

Bill No. CS for CS for CS for SB 1406, 1st Eng.

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Latvala moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 103, between lines 8 and 9,		
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16	insert:		
17	Section 34. Subsections (5) and (6) are added to		
18	section 376.303, Florida Statutes, to read:		
19	376.303 Powers and duties of the Department of		
20	Environmental Protection.--		
21	(5) <u>MAPPING.--If an institutional control is</u>		
22	<u>implemented at any contaminated site in a brownfield area</u>		
23	<u>designated pursuant to s. 376.80, the property owner must</u>		
24	<u>provide information regarding the institutional control to the</u>		
25	<u>local government for mapping purposes. The local government</u>		
26	<u>must then note the existence of the institutional control on</u>		
27	<u>any relevant local land use and zoning maps with a</u>		
28	<u>cross-reference to the department's site registry developed</u>		
29	<u>pursuant to subsection (6). If the type of institutional</u>		
30	<u>control used requires recording with the local government,</u>		
31	<u>then the map notation shall also provide a cross-reference to</u>		

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1 the book and page number where recorded. When a local  
2 government is provided with evidence that the department has  
3 subsequently issued a no-further-action order without  
4 institutional controls for a site currently noted on such  
5 maps, the local government shall remove the notation.

6 (6) REGISTRY.--The department shall prepare and  
7 maintain a registry of all contaminated sites located in a  
8 brownfield area designated pursuant to s. 376.80, which are  
9 subject to institutional and engineering controls, in order to  
10 provide a mechanism for the public and local governments to  
11 monitor the status of these controls, monitor the department's  
12 short-term and long-term protection of human health and the  
13 environment in relation to these sites, and evaluate economic  
14 revitalization efforts in these areas. At a minimum, the  
15 registry shall include the type of institutional or  
16 engineering controls employed at a particular site, types of  
17 contaminants and affected media, land use limitations, and the  
18 county in which the site is located. Sites listed on the  
19 registry at which the department has subsequently issued a  
20 no-further-action order without institutional controls shall  
21 be removed from the registry. The department shall make the  
22 registry available to the public and local governments within  
23 1 year after the effective date of this act. The department  
24 shall provide local governments with actual notice when the  
25 registry becomes available. Local zoning and planning offices  
26 shall post information on how to access the registry in public  
27 view.

28  
29 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3 On page 5, line 14, after the semicolon

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5 insert:

6 amending s. 376.303, F.S.; providing authority

7 for mapping and registering contamination

8 within brownfields;

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