



593370

LEGISLATIVE ACTION

Senate

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House

The Committee on Judiciary (Burgess) recommended the following:

Senate Amendment (with title amendment)

Delete lines 27 - 43

and insert:

natural geological substance of a former phosphate mine, as defined in s. 378.213, for which:

1. A notice has been recorded in accordance with s. 378.213(2); and

2. The Department of Health has conducted a survey under s. 404.0561(1).

Section 2. Section 378.213, Florida Statutes, is created to



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12 read:

13 378.213 Notice of former phosphate mine site.-

14 (1) The Legislature finds that phosphate mining is an
15 essential agricultural activity that is necessary for the food
16 security of the nation and this state and that, further,
17 formerly mined lands are a valuable resource. The highest and
18 best use of formerly mined lands is in the state's interests.

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

23

24 NOTICE

25 This property is a former phosphate mine as defined in
26 s. 378.213(3), Florida Statutes.

27

28 Such recording serves as notice that the land is a former
29 phosphate mine.

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

36

37 ===== T I T L E A M E N D M E N T =====

38 And the title is amended as follows:

39 Delete line 7

40 and insert:



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41 former phosphate mines; authorizing landowners to
42 record certain notice; providing requirements for such
43 notice; defining the term "former phosphate mine";
44 creating s. 404.0561, F.S.;