

1 A bill to be entitled
 2 An act relating to reuse of reclaimed water; amending s.
 3 373.250, F.S.; providing requirements for water management
 4 districts in evaluating applications for the consumptive
 5 use of water in mandatory reuse zones; providing
 6 applicability; providing an effective date.

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 8 Be It Enacted by the Legislature of the State of Florida:

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 10 Section 1. Subsections (4), (5), and (6) of section
 11 373.250, Florida Statutes, are renumbered as subsections (5),
 12 (6), and (7), respectively, and a new subsection (4) is added to
 13 that section to read:

14 373.250 Reuse of reclaimed water.—

15 (4) (a) In evaluating an application for the consumptive
 16 use of water, a water management district shall recognize a
 17 mandatory reuse zone created by a local government or special
 18 district pursuant to applicable law that requires persons
 19 specified by the local government or special district to connect
 20 to a reclaimed water system for irrigation and other nonpotable
 21 uses, as follows:

22 1. If reclaimed water is available and technically and
 23 environmentally feasible for the proposed use, the water
 24 management district shall presume that reclaimed water is
 25 economically feasible in a mandatory reuse zone, and the
 26 applicant shall bear the burden of overcoming the presumption.

27 2. Any applicant in a mandatory reuse zone seeking
 28 authorization for a nonpotable use shall consider the

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29 feasibility of using available reclaimed water. This requirement
30 applies to all regulated water uses, regardless of the type of
31 permit or authorization, excluding exemptions from permitting.

32 3. In a mandatory reuse zone, the use of reclaimed water
33 shall be prioritized over other water sources for nonpotable
34 uses and shall be required if determined to be technically,
35 environmentally, and economically feasible.

36 (b) This subsection does not limit the authority of a
37 reuse utility, local government, or special district to restrict
38 the use of potable water, supplied by the potable water
39 distribution system serving its customers, for the purposes of
40 irrigation or other nonpotable uses that may be met by reclaimed
41 water.

42 Section 2. This act shall take effect July 1, 2011.