

By Senator Albritton

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1 A bill to be entitled
2 An act relating to diesel exhaust fluid; creating s.
3 330.401, F.S.; requiring the governing body of each
4 public airport that meets certain criteria to create a
5 diesel exhaust fluid safety mitigation and exclusion
6 plan for submission to the Department of
7 Transportation; providing plan requirements; requiring
8 an annual certification of compliance; providing an
9 effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Section 330.401, Florida Statutes, is created to
14 read:

15 330.401 Diesel exhaust fluid safety mitigation and
16 exclusion plan; certification.—

17 (1) (a) The governing body of each public airport as defined
18 in s. 330.27 at which:

19 1. Aviation fuels receive onsite treatment with fuel system
20 icing inhibitors;

21 2. Aviation fuel is delivered by a publicly or privately
22 owned fixed-base operator; and

23 3. Any aircraft fuel delivery vehicle or ground service
24 equipment that uses diesel exhaust fluid is operated within 150
25 feet of any aircraft

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27 shall create a diesel exhaust fluid safety mitigation and
28 exclusion plan for each fixed-base operator that performs onsite
29 treatment of aviation fuel with a fuel system icing inhibitor.

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30 (b) The plan must include, at a minimum:

31 1. A full inventory of all the fixed-base operator's diesel
32 exhaust fluid on the premises of the airport.

33 2. Designation of specific areas where the fixed-base
34 operator's diesel exhaust fluid may be stored on the premises of
35 the airport. To the extent practicable, such areas may not be
36 located within or on a vehicle operated for the fueling or
37 servicing of aircraft or at any aviation fuel transfer facility
38 or bulk aviation fuel storage facility.

39 3. Designation of specific areas where diesel exhaust fluid
40 may be added to vehicles. Such areas may not be located in
41 aircraft operating areas.

42 4. Incorporation of best practices for ensuring the proper
43 labeling and storage of diesel exhaust fluid.

44 5. Incorporation of training in the proper use and storage
45 of diesel exhaust fluid for all employees of the fixed-base
46 operator who may come in contact with such fluid in the ordinary
47 course of their duties.

48 6. Designation of specific areas where the fixed-base
49 operator's fuel system icing inhibitor may be stored on the
50 premises of the airport.

51 7. Incorporation of best practices for ensuring the proper
52 labeling and storage of the fixed-base operator's fuel system
53 icing inhibitor.

54 8. Incorporation of training in the proper use and storage
55 of fuel system icing inhibitors for all employees of the fixed-
56 base operator who may come in contact with fuel system icing
57 inhibitors in the ordinary course of their duties.

58 9. Physical measures to secure fuel system icing inhibitor

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59 fill points on the fixed-base operator's aircraft fuel delivery
60 vehicles. Such measures shall prevent the addition of any fluid
61 to the fuel system icing inhibitor fill point by unauthorized
62 personnel.

63 (2) The diesel exhaust fluid safety mitigation and
64 exclusion plan must be approved by the governing body by
65 September 1, 2021. The governing body must, by October 1, 2021,
66 submit the plan to the Department of Transportation and certify
67 that all diesel exhaust fluid has been secured within the
68 premises of the airport.

69 (3) The diesel exhaust fluid safety mitigation and
70 exclusion plan must be fully implemented on the premises of each
71 airport by January 1, 2022.

72 (4) By January 1 of each year, beginning in 2023, each
73 public airport must certify to the department the airport's
74 compliance with its diesel exhaust fluid safety mitigation and
75 exclusion plan.

76 Section 2. This act shall take effect July 1, 2021.