



520164

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/25/2025	.	
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The Committee on Environment and Natural Resources (Burgess) recommended the following:

Senate Amendment (with title amendment)

Delete lines 38 - 80

and insert:

378.213 Notice of former phosphate mine site.-

(1) A landowner may record a notice in the official records of the county in which the land is located which identifies the landowner's property as a former phosphate mine. The recorded notice must be in substantially the following form:



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11 NOTICE

12 This property is a former phosphate mine as defined in
13 s. 378.213(2), Florida Statutes.

14
15 Such recording serves as notice that the land is a former
16 phosphate mine.

17 (2) As used in this section, the term "former phosphate
18 mine" means an area of land upon which phosphate mining has been
19 conducted and which may have been subject to a radiation survey
20 in accordance with s. 404.0561 and state reclamation
21 requirements of ss. 378.201-378.212, but does not include a
22 phosphogypsum stack as defined in s. 403.4154(1)(d).

23 Section 3. Section 404.0561, Florida Statutes, is created
24 to read:

25 404.0561 Survey of former phosphate mining lands.—

26 (1) Upon petition by a current landowner, the department
27 shall conduct a gamma radiation survey of a former phosphate
28 land parcel within 120 days after receipt of the petition to
29 determine the radioactivity levels. The survey must document
30 gamma radiation exposure measurements and the locations of the
31 measurements. Gamma radiation measurements must be taken at the
32 density of one per site or one per acre of land, whichever is
33 greater.

34 (2) The department shall provide a copy of the preliminary
35 survey results to the petitioner within 30 days after completion
36 of the survey. Within 60 days after receipt of the survey, the
37 petitioner may request an additional survey based upon any
38 reasonable belief that the survey was flawed or not
39 representative of conditions on the site. The department shall



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40 conduct one additional survey within 90 days after receipt of
41 the petitioner's request. The additional survey must meet the
42 requirements of this section and is deemed final within 90 days
43 after completion.

44 (3) A petitioner requesting a survey pursuant to this
45 section is responsible for the cost of the survey conducted by
46 the department.

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete lines 5 - 13

51 and insert:

52 sites; creating s. 378.213, F.S.; authorizing
53 landowners to record certain notice of former
54 phosphate mines; specifying requirements for such
55 notice; defining the term "former phosphate mine";
56 creating s. 404.0561, F.S.; requiring the Department
57 of Health to conduct surveys of former phosphate land
58 parcels upon petition; providing conditions and
59 requirements for such surveys; specifying that
60 petitioners bear the cost of surveys; creating s.
61 768.405,