



473160

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/10/2014	.	
	.	
	.	
	.	

The Committee on Environmental Preservation and Conservation
(Soto) recommended the following:

1 **Senate Amendment to Amendment (628402) (with title**
2 **amendment)**

3
4 Delete lines 14 - 26
5 and insert:

6 (2) This section serves no other purpose and may not be
7 codified in the Florida Statutes. At the time of filing this
8 rule for adoption, or as soon thereafter as practicable, the
9 department shall publish a notice of the enactment of this
10 exemption in the Florida Administrative Register. This section



473160

11 does not alter rulemaking authority delegated by prior law and
12 does not constitute legislative preemption of or exception to
13 any other provision of law governing adoption or enforcement of
14 the rule cited. This section does not cure any rulemaking defect
15 or preempt any challenge based on a lack of authority or a
16 violation of the legal requirements governing the adoption of
17 any rule cited.

18 Section 2. Subsection (11) is added to section 381.00651,
19 Florida Statutes, to read:

20 381.00651 Periodic evaluation and assessment of onsite
21 sewage treatment and disposal systems.-

22 (11) (a) By July 1, 2016, the department, in consultation
23 with the Department of Health and county governments, must
24 identify onsite sewage treatment and disposal systems in a
25 county with a population greater than 200,000 based on the 2010
26 Census which, in the determination of the department, may have
27 an adverse impact on the water quality of the Santa Fe River or
28 the Ichetucknee River, including the tributaries. Within 60 days
29 after the department's completion of the identification of these
30 systems, the department shall provide the location of these
31 systems to the county in which these systems are located. Within
32 1 year after the identification of these systems and in
33 consultation with the department, the county in which the
34 systems are located shall develop an onsite sewage treatment and
35 disposal system remediation plan. For each onsite sewage
36 treatment and disposal system or group of systems, the plan must
37 include whether the systems require upgrading, connection to a
38 central sewerage system, or no action. The plan must also
39 include a priority ranking for each system or group of systems



473160

40 which requires remediation.

41 (b) Each remediation plan must be submitted to the
42 department for approval. In reviewing and approving the
43 remediation plans, the department shall consider, at a minimum,
44 all of the following:

45 1. The density of the onsite sewage treatment and disposal
46 systems.

47 2. The number of onsite sewage treatment and disposal
48 systems.

49 3. The proximity of the onsite sewage treatment and
50 disposal system or systems to the Santa Fe River or the
51 Ichetucknee River.

52 4. The estimated nutrient loading of the onsite sewage
53 treatment and disposal system or systems.

54 5. The cost of the proposed remedial action.

55 Section 3. This act shall take effect upon becoming a law.

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 lines 33 - 37

60 and insert:

61 An act relating to water quantity and quality;
62 exempting specified rules from legislative
63 ratification under s. 120.541(3), F.S.; requiring the
64 Department of Environmental Protection to publish
65 certain notice; amending s. 381.00651, F.S.; requiring
66 the department to identify certain onsite sewage
67 treatment and disposal systems; requiring certain
68 counties to develop onsite sewage treatment and



473160

69
70

disposal system remediation plans to be submitted to
and approved by the department; providing an