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Date: March 3, 2011
Subject: Florida's 2011 Legislative Session
Environmental & Land Use Bill Update

Florida's 2011 Legislative Session is scheduled to begin on Wednesday, March 8th. To date, numerous bills relating to environmental and land use law and policy have already been filed in both the Florida Senate and House of Representatives. We are pleased to offer for your reference the following digest of this legislative activity. We would be happy to provide copies of the full drafts of any bills or legislative staff analyses upon request.

HOUSE BILLS

House Bill 13 - Onsite Sewage Treatment and Disposal Systems

GENERAL BILL by Coley and Drake (CO-SPONSORS) Adkins; Ahern; Albritton; Baxley; Brandes; Broxson; Corcoran; Crisafulli; Ford; Gaetz; Goodson; Hudson; Ingram; Metz; Plakon; Porter; Smith; Steube

Summary: Revises legislative intent; eliminates provisions directing DOH to create & administer statewide septic tank evaluation program; eliminates procedures & criteria for evaluation program; terminates grant program for repair of onsite sewage treatment disposal systems identified pursuant to evaluation program, to conform; eliminates provisions authorizing DOH to collect evaluation report fee & provisions relating to disposition of fee proceeds & revenue-neutral fee schedule.

Statutes Referenced by this Bill: 381.00656; 381.0065; 381.0066

Effective Date: upon becoming a law

Last Event: In Health Care Appropriations Subcommittee on Tuesday, February 22, 2011.

House Bill 147 - Contamination Notification

GENERAL BILL by Ahern (CO-SPONSORS) Kriseman

Summary: Revises contamination notification provisions; requires individuals responsible for site rehabilitation to provide notice of site rehabilitation to specified entities; revises provisions relating to content of such notice; requires DEP to provide notice to specified entities & certain property owners; authorizes DEP to pursue enforcement measures for noncompliance; revises DEP notification requirements for certain public & private schools, child care facilities, & public & private colleges & universities; requires local governments to provide specified notice; authorizes DEP to recover notification costs from responsible parties.

Statutes Referenced by this Bill: 376.30702

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Tuesday, January 25, 2011.

House Bill 173 - Submerged Lands

GENERAL BILL by Frishe

Summary: Authorizes Board of Trustees of the Internal Improvement Trust Fund to lease sovereign submerged lands for private residential use; defines "private residential use;" provides for term of lease, rental fees, lease assignability, disposition of improvements, & construction of act.

Statutes Referenced by this Bill: 253.0346

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Tuesday, January 25, 2011.

HB 219 - Renewable Energy

GENERAL BILL by Rehwinkel Vasilinda

Summary: Requires electric utilities to collect monthly systems charge from residential, commercial, & industrial customers; provides for deposit of collected funds into Sustainable & Renewable Energy Policy Trust Fund; creates direct-support organization for Florida Energy & Climate Commission; requires contract between office & direct-support organization; provides for use of funds; requires annual audit; requires that purchase contract offered to producers of renewable energy contain payment provisions for energy & capacity based upon public utility's equivalent cost-recovery rate for certain clean energy projects; extends period of time for which residents are eligible to receive rebates for specified solar energy systems; provides schedule for rebate amounts.

Statutes Referenced by this Bill: 570.954; 377.806; 366.91

Effective Date: July 1, 2011

Last Event: In Energy & Utilities Subcommittee on Tuesday, February 01, 2011

House Bill 223 - Water and Wastewater Utilities

GENERAL BILL by Hudson

Summary: Provides for recovery through surcharge of costs for water & wastewater system improvement projects; requires PSC approval of surcharge; limits surcharge amount; provides requirements for surcharge billing, reconciliation, & adjustment; provides project eligibility criteria; provides requirements for notice, maintenance, & availability of certain records.

Statutes Referenced by this Bill: 367.0819

Effective Date: July 1, 2011

Last Event: In Energy & Utilities Subcommittee on Tuesday, February 01, 2011

House Bill 239 - Numeric Nutrient Water Quality Criteria

GENERAL BILL by Williams, T. (CO-SPONSORS) Brodeur; Caldwell; Steube; Van Zant

Summary: Prohibits implementation of certain federal numeric nutrient water quality criteria rules by DEP, water management districts, & local governmental entities; authorizes DEP to adopt numeric nutrient water quality criteria for surface waters; provides that certain total maximum daily loads & associated numeric interpretations constitute site specific numeric nutrient water quality criteria; provides for effect, governance, & challenge of such criteria.

Statutes Referenced by this Bill: 403.0675

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Tuesday, February 01, 2011.

House Joint Resolution 383 - Ban of Oil Exploration, Drilling, Extraction, and Production in Territorial Seas

JOINT RESOLUTION by Kriseman (CO-SPONSORS) Gibbons; Jenne; Porth; Rouson; Soto

Summary: Proposes amendment to s. 7, Art. II of State Constitution to prohibit exploration, drilling, extraction, & production of oil beneath Florida waters between mean high-water line & seaward limit of Florida's boundaries; exempts transportation of oil produced outside of such waters.

Effective Date: Not Specified

Last Event: In Energy & Utilities Subcommittee on Monday, February 07, 2011

House Bill 389 - Surface Water Improvement and Management Plans and Programs

GENERAL BILL by Glorioso

Summary: Requires water management districts to establish permitting programs for urban redevelopment projects located in specified redevelopment areas; provides for development of stormwater adaptive management plans to address water quantity discharge for such redevelopment areas; provides for certain discharge rates in such redevelopment areas; requires stormwater discharges in such redevelopment areas to meet state water quality standards; provides water quality criteria for such discharges.

Statutes Referenced by this Bill: 373.453

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Monday, February 07, 2011

House Bill 399 – Seaports

GENERAL BILL by Ray

Summary: Increases funds DOT is required to make available for Florida Seaport Transportation & Economic Development Program; establishes Florida seaport infrastructure bank; provides for revenue bonds & indebtedness to be issued by Florida Ports Financing Commission; provides for certain freight mobility projects; exempts overwater piers, docks, & structures located in deepwater ports from stormwater management system requirements; requires DEP to issue notice of intent for port conceptual permit & related permits within specified time & notify specified entities of certain compliance; provides that notice to issue such permit creates rebuttable presumption of compliance with specified standards & authorization.

Statutes Referenced by this Bill: 311.09; 320.203; 311.07; 373.406; 320.20; 311.23; 373.4133

Effective Date: July 1, 2011

Last Event: In Transportation & Highway Safety Subcommittee on Monday, February 07, 2011

House Bill 421 - Agricultural-related Exemptions to Water Management Requirements

GENERAL BILL by Bemby (CO-SPONSORS) Nelson; Van Zant

Summary: Revises exemption for agricultural-related activities to include certain impacts to surface waters & wetlands & provides retroactive application; provides exclusive authority to DACS to determine whether certain activities qualify for agricultural-related exemption under specified conditions; requires memorandum of agreement between DACS & water management districts; provides exemption from mitigation requirements for converted agricultural lands under certain conditions; revises definition of

term "agricultural activities" to include cultivating, fallowing, & leveling & to provide for certain impacts to surface waters & wetlands.

Statutes Referenced by this Bill: 403.927; 373.406; 373.407

Effective Date: July 1, 2011

Last Event: In Rulemaking & Regulation Subcommittee on Tuesday, February 22, 2011

House Bill 447 - Green Job Creation

GENERAL BILL by Williams, A.

Summary: Provides definitions & definitional criteria that qualify jobs for green job corporate tax credits; provides tax credits against corporate income tax for creation of qualifying green jobs; specifies amount of tax credit allowed for each green job created & maximum number of jobs for which taxpayer may claim credit; limits availability of green job tax credits to specified period of tax years; provides for carryover of tax credit; restricts taxpayer from taking more than one tax credit for same job under certain circumstances; disqualifies jobs transferred from one location to another from tax credit eligibility; requires AWI to establish Green Collar Job Council; provides membership & duties & responsibilities of council; provides for annual reports of council.

Statutes Referenced by this Bill: 220.194

Effective Date: July 1, 2011

Last Event: In Energy & Utilities Subcommittee on Monday, February 07, 2011

House Bill 453 - Environmental Surcharge on Bottled Water

GENERAL BILL by Rehwinkel Vasilinda

Environmental Surcharge on Bottled Water: Establishes surcharge on bottled water sold at retail in this state; provides exception; requires that moneys collected from surcharge be deposited into Ecosystem Management and Restoration Trust Fund.

Effective Date: October 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Monday, February 07, 2011

Committee Substitute/House Bill 457 – Fertilizer

GENERAL BILL by Agriculture & Natural Resources Subcommittee and Ingram and Nelson (CO-SPONSORS) Burgin; Porter; Tobia

Summary: Deletes authority for certain counties & municipalities to adopt fertilizer management practices more stringent than standards of specified model ordinance; requires DOACS to regulate sale, composition, formulation, packaging, use, application, & distribution of fertilizer; preempts such regulation of fertilizer to state & DOACS; specifies that such regulation of fertilizer by counties, municipalities, & other political subdivisions is void; authorizes county & municipal governments to enforce model ordinance.

Statutes Referenced by this Bill: 403.9337; 570.07; 576.181; 403.9336; 403.9336; 403.9337; 570.07; 576.181

Effective Date: July 1, 2011

Last Event: In Community & Military Affairs Subcommittee on Thursday, March 03, 2011

House Bill 613 - Domestic Wastewater Discharged through Ocean Outfalls

GENERAL BILL by Trujillo (CO-SPONSORS) Fresen

Summary: Postpones dates by which domestic wastewater facilities must meet more stringent treatment & management requirements; provides exceptions & alternatives.

Statutes Referenced by this Bill: 403.086

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Wednesday, February 16, 2011

House Bill 641 - Contaminated Site Rehabilitation Tax Credit

GENERAL BILL by Mayfield

Summary: Increases annual cap amount for contaminated site rehabilitation tax credit.

Statutes Referenced by this Bill: 220.1845; 376.30781

Effective Date: July 1, 2011

Last Event: Now in Agriculture & Natural Resources Subcommittee on Tuesday, February 22, 2011

House Bill 649 - Water Management Districts

GENERAL BILL by Pilon

Summary: Revises provisions relating to membership of basin boards; provides that basin board members designated by district governing board chairs are voting members, counted for quorum purposes, & basin

board chairs & co-chairs; authorizes basin boards to transact official business if vacancy occurs; exempts cooperative funding programs from certain rulemaking requirements; authorizes local governments to adopt & implement ordinances relating to landscape irrigation restrictions; revises requirements for expenditure of funds provided pursuant to Water Protection & Sustainability Program & authorizes Suwannee River Water Management District to use such funds for additional purposes.

Statutes Referenced by this Bill: 373.228; 373.707; 373.0693; 373.171

Effective Date: July 1, 2011

Last Event: Now in Agriculture & Natural Resources Subcommittee on Tuesday, February 22, 2011

House Bill 701 – Property Rights

GENERAL BILL by Eisnaugle

Summary: Shortens notice period for certain actions; provides for state land planning agency to receive notice of claims; revises procedures for determining governmental entity's final decision identifying allowable uses for property; provides that enactment of law or adoption of regulation does not constitute applying law or regulation; provides factor that may be considered in determining whether inordinate burden has been imposed on real property; provides for waiver of sovereign immunity for liability; provides for prospective application.

Statutes Referenced by this Bill: 70.001.

Effective Date: July 1, 2011

Last Event: Referred to Community and Military Affairs Subcommittee; Judiciary Committee; Economic Affairs Committee

House Bill 707 – Agriculture

GENERAL BILL by Crisafulli (CO-SPONSORS) Brodeur

Summary: Prohibits county from enforcing certain limits on activity of bona fide farm operation on agricultural land or charging such land for stormwater management assessments & fees; allows assessment to be collected if credits against assessment are provided for implementation of best management practices; provides exemptions from certain restrictions on county's powers over activity on agricultural land; creates "Agricultural Land Acknowledgement Act"; requires applicant for certain development permits to acknowledge certain contiguous agricultural lands as condition of permit; authorizes certain sellers of agricultural products to qualify for exemption from obtaining local business tax receipt; revises term "farm tractor" for purposes of driver's licenses; exempts tropical foliage from agricultural products dealer regulations; exempts farm fences from Florida Building Code; exempts nonresidential farm buildings & farm fences from county & municipal codes & fees; requires that gross written premiums for certain crop insurance not be included in insurer's gross writing ratio; requires

certain insurers to disclose breakout of gross written premiums for crop insurance; revises requirements for open burning.

Statutes Referenced by this Bill: 163.3163; 163.3162; 604.50; 604.15; 624.4095; 322.01; 823.145; 205.064

Effective Date: July 1, 2011

Last Event: In Community & Military Affairs Subcommittee on Tuesday, February 22, 2011

House Bill 987 - Optional Sector Plans

GENERAL BILL by Crisafulli

Summary: Increases minimum size of geographic areas that qualify for use of optional sector plans; revises terminology relating to plans; deletes obsolete provisions; revises content required to be included in conceptual long-term overlay plans & detailed specific area plans; requires identification of water development projects & transportation facilities to serve future development needs; exempts certain developments from requirement to develop detailed specific area plan; requires that certain plan amendments or long-term conceptual overlay plans include buildout date & precludes certain changes in development until after that date; authorizes certain development agreements between developer & local government; provides for continuation of certain existing land uses.

Statutes Referenced by this Bill: 163.3245

Effective Date: July 1, 2011

Last Event: In Community & Military Affairs Subcommittee on Thursday, March 03, 2011.

House Bill 991 - Environmental Permitting

GENERAL BILL by Patronis

Summary: Creates, amends, & revises numerous provisions relating to development, construction, operating, & building permits; permit application requirements & procedures, including waivers, variances & revocation; local government comprehensive plans & plan amendments; programmatic general permits & regional general permits; permits for projects relating to coastal construction, surface water management systems, dredge & fill activities, inland multimodal facilities & commercial & industrial development, biofuel & renewable energy facilities, & mining activities; revises requirement for demonstrating injury in order to seek relief under Environmental Protection Act.

Statutes Referenced by this Bill: 120.569; 120.60; 125.0112; 125.022; 161.032; 163.3184; 163.3215; 166.033; 166.0447; 373.026; 373.4141; 373.4144; 373.441; 403.061; 403.0874; 161.041; 373.413; 403.087; 403.412; 403.814; 380.06; 380.0657; 403.973; 163.3180; 373.4137

Effective Date: upon becoming a law

Last Event: In Agriculture & Natural Resources Subcommittee on Thursday, March 03, 2011.

House Bill 1001 - Permitting of Consumptive Uses of Water

GENERAL BILL by Williams, T.

Summary: Requires consumptive use permits to be issued for period of 20 years; provides exception; eliminates requirements for permit compliance reports; removes authority of DEP & governing boards to modify or revoke consumptive use permits; provides for modification of existing consumptive use permits; provides requirements for water management districts in evaluating applications for consumptive use of water in mandatory reuse zones; requires water management districts to implement sustainable water use permit program; provides related criteria & requirements; directs water management districts to consult with DEP & to provide reports.

Statutes Referenced by this Bill: 373.236; 373.250; 373.255; 373.2234; 373.243

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Thursday, March 03, 2011

HB 4117 - Florida Climate Protection Act

GENERAL BILL by Plakon (CO-SPONSORS) Gaetz

Summary: Repeals provisions for cap & trade regulatory program to reduce greenhouse gas emissions from electric utilities.

Effective Date: July 1, 2011

Last Event: In Agriculture & Natural Resources Subcommittee on Wednesday, February 16, 2011

HB 7001 - Growth Management

GENERAL BILL by Community & Military Affairs Subcommittee and Workman

Summary: Reenacts provisions of law relating to growth management, portions of which were amended, created, or repealed by ch. 2009-96, Laws of Florida; provides for retroactive operation with respect to such portions.

Statutes Referenced by this Bill: 163.3164; 163.3180; 163.3184; 171.09; 186.509; 163.3180; 380.06; 163.32465; 163.3177; 163.3187

Effective Date: upon becoming a law

Last Event: Bill released to House Calendar on Friday, February 25, 2011

SENATE BILLS

Senate Bill 78 - Environmental Surcharge on Bottled Water

GENERAL BILL by Lynn

Summary: Establishes a surcharge on bottled water sold at retail in this state. Provides an exception. Requires that moneys collected from the surcharge be deposited into the Ecosystem Management and Restoration Trust Fund.

Effective Date: 10/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Commerce and Tourism; Budget on Monday, November 29, 2010

SB 130 - Onsite Sewage Treatment and Disposal Systems

GENERAL BILL by Dean (CO-SPONSORS) Gaetz

Summary: Eliminates provisions directing the Department of Health to create and administer a statewide septic tank evaluation program. Eliminates procedures and criteria for the evaluation program. Repeals a provision to terminate the grant program for repair of onsite sewage treatment disposal systems identified pursuant to the evaluation program, to conform, etc.

Statutes Referenced by this Bill: 381.0065; 381.00656; 381.0066

Effective Date: upon becoming a law

Last Event: Referred to Health Regulation; Environmental Preservation and Conservation; Budget on Monday, November 29, 2010

Senate Bill 132 - Contamination Notification

GENERAL BILL by Joyner (CO-SPONSORS) Dockery

Summary: Revises contamination notification provisions. Requires the Department of Environmental Protection to provide notice of site rehabilitation to specified entities and certain property owners.

Requires the department to verify compliance with notice requirements. Authorizes the department to pursue enforcement measures for noncompliance with notice requirements, etc.

Statutes Referenced by this Bill: 376.30702

Effective Date: 07/01/2011

Last Event: In Education Pre-K - 12 on Wednesday, January 26, 2011

SB 156 - Renewable Energy

GENERAL BILL by Detert

Summary: Requires that a purchase contract offered to producers of renewable energy contain payment provisions for energy and capacity based upon a public utility's equivalent cost-recovery rate for certain clean energy projects rather than the utility's full avoided costs.

Statutes Referenced by this Bill: 366.91

Effective Date: 07/01/2011

Last Event: Referred to Communications, Energy, and Public Utilities; Budget on Thursday, December 16, 2010

Senate Bill 168 - Onsite Sewage Treatment and Disposal Systems

GENERAL BILL by Evers (CO-SPONSORS) Gaetz

Summary: Deletes legislative intent relating to onsite sewage treatment and disposal systems. Eliminates provisions directing the Department of Health to create and administer a statewide septic tank evaluation program. Eliminates procedures and criteria for the evaluation program. Eliminates provisions authorizing the department to collect an evaluation report fee. Eliminates provisions relating to disposition of fee proceeds and a revenue-neutral fee schedule, etc.

Statutes Referenced by this Bill: 381.0065; 381.0066; 381.00656

Effective Date: upon becoming a law

Last Event: In Environmental Preservation and Conservation on Tuesday, February 22, 2011

SB 174 - Growth Management

GENERAL BILL by Bennett (CO-SPONSORS) Gaetz

Summary: Reenacts provisions relating to the definition of "urban service area" and "dense urban land area" for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act. Reenacts provisions relating to certain required and optional elements of a comprehensive plan, concurrency requirements for transportation facilities, a required notice for a new or increased impact fee, the process for adopting a comprehensive plan or plan amendment, etc.

Statutes Referenced by this Bill: 163.3180; 163.32465; 163.3187; 163.3184; 163.3177; 380.06; 171.091; 163.3164; 186.509; 163.31801

Effective Date: upon becoming a law

Last Event: In Budget on Wednesday, February 09, 2011

SB 282 - Renewable Energy

GENERAL BILL by Bennett (CO-SPONSORS) Margolis

Summary: Requires each electric utility in the state to collect from each residential, commercial, and industrial customer a designated monthly systems charge. Requires the electric utilities to deposit collected funds into the Sustainable and Renewable Energy Policy Trust Fund. Requires that a purchase contract offered to producers of renewable energy contain payment provisions for energy and capacity based upon a public utility's equivalent cost-recovery rate for certain clean energy projects rather than the utility's full avoided costs, etc.

Statutes Referenced by this Bill: 366.91; 377.806; 570.954

Effective Date: 07/01/2011

Last Event: Referred to Communications, Energy, and Public Utilities; Environmental Preservation and Conservation; Governmental Oversight and Accountability; Budget on Wednesday, January 05, 2011

SB 284 - Sustainable & Renewable Energy Policy Trust Fund

GENERAL BILL by Bennett (CO-SPONSORS) Margolis

Summary: Creates the Sustainable and Renewable Energy Policy Trust Fund within the Florida Energy and Climate Commission. Provides for sources of funds and purposes. Provides for annual carryforward of funds. Provides for the future review and termination or re-creation of the trust fund.

Effective Date: contingent

Last Event: Referred to Communications, Energy, and Public Utilities; Environmental Preservation and Conservation; Governmental Oversight and Accountability; Budget on Wednesday, January 05, 2011

Senate Bill 332 - Submerged Lands

GENERAL BILL by Fasano

Summary: Authorizes the Board of Trustees of the Internal Improvement Trust Fund to lease sovereign submerged lands for private residential use. Defines "private residential use." Provides for the term of the lease, rental fees, lease assignability, disposition of improvements, and construction of the act.

Statutes Referenced by this Bill: 253.0346

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Community Affairs; Judiciary; Budget on Wednesday, January 05, 2011.

SB 486 - Water Management District Governing Boards

GENERAL BILL by Hays

Summary: Establishes a water management district governing board nominating commission. Provides criteria for governing board member nominees. Provides for the appointment of commission members by the Governor, the President of the Senate, and the Speaker of the House of Representatives. Provides for terms and duties of commission members. Requires the Executive Office of the Governor to provide administrative support to the commission and to adopt rules, etc.

Statutes Referenced by this Bill: 373.086; 112.3145; 373.0725; 373.139; 373.089

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Governmental Oversight and Accountability; Budget on Tuesday, January 25, 2011

Senate Bill 606 – Fertilizer

GENERAL BILL by Evers

Summary: Deletes legislative findings relating to the implementation by local governments of certain fertilizer management practices. Deletes authority for certain counties and municipalities to adopt fertilizer management practices more stringent than standards of a specified model ordinance. Requires the Department of Agricultural and Consumer Services to regulate the sale of fertilizer, including the composition, formulation, packaging, use, application, and distribution of fertilizer, etc.

Statutes Referenced by this Bill: 403.9336; 403.9337; 570.07; 576.181

Effective Date: 07/01/2011

Last Event: On Committee agenda-- Agriculture, 03/07/11, 3:15 pm, 37 Senate Office Building on Monday, February 28, 2011

SB 762 - Florida Climate Protection Act

GENERAL BILL by Hays

Summary: Repeals provisions relating to a cap-and-trade regulatory program to reduce greenhouse gas emissions from electric utilities. Conforms a cross-reference.

Effective Date: 07/01/2011

Last Event: On Committee agenda—Communications, Energy, and Public Utilities, 03/07/11

Senate Bill 768 – Seaports

GENERAL BILL by Ring

Summary: Increases the amount of funds the Department of Transportation is required to make available for the Florida Seaport Transportation and Economic Development Program. Requires the Florida Seaport Transportation and Economic Development Council and the Assistant Secretary of Intermodal Systems Development of the Department of Transportation to identify certain state funds for the purpose of funding the program, etc.

Statutes Referenced by this Bill: 373.4133; 311.09; 373.406; 320.20; 311.07; 311.23

Effective Date: 07/01/2011

Last Event: Referred to Commerce and Tourism; Transportation; Budget on Wednesday, February 09, 2011

Senate Bill 796 - Domestic Wastewater Discharged/Ocean Outfalls

GENERAL BILL by Diaz de la Portilla

Summary: Postpones the dates by which domestic wastewater facilities must meet more stringent treatment and management requirements. Provides exceptions and alternatives.

Statutes Referenced by this Bill: 403.086

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Community Affairs; Budget on Wednesday, February 09, 2011

Senate Bill 842 - Tax Credits/Rehabilitation of Contaminated Sites

GENERAL BILL by Latvala

Summary: Increases the annual amount of tax credits available for the rehabilitation of contaminated sites. Increases the annual amount of tax credits available for the cleanup of sites contaminated with drycleaning solvents and the cleanup of certain brownfield sites.

Statutes Referenced by this Bill: 220.1845; 376.30781

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Budget on Thursday, February 17, 2011

Senate Bill 858 – Agriculture

GENERAL BILL by Hays

Summary: Prohibits a county from enforcing certain limits on the activity of a bona fide farm operation on agricultural land under certain circumstances. Prohibits a county from charging agricultural lands for stormwater management assessments and fees under certain circumstances. Allows an assessment to be collected if credits against the assessment are provided for implementation of best management practices. Creates the “Agricultural Land Acknowledgement Act,” etc.

Statutes Referenced by this Bill: 163.3162; 163.3163; 205.064; 322.01; 604.15; 604.50; 624.4095; 823.145

Effective Date: 07/01/2011

Last Event: On Committee agenda-- Agriculture, 03/07/11, 3:15 pm, 37 Senate Office Building

Senate Bill 882 - Water Management Districts

GENERAL BILL by Detert

Summary: Revises provisions relating to the membership of basin boards. Specifies the terms of service for basin board members designated by district governing board chairs. Provides that basin board members designated by district governing board chairs are voting members and counted for quorum purposes. Provides for designated district governing board members to serve as basin board chairs and co-chairs. Provides that a quorum of remaining members may conduct business if there is a vacancy on the board, etc.

Statutes Referenced by this Bill: 373.0693; 373.171; 373.228; 373.707

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Governmental Oversight and Accountability; Budget on Thursday, February 17, 2011

Senate Joint Resolution 928 - Ban/Oil Exploration/Drilling/Extraction/Production

JOINT RESOLUTION by Joyner

Summary: Proposes an amendment to the State Constitution to prohibit the exploration, drilling, extraction, or production of oil beneath Florida waters between the mean high-water line and the seaward limit of Florida's boundaries.

Effective Date: Not Specified

Last Event: Referred to Environmental Preservation and Conservation; Judiciary; Budget on Thursday, February 17, 2011

Senate Bill 934 - Surface Water Improvement and Management

GENERAL BILL by Storms

Summary: Requires water management districts to establish permitting programs for urban redevelopment projects located in specified redevelopment areas. Provides for the development of stormwater adaptive management plans to address water quantity discharge for such redevelopment areas. Provides for certain discharge rates in such redevelopment areas. Requires stormwater discharges in such redevelopment areas to meet state water quality standards. Provides water quality criteria for such discharges.

Statutes Referenced by this Bill: 373.453

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Community Affairs; Budget on Thursday, February 17, 2011

Senate Bill 950 - Water and Wastewater Utilities

GENERAL BILL by Bennett

Summary: Provides for recovery through a quarterly surcharge of certain costs relating to water and wastewater system improvement projects. Defines a "non-revenue producing project." Requires utilities to submit surcharge tariffs reflecting the surcharge calculation for recovery of such costs to the Florida Public Service Commission for approval and to provide specified notice of such surcharge tariff filings,

etc.

Statutes Referenced by this Bill: 367.0819

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; Budget on Thursday, February 17, 2011

Senate Bill 998 – Property Rights

GENERAL BILL by Simmons; (CO-INTRODUCERS) Hays; Thrasher; Wise; Bennett; Alexander

Summary: Property Rights; Shortens a notice period for certain actions. Provides for the state land planning agency to receive notice of claims. Revises procedures for determining a governmental entity's final decision identifying the allowable uses for a property. Provides that enactment of a law or adoption of a regulation does not constitute applying the law or regulation. Provides for a waiver of sovereign immunity for liability. Provides for prospective application, etc.

Statutes Referenced by this Bill: 70.001

Effective Date: July 1, 2011

Last Event: Scheduled on Committee agenda-- Community Affairs, 03/07/11, 3:15 pm, 412 Knott Building

Senate Bill 1090 - Numeric Nutrient Water Quality Criteria

GENERAL BILL by Dean (CO-SPONSORS) Lynn

Summary : Prohibits the Department of Environmental Protection, the water management districts, and other governmental entities from implementing federal rules relating to numeric nutrient water quality criteria. Provides that the prohibition does not limit a water management district or a state, regional, or local governmental entity from applying for a pollution discharge permit or complying with the permit or from implementing certain practices or measures, etc

Effective Date: 07/01/2011

Last Event: Referred to Environmental Preservation and Conservation; Community Affairs; Budget on Tuesday, March 01, 2011

Senate Bill 1174 - Exemptions to Water Management Requirements

GENERAL BILL by Siplin

Summary: Revises an exemption for agricultural-related activities to include certain impacts to surface waters and wetlands. Provides for retroactive application of the exemption. Provides exclusive authority to the Department of Agriculture and Consumer Services to determine whether certain activities qualify for an agricultural-related exemption under specified conditions. Requires a specified memorandum of agreement between the department and each water management district. Authorizes the department to adopt rules, etc.

Statutes Referenced by this Bill: 373.406; 373.407; 403.927

Effective Date: 07/01/2011

Last Event: Referred to Agriculture; Environmental Preservation and Conservation; Budget on Tuesday, March 01, 2011

Senate Bill 1404 - Environmental Permitting

GENERAL BILL by Evers

Summary: Authorizes the provision of certain notices under the Administrative Procedure Act via a link to a publicly available Internet website. Provides that the construction and operation of a biofuel processing facility or renewable energy generating facility and the cultivation of bioenergy by a local government is a valid and permitted land use. Authorizes expedited permitting for certain inland multimodal facilities and for commercial or industrial development projects that individually or collectively will create a minimum number of jobs, etc.

Statutes Referenced by this Bill: 120.569; 120.60; 125.0112; 125.022; 161.032; 163.3184; 163.3215; 166.033; 166.0447; 373.026; 373.4141; 373.4144; 373.441; 403.061; 403.0874; 161.041; 373.413; 403.087; 403.412; 403.814; 380.06; 380.0657; 403.973; 163.3180; 373.4137

Effective Date: upon becoming a law

Last Event: Filed on Thursday, February 24, 2011

Senate Bill 1246 – Photographing Farms

GENERAL BILL by Norman

Summary: Prohibits a person from entering onto a farm or photographing or video recording a farm without the owner's written consent. Provides a definition. Provides penalties.

Statutes Referenced by this Bill: None.

Effective Date: July 1, 2011

Last Event: Filed in the Senate.

Senate Bill 1490 - Numeric Nutrient Water Quality Criteria

GENERAL BILL by Evers

Summary: Prohibits the implementation of certain federal numeric nutrient water quality criteria rules by the Department of Environmental Protection, water management districts, and local governmental entities. Authorizes the department to adopt numeric nutrient water quality criteria for surface waters under certain conditions. Provides that certain total maximum daily loads and associated numeric interpretations constitute site specific numeric nutrient water quality criteria. Provides for effect, governance, and challenge of such criteria.

Statutes Referenced by this Bill: 403.0675

Effective Date: 07/01/2011

Last Event: Filed on Tuesday, March 01, 2011

Senate Bill 1514 - Permitting of Consumptive Uses of Water

GENERAL BILL by Latvala

Summary: Requires consumptive use permits to be issued for a period of 20 years. Directs each water management district to consult with the Department of Environmental Protection to examine options for improving the coordination between the consumptive use permitting process and the water supply planning process by extending and reconciling certain permitting provisions. Requires each water management district to provide a report to the Governor and the Legislature, etc.

Statutes Referenced by this Bill: 373.236; 373.250; 373.255; 373.2234; 373.243

Effective Date: 07/01/2011

Last Event: 03/02/11 S Filed on Wednesday, March 02, 2011