

Bill No. SB 1906

Barcode 260496

CHAMBER ACTION

Senate

House

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The Committee on Environmental Preservation (Dockery)
recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Section 403.7047, Florida Statutes, is
created to read:

403.7047 Collection and recycling of construction and
demolition debris.

(1) It is the intent of this legislation to increase
the recycling potential of construction and demolition debris.

(2) A local government may not enter into a franchise
agreement or contract granting exclusive collections for
construction and demolition debris, either separately from or
as part of the solid waste stream, if such debris is primarily
destined for disposal and a qualified materials recovery
facility is available to the local government as a feasible
alternative to disposal of the construction and demolition
debris. A qualified material recovery facility means a

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1 facility that:

2 (a) Is located within the county and within a
3 reasonable distance of the center of the local government;

4 (b) Is properly permitted by the department to accept
5 construction and demolition debris;

6 (c) Operates in compliance with applicable local
7 ordinances, including those which regulate the disposal of
8 residual waste from the materials recovery facility;

9 (d) Uses scales to weigh the materials received by and
10 transported from the facility;

11 (e) Agrees to provide documentation to the local
12 government upon request specifying the amount and type of
13 materials handled at the facility, the amount of materials
14 being disposed of, the disposal site location, and the name of
15 the person with whom such disposal was arranged; and

16 (f) Recovers, on an annual average, at least 50
17 percent of the construction and demolition debris received at
18 the facility.

19 (3) Nothing in this section shall be construed to
20 limit a local government's authority to enter into a franchise
21 agreement or contract for the collection of construction and
22 demolition debris that is taken to a qualified materials
23 recovery facility.

24 (4) Nothing in this section shall be construed to
25 limit a local government's authority or obligation to honor
26 any existing franchise agreement or contract for solid waste
27 management through its current expiration date.

28 (5) Nothing in this section shall prohibit a local
29 government from enacting ordinances designed to protect the
30 public's general health, safety, and welfare.

31 Section 2. Section 403.71853, Florida Statutes, is

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1 created to read:

2 403.71853 Campaign sign reuse and recycling.--The
3 department may implement a pilot project to encourage the
4 reuse or recycling of campaign signs. The department may use
5 funds from the Solid Waste Management Trust Fund to provide a
6 grant to at least two large counties and at least two small
7 counties to establish a central depository for used campaign
8 signs and to make such signs available, at no cost to the
9 receiving entity, to schools and other entities that may have
10 a use for them and to companies that can recycle the materials
11 from which the signs are made into new materials or products.

12 Section 3. This act shall take effect July 1, 2005.

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

16 And the title is amended as follows:

17 Delete everything before the enacting clause

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19 and insert:

20 An act relating to reuse and recycling;
21 creating s. 403.7047, F.S.; prohibiting
22 franchises or contracts for exclusive
23 collections of construction and demolition
24 debris under certain circumstances; creating s.
25 403.71853, F.S.; authorizing the Department of
26 Environmental Protection to implement a pilot
27 project to encourage the reuse or recycling of
28 campaign signs; authorizing the use of funds
29 from the Solid Waste Management Trust Fund;
30 authorizing grants to large and small counties;
31 providing for the purpose of the grants;

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1 providing an effective date.
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