

By the Committee on Rules & Calendar and Representative  
Constantine

1                                   A bill to be entitled  
2           An act relating to the Florida Statutes;  
3           repealing various statutory provisions that  
4           have become obsolete, have had their effect,  
5           have served their purpose, or have been  
6           impliedly repealed or superseded; repealing ss.  
7           506.01-506.05, F.S., relating to regulation on  
8           the use of stamped or marked containers and  
9           baskets; repealing ss. 506.14-506.18, F.S.,  
10          relating to regulation of the sale or  
11          distribution of milk products in marked  
12          bottles, cans, or crates; repealing ss.  
13          506.29-506.45, F.S., the Florida Milk and  
14          Ice-cream Container Law; amending s. 506.519,  
15          F.S.; revising a reference, to conform;  
16          repealing ch. 523, F.S., relating to regulation  
17          of naval stores; repealing ch. 544, F.S.,  
18          relating to combinations against Florida meats;  
19          repealing s. 571.24(4), F.S., relating to an  
20          obsolete duty of the Department of Agriculture  
21          and Consumer Services under the Florida  
22          Agricultural Promotional Campaign Act; amending  
23          s. 576.045, F.S.; deleting a provision that  
24          required a progress report to the Legislature  
25          on the use of best-management practices to  
26          prevent nitrate contamination of groundwater;  
27          correcting cross references, to conform;  
28          repealing ss. 588.07 and 588.08, F.S., relating  
29          to the prohibition against stakes and the right  
30          to land not in issue at trial; repealing s.  
31          593.114(3)(b), F.S., relating to applicability

1 of provisions concerning the validity of  
2 assessments under the Florida Boll Weevil  
3 Eradication Law; repealing s. 597.004(2)(e),  
4 F.S., relating to a progress report to the  
5 Legislature on the use of best-management  
6 practices to prevent contamination of  
7 groundwater and surface water; repealing ch.  
8 602, F.S., relating to citrus canker disease;  
9 repealing s. 698.10, F.S., relating to chattel  
10 mortgages filed or recorded prior to a certain  
11 date; repealing s. 865.04, F.S., relating to a  
12 prohibition against the false packing of  
13 provisions; providing an effective date.  
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15 Be It Enacted by the Legislature of the State of Florida:

16  
17 Section 1. Sections 506.01, 506.02, 506.03, 506.04,  
18 and 506.05, Florida Statutes, are repealed.

19 Section 2. Sections 506.14, 506.15, 506.16, 506.17,  
20 and 506.18, Florida Statutes, are repealed.

21 Section 3. Sections 506.29, 506.30, 506.31, 506.32,  
22 506.33, 506.34, 506.35, 506.36, 506.37, 506.38, 506.39,  
23 506.40, 506.41, 506.42, 506.43, 506.44, and 506.45, Florida  
24 Statutes, are repealed.

25 Section 4. Subsection (2) of section 506.519, Florida  
26 Statutes, is amended to read:

27 506.519 Scope of ss. 506.501-506.519.--

28 (2) The provisions of ss. 506.501-506.519 are intended  
29 to be supplemental to the other provisions of this chapter ~~ss.~~  
30 ~~506.01-506.45~~ and any other provisions of law governing the  
31 subject matter of ss. 506.501-506.519.

1           Section 5. Sections 523.01, 523.02, 523.03, 523.04,  
2 523.05, 523.06, 523.07, 523.08, 523.09, 523.10, 523.12,  
3 523.13, 523.14, 523.15, 523.16, 523.17, 523.18, 523.19,  
4 523.20, 523.21, and 523.22, Florida Statutes, are repealed.

5           Section 6. Sections 544.01, 544.02, 544.03, 544.04,  
6 544.05, and 544.06, Florida Statutes, are repealed.

7           Section 7. Subsection (4) of section 571.24, Florida  
8 Statutes, is repealed.

9           Section 8. Subsections (7), (8), and (9) of section  
10 576.045, Florida Statutes, are amended to read:

11           576.045 Nitrate; findings and intent; fees; purpose;  
12 best-management practices; waiver of liability; compliance;  
13 rules; report; exclusions; expiration.--

14           ~~(7) REPORT.--The department shall provide a progress~~  
15 ~~report to the President of the Senate and the Speaker of the~~  
16 ~~House of Representatives by December 31, 1999, concerning the~~  
17 ~~research, development, implementation, and effectiveness of~~  
18 ~~best-management practices to prevent nitrate contamination of~~  
19 ~~groundwater.~~

20           (7)(8) OTHER PROVISIONS.--

21           (a) This section does not limit the authority of the  
22 Department of Environmental Protection to regulate discharges  
23 associated with the commercial feeding of livestock and  
24 poultry defined in chapter 585, including that of dairy farm  
25 and egg production operations, or the disposal of sludge,  
26 residuals, or septage. This paragraph does not grant  
27 additional authority to regulate these discharges.

28           (b) This section does not limit federally delegated  
29 regulatory authority.

30           (c) The Department of Environmental Protection may  
31 adopt rules to establish criteria for dairy farms which

1 provide reasonable assurance that state nitrate groundwater  
2 quality standards will not be violated and which, provided  
3 such criteria are met, shall prohibit the Department of  
4 Environmental Protection from instituting proceedings against  
5 any dairy farmer under the provisions of s. 376.307(5) and  
6 shall provide a presumption of compliance with safe nitrate  
7 groundwater quality standards.

8 (d) This section, except for subsection (2), does not  
9 apply to the manufacture, mixing, or blending of fertilizer,  
10 including fertilizer containing sludge, residuals, or septage.

11 ~~(8)(9)~~ EXPIRATION OF PROVISIONS.--Subsections (1),  
12 (2), (3), (4), and (6), ~~and (7)~~ expire on December 31, 2003.  
13 Subsections (5) and ~~(7)(8)~~ expire on December 31, 2008.

14 Section 9. Sections 588.07 and 588.08, Florida  
15 Statutes, are repealed.

16 Section 10. Paragraph (b) of subsection (3) of section  
17 593.114, Florida Statutes, is repealed.

18 Section 11. Paragraph (e) of subsection (2) of section  
19 597.004, Florida Statutes, is repealed.

20 Section 12. Sections 602.015, 602.025, 602.035,  
21 602.055, 602.065, 602.075, 602.085, 602.095, 602.097, and  
22 602.099, Florida Statutes, are repealed.

23 Section 13. Section 698.10, Florida Statutes, is  
24 repealed.

25 Section 14. Section 865.04, Florida Statutes, is  
26 repealed.

27 Section 15. This act shall take effect upon becoming a  
28 law.

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HOUSE SUMMARY

Repeals various statutory provisions that have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded. Repeals or deletes provisions relating to regulation on the use of stamped or marked containers and baskets; regulation of the sale or distribution of milk products in marked bottles, cans, or crates; the Florida Milk and Ice-cream Container Law; regulation of naval stores; combinations against Florida meats; an obsolete duty of the Department of Agriculture and Consumer Services under the Florida Agricultural Promotional Campaign Act; a progress report to the Legislature on the use of best-management practices to prevent nitrate contamination of groundwater; the prohibition against stakes and the right to land not in issue at trial; applicability of provisions concerning the validity of assessments under the Florida Boll Weevil Eradication Law; a progress report to the Legislature on the use of best-management practices to prevent contamination of groundwater and surface water; citrus canker disease; chattel mortgages filed or recorded prior to May 1, 1935; and a prohibition against the false packing of provisions.