



875020

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/15/2021	.	
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The Committee on Environment and Natural Resources (Brodeur) recommended the following:

Senate Amendment (with title amendment)

Delete lines 39 - 52

and insert:

(3) This section serves no other purpose and may not be codified in the Florida Statutes. At the time of filing this rule for adoption, or as soon thereafter as practicable, the department shall publish a notice of the enactment of this exemption in the Florida Administrative Register. This section does not alter rulemaking authority delegated by prior law and



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11 does not constitute legislative preemption of or exception to
12 any other provision of law governing adoption or enforcement of
13 the rule cited. This section does not cure any rulemaking defect
14 or preempt any challenge based on a lack of authority or a
15 violation of the legal requirements governing the adoption of
16 any rule cited.

17 (4) The Legislature determines and declares that this
18 section fulfills an important state interest.

19 Section 2. Subsection (7) is added to section 403.0855,
20 Florida Statutes, to read:

21 403.0855 Biosolids management.—

22 (7) The department shall provide notice to and receive
23 consent from a private property owner before entering onto his
24 or her property to install monitoring equipment for biosolids
25 sites.

26
27 ===== T I T L E A M E N D M E N T =====

28 And the title is amended as follows:

29 Delete lines 2 - 12

30 and insert:

31 An act relating to biosolids; ratifying specified
32 rules relating to biosolids management for the sole
33 and exclusive purpose of satisfying any condition on
34 effectiveness pursuant to s. 120.541(3), F.S., which
35 requires ratification of any rule exceeding any
36 specified thresholds for likely adverse impact or
37 increase in regulatory costs; exempting the rules from
38 certain review and approval by the Environmental
39 Regulation Commission; providing applicability;



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40 providing construction; providing a declaration of
41 important state interest; amending s. 403.0855, F.S.;
42 requiring the Department of Environmental Protection
43 to provide notice to and receive consent from private
44 property owners before entering onto private property
45 for specified biosolids testing;