

1                                    A bill to be entitled  
 2                    An act relating to diesel exhaust fluid; creating s.  
 3                    330.401, F.S.; requiring the governing body of each  
 4                    public airport that meets certain criteria to create a  
 5                    diesel exhaust fluid safety mitigation and exclusion  
 6                    plan for submission to the Department of  
 7                    Transportation; providing plan requirements; requiring  
 8                    an annual certification of compliance; providing an  
 9                    effective date.

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

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 13                    Section 1. Section 330.401, Florida Statutes, is created  
 14 to read:

15                    330.401 Diesel exhaust fluid safety mitigation and  
 16 exclusion plan; certification.—

17                    (1) (a) The governing body of each public airport as  
 18 defined in s. 330.27 at which:

19                    1. Aviation fuels receive onsite treatment with fuel  
 20 system icing inhibitors;

21                    2. Aviation fuel is delivered by a publicly or privately  
 22 owned fixed-base operator; and

23                    3. Any aircraft fuel delivery vehicle or ground service  
 24 equipment that uses diesel exhaust fluid is operated within 150  
 25 feet of any aircraft

26  
27 shall create a diesel exhaust fluid safety mitigation and  
28 exclusion plan for each fixed-base operator that performs onsite  
29 treatment of aviation fuel with a fuel system icing inhibitor.

30 (b) The plan must include, at a minimum:

31 1. A full inventory of all the operator's diesel exhaust  
32 fluid on the premises of the airport.

33 2. Designation of specific areas where the operator's  
34 diesel exhaust fluid may be stored on the premises of the  
35 airport. To the extent practicable, such areas may not be  
36 located within or on a vehicle operated for the fueling or  
37 servicing of aircraft or at any aviation fuel transfer facility  
38 or bulk aviation fuel storage facility.

39 3. Designation of specific areas where diesel exhaust  
40 fluid may be added to vehicles. Such areas may not be located in  
41 aircraft operating areas.

42 4. Incorporation of best practices for ensuring the proper  
43 labeling and storage of diesel exhaust fluid.

44 5. Incorporation of training in the proper use and storage  
45 of diesel exhaust fluid for all employees of the fixed-base  
46 operator who may come in contact with such fluid in the ordinary  
47 course of their duties.

48 6. Designation of specific areas where the operator's fuel  
49 system icing inhibitor may be stored on the premises of the  
50 airport.

51 7. Incorporation of best practices for ensuring the proper  
52 labeling and storage of the operator's fuel system icing  
53 inhibitor.

54 8. Incorporation of training in the proper use and storage  
55 of fuel system icing inhibitors for all employees of the fixed-  
56 base operator who may come in contact with fuel system icing  
57 inhibitors in the ordinary course of their duties.

58 9. Physical measures to secure fuel system icing inhibitor  
59 fill points on the operator's aircraft fuel delivery vehicles.  
60 Such measures shall prevent the addition of any fluid to the  
61 fuel system icing inhibitor fill point by unauthorized  
62 personnel.

63 (2) The diesel exhaust fluid safety mitigation and  
64 exclusion plan must be approved by the governing body by  
65 September 1, 2020. The governing body must, by October 1, 2020,  
66 submit the plan to the Department of Transportation and certify  
67 that all diesel exhaust fluid has been secured within the  
68 premises of the airport.

69 (3) The diesel exhaust fluid safety mitigation and  
70 exclusion plan must be fully implemented on the premises of each  
71 airport by January 1, 2021.

72 (4) By January 1 of each year, beginning in 2022, each  
73 public airport must certify to the department the airport's  
74 compliance with its diesel exhaust fluid safety mitigation and  
75 exclusion plan.

76 | Section 2. This act shall take effect July 1, 2020. |