

By Senator Cruz

18-00782A-20

20201098__

1 A bill to be entitled
2 An act relating to fees; amending s. 500.458, F.S.;
3 requiring the Department of Environmental Protection
4 to charge bottled water companies a specified fee per
5 gallon extracted; requiring the fees to be deposited
6 into the Water Protection and Sustainability Program
7 Trust Fund; providing a contingent effective date.
8

9 Be It Enacted by the Legislature of the State of Florida:
10

11 Section 1. Section 500.458, Florida Statutes, as created in
12 SB ____, is amended to read:

13 500.458 Bottled water; extraction monitoring; fee; fine.—

14 (1) The Department of Environmental Protection shall
15 monitor the consumptive use permits for all bottled water
16 companies to ensure compliance with the limits of allowable
17 water extraction for natural water and water from an approved
18 source as defined in s. 500.03. To ensure compliance, water
19 shall be measured in gallons at the bottling facility.

20 (2) The department shall assess bottled water companies a
21 fee of 5 cents per gallon on water extracted for the production
22 of bottled water, including natural water and water from an
23 approved source as defined in s. 500.03, and shall deposit the
24 fees into the Water Protection and Sustainability Program Trust
25 Fund under s. 403.890.

26 (3)~~(2)~~ A daily fine not to exceed \$500 shall be imposed for
27 each day a company withholds payment of the fees imposed under
28 this section.

29 (4)~~(3)~~ The department shall adopt rules under ss.

18-00782A-20

20201098__

30 120.536(1) and 120.54 to implement and enforce this section.

31 (5)~~(4)~~ This section does not apply to bottled water
32 companies extracting less than 55 million gallons per calendar
33 year.

34 Section 2. This act shall take effect on July 1, 2020, if
35 SB ____ or similar legislation takes effect, if such legislation
36 is adopted in the same legislative session or an extension
37 thereof and becomes a law.