

1 A bill to be entitled
 2 An act relating to the management of wastewater; amending
 3 s. 514.023, F.S.; requiring that the Wastewater Compliance
 4 Evaluation Section of the Department of Environmental
 5 Protection identify sewage contaminant sources when
 6 certain health advisories prohibiting swimming in beach
 7 waters are issued; requiring that the department notify
 8 certain counties and municipalities after discovering that
 9 a wastewater facility is in violation of laws concerning
 10 pollution control; providing an effective date.

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 12 Be It Enacted by the Legislature of the State of Florida:
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14 Section 1. Subsections (1) through (3) of section 514.023,
 15 Florida Statutes, are amended to read:

16 514.023 Sampling of beach waters; health advisories.--

17 (1) As used in this section, the term "beach waters" means
 18 the waters along the coastal and intracoastal beaches and shores
 19 of the state, and includes salt water and brackish water.

20 ~~(2)~~ (1) The department may adopt and enforce rules to
 21 protect the health, safety, and welfare of persons using the
 22 beach waters of the state. The rules must establish health
 23 standards and prescribe procedures and timeframes for
 24 bacteriological sampling of beach waters.

25 ~~(3)~~ (2) The department may issue health advisories if the
 26 quality of beach waters fails to meet standards established by
 27 the department. The issuance of health advisories related to the
 28 results of bacteriological sampling of beach waters is preempted

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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29 | to the state. When a health advisory that prohibits swimming in
30 | beach waters is issued on the basis of the results of the
31 | bacteriological sampling of waters or when departmental rules or
32 | another law requires issuance of a health advisory that
33 | prohibits swimming in beach waters on the basis of such results,
34 | the Wastewater Compliance Evaluation Section of the Department
35 | of Environmental Protection shall identify the source of the
36 | sewage contaminants.

37 | ~~(3) For purposes of this section, the term "beach waters"~~
38 | ~~means the waters along the coastal and intracoastal beaches and~~
39 | ~~shores of the state, and includes salt water and brackish water.~~

40 | Section 2. The Department of Environmental Protection
41 | shall, within 5 days after discovering that a wastewater
42 | facility is in violation of part I of chapter 403, Florida
43 | Statutes, notify each county and municipality within a 5-mile
44 | radius of the facility. The notice must be provided in writing
45 | for each violation discovered.

46 | Section 3. This act shall take effect July 1, 2008.