



164284

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/19/2017	.	
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	.	
	.	

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

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (o) is added to subsection (3) of
section 381.0065, Florida Statutes, to read:

381.0065 Onsite sewage treatment and disposal systems;
regulation.—

(3) DUTIES AND POWERS OF THE DEPARTMENT OF HEALTH.—The
department shall:



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11 (o) By January 1, 2019:

12 1. Identify all onsite sewage treatment and disposal
13 systems in the state, including, at a minimum, the location of
14 the systems and any other available information the department
15 deems appropriate.

16 2. Incorporate the information identified under
17 subparagraph 1. into and update the current database of onsite
18 sewage treatment and disposal systems.

19 3. Generate a report from the database which includes, at a
20 minimum, the total number of onsite sewage treatment and
21 disposal systems in the state, the number of onsite sewage
22 treatment and disposal systems in each county, and a statewide
23 map of the systems, and submit the report to the Governor, the
24 President of the Senate, and the Speaker of the House of
25 Representatives.

26 Section 2. Section 689.30, Florida Statutes, is created to
27 read:

28 689.30 Sale of property; disclosure of onsite sewage and
29 treatment disposal system.-

30 (1) A seller of property must provide a prospective
31 purchaser with a disclosure summary before or at the execution
32 of the contract for sale if the property contains or will
33 contain an onsite sewage treatment and disposal system. The
34 prospective purchaser must acknowledge in writing the receipt of
35 the disclosure summary required by this section. The disclosure
36 summary must be conspicuous, in boldface type, and in a form
37 substantially similar to the following:

38
39 ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEM



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DISCLOSURE SUMMARY

40
41
42 THIS PROPERTY CONTAINS AN ONSITE SEWAGE TREATMENT AND DISPOSAL
43 SYSTEM. WHEN NOT PROPERLY DESIGNED, CONSTRUCTED, AND MAINTAINED,
44 SUCH SYSTEMS ARE OFTEN SOURCES OF SIGNIFICANT NUTRIENT AND OTHER
45 TYPES OF POLLUTION IN SURFACE WATER AND GROUNDWATER. SYSTEMS
46 SHOULD BE REGULARLY INSPECTED AND MAINTAINED TO MINIMIZE SYSTEM
47 FAILURE AND THE DISCHARGE OF POLLUTION. ADDITIONAL INFORMATION
48 MAY BE OBTAINED BY CONTACTING THE LOCAL COUNTY HEALTH
49 DEPARTMENT.

50
51 ...(Purchaser's Initials)...

52
53 (2) As used in this section, the term "onsite sewage
54 treatment and disposal system" has the same meaning as in s.
55 381.0065.

56 Section 3. This act shall take effect October 1, 2017.

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

59 And the title is amended as follows:

60 Delete everything before the enacting clause
61 and insert:

62 A bill to be entitled
63 An act relating to onsite sewage treatment and
64 disposal systems; amending s. 381.0065, F.S. ;
65 directing the Department of Health, by a specified
66 date, to identify all onsite sewage treatment and
67 disposal systems, update the current database of
68 onsite sewage treatment and disposal systems, and



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69 submit a report to the Governor and the Legislature;
70 creating s. 689.30, F.S.; requiring an onsite sewage
71 treatment and disposal system disclosure summary for
72 certain properties before or at the execution of a
73 contract for sale; requiring that prospective
74 purchasers acknowledge in writing receipt of such
75 summary disclosures; defining the term "onsite sewage
76 treatment and disposal system"; providing an effective
77 date.