1 A bill to be entitled 2 An act relating to the Indian River Lagoon Protection 3 Program; amending s. 201.15, F.S.; revising the 4 percentages of funds to be distributed from the Land 5 Acquisition Trust Fund to various trust funds; 6 requiring a specified amount of funds to be used for 7 the Indian River Lagoon Protection Program; providing 8 criteria for the disbursement of such funds; amending 9 s. 373.469, F.S.; requiring the Department of Environmental Protection, using data provided by 10 11 identified entities, to identify commercial or 12 residential properties that use onsite sewage 13 treatment and disposal systems located within the 14 Indian River Lagoon Protection Program; requiring the 15 department to conduct various analyses to determine projects most worthy of state funding; requiring the 16 17 department to provide an annual report that includes a 18 prioritized list of onsite sewage treatment and 19 disposal systems eligible for state funding to the Legislature and certain chairs within a specified 20 21 timeframe; providing an effective date. 22 23 Be It Enacted by the Legislature of the State of Florida: 24 25 Section 1. Paragraphs (g) and (h) of subsection (4) of

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CODING: Words stricken are deletions; words underlined are additions.

section 201.15, Florida Statutes, are amended, and paragraph (i) is added to that subsection, to read:

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201.15 Distribution of taxes collected.—All taxes collected under this chapter are hereby pledged and shall be first made available to make payments when due on bonds issued pursuant to s. 215.618 or s. 215.619, or any other bonds authorized to be issued on a parity basis with such bonds. Such pledge and availability for the payment of these bonds shall have priority over any requirement for the costs of collection and enforcement under this section. Before distribution pursuant to this section, the Department of Revenue shall deduct amounts necessary to pay the costs of the collection and enforcement of the tax levied by this chapter. The costs may not be levied against any portion of taxes pledged to debt service on bonds to the extent that the costs are required to pay any amounts relating to the bonds. All of the costs of the collection and enforcement of the tax levied by this chapter shall be available and transferred to the extent necessary to pay debt service and any other amounts payable with respect to bonds authorized before January 1, 2017, secured by revenues distributed pursuant to this section. All taxes remaining after deduction of costs shall be distributed as follows:

(4) After the required distributions to the Land Acquisition Trust Fund pursuant to subsections (1) and (2), the lesser of 8 percent of the remainder or \$150 million in each

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fiscal year shall be paid into the State Treasury to the credit of the State Housing Trust Fund and shall be expended pursuant to s. 420.50871. If 8 percent of the remainder is greater than \$150 million in any fiscal year, the difference between 8 percent of the remainder and \$150 million shall be paid into the State Treasury to the credit of the General Revenue Fund. The remainder shall be distributed as follows:

- (g) An amount equaling 2.875 5.4175 percent of the remainder shall be paid into the Resilient Florida Trust Fund to be used for the purposes for which the Resilient Florida Trust Fund was created and exists by law. Funds may be used for planning and project grants.
- (h) 1. An amount equaling 7.959 5.4175 percent of the remainder shall be paid into the Water Protection and Sustainability Program Trust Fund to be used to fund water quality improvement grants as specified in s. 403.0673.
- 2. Of the proceeds paid into the Water Protection and Sustainability Program Trust Fund, 40 percent or \$60 million, whichever is greater, shall be credited to the Department of Environmental Protection to be used for the Indian River Lagoon Protection Program. The funds may only be used to install and connect those onsite sewage treatment and disposal systems within the Indian River Lagoon Protection Program to wastewater treatment facilities that have been prioritized by the Department of Environmental Protection under s. 373.469(3)(e).

The Department of Revenue shall disburse funds to local governments but may not award grants to local governments to cover more than 50 percent of the total cost to install and connect dwellings identified with onsite sewage treatment and disposal systems to wastewater treatment facilities.

Section 2. Paragraph (e) is added to subsection (3) of section 373.469, Florida Statutes, to read:

373.469 Indian River Lagoon Protection Program. -

- (3) THE INDIAN RIVER LAGOON PROTECTION PROGRAM.—The Indian River Lagoon Protection Program consists of the Banana River Lagoon Basin Management Action Plan, Central Indian River Lagoon Basin Management Action Plan, North Indian River Lagoon Basin Management Action Plan, and Mosquito Lagoon Reasonable Assurance Plan, and such plans are the components of the Indian River Lagoon Protection Program which achieve phosphorous and nitrogen load reductions for the Indian River Lagoon.
- (e)1. The Indian River Lagoon Protection Wastewater
  Connection Plan.-Using data provided by the Department of
  Health, local governments, the St. Johns River Water Management
  District, and the South Florida Water Management District, as
  applicable, the Department of Environmental Protection must
  identify all the commercial or residential properties that use
  onsite sewage treatment and disposal systems located within the
  regions encompassed by the Banana River Lagoon Basin Management
  Action Plan, the Central Indian River Lagoon Basin Management

101	Action Plan, the North Indian River Lagoon Basin Management							
102	Action Plan, and the Mosquito Lagoon Reasonable Assurance Plan							
103	and place each of the systems into one of the following							
104	categories and create maps to identify each of their locations:							
105	a. Systems that directly impair a waterbody;							
106	b. Systems that potentially impair a waterbody; or							
107	c. Systems that do not impair a waterbody.							
108	2. For each of the onsite sewage treatment and disposal							
109	systems classified in subparagraph 1., the Department of							
110	Environmental Protection must also determine the feasibility and							
111	estimate the economic cost of connecting the system to a							
112	wastewater treatment facility and place each of the systems into							
113	one of the following categories:							
114	a. Systems for which the economic cost to connect to a							
115	wastewater treatment facility is low;							
116	b. Systems for which the economic cost to connect to a							
117	wastewater treatment facility is mid-tier; or							
118	c. Systems for which the economic cost to connect to a							
119	wastewater treatment facility is high.							
120	3. Based on the results, the Department of Environmental							
121	Protection must conduct a cost-benefit analysis to rank and							
122	prioritize systems for which there is a high return on							
123	investment in terms of providing water quality improvements to							

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the Indian River Lagoon Basin by connecting the systems to

wastewater treatment facilities. The highest ranking projects

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126	shall	be	eligible	for	state	funding.	

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- 4. The Department of Environmental Protection must submit an annual report that includes the information in subparagraph

  3. to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the appropriations committees of the Legislature no later than 30 days before the first day of the next regular session of the Legislature.
- Section 3. This act shall take effect July 1, 2024.