

By Senator Brodeur

9-00523-22

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1                   A bill to be entitled  
2           An act relating to sanitary sewer lateral inspection  
3           programs; amending ss. 125.569 and 166.0481, F.S.;  
4           defining the term "continuous monolithic pipe system";  
5           authorizing counties and municipalities, respectively,  
6           to access sanitary sewer laterals within their  
7           jurisdiction for specified purposes; requiring  
8           counties and municipalities to notify private property  
9           owners within a specified timeframe if the county or  
10          municipality intends to access the owner's sanitary  
11          sewer lateral; providing that counties and  
12          municipalities that establish programs are legally and  
13          financially responsible for all work done; requiring  
14          counties and municipalities that establish programs to  
15          consider economical methods for the counties and  
16          municipalities, rather than the property owners, to  
17          complete such work; authorizing a program established  
18          by a county or a municipality to evaluate and  
19          rehabilitate sanitary sewer laterals on residential  
20          and commercial properties to use state or local funds  
21          allocated for environmental preservation or the  
22          protection of water quality; providing an effective  
23          date.

24  
25 Be It Enacted by the Legislature of the State of Florida:

26  
27           Section 1. Section 125.569, Florida Statutes, is amended to  
28           read:

29           125.569 County sanitary sewer lateral inspections

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30 ~~inspection programs for counties.-~~

31 (1) As used in this section, the term:

32 (a) "Continuous monolithic pipe system" means a pipe system  
33 without any joints or seams, including all points where the pipe  
34 connects to the structure, mainline, and cleanout.

35 (b) "Sanitary sewer lateral" means a privately owned  
36 pipeline connecting a property to the main sewer line which is  
37 maintained and repaired by the property owner.

38 (2) A county may access any sanitary sewer lateral within  
39 its jurisdiction to investigate, clean, repair, recondition, or  
40 replace the sanitary sewer lateral.

41 (3) ~~By July 1, 2022,~~ Each county is encouraged to establish  
42 an evaluation and rehabilitation program for sanitary sewer  
43 laterals on residential and commercial properties within the  
44 county's jurisdiction to identify and reduce extraneous flow  
45 from leaking sanitary sewer laterals. At a minimum, the program  
46 may do all of the following:

47 (a) Establish a system to identify defective, damaged, or  
48 deteriorated sanitary sewer laterals on residential and  
49 commercial properties within the jurisdiction of the county. If  
50 a county identifies a defective, damaged, or deteriorated  
51 sanitary sewer lateral and initiates a program to eliminate  
52 extraneous flow, the county:

53 1. Must notify the property owner of the issue by certified  
54 mail, return receipt requested. The notice must specify that  
55 within 14 days after receiving the notice, the county intends to  
56 access the owner's property to address the defective, damaged,  
57 or deteriorated sanitary sewer lateral. The notice must identify  
58 the issue, inform the property owner that he or she will be

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59 indemnified and held harmless in the repair process, and provide  
60 a proposed timeline and plan for the duration of the project,  
61 including start and completion dates.

62 2. Is responsible for any repair work done on the private  
63 property. If any disruption of the property is necessary to  
64 access the sanitary sewer lateral, the county must ensure that  
65 the property is restored to at least its pre-work condition  
66 after the repair is complete. Any repair work done to a sanitary  
67 sewer lateral must meet all of the following requirements:

68 a. Provide one continuous monolithic pipe system. The  
69 connections for the structure, mainline, and cleanout must be  
70 installed and integrated into the continuous monolithic pipe  
71 system by a Florida-licensed plumber; and

72 b. Be inspected using a lateral launch or similar CCTV  
73 camera system conducted by a Pipeline Assessment Certification  
74 Program (PACP)- and Lateral Assessment and Certification Program  
75 (LACP)-certified camera operator. The contractor must produce  
76 and provide the county with a PACP- and LACP-certified report  
77 describing the conditions in the continuous monolithic pipe  
78 system and the respective connections to the main sewer pipe and  
79 the structure.

80 (b) Consider economical methods for the county ~~a property~~  
81 ~~owner~~ to repair or replace a defective, damaged, or deteriorated  
82 sanitary sewer lateral.

83 (c) Establish and maintain a publicly accessible database  
84 to store information concerning properties where a defective,  
85 damaged, or deteriorated sanitary sewer lateral has been  
86 identified. For each property, the database must include, but is  
87 not limited to, the address of the property, the names of any

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88 persons the county notified concerning the faulty sanitary sewer  
89 lateral, and the date and method of such notification.

90 (d) Use state or local funds allocated for the purpose of  
91 environmental preservation or the protection of water quality.

92 Section 2. Section 166.0481, Florida Statutes, is amended  
93 to read:

94 166.0481 Municipal sanitary sewer lateral inspections  
95 inspection programs for municipalities.-

96 (1) As used in this section, the term:

97 (a) "Continuous monolithic pipe system" means a pipe system  
98 without any joints or seams, including all points where the pipe  
99 connects to the structure, mainline, and cleanout.

100 (b) "Sanitary sewer lateral" means a privately owned  
101 pipeline connecting a property to the main sewer line which is  
102 maintained and repaired by the property owner.

103 (2) A municipality may access any sanitary sewer lateral  
104 within its jurisdiction to investigate, clean, repair,  
105 recondition, or replace the sanitary sewer lateral.

106 (3) By July 1, 2022, Each municipality is encouraged to  
107 establish an evaluation and rehabilitation program for sanitary  
108 sewer laterals on residential and commercial properties within  
109 the municipality's jurisdiction to identify and reduce  
110 extraneous flow from leaking sanitary sewer laterals. At a  
111 minimum, the program may do all of the following:

112 (a) Establish a system to identify defective, damaged, or  
113 deteriorated sanitary sewer laterals on residential and  
114 commercial properties within the jurisdiction of the  
115 municipality. If a municipality identifies a defective, damaged,  
116 or deteriorated sanitary sewer lateral and initiates a program

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117 to eliminate extraneous flow, the municipality:

118 1. Must notify the property owner of the issue by certified  
119 mail, return receipt requested. The notice must specify that  
120 within 14 days after receiving the notice, the municipality  
121 intends to access the owner's property to address the defective,  
122 damaged, or deteriorated sanitary sewer lateral. The notice must  
123 identify the issue, inform the property owner that he or she  
124 will be indemnified and held harmless in the repair process, and  
125 provide a proposed timeline and plan for the duration of the  
126 project, including start and completion dates.

127 2. Is responsible for any repair work done on the private  
128 property. If any disruption of the property is necessary to  
129 access the sanitary sewer lateral, the municipality must ensure  
130 that the property is restored to at least its pre-work condition  
131 after the repair is complete. Any repair work done to a sanitary  
132 sewer lateral must meet all of the following requirements:

133 a. Provide one continuous monolithic pipe system. The  
134 connections for the structure, mainline, and cleanout must be  
135 installed and integrated into the continuous monolithic pipe  
136 system by a Florida-licensed plumber; and

137 b. Be inspected using a lateral launch or similar CCTV  
138 camera system conducted by a Pipeline Assessment Certification  
139 Program (PACP)- and Lateral Assessment and Certification Program  
140 (LACP)-certified camera operator. The contractor must produce  
141 and provide the county with a PACP- and LACP-certified report  
142 describing the conditions in the continuous monolithic pipe  
143 system and the respective connections to the main sewer pipe and  
144 the structure.

145 (b) Consider economical methods for the municipality ~~a~~

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146 ~~property owner~~ to repair or replace a defective, damaged, or  
147 deteriorated sanitary sewer lateral.

148 (c) Establish and maintain a publicly accessible database  
149 to store information concerning properties where a defective,  
150 damaged, or deteriorated sanitary sewer lateral has been  
151 identified. For each property, the database must include, but is  
152 not limited to, the address of the property, the names of any  
153 persons the municipality notified concerning the faulty sanitary  
154 sewer lateral, and the date and method of such notification.

155 (d) Use state or local funds allocated for the purpose of  
156 environmental preservation or the protection of water quality.

157 Section 3. This act shall take effect July 1, 2022.