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LEGISLATIVE ACTION

Senate	.	House
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Senator Sobel moved the following:

Senate Amendment (with title amendment)

Delete lines 366 - 417
and insert:

(a) The local government has verified impaired waters and is facing existing or possible requirements for achieving the total maximum daily load established under state or federal law; demonstrated, as part of a comprehensive program to address nonpoint sources of nutrient pollution which is science-based, and economically and technically feasible, that additional or more stringent standards than the model ordinance are necessary in order to adequately address urban fertilizer contributions to nonpoint source nutrient loading to a water body.



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14 (b) The local government has verified harm to human health
15 or harm to the environment which warrants additional consumer
16 fertilizer requirements; or

17 (c) The local government will improve water quality or
18 prevent future impacts of consumer fertilizers on the
19 environment.

20 (5) If the local government proposes more stringent
21 standards, it must document ~~documents~~ that it has requested and
22 considered all relevant scientific information, including input
23 from the department, the institute, the Department of
24 Agriculture and Consumer Services, and the University of
25 Florida's ~~Florida~~ Institute of Food and Agricultural Sciences,
26 if provided, on the need for additional or more stringent
27 provisions to address fertilizer use as a contributor to water
28 quality degradation. All documentation must become part of the
29 public record before adoption of the additional or more
30 stringent criteria.

31 (6) ~~(3)~~ Any county or municipal government that adopted its
32 own fertilizer use ordinance before January 1, 2009, is exempt
33 from this section. Ordinances adopted or amended on or after
34 January 1, 2009, must substantively conform to the most recent
35 version of the model fertilizer ordinance and are subject to
36 subsections (2)-(5) ~~(1) and (2)~~, as applicable.

37
38 ===== T I T L E A M E N D M E N T =====

39 And the title is amended as follows:

40 Delete line 29

41 and insert:

42 amending s. 487.163, F.S.; requiring