

Bill No. CS for SB 1250, 1st Eng.

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Laurent moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 2, line 10,		
15			
16	insert:		
17	Section 1. Paragraph (c) of subsection (6) of section		
18	163.3177, Florida Statutes, 1998 Supplement, is amended to		
19	read:		
20	163.3177 Required and optional elements of		
21	comprehensive plan; studies and surveys.--		
22	(6) In addition to the requirements of subsections		
23	(1)-(5), the comprehensive plan shall include the following		
24	elements:		
25	(c) A general sanitary sewer, solid waste, drainage,		
26	potable water, and natural groundwater aquifer recharge		
27	element correlated to principles and guidelines for future		
28	land use, indicating ways to provide for future potable water,		
29	drainage, sanitary sewer, solid waste, and aquifer recharge		
30	protection requirements for the area. The element may be a		
31	detailed engineering plan including a topographic map		

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1 depicting areas of prime groundwater recharge. The element
2 shall describe the problems and needs and the general
3 facilities that will be required for solution of the problems
4 and needs. The element shall also include a topographic map
5 depicting any areas adopted by a regional water management
6 district as prime groundwater recharge areas for the Floridan
7 or Biscayne aquifers, pursuant to s. 373.0395. These areas
8 shall be given special consideration when the local government
9 is engaged in zoning or considering future land use for said
10 designated areas. ~~For areas served by septic tanks, soil~~
11 ~~surveys shall be provided which indicate~~ The suitability of
12 soils for septic tanks must be established pursuant to s.
13 381.0065 and the rules adopted under that section.

14 Section 2. Subsection (1) of section 381.0065, Florida
15 Statutes, 1998 Supplement, is amended to read:

16 381.0065 Onsite sewage treatment and disposal systems;
17 regulation.--

18 (1) LEGISLATIVE INTENT.--It is the intent of the
19 Legislature that where a publicly owned or investor-owned
20 sewerage system is not available, the department shall issue
21 permits for the construction, installation, modification,
22 abandonment, or repair of onsite sewage treatment and disposal
23 systems under conditions as described in this section and
24 rules adopted under this section. It is further the intent of
25 the Legislature that the installation and use of onsite sewage
26 treatment and disposal systems not adversely affect the public
27 health or significantly degrade the groundwater or surface
28 water. The Legislature acknowledges the responsibility of the
29 Department of Community Affairs to review and evaluate
30 comprehensive plan amendments to the general sanitary sewer,
31 solid waste, drainage, and potable water element exclusively

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1 pursuant to s. 163.3177(6)(c). In considering comprehensive
2 plan amendments, the Department of Community Affairs may not
3 require the use of standards or conditions that are more
4 stringent than the applicable statutes or the rules adopted by
5 the Department of Health regarding the location, installation,
6 and use of onsite sewage treatment and disposal systems. Other
7 than to determine the compliance of a plan amendment pursuant
8 to s. 163.3184(1)(b), the Department of Community Affairs may
9 not require the use of publicly owned or investor-owned
10 sewerage systems or other sewerage treatment processes as an
11 alternative to the proposed use of onsite sewage treatment and
12 disposal systems if those onsite sewage treatment and disposal
13 systems would be permissible under s. 381.0065 and the rules
14 adopted under that section.

15
16 (Redesignate subsequent sections.)

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18

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

20 And the title is amended as follows:

21 On page 1, lines 2 and 3, delete those lines

22

23 and insert:

24 An act relating to environmental protection;
25 amending s. 163.3177, F.S.; providing
26 guidelines for determining the suitability of
27 soils for septic tanks; amending s. 381.0065,
28 F.S.; providing legislative intent relating to
29 the regulation of onsite sewage treatment and
30 disposal systems; amending s. 20.255,

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