



900200

LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

04/30/2010 10:37 AM

Senator Sobel moved the following:

1 **Senate Amendment to Amendment (154642) (with title**
2 **amendment)**

3
4 Delete lines 37 - 75
5 and insert:

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



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14 ~~nonpoint source nutrient loading to a water body.~~

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

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

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

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

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

40 And the title is amended as follows:

41 Delete line 107

42 and insert:



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43

stringent standards; amending s.