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LEGISLATIVE ACTION

Senate	.	House
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Floor: 1/AE/2R	.	Floor: C
04/26/2021 02:04 PM	.	04/29/2021 07:40 PM
	.	

Senator Albritton moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

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

330.401 Diesel exhaust fluid safety mitigation and
exclusion plan.—

(1) (a) Each public airport as defined in s. 330.27 at
which:

1. Aviation fuels receive onsite treatment with fuel system



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12 icing inhibitors;

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

15 3. Any aircraft fuel delivery vehicle or ground service
16 equipment that uses diesel exhaust fluid is operated within 150
17 feet of any aircraft,

18
19 shall require a diesel exhaust fluid safety mitigation and
20 exclusion plan for each fixed-base operator that performs onsite
21 treatment of aviation fuel with a fuel system icing inhibitor.

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

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

25 2. Designation of specific areas where the fixed-base
26 operator's diesel exhaust fluid may be stored on the premises of
27 the airport. To the extent practicable, such areas may not be
28 located within or on a vehicle operated for the fueling or
29 servicing of aircraft or at any aviation fuel transfer facility
30 or bulk aviation fuel storage facility.

31 3. Designation of specific areas where diesel exhaust fluid
32 may be added to vehicles. Such areas may not be located in
33 aircraft operating areas.

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

36 5. Incorporation of training in the proper use and storage
37 of diesel exhaust fluid for all employees of the fixed-base
38 operator who may come in contact with such fluid in the ordinary
39 course of their duties.

40 6. Designation of specific areas where the fixed-base



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41 operator's fuel system icing inhibitor may be stored on the
42 premises of the airport.

43 7. Incorporation of best practices for ensuring the proper
44 labeling and storage of the fixed-base operator's fuel system
45 icing inhibitor.

46 8. Incorporation of training in the proper use and storage
47 of fuel system icing inhibitors for all employees of the fixed-
48 base operator who may come in contact with fuel system icing
49 inhibitors in the ordinary course of their duties.

50 9. Specification of physical security features for locking
51 fuel system icing inhibitor fill points on the fixed-base
52 operator's aircraft fuel delivery vehicles. Such features must
53 prevent the addition of any fluid other than icing inhibitors
54 and the specification must require that only properly trained
55 and authorized individuals may access such features.

56 (2) Each public airport must, by January 1, 2022, make the
57 diesel exhaust fluid safety mitigation and exclusion plan for
58 each fixed-based operator available for review during
59 inspections by the Department of Transportation.

60 (3) The Department of Transportation shall, by November 1,
61 2021, convene a workgroup of public airport representatives to
62 develop uniform industry standards based upon the requirements
63 of paragraph (1)(b) and NATA Operational Best Practice No. 36,
64 DEF Handling and Contamination, to ensure consistency of
65 industry standards.

66 (4) The Department of Transportation may adopt rules to
67 develop a uniform industry standards form for the diesel exhaust
68 fluid safety mitigation and exclusion plan based upon the
69 recommendations provided by the workgroup pursuant to subsection



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70 (3).

71 Section 2. This act shall take effect October 1, 2021.

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

74 And the title is amended as follows:

75 Delete everything before the enacting clause

76 and insert:

77 A bill to be entitled

78 An act relating to diesel exhaust fluid; creating s.
79 330.401, F.S.; requiring specified public airports to
80 require a diesel exhaust fluid safety mitigation and
81 exclusion plan for certain fixed-base operators;
82 specifying plan requirements; requiring public
83 airports to make such plans available for review
84 during inspections by the Department of Transportation
85 after a specified date; requiring the department to
86 convene a workgroup of public airport representatives
87 by a specified date to develop specified uniform
88 industry standards; authorizing the department to
89 adopt rules; providing an effective date.