



467244

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/02/2012	.	
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The Committee on Budget (Gaetz) recommended the following:

Senate Amendment (with directory and title amendments)

Delete lines 220 - 251

and insert:

(x) A governmental entity, including a municipality, county, or statutorily created commission, may not require an engineer-designed performance-based treatment system, excluding a passive engineer-designed performance-based treatment system, before the completion of the Florida Onsite Sewage Nitrogen Reduction Strategies Project. This paragraph does not apply to a governmental entity, including a municipality, county, or statutorily created commission, which adopted a local law, ordinance, or regulation on or before January 31, 2012.



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14 Notwithstanding this paragraph, an engineer-designed
15 performance-based treatment system may be used to meet the
16 requirements of the variance review and advisory committee
17 recommendations.

18 (y)1. An onsite sewage treatment and disposal system is not
19 considered abandoned if the system is disconnected from a
20 structure that was made unusable or destroyed following a
21 disaster and if the system was properly functioning at the time
22 of disconnection and not adversely affected by the disaster. The
23 onsite sewage treatment and disposal system may be reconnected
24 to a rebuilt structure if:

25 a. The reconnection of the system is to the same type of
26 structure which contains the same number of bedrooms or fewer,
27 if the square footage of the structure is less than or equal to
28 110 percent of the original square footage of the structure that
29 existed before the disaster;

30 b. The system is not a sanitary nuisance; and

31 c. The system has not been altered without prior
32 authorization.

33 2. An onsite sewage treatment and disposal system that
34 serves a property that is foreclosed upon is not considered
35 abandoned.

36 (z) If an onsite sewage treatment and disposal system
37 permittee receives, relies upon, and undertakes construction of
38 a system based upon a validly issued construction permit under
39 rules applicable at the time of construction but a change to a
40 rule occurs within 5 years after the approval of the system for
41 construction but before the final approval of the system, the
42 rules applicable and in effect at the time of construction



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43 approval apply at the time of final approval if fundamental site
44 conditions have not changed between the time of construction
45 approval and final approval.

46 (aa) A modification, replacement, or upgrade of an onsite
47 sewage treatment and disposal system is not required for a
48 remodeling addition to a single-family home if a bedroom is not
49 added.

50
51 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

52 And the directory clause is amended as follows:

53 Delete line 74

54 and insert:

55 paragraphs (w) through (aa) are added to subsection (4) of that

56

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

58 And the title is amended as follows:

59 Delete line 9

60 and insert:

61 the title of the property; providing conditions under
62 which governmental entities are prohibited from
63 requiring certain inspections and systems; providing
64 applicability; providing an exception; providing
65 circumstances in