

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Daley offered the following:

**Amendment (with title amendment)**

Between lines 507 and 508, insert:

**Section 6. Subsections (3) through (23) of section 403.706, Florida Statutes, are renumbered as subsections (4) through (24), respectively, present subsection (20) is amended, and a new subsection (3) is added to that section, to read:**

403.706 Local government solid waste responsibilities.—

(3) A local government may not issue a construction permit pursuant to this section for the expansion of any existing landfill that is located within a 1-mile radius of any property zoned residential unless:

773571

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Amendment No.

14        (a) A feasibility study is conducted before the permit is  
15 issued, which:

16        1. Identifies potential alternatives to expanding the  
17 landfill, such as waste-to-energy technologies and processes  
18 that may be used to reduce greenhouse gas emissions and  
19 dependence on the landfill, including, but not limited to,  
20 anaerobic digestion, plasma arc technology, and mixed waste  
21 processing.

22        2. Evaluates the financial costs of using such  
23 technologies and processes and the benefits of local siting and  
24 government ownership.

25        3. Evaluates the technical feasibility of expansion,  
26 considering engineering requirements, infrastructure needs,  
27 technological advancements, and regulatory compliance.

28        4. Evaluates relevant and appropriate data and analysis,  
29 from professionally accepted sources, such as surveys, studies,  
30 and community goals and vision, used in preparing the  
31 comprehensive plan.

32        5. Identifies and evaluates potential risks and challenges  
33 associated with the project.

34        (b) The local government holds a public meeting to review  
35 and discuss the results of the feasibility study conducted under  
36 paragraph (a) and provides a rationale for the necessity of the  
37 expansion.

773571

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Amendment No.

38        ~~(21)~~~~(20)~~ In addition to any other penalties provided by  
39 law, a local government that does not comply with the  
40 requirements of subsections (2) and (5) ~~(4)~~ shall not be  
41 eligible for grants from the Solid Waste Management Trust Fund,  
42 and the department may notify the Chief Financial Officer to  
43 withhold payment of all or a portion of funds payable to the  
44 local government by the department from the General Revenue Fund  
45 or by the department from any other state fund, to the extent  
46 not pledged to retire bonded indebtedness, unless the local  
47 government demonstrates that good faith efforts to meet the  
48 requirements of subsections (2) and (5) ~~(4)~~ have been made or  
49 that the funds are being or will be used to finance the  
50 correction of a pollution control problem that spans  
51 jurisdictional boundaries.

52        **Section 7. Subsections (7) and (21) of section 403.703,**  
53 **Florida Statutes, are amended to read:**

54        403.703 Definitions.—As used in this part, the term:

55        (7) "County," or any like term, means a political  
56 subdivision of the state established pursuant to s. 1, Art. VIII  
57 of the State Constitution and, when s. 403.706(20) ~~s.~~  
58 ~~403.706(19)~~ applies, means a special district or other entity.

59        (21) "Municipality," or any like term, means a  
60 municipality created pursuant to general or special law  
61 authorized or recognized pursuant to s. 2 or s. 6, Art. VIII of

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Amendment No.

the State Constitution and, when s. 403.706(20) ~~s. 403.706(19)~~ applies, means a special district or other entity.

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**T I T L E   A M E N D M E N T**

Remove line 33 and insert:

exceptions; amending s. 403.706, F.S.; prohibiting a local government from issuing a permit for the expansion of certain existing landfills unless a feasibility study is conducted; specifying requirements for the feasibility study; requiring the local government to review and discuss at a certain meeting the results of the feasibility study and provide a rationale for expanding the landfill; amending s. 403.703, F.S.; conforming cross-references; providing an effective date.

773571

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