

1                                   A bill to be entitled  
 2           An act relating to disposal of food waste materials;  
 3           creating s. 500.95, F.S.; requiring certain food  
 4           outlets, food service establishments, schools, and  
 5           educational facilities to recycle food waste materials  
 6           at certain locations by specified dates; authorizing  
 7           the Department of Agriculture and Consumer Services to  
 8           waive the requirements for disposal of food waste  
 9           materials under certain circumstances; providing an  
 10          effective date.

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

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 14          Section 1.   Section 500.95, Florida Statutes, is created to  
 15          read:

16          500.95 Food waste disposal.—

17          (1) Effective January 1, 2022, a food outlet, a food  
 18          service establishment, or a school as defined in s. 1003.01(2)  
 19          shall ensure that any food waste materials that are generated by  
 20          the food outlet, food service establishment, or school are  
 21          recycled at an authorized composting facility, an anaerobic  
 22          digestion facility, or by another authorized recycling method if  
 23          the following requirements are met:

24          (a) The food outlet, food service establishment, or school  
 25          generates at least 104 tons of food waste materials per year.

26 (b) The food outlet, food service establishment, or school  
27 is located not more than 15 miles from an authorized composting  
28 facility or anaerobic digestion facility with available capacity  
29 to accept such material.

30 (2) Effective January 1, 2023, an educational facility as  
31 defined in s. 1013.01 shall ensure that the food waste materials  
32 that are generated at the educational facility are recycled at  
33 an authorized composting facility, an anaerobic digestion  
34 facility, or at another authorized recycling method if the  
35 following requirements are met:

36 (a) The educational facility generates at least 52 tons of  
37 food waste materials per year.

38 (b) The educational facility is located not more than 15  
39 miles from an authorized composting facility or anaerobic  
40 digestion facility with available capacity to accept such  
41 material.

42 (3) The department shall waive the requirements of this  
43 section if a food outlet, a food service establishment, a  
44 school, or an educational facility is able to show that the fee  
45 charged by the county under s. 403.706(1) for the handling and  
46 disposal of solid waste at the solid waste facility is less than  
47 the fee charged for food waste materials by each composting  
48 facility or anaerobic digestion facility located within 15 miles  
49 of the food outlet, food service establishment, school, or  
50 educational facility.

HB 1369

2021

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