

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;
 8 authorizing the governing body to delegate creation
 9 and implementation of the plan to a fixed-based
 10 operator; requiring an annual certification of
 11 compliance; providing an effective date.

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

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

17 330.401 Diesel exhaust fluid safety mitigation and
 18 exclusion plan; certification.—

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

21 1. Aviation fuels receive onsite treatment with fuel
 22 system icing inhibitors;

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

25 3. Any aircraft fuel delivery vehicle or ground service

26 equipment that uses diesel exhaust fluid is operated within 150
27 feet of any aircraft

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

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

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

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

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

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

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

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

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

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

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

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

65 (c) The governing body may, at its discretion, delegate
66 the creation and implementation of the plan to the onsite fixed-
67 based operator.

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

74 (3) The diesel exhaust fluid safety mitigation and
75 exclusion plan must be fully implemented on the premises of each

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76 | airport by January 1, 2022.

77 | (4) By January 1 of each year, beginning in 2023, each
78 | public airport must certify to the department the airport's
79 | compliance with its diesel exhaust fluid safety mitigation and
80 | exclusion plan.

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