



ABM'S LEGISLATIVE REVIEW

STRATEGIC PLANNING

SUBTITLE THAT EXPLAINS PRESENTATION OR WHO'S INVOLVED

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11/22/21

TODAY'S PRESENTATION

1 COMMITTEE OVERVIEW

2 PRIORITIES

3 2022 SESSION

ABM'S LEGISLATIVE REVIEW COMMITTEE



CURRENT COMMITTEE DESCRIPTION

Monitors pertinent state and federal legislation as it relates to Tampa Bay management issues and drafts new bay management legislation for approval by the Agency and Tampa Bay Regional Planning Council, and sponsorship by key legislative leaders.

ABM'S LEGISLATIVE REVIEW COMMITTEE

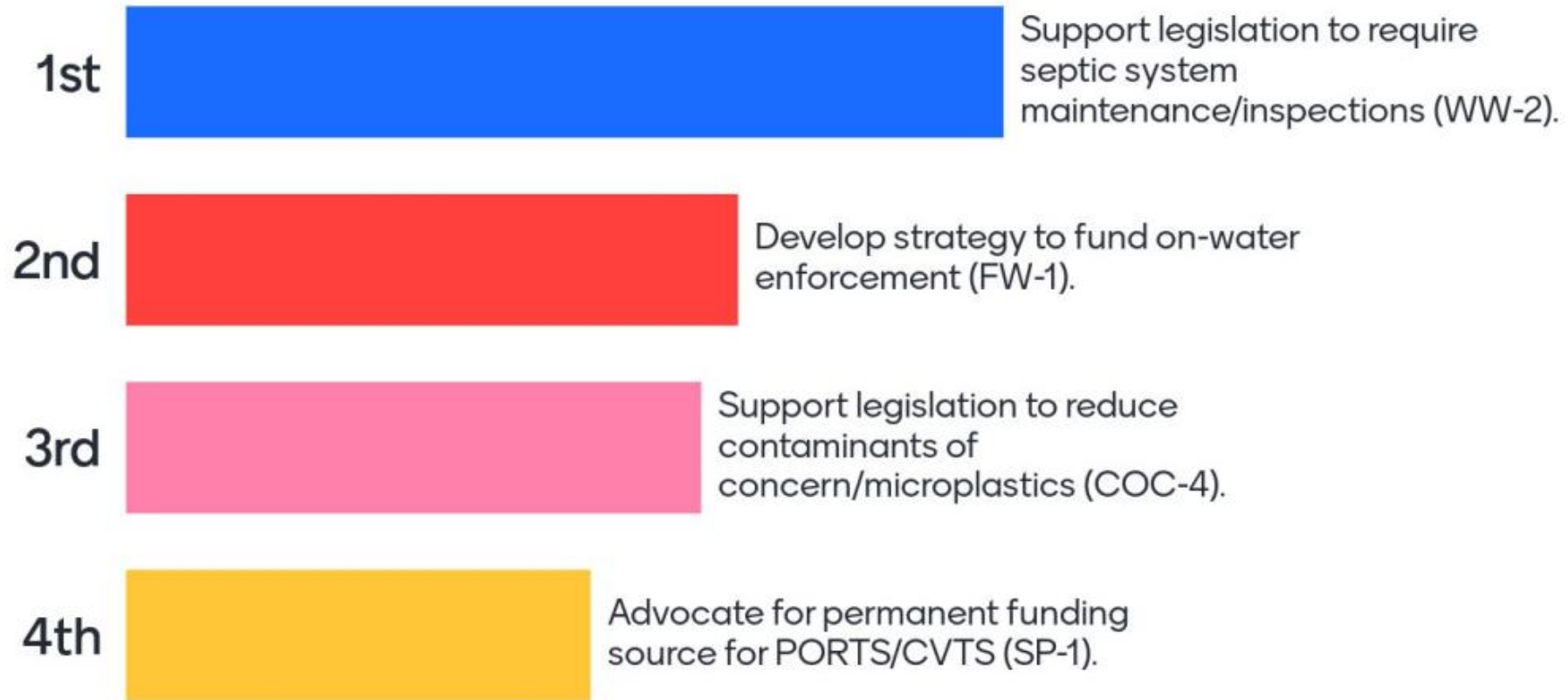


MARCH 2011 DESCRIPTION OF LEGISLATIVE ACTION

“And the **Agency discussed various 2011 legislative proposals that affect Tampa Bay and the natural resources of the region.** Mr. Rick Tschantz, Director of Legal & Administrative Services for the Environmental Protection Commission of Hillsborough County, provided an overview of several issues addressed in current legislation. Ms. Sally Thompson, the Agency’s Legislative Review committee chair, led the discussion.

The Agency adopted positions on several of the bills now before the state’s legislators, and voted to send that information to this Council for its use as well as to the members of the Tampa Bay legislative delegation. The positions paper is in your folders this morning. We would appreciate you holding on to this paper and **supporting these positions when you discuss legislation with your legislators.**”

ABM Legislative Subcommittee Priorities



LEGISLATIVE DELEGATION



2022 SESSION

- 7 Senators: President Wilton Simpson, Senators Jeff Brandes, Ed Hooper, Darryl Rouson, Jim Boyd, Danny Burgess, and Janet Cruz
- 21 Representatives: Speaker Chris Sprowls, Representatives Mike Beltran, Lawrence McClure, Andrew Learned, Jackie Toledo, Dianne Hart, Susan Valdes, Fentrice Driskell, Tracie Koster, Nick DiCeglie, Chris Latvala, Ben Diamond, Linda Chaney, Michele Rayner, Will Robinson, Tommy Gregory, Ralph Massullo, Blaise Ingoglia, Amber Mariano, Ardian Zika, Randy Maggard

IMPORTANT DATES

2022 SESSION

- November 29 – December 3, 2021: Committee Week 6
- January 11, 2022: Bill filing deadline/first day of Regular Session 2022
- ~Mid/late April: Bills not yet heard in Committee are considered "dead"
- March 11: End of session

ACTIVE LEGISLATION

2022 SESSION

- Senate bills filed thus far: 454
- House bills filed thus far: 1323
- Senate Agriculture Committee: 6 bills referred thus far (1-2 of potential importance to us)
- Senate Environment and Natural Resources Committee: 19 bills referred thus far (10-12 of potential importance to us))
- House Tourism, Infrastructure, and Energy Subcommittee: 45 bills referred thus far (5-10 of potential importance to us)
- House Environment, Agriculture, and Flooding Subcommittee: 17 bills referred thus far (5-10 of potential importance to us)

HOUSE BILLS

HB 6003 LEGAL RIGHTS OF THE NATURAL ENVIRONMENT

Removes provisions prohibiting local governments from recognizing or granting certain legal rights to natural environment or granting such rights relating to natural environment to person or political subdivision.

HB 579 AQUATIC PLANT MANAGEMENT

Directs FWCC, in consultation with UF/IFAS & FGCU/Water School, to implement & study nutrient removal technologies & mechanical aquatic plant management techniques within Lake Okeechobee watershed; authorizes FWCC to consult & contract with entities for implementation & study; directs FWCC to submit report to Governor & Legislature; provides appropriation.

HB 571 POWERS OF LAND AUTHORITIES

Authorizes land authorities to assist counties in which they are located with certain activities addressing flooding & sea-level rise.

HB 561 IMPLEMENTATION OF THE RECOMMENDATIONS OF THE BLUE-GREEN ALGAE TASK FORCE

Requires owners of certain onsite sewage treatment & disposal systems to have systems periodically inspected; directs DEP to administer inspection program & implement program standards, procedures, & requirements; requires basin management action plans to include specified information; directs DEP to assess specified projects.

HOUSE BILLS

HB 449: LAND ACQUISITION TRUST FUND

Provides annual appropriation to DEP to implement Florida Keys Stewardship Act by entering into financial assistance agreements with specified local governments for specified purposes; prohibits use of such funds to implement certain projects & programs.

HB 349: WATER RESOURCES MANAGEMENT

Authorizes Board of Trustees of Internal Improvement Trust Fund to grant easements for specified mitigation banks; directs DEP to create & modify specified rules; exempts certain docks on recorded easements from certain permit & verification requirements; granting certain docks authorization to use submerged lands upon approval of board.

HB 421: LONG-TERM CLEANUP OF WATER BODIES

Directs DEP to procure specified technology for the purpose of long-term clean up of water bodies.

HB 323: FISH AND WILDLIFE CONSERVATION COMMISSION

Revises vessel conditions that may be used to determine that vessel is at risk of becoming derelict; requires specified evidence to establish vessel restriction rules for protection zones for springs; prohibits municipalities & counties from designating public bathing beach areas or swim areas within specified areas; repeals provisions relating to derelict vessels & relocation & removal of such vessels from waters of this state; authorizes commission to establish program to provide grants to local governments; authorizes commission to use funds not awarded as grants for certain purposes; requires commission to adopt rules; provides that employees of commission or Florida Forest Service may operate drones for specified purposes.

HOUSE BILLS

HB 309: PRIVATE PROVIDER INSPECTIONS OF ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS

Authorizes private provider inspections of OSTDS under certain conditions; prohibits DEP from charging certain fees; specifies requirements for private providers & OSTDS owners & authorized contractors; authorizes DEP to audit performance of such inspections.

HB 105: REGULATION OF SMOKING BY COUNTIES AND MUNICIPALITIES

Authorizes counties & municipalities to further restrict smoking within boundaries of public beaches & public parks under certain circumstances.

HB 303: SANITARY SEWER LATERAL INSPECTION PROGRAMS

Authorizes counties & municipalities to access sanitary sewer laterals within their jurisdiction for specified purposes; requires counties & municipalities to notify private property owners within specified timeframe if county or municipality intends to access owner's sanitary sewer lateral; provides that counties & municipalities that establish programs are legally & financially responsible for all work done; requires counties & municipalities that establish programs to consider economical methods for counties & municipalities; authorizes program established by county or municipality to evaluate & rehabilitate sanitary sewer laterals on residential & commercial properties to use state or local funds allocated for environmental preservation or protection of water quality.

SENATE BILLS

SB 198: SEAGRASS MITIGATION BANKS

Seagrass Mitigation Banks; Authorizing the Board of Trustees of the Internal Improvement Trust Fund to establish seagrass mitigation banks under certain conditions; providing construction, etc.

SB 238: ENDANGERED AND THREATENED SPECIES

Directing the Fish and Wildlife Conservation Commission to protect certain endangered or threatened species, regardless of the status of their federal classification; prohibiting the commission from considering certain costs when designating a species as endangered or threatened; directing the department, in consultation with the Endangered Plant Advisory Council, to protect certain endangered or threatened species, regardless of the status of their federal classification; prohibiting the department from considering certain costs when designating a species as endangered or threatened, etc.

SB 290: SURPLUS STATE-OWNED NONCONSERVATION LANDS

Authorizing the Board of Trustees of the Internal Improvement Trust Fund to dispose of surplus nonconservation lands at specified values under certain circumstances; authorizing the board to donate such lands to fiscally constrained counties under certain circumstances; authorizing the board of trustees to sell or lease surplus nonconservation lands located in fiscally constrained counties to private entities under certain circumstances, etc.

SB 494: FISH AND WILDLIFE CONSERVATION COMMISSION

Revising the vessel conditions that an officer of the Fish and Wildlife Conservation Commission or a law enforcement agency may use to determine that a vessel is at risk of becoming derelict; prohibiting municipalities and counties from designating public bathing beach areas or swim areas within their jurisdictions which are within the marked channel portion of the Florida Intracoastal Waterway or within a specified distance from any portion of the marked channel; authorizing the commission to establish a program to provide grants to local governments for certain actions regarding derelict vessels and those declared to be a public nuisance; providing that all employees of the commission or the Florida Forest Service may operate drones for specified purposes, etc.

SENATE BILLS

SB 602: LAND ACQUISITION TRUST FUND

Requiring an annual appropriation from the Land Acquisition Trust Fund to the Department of Environmental Protection to implement the Florida Keys Stewardship Act or to acquire land within the Florida Keys Area of Critical State Concern for specified purposes; prohibiting the department from using the appropriated funds to implement wastewater management projects or programs, etc.

SB 832: IMPLEMENTATION OF THE RECOMMENDATIONS OF THE BLUE-GREEN ALGAE TASK FORCE

Requiring owners of certain onsite sewage treatment and disposal systems to have the systems periodically inspected, beginning on a specified date; requiring the Department of Environmental Protection to administer the inspection program; requiring new or revised basin management action plans to include a list that identifies and prioritizes certain spatially focused projects, etc.

SB 608: SANITARY SEWER LATERAL INSPECTION PROGRAMS

Defining the term “continuous monolithic pipe system”; authorizing counties and municipalities, respectively, to access sanitary sewer laterals within their jurisdiction for specified purposes; requiring counties and municipalities to notify private property owners within a specified timeframe if the county or municipality intends to access the owner’s sanitary sewer lateral; authorizing a program established by a county or a municipality to evaluate and rehabilitate sanitary sewer laterals on residential and commercial properties to use state or local funds allocated for environmental preservation or the protection of water quality, etc.

SENATE BILLS

SB 828: CRITICAL INFRASTRUCTURE

Citing this act as the "Critical Infrastructure Standards and Procedures Act"; requiring that, beginning on a specified date, asset owners ensure that the operation and maintenance of operational technology comply with specified standards and practices; requiring that certain contracts for critical infrastructure meet specified minimum standards; providing requirements and procedures relating to civil actions based on cybersecurity-breach-related claims; authorizing the Department of Law Enforcement to institute appropriate legal proceedings against a business, a service provider, or another person or entity that violates the act, etc.

SB 604: SAFE WATERWAYS ACT

Revising the definition of the term "public bathing place"; requiring, rather than authorizing, the Department of Health to adopt and enforce certain rules; requiring, rather than authorizing, the department to issue health advisories under certain circumstances; requiring the department to notify a municipality or county if the department issues a health advisory against swimming on the basis of elevated bacteria levels in a public bathing place within the municipality's or county's jurisdiction; requiring the municipality or county to post certain signage around public bathing places that have elevated levels of specified bacteria, etc.

SB 834: LONG-TERM CLEANUP OF HARMFUL ALGAL BLOOMS

Citing this act as the "Implementation of Long-term Solutions for Cleaning Florida's Water Bodies Act"; requiring the Department of Environmental Protection to take certain actions to physically remove, reduce, clean up, and respond to harmful algal blooms; requiring the department to give preference to innovative technologies that meet certain standards, etc.

SB 840: RESIDENTIAL PROPERTY RIPARIAN RIGHTS

Requiring land surveyors to give preference to using the prolongation-of-property-line method to establish a property owner's riparian rights along a channel under certain circumstances; requiring courts to award reasonable attorney fees and costs to a prevailing party in a civil action under certain circumstances, etc.

SENATE BILLS

SB 864: COST-SHARE PROGRAM FOR AGRICULTURE, SHELLFISH AQUACULTURE, AND TIMBER OPERATIONS

Citing this act as the “Protecting Florida’s Natural Resources Act”; establishing a cost-share program within the Department of Agriculture and Consumer Services; requiring the program, subject to legislative appropriation, to provide funds equal to a specified percentage of the value of environmental services that the agriculture, shellfish aquaculture, and timber industries provide; requiring the department to conduct a study to determine the value of such environmental services, in consultation with certain entities, etc.

SB 882: INVENTORIES OF CRITICAL WETLANDS

Requiring each water management district governing board, in cooperation with local governments, to develop a list of critical wetlands for acquisition using funds from the Land Acquisition Trust Fund; requiring the boards to consider certain criteria when including wetlands on the list, etc.

SB 1000: NUTRIENT APPLICATION RATES

Defining the terms “certified professional” and “rate tailoring”; authorizing the use of rate tailoring in specified circumstances; authorizing producers to use written recommendations from certified professionals to tailor their recommended nutrient application rates under certain circumstances; requiring revisions to recommended application rates by certain state universities and Florida College System institutions to authorize rate tailoring, etc.