



2022 BILL UPDATE

ABM'S LEGISLATIVE REVIEW COMMITTEE

STATUS OF BAY-RELATED BILLS FROM THE 2022 FL LEGISLATIVE SESSION

SB 832/HB 561

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

- Implements additional recommendations from the Governor's Blue-Green Algae Task Force, including requiring septic tank inspections at least once every five years, prioritizing waterway clean-up plans (BMAPs) with the greatest impact on water quality, and requiring an assessment of BMAP cost-effectiveness
- Status
 - SB 832: died in Approps (last committee)
 - HB 561: DOA

SB 608/HB 303

SANITARY SEWER LATERAL INSPECTION PROGRAMS

- Allows county governments to access sanitary sewer laterals for inspection and repairs, and require specific pipe system design and inspection techniques. If a county decides to repair a deteriorated lateral line they could use state or local funds allocated for environmental preservation or water quality protection.
- Status
 - SB 608: died in Approps (last committee)
 - HB 303: DOA

SB 604/HB 393

SAFE WATERWAYS ACT

- Requires the Florida Department of Health to monitor public bathing locations, notify local governments of bacterial contamination and require local governments to post warning signs.
- Status
 - SB 604: died in Community Affairs (2/3 committee)
 - HB 393: DOA

SB 1816/HB 1377

LAND ACQUISITION TRUST FUND

- SB 1816 (Stewart) sets a minimum annual funding level for Florida Forever of \$100 million from the Land Acquisition Trust Fund. It would extend the deadline for payments on bonds issued to fund acquisitions under the program from 2040 to 2054, allowing issuance of new 20-year bonds. It would prohibit funds being spent on agency administrative expenses. HB 1377 (Roth) would set a minimum funding level of \$350 million or 40 percent of the Land Acquisition Trust Fund for Florida Forever. It would revise the Florida Forever funding formula.
- Status
 - SB 1816: Died in Appropriations Subcommittee on Agriculture, Environment, and General Government (2/3 committee), TPed
 - HB 1377: Died in Agriculture & Natural Resources Appropriations Subcommittee (1/3 committee)

SB 904/HB 807

AGRICULTURAL PRACTICES

- Requires the Department of Agriculture to develop and adopt rules governing agricultural best management practices or other measures to reduce water pollution, and impose penalties for failing to follow them.
- Status
 - SB 904: DOA, TPed
 - HB 807: DOA

SB 690/HB 691

RESILIENCE-RELATED ADVISORY COMMITTEES

- Permits resiliency-related committees that are geographically spread to meet remotely via communications media technology (CMT). The CMT must allow for all attendees to be able to audibly communicate, as would be allowed if they were physically present. The bill provides for the public notice of such meetings to detail how interested members of the public may participate.
- Status
 - SB 690: Died in Rules
 - HB 691: DOA

SB 1744/HB 1339

PHOSPHOGYPSUM STACKS

- Requires FDEP to create and maintain an online database, accessible to the public, that lists all phosphogypsum stacks in the state by county, along with summaries of inspections, imminent hazards, abatement actions, and material violations
- Status
 - SB 1744: DOA, TPed
 - HB 1339: DOA

SB 1434/HB 1077

PUBLIC FINANCING OF POTENTIALLY AT-RISK STRUCTURES AND INFRASTRUCTURE

- Expands the state requirement for sea-level rise impact studies on public projects from coastal areas to inland areas at increased risk of flooding due to sea-level rise.
- Status
 - SB 1434: Died in Appropriations (3/3 committee)
 - HB 1434: Died in Appropriations (3/3 committee)

SB 198/HB 349

SEAGRASS MITIGATION BANKS

- Allows the Board of Trustees to establish seagrass mitigation banks in state-owned submerged lands to offset “unavoidable” loss elsewhere of seagrass from coastal development projects.
- Status
 - SB 198: died in Community Affairs (2/3 committee)
 - HB 349: Died in Agriculture & Natural Resources Appropriations Subcommittee (2/3 committee)

SB 856/HB 309

PRIVATE PROVIDER INSPECTIONS OF ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS

- Prohibits the Department of Environmental Protection (DEP) from charging a fee for the inspection of an onsite sewage treatment and disposal system (septic tank) by a private provider and require inspections to be performed only by private providers. The septic tank owner would be required to notify DEP prior to the scheduled inspection.
- Status
 - **SB 856: Enrolled, not yet sent to Governor for action**
 - HB 309: laid on table

SB 1000/HB 1291

NUTRIENT APPLICATION RATES

- Amends agricultural fertilizer regulations to define “certified professionals” and “rate tailoring” to allow producers to pick and choose different nutrient application rates. The bill would weaken site-specific fertilizer application rate requirements in favor of more flexible guidelines, and would circumvent recommendations based on agricultural production research on nutrient application rates through authorization of a certified professional, while also providing a presumption of compliance to producers implementing rate tailoring.
- Status
 - **SB 1000: Enrolled, not yet sent to Governor for action**
 - HB 1291: laid on table

SB 1210/HB 909

DEVELOPMENT OF CURRENT OR FORMER AGRICULTURAL LAND → Pollution Control Standards and Liability

- Creates a presumption that the application of pesticides on agricultural lands is being lawfully applied and provides for certain agricultural lands to be exempt from any further regulation by FDEP. The bill also allows landowners to voluntarily apply for Brownfield site rehabilitation.
- Status
 - SB 1210: laid on table
 - **HB 909: Enrolled, not yet sent to Governor for action**

SB 7012/HB 1151

PER- AND POLYFLUORALKYL SUBSTANCES TASK FORCE

- Creates a task force to develop recommendations for the regulation of per- and polyfluoralkyl (PFAS) substances, including establishing a drinking water and groundwater standard, methods and funding for cleanup, and waste management methods. The task force would be required to meet no later than October 2022.
- Status
 - SB 7012: laid on table for **HB 1475 ("Cleanup of Perfluoroalkyl and Polyfluoroalkyl Substances," Enrolled)**
 - HB 1151: DOA

SB 224/HB 105

REGULATION OF SMOKING IN PUBLIC PLACES

- Authorizes counties and municipalities to restrict smoking at public beaches and public parks and prohibits smoking at state parks.
- Status
 - SB 224: laid on table
 - **HB 105: Enrolled, not yet sent to Governor for action**

SB 1940

STATEWIDE FLOODING AND SEA LEVEL RISE RESILIENCE

- Establishes the Office of Resiliency within the Executive Office of the Governor to be headed by a Chief Resilience Officer.
- Status
 - SB 1940: laid on table for **HB 7053 ("Statewide Flooding and Sea Level Rise Resilience," Enrolled, not yet sent to Governor for action)**

SB 1426/HB 965

WATER QUALITY ENHANCEMENT AREAS

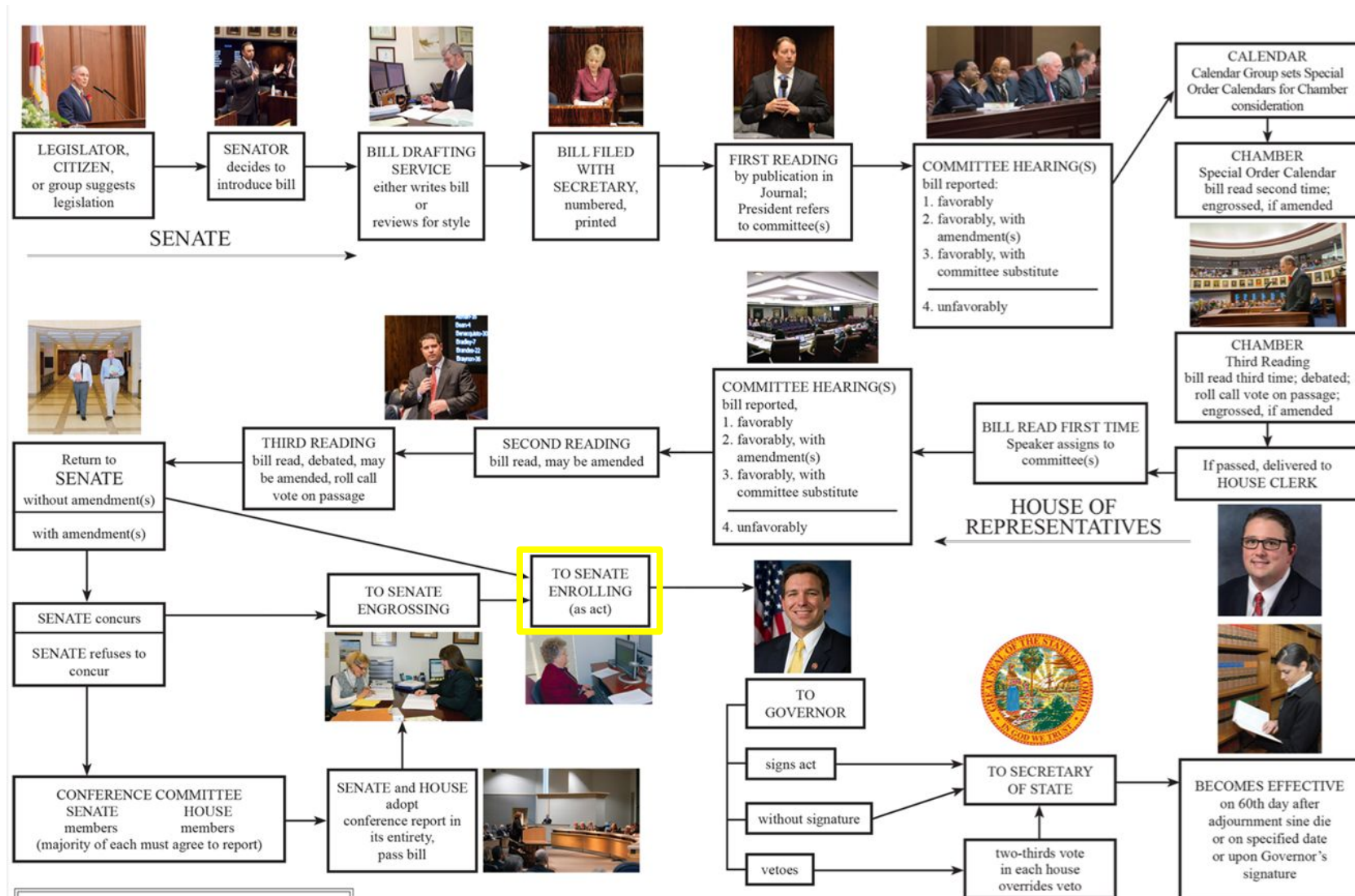
- Allows adverse water quality impacts to be offset through water quality enhancement areas and offset credit purchasing. Enhancement credits would be defined as a standard unit of measure to represent a quantity of pollutants removed.
- Status
 - SB 1426: laid on table
 - **HB 965: Enrolled, not yet sent to Governor for approval**

SB 882/HB 761

INVENTORIES OF CRITICAL WETLANDS

- Requires 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.
- Status
 - **SB 882: Enrolled, not yet sent to Governor for approval**
 - HB 761: laid on table

LEGISLATIVE PROCESS



A simplified chart showing the route many bills take through the Florida Legislature. Bills may originate in either house. This bill originated in the Senate.



OTHER 2022 BILLS

BILLS THAT COULD HAVE IMPLICATIONS FOR BAY MANAGEMENT

SB 620/HB 569

LOCAL BUSINESS PROTECTION ACT

- Authorizes businesses that have been in operation for at least three years to claim business damages from a county or municipality if the county or municipality enacts or amends certain ordinances or charter provisions that lead to a loss of 15% or more in revenues.
- Status
 - **SB 620: Enrolled, not yet sent to Governor for approval**
 - HB 569: Laid on table



DISCUSSION

OTHER NOTABLE BILLS?

RESOURCES

- Glossary (what does “Enrolled” mean?)
 - <https://flsenate.gov/Reference/Glossary>
- Bills Sent to Governor for Action + Governors Actions
 - <http://www.leg.state.fl.us/data/BIR/GovernorAction/2022/govact.pdf>
- More info on bills, Senate and House calendars
 - <https://myfloridahouse.gov/>
 - <https://flsenate.gov/>

LEGISLATIVE SESSION 2023

WHAT'S NEXT?

- Special Session (Redistricting): April 19 - until
- Primary Election: August 23
- General Election: November 8
- Committee Weeks in December, 2022, January, and February, 2023
- Regular Session 2023: March 7 - May 5, 2023

