



972752

576-02677-22

Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Agriculture, Environment, and  
General Government)

A bill to be entitled

An act relating to cleanup of perfluoroalkyl and  
polyfluoroalkyl substances; creating s. 376.91, F.S.;  
defining terms; requiring the Department of  
Environmental Protection to adopt rules for statewide  
cleanup target levels for perfluoroalkyl and  
polyfluoroalkyl substances in soil and groundwater by  
a specified date; prohibiting such rules from taking  
effect until ratified by the Legislature; providing  
that certain persons are not subject to administrative  
or judicial action under certain circumstances;  
providing that certain statutes of limitations are  
tolled from a specified date; providing construction;  
providing a directive to the Division of Law Revision;  
providing an effective date.

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

Section 1. Section 376.91, Florida Statutes, is created to  
read:

376.91 Statewide cleanup of perfluoroalkyl and  
polyfluoroalkyl substances.-

(1) DEFINITIONS.-As used in this section, the term:

(a) "Department" means the Department of Environmental  
Protection.

(b) "PFAS" means perfluoroalkyl and polyfluoroalkyl



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27 substances, including perfluorooctanoic acid (PFOA) and  
28 perfluorooctane sulfonate (PFOS).

29 (2) STATEWIDE CLEANUP TARGET LEVELS.—

30 (a) By January 1, 2023, the department shall adopt by rule  
31 statewide cleanup target levels for PFAS in soil and groundwater  
32 using criteria set forth in s. 376.30701, with priority given to  
33 PFOA and PFOS. The rules for statewide cleanup target levels may  
34 not take effect until ratified by the Legislature.

35 (b) Until the department's rule for a particular PFAS  
36 constituent has been ratified by the Legislature, a governmental  
37 entity or private water supplier may not be subject to any  
38 administrative or judicial action under this chapter brought by  
39 any state or local governmental entity to compel or enjoin site  
40 rehabilitation, to require payment for the cost of  
41 rehabilitation of environmental contamination, or to require  
42 payment of any fines or penalties regarding rehabilitation based  
43 on the presence of that particular PFAS constituent.

44 (c) Until site rehabilitation is completed or rules for  
45 statewide cleanup target levels are ratified by the Legislature,  
46 any statute of limitations that would bar a state or local  
47 governmental entity from pursuing relief in accordance with its  
48 existing authority is tolled from the effective date of this  
49 act.

50 (d) This section does not affect the ability or authority  
51 to seek any recourse or relief from any person who may have  
52 liability with respect to a contaminated site and who did not  
53 receive protection under paragraph (b).

54 Section 2. The Division of Law Revision is directed to  
55 replace the phrase "the effective date of this act" wherever it



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56 occurs in this act with the date this act becomes a law.

57 Section 3. This act shall take effect upon becoming a law.