

By Senator McClain

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A bill to be entitled
An act relating to water management; creating s.
373.027, F.S.; prohibiting counties and municipalities
from adopting laws, regulations, rules, or policies
relating to water quality or quantity, pollution
control, pollutant discharge prevention or removal, or
wetlands; preempting such regulation to the state;
providing applicability and construction; requiring
the Department of Environmental Protection to notify
the Chief Financial Officer of certain violations;
requiring the Chief Financial Officer to withhold
certain funds; repealing s. 373.591, F.S., relating to
land management review teams; providing an effective
date.

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

Section 1. Section 373.027, Florida Statutes, is created to
read:

373.027 Water management preemption.—

(1) A county or municipality may not adopt laws,
regulations, rules, or policies relating to any of the
following:

(a) Water quality.

(b) Water quantity.

(c) Pollution control.

(d) Pollutant discharge prevention or removal.

(e) Wetlands, including any delineation.

(2) The regulation of water quality, water quantity,

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pollution control, pollutant discharge prevention and removal,
and wetlands, including any delineation, is exclusively
preempted to the state.

(3) This section does not:

(a) Apply to an interagency or interlocal agreement between
the department and any agency, water management district, or
local government conducting programs relating to or materially
affecting the water resources of the state.

(b) Affect the authority of a county or municipality to
regulate and operate its own water system, wastewater system, or
stormwater system.

(4) If the department determines that a county or
municipality is in violation of this section, the department
shall notify the Chief Financial Officer of the violation, and
the Chief Financial Officer shall withhold any state funds to
which the county or municipality may be entitled.

Section 2. Section 373.591, Florida Statutes, is repealed.

Section 3. This act shall take effect July 1, 2026.