

By Senator Albritton

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1                   A bill to be entitled  
2           An act relating to local government recycling  
3           programs; amending s. 403.706, F.S.; extending the  
4           goal date for the recycling of 75 percent of  
5           recyclable solid waste by counties other than fiscally  
6           constrained counties; conforming a provision to  
7           changes made by the act; requiring a report to the  
8           Legislature by a specified date; making technical  
9           changes; reenacting ss. 403.7049(5), 403.705(2)(c) and  
10          (3), and 403.7145(3) F.S., relating to the  
11          determination of full cost for solid waste management,  
12          the state solid waste management program, and  
13          recycling, respectively, to incorporate the amendment  
14          made to s. 403.706, F.S., in references thereto;  
15          providing an effective date.

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

18  
19           Section 1. Paragraphs (a), (d), and (e) of subsection (2)  
20 of section 403.706, Florida Statutes, are amended to read:

21           403.706 Local government solid waste responsibilities.—

22           (2) (a) Each county shall implement a recyclable materials  
23 recycling program that has ~~shall have~~ a goal of recycling  
24 recyclable solid waste by 40 percent by December 31, 2012; 50  
25 percent by December 31, 2014; 60 percent by December 31, 2016;  
26 70 percent by December 31, 2018; and 75 percent by December 31,  
27 2024 ~~2020~~. Counties and municipalities are encouraged to form  
28 cooperative arrangements for implementing recycling programs. A  
29 fiscally constrained county, as defined in s. 218.67(1), is

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30 exempt from the goals set forth in this paragraph.

31 (d) If, by January 1, 2025, ~~of 2013, 2015, 2017, 2019, or~~  
32 ~~2021~~, the county is, ~~as~~ determined by the department in  
33 accordance with applicable rules to have failed to reach its,  
34 ~~has not reached the~~ recycling goals established under ~~as set~~  
35 ~~forth in~~ paragraph (a), the department may direct the county to  
36 develop a plan to expand recycling programs to existing  
37 commercial and multifamily dwellings, including, but not limited  
38 to, apartment complexes.

39 (e) ~~If the state's recycling rate for the 2013 calendar~~  
40 ~~year is below 40 percent; below 50 percent by January 1, 2015;~~  
41 ~~below 60 percent by January 1, 2017; below 70 percent by January~~  
42 ~~1, 2019; or below 75 percent by January 1, 2021,~~ The department  
43 shall provide a report to the President of the Senate and the  
44 Speaker of the House of Representatives by January 1, 2021. The  
45 report shall identify any ~~these~~ additional programs or statutory  
46 changes needed to achieve the goals established under ~~set forth~~  
47 ~~in~~ paragraph (a). ~~The report shall be provided no later than 30~~  
48 ~~days prior to the beginning of the regular session of the~~  
49 ~~Legislature. The department is not required to provide a report~~  
50 ~~to the Legislature if the state reaches its recycling goals as~~  
51 ~~described in this paragraph.~~

52 Section 2. For the purpose of incorporating the amendment  
53 made by this act to section 403.706, Florida Statutes, in a  
54 reference thereto, subsection (5) of section 403.7049, Florida  
55 Statutes, is reenacted to read:

56 403.7049 Determination of full cost for solid waste  
57 management; local solid waste management fees.-

58 (5) In order to assist in achieving the municipal solid

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59 waste reduction goal and the recycling provisions of s.  
60 403.706(2), a county or a municipality which owns or operates a  
61 solid waste management facility is hereby authorized to charge  
62 solid waste disposal fees which may vary based on a number of  
63 factors, including, but not limited to, the amount,  
64 characteristics, and form of recyclable materials present in the  
65 solid waste that is brought to the county's or the  
66 municipality's facility for processing or disposal.

67 Section 3. For the purpose of incorporating the amendment  
68 made by this act to section 403.706, Florida Statutes, in  
69 references thereto, paragraph (c) of subsection (2) and  
70 subsection (3) of section 403.705, Florida Statutes, are  
71 reenacted to read:

72 403.705 State solid waste management program.—

73 (2) The state solid waste management program shall include,  
74 at a minimum:

75 (c) Planning guidelines and technical assistance to  
76 counties and municipalities to aid in meeting the municipal  
77 solid waste recycling goals established in s. 403.706(2).

78 (3) The department shall evaluate and report biennially to  
79 the President of the Senate and the Speaker of the House of  
80 Representatives on the state's success in meeting the solid  
81 waste recycling goal as described in s. 403.706(2).

82 Section 4. For the purpose of incorporating the amendment  
83 made by this act to section 403.706, Florida Statutes, in a  
84 reference thereto, subsection (3) of section 403.7145, Florida  
85 Statutes, is reenacted to read:

86 403.7145 Recycling.—

87 (3) The department shall develop and contract for an

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88 innovative recycling pilot project for the Capitol recycling  
89 area. The project shall be designed to collect recyclable  
90 materials and create a more sustainable recycling system.  
91 Components of the project shall be designed to increase  
92 convenience, incentivize and measure participation, reduce  
93 material volume, and assist in achieving the recycling goals  
94 enumerated in s. 403.706.

95 Section 5. This act shall take effect July 1, 2020.