

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: State Affairs Committee
2 Representative Avila offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

6 Section 1. Section 163.11, Florida Statutes, is created to
7 read:

163.11 Biscayne Bay Commission.-

9 (1) The Biscayne Bay Commission is hereby established as
10 an advisory council, as defined in s. 20.03, within the
11 Department of Environmental Protection. The department shall
12 provide administrative support and service to the commission as
13 requested by the commission and within the available resources
14 of the department. The commission shall comply with the
15 requirements of s. 20.052 except as otherwise provided in this
16 section.

Amendment No.

17 (2) The commission shall serve as the official
18 coordinating clearinghouse for all public policy and projects
19 related to Biscayne Bay to unite all governmental agencies,
20 businesses, and residents in the area to speak with one voice on
21 bay issues; to develop coordinated plans, priorities, programs,
22 and projects that might substantially improve the bay area; and
23 to act as the principal advocate and watchdog to ensure that bay
24 projects are funded and implemented in a proper and timely
25 manner.

26 (3) (a) The Biscayne Bay Commission shall be comprised of
27 the following members:

28 1. Three members of the Miami-Dade Board of County
29 Commission, appointed by the County Commission.

30 2. Two members of the Miami-Dade County League of Cities,
31 nominated by the League and appointed by the Secretary of
32 Environmental Protection.

33 3. One member of the South Florida Water Management
34 District Governing Board who resides in Miami-Dade County,
35 appointed by the board.

36 4. One representative of the Department of Environmental
37 Protection, appointed by the secretary of the department.

38 5. One representative of the Fish and Wildlife
39 Conservation Commission, appointed by the commission.

40 6. One representative of the Florida Inland Navigation
41 District, appointed by the district.

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Amendment No.

42 (b) Members shall serve for a term of 4 years; however,
43 for the purpose of providing staggered terms, the initial
44 appointments of representatives of the South Florida Water
45 Management District, the Department of Environmental Protection,
46 the Fish and Wildlife Conservation Commission, and the Florida
47 Inland Navigation District shall be for a term of 2 years. A
48 vacancy shall be filled for the remainder of the unexpired term
49 in the same manner as the initial appointment. Notwithstanding
50 s. 20.052, private citizen members of the commission are not
51 required to be confirmed by the Senate.

52 (c) All members shall be voting members.

53 (d) Members of the commission shall serve without
54 compensation and are not entitled to reimbursement for per diem
55 and travel expenses pursuant to s. 112.061.

56 (4) The commission may meet monthly, but shall meet at
57 least quarterly.

58 (5) The commission shall:

59 (a) Consolidate existing plans, programs, and proposals,
60 including the recommendations outlined in the June 2020 Biscayne
61 Bay Task Force report, into a coordinated strategic plan for
62 improvement of Biscayne Bay and the surrounding areas,
63 addressing environmental, economic, social, recreational, and
64 aesthetic issues. The commission shall monitor the progress on
65 each element of such plan and shall revise the plan regularly.

Amendment No.

66 (b) Prepare a consolidated financial plan using the
67 projected financial resources available from the different
68 jurisdictional agencies. The commission shall monitor the
69 progress on each element of such plan and revise the plan
70 regularly.

71 (c) Provide technical assistance and support as needed to
72 help implement each element of the strategic and financial
73 plans.

74 (d) Work in consultation with the United States Department
75 of the Interior.

76 (e) Provide a forum for exchange of information.

77 (f) Act as a clearinghouse for public information.

78 (6) The commission may establish subcommittees as
79 necessary to carry out its responsibilities.

80 (7) The commission shall submit a semiannual report
81 describing the accomplishments of the commission and each member
82 agency, as well as the status of each pending task, to the Miami
83 City Commission, the Miami-Dade County Board of County
84 Commissioners, the Mayor of Miami, the Mayor of Miami-Dade
85 County, the Governor, and the chair of the Miami-Dade County
86 Legislative Delegation. The first report shall be submitted by
87 January 15, 2022. The report shall also be made available on the
88 Department of Environmental Protection's website and the Miami-
89 Dade County website.

Amendment No.

90 (8) This act does not affect or supersede the regulatory
91 authority of any governmental agency or any local government,
92 and any responsibilities of any governmental entity relating to
93 Biscayne Bay remain with the respective governmental entity.

94 Section 2. Paragraph (c) of subsection (1) of section
95 403.086, Florida Statutes, is amended to read:

96 403.086 Sewage disposal facilities; advanced and secondary
97 waste treatment.-

98 (1)

99 (c) Notwithstanding this chapter or chapter 373, sewage
100 disposal facilities may not dispose of any wastes into Old Tampa
101 Bay, Tampa Bay, Hillsborough Bay, Boca Ciega Bay, St. Joseph
102 Sound, Clearwater Bay, Sarasota Bay, Little Sarasota Bay,
103 Roberts Bay, Lemon Bay, Charlotte Harbor Bay, Biscayne Bay, or,
104 beginning July 1, 2025, Indian River Lagoon, or into any river,
105 stream, channel, canal, bay, bayou, sound, or other water
106 tributary thereto, without providing advanced waste treatment,
107 as defined in subsection (4), approved by the department. This
108 paragraph does not apply to facilities which were permitted by
109 February 1, 1987, and which discharge secondary treated
110 effluent, followed by water hyacinth treatment, to tributaries
111 of tributaries of the named waters; or to facilities permitted
112 to discharge to the nontidally influenced portions of the Peace
113 River.

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

Amendment No.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to Biscayne Bay; creating s. 163.11, F.S.;
establishing the Biscayne Bay Commission; providing for
commission purpose, membership, duties, and authority;
amending s. 403.086, F.S.; prohibiting sewage disposal
facilities from disposing of any wastes into Biscayne Bay
without providing advanced waste treatment; providing an
effective date.