ or more than \$90.

30 (6) VARIANCES AND EXEMPTIONS.--

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1 (b) Any establishment with a limited-use commercial  
2 public water system which does not make tap water available  
3 for public consumption and meets the water quality standards  
4 established by the department shall be exempt from obtaining  
5 an annual operating permit from the department, provided the  
6 supplier of water:

7 1. Registers with the department;

8 2. Performs an initial water quality clearance of the  
9 water supply well; and

10 3. Reregisters with the department ~~Conducts annual~~  
11 ~~testing for bacteria in the form of one satisfactory~~  
12 ~~microbiological sample per calendar year.~~ in the event that  
13 the establishment changes ownership or business activity,  
14 ~~reregistration is required.~~ A fee of \$15 shall be assessed  
15 for registration.

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17 A system exempt under this paragraph may, in order to retain  
18 potable water status, conduct annual testing for bacteria in  
19 the form of one satisfactory microbiological sample per  
20 calendar year.

21 Section 2. This act shall take effect July 1, 1997.  
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