

By the Committee on Environment and Natural Resources; and  
Senator Mayfield

592-02966-19

20191278c1

1 A bill to be entitled  
2 An act relating to biosolids management; creating s.  
3 403.0855, F.S.; providing legislative findings and  
4 intent; defining the term "biosolids"; requiring the  
5 Department of Environmental Protection to adopt rules  
6 for biosolids management which meet certain  
7 requirements; exempting the rulemaking from specified  
8 requirements; providing applicability; authorizing a  
9 county or municipality to enact or retain in effect  
10 certain ordinances, moratoriums, or regulations;  
11 providing that certain ordinances, moratoriums, or  
12 regulations remain in effect until they are repealed  
13 or expire; defining the term "biosolids"; providing an  
14 effective date.

15  
16 Be It Enacted by the Legislature of the State of Florida:

17  
18 Section 1. Section 403.0855, Florida Statutes, is created  
19 to read:

20 403.0855 Biosolids management.—

21 (1) The Legislature finds that it is in the best interest  
22 of this state to regulate biosolids management in order to  
23 minimize the migration of nutrients that impair waterbodies. The  
24 Legislature further finds that the expedited implementation of  
25 the recommendations of the Biosolids Technical Advisory  
26 Committee, including permitting according to site-specific  
27 application conditions, an increased inspection rate,  
28 groundwater and surface water monitoring protocols, and nutrient  
29 management research, will improve biosolids management and

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30 assist in protecting this state's water resources and water  
31 quality. The Legislature intends for innovative technologies in  
32 biosolids processing to be implemented as a means to improve  
33 biosolids management and to protect this state's water resources  
34 and water quality.

35 (2) As used in this section, the term "biosolids" has the  
36 same meaning as in s. 373.4595(2).

37 (3) The department shall adopt rules for biosolids  
38 management which include, but are not limited to, the following:

39 (a) Biosolids land application rates that ensure that  
40 nutrients do not impair or add to an existing impairment of  
41 surface water quality or groundwater quality in nearby or  
42 downstream waterbodies;

43 (b) Site-specific land application criteria; and

44 (c) Monitoring requirements.

45 (4) Rules adopted pursuant to this section are not subject  
46 to ss. 120.541(3) and 403.804(2).

47 (5) Nothing herein shall be construed to conflict with or  
48 supersede s. 373.4595.

49 Section 2. A county or municipality may enact or retain in  
50 effect an ordinance, moratorium, or regulation relating to the  
51 land application of Class B biosolids. An ordinance, moratorium,  
52 or regulation relating to the land application of Class B  
53 biosolids adopted by a county or municipality shall remain in  
54 effect until the county or municipality repeals or lets expire  
55 the ordinance, moratorium, or regulation. The term "biosolids"  
56 has the same meaning as in s. 373.4595(2), Florida Statutes.

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