

1                                   A bill to be entitled  
2           An act relating to environmental protection; amending  
3           s. 163.3177, F.S.; revising the required components of  
4           a local government comprehensive plan capital  
5           improvements element and general sanitary sewer, solid  
6           waste, drainage, potable water, and natural  
7           groundwater aquifer recharge element; making technical  
8           changes; requiring the update of comprehensive plans  
9           by a specified date; providing applicability; amending  
10          s. 253.025, F.S.; increasing the estimated value  
11          threshold of land acquisition agreements that are  
12          required to be submitted to and approved by the Board  
13          of Trustees of the Internal Improvement Trust Fund;  
14          removing the requirement that agreements to acquire  
15          initial lands for Florida Forever projects be  
16          submitted to and approved by the board of trustees;  
17          increasing the estimated value threshold for the  
18          appraisal of certain land acquisitions; requiring,  
19          rather than authorizing, the Department of  
20          Environmental Protection to disclose appraisal reports  
21          to private landowners or their representatives during  
22          negotiations for certain land acquisitions; removing a  
23          provision requiring private landowners to maintain  
24          confidentiality of such reports; specifying the  
25          authority of the board of trustees or the department,

26 | as applicable, to acquire certain parcels at full  
27 | value as determined by the highest approved appraisal;  
28 | amending s. 259.032, F.S.; authorizing the board of  
29 | trustees to acquire interests in lands that complete  
30 | certain linkages within the Florida wildlife corridor;  
31 | conforming a provision to changes made by the act;  
32 | making technical changes; amending s. 259.105, F.S.;  
33 | requiring the Department of Agriculture and Consumer  
34 | Services to submit an updated priority list for the  
35 | acquisition of certain agricultural lands to the  
36 | Acquisition and Restoration Council by a specified  
37 | date; providing construction; conforming cross-  
38 | references; deleting an obsolete provision; requiring  
39 | the council to give increased priority to specified  
40 | projects; creating s. 373.469, F.S.; providing  
41 | legislative findings and intent; defining terms;  
42 | providing the components of the Indian River Lagoon  
43 | Protection Program; requiring the department to  
44 | evaluate and update the basin management action plans  
45 | within the program at specified intervals; requiring  
46 | the department, in coordination with specified  
47 | entities, to identify and prioritize strategies and  
48 | projects to achieve certain water quality standards  
49 | and total maximum daily loads; requiring the  
50 | department, in coordination with specified entities,

51 to implement the Indian River Lagoon Watershed  
52 Research and Water Quality Monitoring Program for  
53 specified purposes; prohibiting the installation of  
54 new onsite sewage treatment and disposal systems  
55 beginning on a specified date under certain  
56 circumstances; requiring that commercial or  
57 residential properties with existing onsite sewage  
58 treatment and disposal systems be connected to central  
59 sewer or be upgraded to a certain system by a  
60 specified date; providing construction; authorizing  
61 the department and the governing boards of the St.  
62 Johns River Water Management District and the South  
63 Florida Water Management District to adopt rules;  
64 amending s. 373.501, F.S.; requiring, rather than  
65 authorizing, the department to transfer appropriated  
66 funds to the water management districts for specified  
67 purposes; requiring the districts to annually report  
68 to the department on the use of such funds; amending  
69 s. 373.802, F.S.; defining the term "enhanced  
70 nutrient-reducing onsite sewage treatment and disposal  
71 system"; amending s. 373.807, F.S.; conforming a  
72 cross-reference; revising requirements for onsite  
73 sewage treatment and disposal system remediation plans  
74 for springs; amending s. 373.811, F.S.; prohibiting  
75 new onsite sewage treatment and disposal systems

76 | within basin management action plans in effect for  
77 | Outstanding Florida Springs under certain  
78 | circumstances; authorizing the installation of  
79 | enhanced or alternative systems for certain lots;  
80 | amending s. 375.041, F.S.; requiring an annual  
81 | appropriation from the Land Acquisition Trust Fund to  
82 | the department for the acquisition of specified lands;  
83 | deleting an obsolete provision; amending s. 381.0065,  
84 | F.S.; defining the term "enhanced nutrient-reducing  
85 | onsite sewage treatment and disposal system"; amending  
86 | s. 381.00655, F.S.; encouraging local governmental  
87 | agencies that receive funding for connecting onsite  
88 | sewage treatment and disposal systems to central sewer  
89 | facilities to provide notice of the funding  
90 | availability to certain owners of onsite sewage  
91 | treatment and disposal systems and to maintain a  
92 | website with certain information regarding the  
93 | funding; reordering and amending s. 403.031, F.S.;  
94 | defining and revising terms; amending s. 403.067,  
95 | F.S.; revising requirements for new or revised basin  
96 | management action plans; requiring that basin  
97 | management action plans include 5-year milestones for  
98 | implementation; requiring certain entities to identify  
99 | projects or strategies to meet such milestones;  
100 | prohibiting the installation of new onsite sewage

101 treatment and disposal systems within specified areas  
102 under certain circumstances; requiring the  
103 installation of enhanced or alternative systems for  
104 certain lots; revising requirements for a basin  
105 management action plan's cooperative agricultural  
106 regional water quality improvement element; amending  
107 s. 403.0673, F.S.; renaming the wastewater grant  
108 program as the water quality improvement grant  
109 program; revising the purposes of the grant program;  
110 specifying the projects for which the department may  
111 provide grants under the program; requiring the  
112 department to prioritize certain projects; requiring  
113 the department to coordinate with each water  
114 management district to annually identify projects;  
115 requiring the department to coordinate with specified  
116 entities to identify projects; revising reporting  
117 requirements; amending s. 403.086, F.S.; revising the  
118 waters that sewage disposal facilities are prohibited  
119 from disposing wastes into; amending s. 570.71, F.S.;  
120 requiring the Department of Agriculture and Consumer  
121 Services, in consultation with the Department of  
122 Environmental Protection, the water management  
123 districts, the Department of Economic Opportunity, and  
124 the Florida Fish and Wildlife Conservation Commission,  
125 to adopt rules giving funding priority and preference

126 to specified lands; requiring the Department of  
 127 Agriculture and Consumer Services to submit certain  
 128 purchase agreements to the Board of Trustees of the  
 129 Internal Improvement Trust Fund for approval; amending  
 130 s. 570.715, F.S.; increasing the estimated value  
 131 threshold for the appraisal of specified conservation  
 132 easement acquisitions; requiring, rather than  
 133 authorizing, the Department of Agriculture and  
 134 Consumer Services to disclose appraisal reports to  
 135 private landowners or their representatives during  
 136 negotiations for certain land acquisitions; amending  
 137 ss. 201.15, 259.105, 373.019, 373.4132, 373.414,  
 138 373.4142, 373.430, 373.4592, 403.890, 403.892,  
 139 403.9301, and 403.9302, F.S.; conforming cross-  
 140 references and provisions to changes made by the act;  
 141 reenacting s. 259.045(6), F.S., relating to the  
 142 purchase of lands in areas of critical state concern,  
 143 to incorporate the amendment made to s. 259.032, F.S.,  
 144 in a reference thereto; providing a declaration of  
 145 important state interest; providing an effective date.

146  
 147 Be It Enacted by the Legislature of the State of Florida:

148  
 149 Section 1. Paragraph (a) of subsection (3) and paragraph  
 150 (c) of subsection (6) of section 163.3177, Florida Statutes, are

151 amended to read:

152 163.3177 Required and optional elements of comprehensive  
153 plan; studies and surveys.-

154 (3)(a) The comprehensive plan must ~~shall~~ contain a capital  
155 improvements element designed to consider the need for and the  
156 location of public facilities in order to encourage the  
157 efficient use of such facilities and set forth all of the  
158 following:

159 1. A component that outlines principles for construction,  
160 extension, or increase in capacity of public facilities, as well  
161 as a component that outlines principles for correcting existing  
162 public facility deficiencies, which are necessary to implement  
163 the comprehensive plan. The components must ~~shall~~ cover at least  
164 a 5-year period.

165 2. Estimated public facility costs, including a  
166 delineation of when facilities will be needed, the general  
167 location of the facilities, and projected revenue sources to  
168 fund the facilities.

169 3. Standards to ensure the availability of public  
170 facilities and the adequacy of those facilities to meet  
171 established acceptable levels of service.

172 4. A schedule of capital improvements which includes any  
173 publicly funded projects of federal, state, or local government,  
174 and which may include privately funded projects for which the  
175 local government has no fiscal responsibility. Projects

176 necessary to ensure that any adopted level-of-service standards  
 177 are achieved and maintained for the 5-year period must be  
 178 identified as either funded or unfunded and given a level of  
 179 priority for funding.

180 ~~5.~~ The schedule must:

181 a. Include transportation improvements included in the  
 182 applicable metropolitan planning organization's transportation  
 183 improvement program adopted pursuant to s. 339.175(8) to the  
 184 extent that such improvements are relied upon to ensure  
 185 concurrency and financial feasibility;

186 b. Where applicable, include a list of projects necessary  
 187 to achieve the pollutant load reductions attributable to the  
 188 local government, as established in a basin management action  
 189 plan pursuant to s. 403.067(7); and

190 ~~c.~~ ~~The schedule must~~ Be coordinated with the applicable  
 191 metropolitan planning organization's long-range transportation  
 192 plan adopted pursuant to s. 339.175(7).

193 (6) In addition to the requirements of subsections (1)-  
 194 (5), the comprehensive plan shall include the following  
 195 elements:

196 (c) A general sanitary sewer, solid waste, drainage,  
 197 potable water, and natural groundwater aquifer recharge element  
 198 correlated to principles and guidelines for future land use,  
 199 indicating ways to provide for future potable water, drainage,  
 200 sanitary sewer, solid waste, and aquifer recharge protection



201 requirements for the area. The element may be a detailed  
 202 engineering plan including a topographic map depicting areas of  
 203 prime groundwater recharge.

204 1. Each local government shall address in the data and  
 205 analyses required by this section those facilities that provide  
 206 service within the local government's jurisdiction. Local  
 207 governments that provide facilities to serve areas within other  
 208 local government jurisdictions shall also address those  
 209 facilities in the data and analyses required by this section,  
 210 using data from the comprehensive plan for those areas for the  
 211 purpose of projecting facility needs as required in this  
 212 subsection. For shared facilities, each local government shall  
 213 indicate the proportional capacity of the systems allocated to  
 214 serve its jurisdiction.

215 2. The element must ~~shall~~ describe the problems and needs  
 216 and the general facilities that will be required for solution of  
 217 the problems and needs, including correcting existing facility  
 218 deficiencies. The element must ~~shall~~ address coordinating the  
 219 extension of, ~~or~~ increase in the capacity of, or upgrade in  
 220 treatment of facilities to meet future needs; prioritizing  
 221 advanced waste treatment while maximizing the use of existing  
 222 facilities and discouraging urban sprawl; conserving potable  
 223 water resources; and protecting the functions of natural  
 224 groundwater recharge areas and natural drainage features.

225 3. Within the local government's jurisdiction, for any

226 development of more than 50 residential lots, whether built or  
227 unbuilt, with more than one onsite sewage treatment and disposal  
228 system per 1 acre, the element must consider the feasibility of  
229 providing sanitary sewer services within a 10-year planning  
230 horizon and must identify the name and location of the  
231 wastewater facility that could receive sanitary sewer flows  
232 after connection; the capacity of the facility and any  
233 associated transmission facilities; the projected wastewater  
234 flow at that facility for the next 20 years, including expected  
235 future new construction and connections of onsite sewage  
236 treatment and disposal systems to sanitary sewer; and a timeline  
237 for the construction of the sanitary sewer system. An onsite  
238 sewage treatment and disposal system is presumed to exist on a  
239 parcel if sanitary sewer services are not available at or  
240 adjacent to the parcel boundary. Each comprehensive plan must be  
241 updated to include this element by July 1, 2024, and as needed  
242 thereafter to account for future applicable developments. This  
243 subparagraph does not apply to a local government designated as  
244 a rural area of opportunity under s. 288.0656.

245 4. Within 18 months after the governing board approves an  
246 updated regional water supply plan, the element must incorporate  
247 the alternative water supply project or projects selected by the  
248 local government from those identified in the regional water  
249 supply plan pursuant to s. 373.709(2) (a) or proposed by the  
250 local government under s. 373.709(8) (b). If a local government

251 is located within two water management districts, the local  
252 government must ~~shall~~ adopt its comprehensive plan amendment  
253 within 18 months after the later updated regional water supply  
254 plan. The element must identify such alternative water supply  
255 projects and traditional water supply projects and conservation  
256 and reuse necessary to meet the water needs identified in s.  
257 373.709(2) (a) within the local government's jurisdiction and  
258 include a work plan, covering at least a 10-year planning  
259 period, for building public, private, and regional water supply  
260 facilities, including development of alternative water supplies,  
261 which are identified in the element as necessary to serve  
262 existing and new development. The work plan must ~~shall~~ be  
263 updated, at a minimum, every 5 years within 18 months after the  
264 governing board of a water management district approves an  
265 updated regional water supply plan. Local governments, public  
266 and private utilities, regional water supply authorities,  
267 special districts, and water management districts are encouraged  
268 to cooperatively plan for the development of multijurisdictional  
269 water supply facilities that are sufficient to meet projected  
270 demands for established planning periods, including the  
271 development of alternative water sources to supplement  
272 traditional sources of groundwater and surface water supplies.

273 5.4. A local government that does not own, operate, or  
274 maintain its own water supply facilities, including, but not  
275 limited to, wells, treatment facilities, and distribution

276 infrastructure, and is served by a public water utility with a  
 277 permitted allocation of greater than 300 million gallons per day  
 278 is not required to amend its comprehensive plan in response to  
 279 an updated regional water supply plan or to maintain a work plan  
 280 if any such local government's usage of water constitutes less  
 281 than 1 percent of the public water utility's total permitted  
 282 allocation. However, any such local government shall ~~is required~~  
 283 ~~to~~ cooperate with, and provide relevant data to, any local  
 284 government or utility provider that provides service within its  
 285 jurisdiction, and shall ~~to~~ keep its general sanitary sewer,  
 286 solid waste, potable water, and natural groundwater aquifer  
 287 recharge element updated in accordance with s. 163.3191.

288 Section 2. Subsection (4) and paragraphs (b), (f), and (j)  
 289 of subsection (8) of section 253.025, Florida Statutes, are  
 290 amended to read:

291 253.025 Acquisition of state lands.—

292 (4) An agreement to acquire real property for the purposes  
 293 described in this chapter, chapter 259, chapter 260, or chapter  
 294 375, title to which will vest in the board of trustees, may not  
 295 bind the state before the agreement is reviewed and approved by  
 296 the Department of Environmental Protection as complying with  
 297 this section and any rules adopted pursuant to this section. If  
 298 any of the following conditions exist, the agreement must ~~shall~~  
 299 be submitted to and approved by the board of trustees:

300 (a) The purchase price agreed to by the seller exceeds the

301 value as established pursuant to the rules of the board of  
 302 trustees.~~‡~~

303 (b) The contract price agreed to by the seller and the  
 304 acquiring agency exceeds \$5 ~~\$1~~ million.~~‡~~

305 ~~(c) The acquisition is the initial purchase in a Florida~~  
 306 ~~Forever project; or~~

307 (c)~~(d)~~ Other conditions that the board of trustees may  
 308 adopt by rule. Such conditions may include, but are not limited  
 309 to, Florida Forever projects when title to the property being  
 310 acquired is considered nonmarketable or is encumbered in such a  
 311 way as to significantly affect its management.

312  
 313 If approval of the board of trustees is required pursuant to  
 314 this subsection, the acquiring agency must provide a  
 315 justification as to why it is in the public's interest to  
 316 acquire the parcel or Florida Forever project. Approval of the  
 317 board of trustees is also required for Florida Forever projects  
 318 the department recommends acquiring pursuant to subsections (11)  
 319 and (22). Review and approval of agreements for acquisitions for  
 320 Florida Greenways and Trails Program properties pursuant to  
 321 chapter 260 may be waived by the department in any contract with  
 322 nonprofit corporations that have agreed to assist the department  
 323 with this program. If the contribution of the acquiring agency  
 324 exceeds \$100 million in any one fiscal year, the agreement must  
 325 ~~shall~~ be submitted to and approved by the Legislative Budget

326 Commission.

327 (8) Before approval by the board of trustees, or, when  
 328 applicable, the Department of Environmental Protection, of any  
 329 agreement to purchase land pursuant to this chapter, chapter  
 330 259, chapter 260, or chapter 375, and before negotiations with  
 331 the parcel owner to purchase any other land, title to which will  
 332 vest in the board of trustees, an appraisal of the parcel shall  
 333 be required as follows:

334 (b) Each parcel to be acquired must ~~shall~~ have at least  
 335 one appraisal. Two appraisals are required when the estimated  
 336 value of the parcel exceeds \$5 ~~\$1~~ million. However, if both  
 337 appraisals exceed \$5 ~~\$1~~ million and differ significantly, a  
 338 third appraisal may be obtained. If a parcel is estimated to be  
 339 worth \$100,000 or less and the director of the Division of State  
 340 Lands finds that the cost of an outside appraisal is not  
 341 justified, a comparable sales analysis, an appraisal prepared by  
 342 the division, or other reasonably prudent procedures may be used  
 343 by the division to estimate the value of the parcel, provided  
 344 the public's interest is reasonably protected. The state is not  
 345 required to appraise the value of lands and appurtenances that  
 346 are being donated to the state.

347 (f) Appraisal reports are confidential and exempt from s.  
 348 119.07(1), for use by the agency and the board of trustees,  
 349 until an option contract is executed or, if no option contract  
 350 is executed, until 2 weeks before a contract or agreement for

351 purchase is considered for approval by the board of trustees.  
352 However, the Department of Environmental Protection shall ~~may~~  
353 disclose appraisal reports to private landowners or their  
354 representatives during negotiations for acquisitions ~~using~~  
355 ~~alternatives to fee simple techniques, if the department~~  
356 ~~determines that disclosure of such reports will bring the~~  
357 ~~proposed acquisition to closure. However, the private landowner~~  
358 ~~must agree to maintain the confidentiality of the reports or~~  
359 ~~information.~~ The department may also disclose appraisal  
360 information to public agencies or nonprofit organizations that  
361 agree to maintain the confidentiality of the reports or  
362 information when joint acquisition of property is contemplated,  
363 or when a public agency or nonprofit organization enters into a  
364 written agreement with the department to purchase and hold  
365 property for subsequent resale to the board of trustees. In  
366 addition, the department may use, as its own, appraisals  
367 obtained by a public agency or nonprofit organization, if the  
368 appraiser is selected from the department's list of appraisers  
369 and the appraisal is reviewed and approved by the department.  
370 For purposes of this paragraph, the term "nonprofit  
371 organization" means an organization that is exempt from federal  
372 income tax under s. 501(c)(3) of the Internal Revenue Code and,  
373 for purposes of the acquisition of conservation lands, an  
374 organization whose purpose must include the preservation of  
375 natural resources. The agency may release an appraisal report

376 when the passage of time has rendered the conclusions of value  
377 in the report invalid or when the acquiring agency has  
378 terminated negotiations.

379 (j)1. The board of trustees shall adopt by rule the method  
380 for determining the value of parcels sought to be acquired by  
381 state agencies pursuant to this section. An offer by a state  
382 agency may not exceed the value for that parcel as determined  
383 pursuant to the highest approved appraisal or the value  
384 determined pursuant to the rules of the board of trustees,  
385 whichever value is less.

386 2. The board of trustees or, when applicable, the  
387 Department of Environmental Protection may acquire parcels  
388 pursuant to this chapter and chapter 259 for the full value of  
389 that parcel as determined pursuant to the highest approved  
390 appraisal.

391 ~~3.2.~~ For a joint acquisition by a state agency and a local  
392 government or other entity apart from the state, the joint  
393 purchase price may not exceed 150 percent of the value for a  
394 parcel as determined in accordance with the limits in  
395 subparagraph 1. The state agency share of a joint purchase offer  
396 may not exceed what the agency may offer singly pursuant to  
397 subparagraph 1.

398 ~~4.3.~~ This paragraph does not apply to the acquisition of  
399 historically unique or significant property as determined by the  
400 Division of Historical Resources of the Department of State.



401  
402 Notwithstanding this subsection, on behalf of the board of  
403 trustees and before the appraisal of parcels approved for  
404 purchase under this chapter or chapter 259, the Secretary of  
405 Environmental Protection or the director of the Division of  
406 State Lands may enter into option contracts to buy such parcels.  
407 Any such option contract shall state that the final purchase  
408 price is subject to approval by the board of trustees or, if  
409 applicable, the Secretary of Environmental Protection, and that  
410 the final purchase price may not exceed the maximum offer  
411 allowed by law. Any such option contract presented to the board  
412 of trustees for final purchase price approval shall explicitly  
413 state that payment of the final purchase price is subject to an  
414 appropriation from the Legislature. The consideration for such  
415 an option may not exceed \$1,000 or 0.01 percent of the estimate  
416 by the department of the value of the parcel, whichever amount  
417 is greater.

418 Section 3. Subsections (2) and (7), paragraph (b) of  
419 subsection (8), and paragraph (d) of subsection (9) of section  
420 259.032, Florida Statutes, are amended to read:

421 259.032 Conservation and recreation lands.—

422 (2) The Governor and Cabinet, sitting as the Board of  
423 Trustees of the Internal Improvement Trust Fund, may expend  
424 moneys appropriated by the Legislature to acquire the fee or any  
425 lesser interest in lands for any of the following public

426 purposes:

427 (a) To conserve and protect environmentally unique and  
428 irreplaceable lands that contain native, relatively unaltered  
429 flora and fauna representing a natural area unique to, or scarce  
430 within, a region of this state or a larger geographic area;

431 (b) To conserve and protect lands within designated areas  
432 of critical state concern, if the proposed acquisition relates  
433 to the natural resource protection purposes of the designation;

434 (c) To conserve and protect native species habitat or  
435 endangered or threatened species, emphasizing long-term  
436 protection for endangered or threatened species designated G-1  
437 or G-2 by the Florida Natural Areas Inventory, and especially  
438 those areas that are special locations for breeding and  
439 reproduction;

440 (d) To conserve, protect, manage, or restore important  
441 ecosystems, landscapes, and forests, if the protection and  
442 conservation of such lands is necessary to enhance or protect  
443 significant surface water, groundwater, coastal, recreational,  
444 timber, or fish or wildlife resources which cannot otherwise be  
445 accomplished through local and state regulatory programs;

446 (e) To promote water resource development that benefits  
447 natural systems and citizens of the state;

448 (f) To facilitate the restoration and subsequent health  
449 and vitality of the Florida Everglades;

450 (g) To provide areas, including recreational trails, for

451 natural resource-based recreation and other outdoor recreation  
 452 on any part of any site compatible with conservation purposes;

453 (h) To preserve significant archaeological or historic  
 454 sites;

455 (i) To conserve urban open spaces suitable for greenways  
 456 or outdoor recreation which are compatible with conservation  
 457 purposes; ~~or~~

458 (j) To preserve agricultural lands under threat of  
 459 conversion to development through less-than-fee acquisitions; or

460 (k) To complete critical linkages through fee or less-  
 461 than-fee acquisitions that will help preserve and protect the  
 462 green and blue infrastructure and vital habitat for wide-ranging  
 463 wildlife, such as the Florida panther, within the Florida  
 464 wildlife corridor as defined in s. 259.1055(4).

465 (7) (a) All lands managed under this chapter and s. 253.034  
 466 must ~~shall~~ be:

467 1. (a) Managed in a manner that will provide the greatest  
 468 combination of benefits to the public and to the resources.

469 2. (b) Managed for public outdoor recreation which is  
 470 compatible with the conservation and protection of public lands.  
 471 Such management may include, but not be limited to, the  
 472 following public recreational uses: fishing, hunting, camping,  
 473 bicycling, hiking, nature study, swimming, boating, canoeing,  
 474 horseback riding, diving, model hobbyist activities, birding,  
 475 sailing, jogging, and other related outdoor activities.

476 (b)~~(e)~~ Concurrent with its adoption of the annual list of  
 477 acquisition projects pursuant to s. 259.035, the board shall  
 478 adopt a management prospectus for each project. The management  
 479 prospectus shall delineate:

- 480 1. The management goals for the property;
- 481 2. The conditions that will affect the intensity of  
 482 management;
- 483 3. An estimate of the revenue-generating potential of the  
 484 property, if appropriate;
- 485 4. A timetable for implementing the various stages of  
 486 management and for providing access to the public, if  
 487 applicable;
- 488 5. A description of potential multiple-use activities as  
 489 described in this section and s. 253.034;
- 490 6. Provisions for protecting existing infrastructure and  
 491 for ensuring the security of the project upon acquisition;
- 492 7. The anticipated costs of management and projected  
 493 sources of revenue, including legislative appropriations, to  
 494 fund management needs; and
- 495 8. Recommendations as to how many employees will be needed  
 496 to manage the property, and recommendations as to whether local  
 497 governments, volunteer groups, the former landowner, or other  
 498 interested parties can be involved in the management.

499 (c)~~(d)~~ Concurrent with the approval of the acquisition  
 500 contract pursuant to s. 253.025(4) ~~s. 253.025(4)(e)~~ for any

501 interest in lands except those lands acquired pursuant to s.  
 502 259.1052, the board shall designate an agency or agencies to  
 503 manage such lands. The board shall evaluate and amend, as  
 504 appropriate, the management policy statement for the project as  
 505 provided by s. 259.035 to ensure that the policy statement is  
 506 compatible with conservation, recreation, or both. For any fee  
 507 simple acquisition of a parcel which is or will be leased back  
 508 for agricultural purposes, or any acquisition of a less than fee  
 509 interest in land that is or will be used for agricultural  
 510 purposes, the board shall first consider having a soil and water  
 511 conservation district, created pursuant to chapter 582, manage  
 512 and monitor such interests.

513 (d)~~(e)~~ State agencies designated to manage lands acquired  
 514 under this chapter or with funds deposited into the Land  
 515 Acquisition Trust Fund, except those lands acquired under s.  
 516 259.1052, may contract with local governments and soil and water  
 517 conservation districts to assist in management activities,  
 518 including the responsibility of being the lead land manager.  
 519 Such land management contracts may include a provision for the  
 520 transfer of management funding to the local government or soil  
 521 and water conservation district from the land acquisition trust  
 522 fund of the lead land managing agency in an amount adequate for  
 523 the local government or soil and water conservation district to  
 524 perform its contractual land management responsibilities and  
 525 proportionate to its responsibilities, and which otherwise would

526 have been expended by the state agency to manage the property.

527 (e)~~(f)~~ Immediately following the acquisition of any  
528 interest in conservation and recreation lands, the department,  
529 acting on behalf of the board, may issue to the lead managing  
530 entity an interim assignment letter to be effective until the  
531 execution of a formal lease.

532 (8)

533 (b) Individual management plans required by s. 253.034(5),  
534 for parcels over 160 acres, shall be developed with input from  
535 an advisory group. Members of this advisory group shall include,  
536 at a minimum, representatives of the lead land managing agency,  
537 comanaging entities, local private property owners, the  
538 appropriate soil and water conservation district, a local  
539 conservation organization, and a local elected official. If  
540 habitat or potentially restorable habitat for imperiled species  
541 is located on state lands, the Fish and Wildlife Conservation  
542 Commission and the Department of Agriculture and Consumer  
543 Services shall be included on any advisory group required under  
544 chapter 253, and the short-term and long-term management goals  
545 required under chapter 253 must advance the goals and objectives  
546 of imperiled species management without restricting other uses  
547 identified in the management plan. The advisory group shall  
548 conduct at least one public hearing within the county in which  
549 the parcel or project is located. For those parcels or projects  
550 that are within more than one county, at least one areawide

551 public hearing shall be acceptable and the lead managing agency  
552 shall invite a local elected official from each county. The  
553 areawide public hearing shall be held in the county in which the  
554 core parcels are located. Notice of such public hearing shall be  
555 posted on the parcel or project designated for management,  
556 advertised in a paper of general circulation, and announced at a  
557 scheduled meeting of the local governing body before the actual  
558 public hearing. The management prospectus required pursuant to  
559 paragraph (7)(b) ~~(7)(e)~~ shall be available to the public for a  
560 period of 30 days before the public hearing.

561  
562 By July 1 of each year, each governmental agency and each  
563 private entity designated to manage lands shall report to the  
564 Secretary of Environmental Protection on the progress of  
565 funding, staffing, and resource management of every project for  
566 which the agency or entity is responsible.

567 (9)

568 (d) Up to one-fifth of the funds appropriated for the  
569 purposes identified in paragraph (b) shall be reserved by the  
570 board for interim management of acquisitions and for associated  
571 contractual services, to ensure the conservation and protection  
572 of natural resources on project sites and to allow limited  
573 public recreational use of lands. Interim management activities  
574 may include, but not be limited to, resource assessments,  
575 control of invasive, nonnative species, habitat restoration,

576 fencing, law enforcement, controlled burning, and public access  
 577 consistent with preliminary determinations made pursuant to  
 578 paragraph (7)(e) ~~(7)(f)~~. The board shall make these interim  
 579 funds available immediately upon purchase.

580 Section 4. Paragraphs (i), (l), and (m) of subsection (3),  
 581 paragraph (a) of subsection (5), and paragraph (i) of subsection  
 582 (15) of section 259.105, Florida Statutes, are amended, and  
 583 paragraphs (g) and (h) are added to subsection (10) of that  
 584 section, to read:

585 259.105 The Florida Forever Act.—

586 (3) Less the costs of issuing and the costs of funding  
 587 reserve accounts and other costs associated with bonds, the  
 588 proceeds of cash payments or bonds issued pursuant to this  
 589 section shall be deposited into the Florida Forever Trust Fund  
 590 created by s. 259.1051. The proceeds shall be distributed by the  
 591 Department of Environmental Protection in the following manner:

592 (i) Three and five-tenths percent to the Department of  
 593 Agriculture and Consumer Services for the acquisition of  
 594 agricultural lands, through perpetual conservation easements and  
 595 other perpetual less than fee techniques, which will achieve the  
 596 objectives of Florida Forever and s. 570.71. Rules concerning  
 597 the application, acquisition, and priority ranking process for  
 598 such easements shall be developed pursuant to s. 570.71(10) and  
 599 as provided by this paragraph. The board shall ensure that such  
 600 rules are consistent with the acquisition process provided for



601 in s. 570.715. The rules developed pursuant to s. 570.71(10),  
602 shall also provide for the following:

603 1. An annual priority list shall be developed pursuant to  
604 s. 570.71(10), submitted to the council for review, and approved  
605 by the board pursuant to s. 259.04. By March 1, 2024, the  
606 Department of Agriculture and Consumer Services shall submit an  
607 updated priority list to the council. Any acquisitions for which  
608 funds have been obligated before July 1, 2023, to pay for an  
609 appraisal may not be impacted by the updated priority list.

610 2. Terms of easements and acquisitions proposed pursuant  
611 to this paragraph shall be approved by the board and may not be  
612 delegated by the board to any other entity receiving funds under  
613 this section.

614 3. All acquisitions pursuant to this paragraph shall  
615 contain a clear statement that they are subject to legislative  
616 appropriation.

617  
618 Funds provided under this paragraph may not be expended until  
619 final adoption of rules by the board pursuant to s. 570.71.

620 (1) For the purposes of paragraphs (e), (f), (g), and (h),  
621 the agencies that receive the funds shall develop their  
622 individual acquisition or restoration lists in accordance with  
623 specific criteria and numeric performance measures developed  
624 pursuant to s. 259.035(4). Proposed additions may be acquired if  
625 they are identified within the original project boundary, the

626 management plan required pursuant to s. 253.034(5), or the  
627 management prospectus required pursuant to s. 259.032(7)(b) ~~s.~~  
628 ~~259.032(7)(c)~~. Proposed additions not meeting the requirements  
629 of this paragraph shall be submitted to the council for  
630 approval. The council may only approve the proposed addition if  
631 it meets two or more of the following criteria: serves as a link  
632 or corridor to other publicly owned property; enhances the  
633 protection or management of the property; would add a desirable  
634 resource to the property; would create a more manageable  
635 boundary configuration; has a high resource value that otherwise  
636 would be unprotected; or can be acquired at less than fair  
637 market value.

638 ~~(m) Notwithstanding paragraphs (a)-(j) and for the 2021-~~  
639 ~~2022 fiscal year, the amount of \$1,998,100 to only the~~  
640 ~~Department of Environmental Protection for grants pursuant to s.~~  
641 ~~375.075. This paragraph expires July 1, 2022.~~

642 (5)(a) All lands acquired pursuant to this section shall  
643 be managed for multiple-use purposes, where compatible with the  
644 resource values of and management objectives for such lands. As  
645 used in this section, "multiple-use" includes, but is not  
646 limited to, outdoor recreational activities as described in ss.  
647 253.034 and 259.032(7)(a)2. ~~259.032(7)(b)~~, water resource  
648 development projects, sustainable forestry management, carbon  
649 sequestration, carbon mitigation, or carbon offsets.

650 (10) The council shall give increased priority to:

651 (g) Projects in imminent danger of development, loss of  
 652 significant natural attributes or recreational open space, or  
 653 subdivision, which would result in multiple ownership and make  
 654 acquisition of the project costly or less likely to be  
 655 accomplished.

656 (h) Projects located within the Florida wildlife corridor  
 657 as defined in s. 259.1055(4).

658 (15) The council shall submit to the board, with its list  
 659 of projects, a report that includes, but need not be limited to,  
 660 the following information for each project listed:

661 (i) A management policy statement for the project and a  
 662 management prospectus pursuant to s. 259.032(7) (b) ~~s.~~  
 663 ~~259.032(7) (c)~~.

664 Section 5. Section 373.469, Florida Statutes, is created  
 665 to read:

666 373.469 Indian River Lagoon Protection Program.—

667 (1) FINDINGS AND INTENT.—

668 (a) The Legislature finds that:

669 1. The Indian River Lagoon is a critical water resource of  
 670 this state which provides many economic, natural habitat, and  
 671 biodiversity functions that benefit the public interest,  
 672 including fishing, navigation, recreation, and habitat to  
 673 endangered and threatened species and other flora and fauna.

674 2. Among other causes, land use changes, onsite sewage  
 675 treatment and disposal systems, aging infrastructure, stormwater

676 runoff, agriculture, and residential fertilizer have resulted in  
677 excess nutrients entering the Indian River Lagoon and adversely  
678 impacting the lagoon's water quality.

679 3. Improvement to the hydrology, water quality, and  
680 associated aquatic habitats within the Indian River Lagoon is  
681 essential to the protection of the resource.

682 4. It is imperative for the state, local governments, and  
683 agricultural and environmental communities to commit to  
684 restoring and protecting the surface water resources of the  
685 Indian River Lagoon, and a holistic approach to address these  
686 issues must be developed and implemented immediately.

687 5. The expeditious implementation of the Banana River  
688 Lagoon Basin Management Action Plan, Central Indian River Lagoon  
689 Basin Management Action Plan, North Indian River Lagoon Basin  
690 Management Action Plan, and Mosquito Lagoon Reasonable Assurance  
691 Plan are necessary to improve the quality of water in the Indian  
692 River Lagoon ecosystem and to provide a reasonable means of  
693 achieving the total maximum daily load requirements and  
694 achieving and maintaining compliance with state water quality  
695 standards.

696 6. The implementation of the programs contained in this  
697 section will benefit the public health, safety, and welfare and  
698 is in the public interest.

699 (b) The Legislature intends for this state to protect and  
700 restore surface water resources and achieve and maintain

701 compliance with water quality standards in the Indian River  
702 Lagoon through the phased, comprehensive, and innovative  
703 protection program set forth in this section, including long-  
704 term solutions based upon the total maximum daily loads  
705 established in accordance with s. 403.067. This program is  
706 watershed-based, provides for the consideration of all water  
707 quality issues needed to meet the total maximum daily load, and  
708 includes research and monitoring, development and implementation  
709 of best management practices, refinement of existing  
710 regulations, and structural and nonstructural projects,  
711 including public works.

712 (2) DEFINITIONS.—As used in this section, the term:

713 (a) "Best management practice" means a practice or  
714 combination of practices determined by the coordinating  
715 agencies, based on research, field-testing, and expert review,  
716 to be the most effective and practicable on-location means,  
717 including economic and technological considerations, for  
718 improving water quality in agricultural and urban discharges.  
719 Best management practices for agricultural discharges must  
720 reflect a balance between water quality improvements and  
721 agricultural productivity.

722 (b) "Enhanced nutrient-reducing onsite sewage treatment  
723 and disposal system" means an onsite sewage treatment and  
724 disposal system approved by the department as capable of meeting  
725 or exceeding a 50 percent total nitrogen reduction before

726 disposal of wastewater in the drainfield, or at least 65 percent  
727 total nitrogen reduction combined from onsite sewage tank or  
728 tanks and drainfield.

729 (c) "Total maximum daily load" means the sum of the  
730 individual wasteload allocations for point sources and the load  
731 allocations for nonpoint sources and natural background adopted  
732 pursuant to s. 403.067. Before determining individual wasteload  
733 allocations and load allocations, the maximum amount of a  
734 pollutant that a waterbody or water segment can assimilate from  
735 all sources without exceeding water quality standards must first  
736 be calculated.

737 (3) THE INDIAN RIVER LAGOON PROTECTION PROGRAM.—The Indian  
738 River Lagoon Protection Program consists of the Banana River  
739 Lagoon Basin Management Action Plan, Central Indian River Lagoon  
740 Basin Management Action Plan, North Indian River Lagoon Basin  
741 Management Action Plan, and Mosquito Lagoon Reasonable Assurance  
742 Plan, and such plans are the components of the Indian River  
743 Lagoon Protection Program which achieve phosphorous and nitrogen  
744 load reductions for the Indian River Lagoon.

745 (a) Evaluation.—Every 5 years, the department shall  
746 evaluate and update the Banana River Lagoon Basin Management  
747 Action Plan, Central Indian River Lagoon Basin Management Action  
748 Plan, and North Indian River Lagoon Basin Management Action Plan  
749 and identify any further load reductions necessary to achieve  
750 compliance with the relevant total maximum daily loads

751 established pursuant to s. 403.067. As provided in s.  
752 403.067(7)(a)6., such plans must include 5-year milestones for  
753 implementation and water quality improvement and a water quality  
754 monitoring component sufficient to evaluate whether reasonable  
755 progress in pollutant load reductions is being achieved over  
756 time.

757 (b) *Water quality standards and total maximum daily*  
758 *loads.*—The department, in coordination with the Department of  
759 Agriculture and Consumer Services, the St. Johns River Water  
760 Management District, South Florida Water Management District,  
761 local governments, the Indian River Lagoon National Estuary  
762 Program, and other stakeholders, shall identify and prioritize  
763 strategies and projects necessary to achieve water quality  
764 standards within the Indian River Lagoon watershed and meet the  
765 total maximum daily loads. Projects identified from this  
766 evaluation must be incorporated into the Banana River Lagoon  
767 Basin Management Action Plan, Central Indian River Lagoon Basin  
768 Management Action Plan, North Indian River Lagoon Basin  
769 Management Action Plan, and Mosquito Lagoon Reasonable Assurance  
770 Plan, as appropriate.

771 (c) *Indian River Lagoon Watershed Research and Water*  
772 *Quality Monitoring Program.*—The department, in coordination with  
773 the St. Johns River Water Management District, the South Florida  
774 Water Management District, and the Indian River Lagoon National  
775 Estuary Program, shall implement the Indian River Lagoon

776 Watershed Research and Water Quality Monitoring Program to  
777 establish a comprehensive water quality monitoring network  
778 throughout the Indian River Lagoon and fund research pertaining  
779 to water quality, ecosystem restoration, and seagrass impacts  
780 and restoration. The department shall use the results from the  
781 program to prioritize projects and to make modifications to the  
782 Banana River Lagoon Basin Management Action Plan, Central Indian  
783 River Lagoon Basin Management Action Plan, North Indian River  
784 Lagoon Basin Management Action Plan, and Mosquito Lagoon  
785 Reasonable Assurance Plan, as appropriate.

786 (d) Onsite sewage treatment and disposal systems.-

787 1. Beginning on January 1, 2024, unless previously  
788 permitted, the installation of new onsite sewage treatment and  
789 disposal systems is prohibited within the Banana River Lagoon  
790 Basin Management Action Plan, Central Indian River Lagoon Basin  
791 Management Action Plan, North Indian River Lagoon Basin  
792 Management Action Plan, and Mosquito Lagoon Reasonable Assurance  
793 Plan areas where a publicly owned or investor-owned sewerage  
794 system is available as defined in s. 381.0065(2)(a). Where  
795 central sewerage is not available, only enhanced nutrient-  
796 reducing onsite sewage treatment and disposal systems or other  
797 wastewater treatment systems that achieve at least 65 percent  
798 nitrogen reduction are authorized.

799 2. By July 1, 2030, any commercial or residential property  
800 with an existing onsite sewage treatment and disposal system



801 located within the Banana River Lagoon Basin Management Action  
 802 Plan, Central Indian River Lagoon Basin Management Action Plan,  
 803 North Indian River Lagoon Basin Management Action Plan, and  
 804 Mosquito Lagoon Reasonable Assurance Plan areas must connect to  
 805 central sewer if available or upgrade to an enhanced nutrient-  
 806 reducing onsite sewage treatment and disposal system or other  
 807 wastewater treatment system that achieves at least 65 percent  
 808 nitrogen reduction.

809 (4) RELATIONSHIP TO STATE WATER QUALITY STANDARDS.—This  
 810 section may not be construed to modify any existing state water  
 811 quality standard or to modify s. 403.067(6) and (7) (a).

812 (5) PRESERVATION OF AUTHORITY.—This section may not be  
 813 construed to restrict the authority otherwise granted to  
 814 agencies pursuant to this chapter and chapter 403, and this  
 815 section is supplemental to the authority granted to agencies  
 816 pursuant to this chapter and chapter 403.

817 (6) RULES.—The department and governing boards of the St.  
 818 Johns River Water Management District and South Florida Water  
 819 Management District may adopt rules pursuant to ss. 120.536(1)  
 820 and 120.54 to implement this section.

821 Section 6. Subsection (1) of section 373.501, Florida  
 822 Statutes, is amended to read:

823 373.501 Appropriation of funds to water management  
 824 districts.—

825 (1) The department shall transfer ~~may allocate~~ to the

826 water management districts, ~~from~~ funds appropriated to the  
827 districts through the department in, such sums as ~~may be~~ deemed  
828 necessary to defray the costs of the administrative, regulatory,  
829 and other operational activities of the districts. The governing  
830 boards shall submit annual budget requests for such purposes to  
831 the department, and the department shall consider such budgets  
832 in preparing its budget request for the Legislature. The  
833 districts shall annually report to the department on the use of  
834 the funds.

835 Section 7. Present subsections (2) through (8) of section  
836 373.802, Florida Statutes, are redesignated as subsections (3)  
837 through (9), respectively, and a new subsection (2) is added to  
838 that section, to read:

839 373.802 Definitions.—As used in this part, the term:

840 (2) "Enhanced nutrient-reducing onsite sewage treatment  
841 and disposal system" means an onsite sewage treatment and  
842 disposal system approved by the department as capable of meeting  
843 or exceeding a 50 percent total nitrogen reduction before  
844 disposal of wastewater in the drainfield, or at least 65 percent  
845 total nitrogen reduction combined from the onsite sewage tank or  
846 tanks and drainfield.

847 Section 8. Subsections (2) and (3) of section 373.807,  
848 Florida Statutes, are amended to read:

849 373.807 Protection of water quality in Outstanding Florida  
850 Springs.—By July 1, 2016, the department shall initiate

851 assessment, pursuant to s. 403.067(3), of Outstanding Florida  
852 Springs or spring systems for which an impairment determination  
853 has not been made under the numeric nutrient standards in effect  
854 for spring vents. Assessments must be completed by July 1, 2018.

855 (2) By July 1, 2017, each local government, as defined in  
856 s. 373.802(3) ~~s. 373.802(2)~~, that has not adopted an ordinance  
857 pursuant to s. 403.9337, shall develop, enact, and implement an  
858 ordinance pursuant to that section. It is the intent of the  
859 Legislature that ordinances required to be adopted under this  
860 subsection reflect the latest scientific information,  
861 advancements, and technological improvements in the industry.

862 (3) As part of a basin management action plan that  
863 includes an Outstanding Florida Spring, the department, relevant  
864 local governments, and relevant local public and private  
865 wastewater utilities shall develop an onsite sewage treatment  
866 and disposal system remediation plan for a spring if the  
867 department determines onsite sewage treatment and disposal  
868 systems within a basin management action plan ~~priority focus~~  
869 ~~area~~ contribute at least 20 percent of nonpoint source nitrogen  
870 pollution or if the department determines remediation is  
871 necessary to achieve the total maximum daily load. The plan must  
872 ~~shall~~ identify cost-effective and financially feasible projects  
873 necessary to reduce the nutrient impacts from onsite sewage  
874 treatment and disposal systems and shall be completed and  
875 adopted as part of the basin management action plan no later

876 than the first 5-year milestone required by subparagraph  
877 (1)(b)8. The department is the lead agency in coordinating the  
878 preparation of and the adoption of the plan. The department  
879 shall:

880 (a) Collect and evaluate credible scientific information  
881 on the effect of nutrients, particularly forms of nitrogen, on  
882 springs and springs systems; and

883 (b) Develop a public education plan to provide area  
884 residents with reliable, understandable information about onsite  
885 sewage treatment and disposal systems and springs.

886

887 In addition to the requirements in s. 403.067, the plan must  
888 ~~shall~~ include options for repair, upgrade, replacement,  
889 drainfield modification, addition of effective nitrogen reducing  
890 features, connection to a central sewerage system, or other  
891 action for an onsite sewage treatment and disposal system or  
892 group of systems within a basin management action plan ~~priority~~  
893 ~~focus area~~ that contribute at least 20 percent of nonpoint  
894 source nitrogen pollution or if the department determines  
895 remediation is necessary to achieve a total maximum daily load.  
896 For these systems, the department shall include in the plan a  
897 priority ranking for each system or group of systems that  
898 requires remediation and shall award funds to implement the  
899 remediation projects contingent on an appropriation in the  
900 General Appropriations Act, which may include all or part of the

901 costs necessary for repair, upgrade, replacement, drainfield  
 902 modification, addition of effective nitrogen reducing features,  
 903 initial connection to a central sewerage system, or other  
 904 action. In awarding funds, the department may consider expected  
 905 nutrient reduction benefit per unit cost, size and scope of  
 906 project, relative local financial contribution to the project,  
 907 and the financial impact on property owners and the community.  
 908 The department may waive matching funding requirements for  
 909 proposed projects within an area designated as a rural area of  
 910 opportunity under s. 288.0656.

911 Section 9. Section 373.811, Florida Statutes, is amended  
 912 to read:

913 373.811 Prohibited activities within a basin management  
 914 action plan ~~priority focus area~~.—The following activities are  
 915 prohibited within a basin management action plan ~~priority focus~~  
 916 ~~area~~ in effect for an Outstanding Florida Spring:

917 (1) New domestic wastewater disposal facilities, including  
 918 rapid infiltration basins, with permitted capacities of 100,000  
 919 gallons per day or more, except for those facilities that meet  
 920 an advanced wastewater treatment standard of no more than 3 mg/l  
 921 total nitrogen, expressed as N, on an annual permitted basis, or  
 922 a more stringent treatment standard if the department determines  
 923 the more stringent standard is necessary to attain a total  
 924 maximum daily load for the Outstanding Florida Spring.

925 (2) New onsite sewage treatment and disposal systems where

926 connection to a publicly owned or investor-owned sewerage system  
 927 is available as defined in s. 381.0065(2)(a). On lots of 1 acre  
 928 or less, if a publicly owned or investor-owned sewerage system  
 929 is not available, only the installation of enhanced nutrient-  
 930 reducing onsite sewage treatment and disposal systems or other  
 931 wastewater treatment systems that achieve at least 65 percent  
 932 nitrogen reduction are authorized ~~on lots of less than 1 acre,~~  
 933 ~~if the addition of the specific systems conflicts with an onsite~~  
 934 ~~treatment and disposal system remediation plan incorporated into~~  
 935 ~~a basin management action plan in accordance with s. 373.807(3).~~

936 (3) New facilities for the disposal of hazardous waste.

937 (4) The land application of Class A or Class B domestic  
 938 wastewater biosolids not in accordance with a department  
 939 approved nutrient management plan establishing the rate at which  
 940 all biosolids, soil amendments, and sources of nutrients at the  
 941 land application site can be applied to the land for crop  
 942 production while minimizing the amount of pollutants and  
 943 nutrients discharged to groundwater or waters of the state.

944 (5) New agriculture operations that do not implement best  
 945 management practices, measures necessary to achieve pollution  
 946 reduction levels established by the department, or groundwater  
 947 monitoring plans approved by a water management district or the  
 948 department.

949 Section 10. Subsection (3) of section 375.041, Florida  
 950 Statutes, is amended to read:

951 375.041 Land Acquisition Trust Fund.—

952 (3) Funds distributed into the Land Acquisition Trust Fund  
 953 pursuant to s. 201.15 shall be applied:

954 (a) First, to pay debt service or to fund debt service  
 955 reserve funds, rebate obligations, or other amounts payable with  
 956 respect to Florida Forever bonds issued under s. 215.618; and  
 957 pay debt service, provide reserves, and pay rebate obligations  
 958 and other amounts due with respect to Everglades restoration  
 959 bonds issued under s. 215.619; and

960 (b) Of the funds remaining after the payments required  
 961 under paragraph (a), but before funds may be appropriated,  
 962 pledged, or dedicated for other uses:

963 1. A minimum of the lesser of 25 percent or \$200 million  
 964 shall be appropriated annually for Everglades projects that  
 965 implement the Comprehensive Everglades Restoration Plan as set  
 966 forth in s. 373.470, including the Central Everglades Planning  
 967 Project subject to congressional authorization; the Long-Term  
 968 Plan as defined in s. 373.4592(2); and the Northern Everglades  
 969 and Estuaries Protection Program as set forth in s. 373.4595.  
 970 From these funds, \$32 million shall be distributed each fiscal  
 971 year through the 2023-2024 fiscal year to the South Florida  
 972 Water Management District for the Long-Term Plan as defined in  
 973 s. 373.4592(2). After deducting the \$32 million distributed  
 974 under this subparagraph, from the funds remaining, a minimum of  
 975 the lesser of 76.5 percent or \$100 million shall be appropriated

976 | each fiscal year through the 2025-2026 fiscal year for the  
 977 | planning, design, engineering, and construction of the  
 978 | Comprehensive Everglades Restoration Plan as set forth in s.  
 979 | 373.470, including the Central Everglades Planning Project, the  
 980 | Everglades Agricultural Area Storage Reservoir Project, the Lake  
 981 | Okeechobee Watershed Project, the C-43 West Basin Storage  
 982 | Reservoir Project, the Indian River Lagoon-South Project, the  
 983 | Western Everglades Restoration Project, and the Picayune Strand  
 984 | Restoration Project. The Department of Environmental Protection  
 985 | and the South Florida Water Management District shall give  
 986 | preference to those Everglades restoration projects that reduce  
 987 | harmful discharges of water from Lake Okeechobee to the St.  
 988 | Lucie or Caloosahatchee estuaries in a timely manner. For the  
 989 | purpose of performing the calculation provided in this  
 990 | subparagraph, the amount of debt service paid pursuant to  
 991 | paragraph (a) for bonds issued after July 1, 2016, for the  
 992 | purposes set forth under this paragraph shall be added to the  
 993 | amount remaining after the payments required under paragraph  
 994 | (a). The amount of the distribution calculated shall then be  
 995 | reduced by an amount equal to the debt service paid pursuant to  
 996 | paragraph (a) on bonds issued after July 1, 2016, for the  
 997 | purposes set forth under this subparagraph.

998 |         2. A minimum of the lesser of 7.6 percent or \$50 million  
 999 | shall be appropriated annually for spring restoration,  
 1000 | protection, and management projects. For the purpose of



1001 performing the calculation provided in this subparagraph, the  
 1002 amount of debt service paid pursuant to paragraph (a) for bonds  
 1003 issued after July 1, 2016, for the purposes set forth under this  
 1004 paragraph shall be added to the amount remaining after the  
 1005 payments required under paragraph (a). The amount of the  
 1006 distribution calculated shall then be reduced by an amount equal  
 1007 to the debt service paid pursuant to paragraph (a) on bonds  
 1008 issued after July 1, 2016, for the purposes set forth under this  
 1009 subparagraph.

1010 3. The sum of \$5 million shall be appropriated annually  
 1011 each fiscal year through the 2025-2026 fiscal year to the St.  
 1012 Johns River Water Management District for projects dedicated to  
 1013 the restoration of Lake Apopka. This distribution shall be  
 1014 reduced by an amount equal to the debt service paid pursuant to  
 1015 paragraph (a) on bonds issued after July 1, 2016, for the  
 1016 purposes set forth in this subparagraph.

1017 4. The sum of \$64 million is appropriated and shall be  
 1018 transferred to the Everglades Trust Fund for the 2018-2019  
 1019 fiscal year, and each fiscal year thereafter, for the EAA  
 1020 reservoir project pursuant to s. 373.4598. Any funds remaining  
 1021 in any fiscal year shall be made available only for Phase II of  
 1022 the C-51 reservoir project or projects identified in  
 1023 subparagraph 1. and must be used in accordance with laws  
 1024 relating to such projects. Any funds made available for such  
 1025 purposes in a fiscal year are in addition to the amount

1026 appropriated under subparagraph 1. This distribution shall be  
 1027 reduced by an amount equal to the debt service paid pursuant to  
 1028 paragraph (a) on bonds issued after July 1, 2017, for the  
 1029 purposes set forth in this subparagraph.

1030 5. The sum of \$50 million shall be appropriated annually  
 1031 to the South Florida Water Management District for the Lake  
 1032 Okeechobee Watershed Restoration Project in accordance with s.  
 1033 373.4599. This distribution must be reduced by an amount equal  
 1034 to the debt service paid pursuant to paragraph (a) on bonds  
 1035 issued after July 1, 2021, for the purposes set forth in this  
 1036 subparagraph.

1037 6. The sum of \$100 million shall be appropriated annually  
 1038 to the Department of Environmental Protection for the  
 1039 acquisition of land pursuant to s. 259.105 ~~Notwithstanding~~  
 1040 ~~subparagraph 3., for the 2022-2023 fiscal year, funds shall be~~  
 1041 ~~appropriated as provided in the General Appropriations Act. This~~  
 1042 ~~subparagraph expires July 1, 2023.~~

1043 Section 11. Present paragraphs (f) through (r) of  
 1044 subsection (2) of section 381.0065, Florida Statutes, are  
 1045 redesignated as paragraphs (g) through (s), respectively, a new  
 1046 paragraph (f) is added to that subsection, and paragraph (n) of  
 1047 subsection (4) of that section is amended, to read:

1048 381.0065 Onsite sewage treatment and disposal systems;  
 1049 regulation.—

1050 (2) DEFINITIONS.—As used in ss. 381.0065-381.0067, the

1051 term:

1052 (f) "Enhanced nutrient-reducing onsite sewage treatment  
1053 and disposal system" means an onsite sewage treatment and  
1054 disposal system approved by the department as capable of meeting  
1055 or exceeding a 50 percent total nitrogen reduction before  
1056 disposal of wastewater in the drainfield, or at least 65 percent  
1057 total nitrogen reduction combined from the onsite sewage tank or  
1058 tanks and drainfield.

1059 (4) PERMITS; INSTALLATION; CONDITIONS.—A person may not  
1060 construct, repair, modify, abandon, or operate an onsite sewage  
1061 treatment and disposal system without first obtaining a permit  
1062 approved by the department. The department may issue permits to  
1063 carry out this section, except that the issuance of a permit for  
1064 work seaward of the coastal construction control line  
1065 established under s. 161.053 shall be contingent upon receipt of  
1066 any required coastal construction control line permit from the  
1067 department. A construction permit is valid for 18 months after  
1068 the date of issuance and may be extended by the department for  
1069 one 90-day period under rules adopted by the department. A  
1070 repair permit is valid for 90 days after the date of issuance.  
1071 An operating permit must be obtained before the use of any  
1072 aerobic treatment unit or if the establishment generates  
1073 commercial waste. Buildings or establishments that use an  
1074 aerobic treatment unit or generate commercial waste shall be  
1075 inspected by the department at least annually to assure

1076 compliance with the terms of the operating permit. The operating  
1077 permit for a commercial wastewater system is valid for 1 year  
1078 after the date of issuance and must be renewed annually. The  
1079 operating permit for an aerobic treatment unit is valid for 2  
1080 years after the date of issuance and must be renewed every 2  
1081 years. If all information pertaining to the siting, location,  
1082 and installation conditions or repair of an onsite sewage  
1083 treatment and disposal system remains the same, a construction  
1084 or repair permit for the onsite sewage treatment and disposal  
1085 system may be transferred to another person, if the transferee  
1086 files, within 60 days after the transfer of ownership, an  
1087 amended application providing all corrected information and  
1088 proof of ownership of the property. A fee is not associated with  
1089 the processing of this supplemental information. A person may  
1090 not contract to construct, modify, alter, repair, service,  
1091 abandon, or maintain any portion of an onsite sewage treatment  
1092 and disposal system without being registered under part III of  
1093 chapter 489. A property owner who personally performs  
1094 construction, maintenance, or repairs to a system serving his or  
1095 her own owner-occupied single-family residence is exempt from  
1096 registration requirements for performing such construction,  
1097 maintenance, or repairs on that residence, but is subject to all  
1098 permitting requirements. A municipality or political subdivision  
1099 of the state may not issue a building or plumbing permit for any  
1100 building that requires the use of an onsite sewage treatment and

1101 disposal system unless the owner or builder has received a  
1102 construction permit for such system from the department. A  
1103 building or structure may not be occupied and a municipality,  
1104 political subdivision, or any state or federal agency may not  
1105 authorize occupancy until the department approves the final  
1106 installation of the onsite sewage treatment and disposal system.  
1107 A municipality or political subdivision of the state may not  
1108 approve any change in occupancy or tenancy of a building that  
1109 uses an onsite sewage treatment and disposal system until the  
1110 department has reviewed the use of the system with the proposed  
1111 change, approved the change, and amended the operating permit.

1112 (n) Evaluations for determining the seasonal high-water  
1113 table elevations or the suitability of soils for the use of a  
1114 new onsite sewage treatment and disposal system shall be  
1115 performed by department personnel, professional engineers  
1116 registered in the state, or such other persons with expertise,  
1117 as defined by rule, in making such evaluations. Evaluations for  
1118 determining mean annual flood lines shall be performed by those  
1119 persons identified in paragraph (2) (1) ~~(2) (k)~~. The department  
1120 shall accept evaluations submitted by professional engineers and  
1121 such other persons as meet the expertise established by this  
1122 section or by rule unless the department has a reasonable  
1123 scientific basis for questioning the accuracy or completeness of  
1124 the evaluation.

1125 Section 12. Subsection (3) is added to section 381.00655,

1126 Florida Statutes, to read:

1127 381.00655 Connection of existing onsite sewage treatment  
1128 and disposal systems to central sewerage system; requirements.-

1129 (3) Local governmental agencies, as defined in s.  
1130 403.1835(2), that receive grants or loans from the department to  
1131 offset the cost of connecting onsite sewage treatment and  
1132 disposal systems to publicly owned or investor-owned sewerage  
1133 systems are encouraged to do all of the following while such  
1134 funds remain available:

1135 (a) Identify the owners of onsite sewage treatment and  
1136 disposal systems within the jurisdiction of the respective local  
1137 governmental agency who are eligible to apply for the grant or  
1138 loan funds and notify such owners of the funding availability.

1139 (b) Maintain a publicly available website with information  
1140 relating to the availability of the grant or loan funds,  
1141 including the amount of funds available and information on how  
1142 the owner of an onsite sewage treatment and disposal system may  
1143 apply for such funds.

1144 Section 13. Section 403.031, Florida Statutes, is  
1145 reordered and amended to read:

1146 403.031 Definitions.-In construing this chapter, or rules  
1147 and regulations adopted pursuant hereto, the following words,  
1148 phrases, or terms, unless the context otherwise indicates, have  
1149 the following meanings:

1150 (1) "Contaminant" is any substance which is harmful to

1151 plant, animal, or human life.

1152 (2) "Department" means the Department of Environmental  
1153 Protection.

1154 (3) "Effluent limitations" means any restriction  
1155 established by the department on quantities, rates, or  
1156 concentrations of chemical, physical, biological, or other  
1157 constituents which are discharged from sources into waters of  
1158 the state.

1159 (5) "Enhanced nutrient-reducing onsite sewage treatment  
1160 and disposal system" means an onsite sewage treatment and  
1161 disposal system approved by the department as capable of meeting  
1162 or exceeding a 50 percent total nitrogen reduction before  
1163 disposal of wastewater in the drainfield, or at least 65 percent  
1164 total nitrogen reduction combined from the onsite sewage tank or  
1165 tanks and drainfield.

1166 (6)-(4) "Installation" means ~~is~~ any structure, equipment,  
1167 or facility, or appurtenances thereto, or operation which may  
1168 emit air or water contaminants in quantities prohibited by rules  
1169 of the department.

1170 (7) "Nutrient or nutrient-related standards" means water  
1171 quality standards and criteria established for total nitrogen  
1172 and total phosphorous, or their organic or inorganic forms;  
1173 biological variables, such as chlorophyll-a, biomass, or the  
1174 structure of the phytoplankton, periphyton, or vascular plant  
1175 community, that respond to a nutrient load or concentration in a

1176 predictable and measurable manner; or dissolved oxygen if it is  
1177 demonstrated for the waterbody that dissolved oxygen conditions  
1178 result in a biological imbalance and the dissolved oxygen  
1179 responds to a nutrient load or concentration in a predictable  
1180 and measurable manner.

1181 (8) "Onsite sewage treatment and disposal system" means a  
1182 system that contains a standard subsurface, filled, or mound  
1183 drainfield system; an aerobic treatment unit; a graywater system  
1184 tank; a laundry wastewater system tank; a septic tank; a grease  
1185 interceptor; a pump tank; a solids or effluent pump; a  
1186 waterless, incinerating, or organic waste-composting toilet; or  
1187 a sanitary pit privy that is installed or proposed to be  
1188 installed beyond the building sewer on land of the owner or on  
1189 other land to which the owner has the legal right to install a  
1190 system. The term includes any item placed within, or intended to  
1191 be used as a part of or in conjunction with, the system. The  
1192 term does not include package sewage treatment facilities and  
1193 other treatment works regulated under chapter 403.

1194 (9)~~(5)~~ "Person" means the state or any agency or  
1195 institution thereof, the United States or any agency or  
1196 institution thereof, or any municipality, political subdivision,  
1197 public or private corporation, individual, partnership,  
1198 association, or other entity and includes any officer or  
1199 governing or managing body of the state, the United States, any  
1200 agency, any municipality, political subdivision, or public or



1201 private corporation.

1202 (10)~~(6)~~ "Plant" is any unit operation, complex, area, or  
 1203 multiple of unit operations that produce, process, or cause to  
 1204 be processed any materials, the processing of which can, or may,  
 1205 cause air or water pollution.

1206 (11)~~(7)~~ "Pollution" is the presence in the outdoor  
 1207 atmosphere or waters of the state of any substances,  
 1208 contaminants, noise, or manmade or human-induced impairment of  
 1209 air or waters or alteration of the chemical, physical,  
 1210 biological, or radiological integrity of air or water in  
 1211 quantities or at levels which are or may be potentially harmful  
 1212 or injurious to human health or welfare, animal or plant life,  
 1213 or property or which unreasonably interfere with the enjoyment  
 1214 of life or property, including outdoor recreation unless  
 1215 authorized by applicable law.

1216 (12)~~(8)~~ "Pollution prevention" means the steps taken by a  
 1217 potential generator of contamination or pollution to eliminate  
 1218 or reduce the contamination or pollution before it is discharged  
 1219 into the environment. The term includes nonmandatory steps taken  
 1220 to use alternative forms of energy, conserve or reduce the use  
 1221 of energy, substitute nontoxic materials for toxic materials,  
 1222 conserve or reduce the use of toxic materials and raw materials,  
 1223 reformulate products, modify manufacturing or other processes,  
 1224 improve in-plant maintenance and operations, implement  
 1225 environmental planning before expanding a facility, and recycle

1226 toxic or other raw materials.

1227 ~~(14)-(9)~~ "Sewerage system" means pipelines or conduits,  
1228 pumping stations, and force mains and all other structures,  
1229 devices, appurtenances, and facilities used for collecting or  
1230 conducting wastes to an ultimate point for treatment or  
1231 disposal.

1232 ~~(15)-(10)~~ "Source" means ~~is~~ any and all points of origin of  
1233 a contaminant ~~the item defined in subsection (1)~~, whether  
1234 privately or publicly owned or operated.

1235 ~~(21)-(11)~~ "Treatment works" and "disposal systems" mean any  
1236 plant or other works used for the purpose of treating,  
1237 stabilizing, or holding wastes.

1238 ~~(22)-(12)~~ "Wastes" means sewage, industrial wastes, and all  
1239 other liquid, gaseous, solid, radioactive, or other substances  
1240 which may pollute or tend to pollute any waters of the state.

1241 ~~(23)-(13)~~ "Waters" include, but are not limited to, rivers,  
1242 lakes, streams, springs, impoundments, wetlands, and all other  
1243 waters or bodies of water, including fresh, brackish, saline,  
1244 tidal, surface, or underground waters. Waters owned entirely by  
1245 one person other than the state are included only in regard to  
1246 possible discharge on other property or water. Underground  
1247 waters include, but are not limited to, all underground waters  
1248 passing through pores of rock or soils or flowing through in  
1249 channels, whether manmade or natural. Solely for purposes of s.  
1250 403.0885, waters of the state also include navigable waters or

1251 waters of the contiguous zone as used in s. 502 of the Clean  
1252 Water Act, as amended, 33 U.S.C. ss. 1251 et seq., as in  
1253 existence on January 1, 1993, except for those navigable waters  
1254 seaward of the boundaries of the state set forth in s. 1, Art.  
1255 II of the State Constitution. Solely for purposes of this  
1256 chapter, waters of the state also include the area bounded by  
1257 the following:

1258       (a) Commence at the intersection of State Road (SRD) 5  
1259 (U.S. 1) and the county line dividing Miami-Dade and Monroe  
1260 Counties, said point also being the mean high-water line of  
1261 Florida Bay, located in section 4, township 60 south, range 39  
1262 east of the Tallahassee Meridian for the point of beginning.  
1263 From said point of beginning, thence run northwesterly along  
1264 said SRD 5 to an intersection with the north line of section 18,  
1265 township 58 south, range 39 east; thence run westerly to a point  
1266 marking the southeast corner of section 12, township 58 south,  
1267 range 37 east, said point also lying on the east boundary of the  
1268 Everglades National Park; thence run north along the east  
1269 boundary of the aforementioned Everglades National Park to a  
1270 point marking the northeast corner of section 1, township 58  
1271 south, range 37 east; thence run west along said park to a point  
1272 marking the northwest corner of said section 1; thence run  
1273 northerly along said park to a point marking the northwest  
1274 corner of section 24, township 57 south, range 37 east; thence  
1275 run westerly along the south lines of sections 14, 15, and 16 to

1276 the southwest corner of section 16; thence leaving the  
1277 Everglades National Park boundary run northerly along the west  
1278 line of section 16 to the northwest corner of section 16; thence  
1279 east along the northerly line of section 16 to a point at the  
1280 intersection of the east one-half and west one-half of section  
1281 9; thence northerly along the line separating the east one-half  
1282 and the west one-half of sections 9, 4, 33, and 28; thence run  
1283 easterly along the north line of section 28 to the northeast  
1284 corner of section 28; thence run northerly along the west line  
1285 of section 22 to the northwest corner of section 22; thence  
1286 easterly along the north line of section 22 to a point at the  
1287 intersection of the east one-half and west one-half of section  
1288 15; thence run northerly along said line to the point of  
1289 intersection with the north line of section 15; thence easterly  
1290 along the north line of section 15 to the northeast corner of  
1291 section 15; thence run northerly along the west lines of  
1292 sections 11 and 2 to the northwest corner of section 2; thence  
1293 run easterly along the north lines of sections 2 and 1 to the  
1294 northeast corner of section 1, township 56 south, range 37 east;  
1295 thence run north along the east line of section 36, township 55  
1296 south, range 37 east to the northeast corner of section 36;  
1297 thence run west along the north line of section 36 to the  
1298 northwest corner of section 36; thence run north along the west  
1299 line of section 25 to the northwest corner of section 25; thence  
1300 run west along the north line of section 26 to the northwest

1301 corner of section 26; thence run north along the west line of  
1302 section 23 to the northwest corner of section 23; thence run  
1303 easterly along the north line of section 23 to the northeast  
1304 corner of section 23; thence run north along the west line of  
1305 section 13 to the northwest corner of section 13; thence run  
1306 east along the north line of section 13 to a point of  
1307 intersection with the west line of the southeast one-quarter of  
1308 section 12; thence run north along the west line of the  
1309 southeast one-quarter of section 12 to the northwest corner of  
1310 the southeast one-quarter of section 12; thence run east along  
1311 the north line of the southeast one-quarter of section 12 to the  
1312 point of intersection with the east line of section 12; thence  
1313 run east along the south line of the northwest one-quarter of  
1314 section 7 to the southeast corner of the northwest one-quarter  
1315 of section 7; thence run north along the east line of the  
1316 northwest one-quarter of section 7 to the point of intersection  
1317 with the north line of section 7; thence run northerly along the  
1318 west line of the southeast one-quarter of section 6 to the  
1319 northwest corner of the southeast one-quarter of section 6;  
1320 thence run east along the north lines of the southeast one-  
1321 quarter of section 6 and the southwest one-quarter of section 5  
1322 to the northeast corner of the southwest one-quarter of section  
1323 5; thence run northerly along the east line of the northwest  
1324 one-quarter of section 5 to the point of intersection with the  
1325 north line of section 5; thence run northerly along the line

1326 dividing the east one-half and the west one-half of Lot 5 to a  
1327 point intersecting the north line of Lot 5; thence run east  
1328 along the north line of Lot 5 to the northeast corner of Lot 5,  
1329 township 54 1/2 south, range 38 east; thence run north along the  
1330 west line of section 33, township 54 south, range 38 east to a  
1331 point intersecting the northwest corner of the southwest one-  
1332 quarter of section 33; thence run easterly along the north line  
1333 of the southwest one-quarter of section 33 to the northeast  
1334 corner of the southwest one-quarter of section 33; thence run  
1335 north along the west line of the northeast one-quarter of  
1336 section 33 to a point intersecting the north line of section 33;  
1337 thence run easterly along the north line of section 33 to the  
1338 northeast corner of section 33; thence run northerly along the  
1339 west line of section 27 to a point intersecting the northwest  
1340 corner of the southwest one-quarter of section 27; thence run  
1341 easterly to the northeast corner of the southwest one-quarter of  
1342 section 27; thence run northerly along the west line of the  
1343 northeast one-quarter of section 27 to a point intersecting the  
1344 north line of section 27; thence run west along the north line  
1345 of section 27 to the northwest corner of section 27; thence run  
1346 north along the west lines of sections 22 and 15 to the  
1347 northwest corner of section 15; thence run easterly along the  
1348 north lines of sections 15 and 14 to the point of intersection  
1349 with the L-31N Levee, said intersection located near the  
1350 southeast corner of section 11, township 54 south, range 38

1351 east; thence run northerly along Levee L-31N crossing SRD 90  
 1352 (U.S. 41 Tamiami Trail) to an intersection common to Levees L-  
 1353 31N, L-29, and L-30, said intersection located near the  
 1354 southeast corner of section 2, township 54 south, range 38 east;  
 1355 thence run northeasterly, northerly, and northeasterly along  
 1356 Levee L-30 to a point of intersection with the Miami-  
 1357 Dade/Broward Levee, said intersection located near the northeast  
 1358 corner of section 17, township 52 south, range 39 east; thence  
 1359 run due east to a point of intersection with SRD 27 (Krome  
 1360 Ave.); thence run northeasterly along SRD 27 to an intersection  
 1361 with SRD 25 (U.S. 27), said intersection located in section 3,  
 1362 township 52 south, range 39 east; thence run northerly along  
 1363 said SRD 25, entering into Broward County, to an intersection  
 1364 with SRD 84 at Andytown; thence run southeasterly along the  
 1365 aforementioned SRD 84 to an intersection with the southwesterly  
 1366 prolongation of Levee L-35A, said intersection being located in  
 1367 the northeast one-quarter of section 5, township 50 south, range  
 1368 40 east; thence run northeasterly along Levee L-35A to an  
 1369 intersection of Levee L-36, said intersection located near the  
 1370 southeast corner of section 12, township 49 south, range 40  
 1371 east; thence run northerly along Levee L-36, entering into Palm  
 1372 Beach County, to an intersection common to said Levees L-36, L-  
 1373 39, and L-40, said intersection located near the west quarter  
 1374 corner of section 19, township 47 south, range 41 east; thence  
 1375 run northeasterly, easterly, and northerly along Levee L-40,

1376 | said Levee L-40 being the easterly boundary of the Loxahatchee  
 1377 | National Wildlife Refuge, to an intersection with SRD 80 (U.S.  
 1378 | 441), said intersection located near the southeast corner of  
 1379 | section 32, township 43 south, range 40 east; thence run  
 1380 | westerly along the aforementioned SRD 80 to a point marking the  
 1381 | intersection of said road and the northeasterly prolongation of  
 1382 | Levee L-7, said Levee L-7 being the westerly boundary of the  
 1383 | Loxahatchee National Wildlife Refuge; thence run southwesterly  
 1384 | and southerly along said Levee L-7 to an intersection common to  
 1385 | Levees L-7, L-15 (Hillsborough Canal), and L-6; thence run  
 1386 | southwesterly along Levee L-6 to an intersection common to Levee  
 1387 | L-6, SRD 25 (U.S. 27), and Levee L-5, said intersection being  
 1388 | located near the northwest corner of section 27, township 47  
 1389 | south, range 38 east; thence run westerly along the  
 1390 | aforementioned Levee L-5 to a point intersecting the east line  
 1391 | of range 36 east; thence run northerly along said range line to  
 1392 | a point marking the northeast corner of section 1, township 47  
 1393 | south, range 36 east; thence run westerly along the north line  
 1394 | of township 47 south, to an intersection with Levee L-23/24  
 1395 | (Miami Canal); thence run northwesterly along the Miami Canal  
 1396 | Levee to a point intersecting the north line of section 22,  
 1397 | township 46 south, range 35 east; thence run westerly to a point  
 1398 | marking the northwest corner of section 21, township 46 south,  
 1399 | range 35 east; thence run southerly to the southwest corner of  
 1400 | said section 21; thence run westerly to a point marking the



1401 northwest corner of section 30, township 46 south, range 35  
 1402 east, said point also being on the line dividing Palm Beach and  
 1403 Hendry Counties; from said point, thence run southerly along  
 1404 said county line to a point marking the intersection of Broward,  
 1405 Hendry, and Collier Counties, said point also being the  
 1406 northeast corner of section 1, township 49 south, range 34 east;  
 1407 thence run westerly along the line dividing Hendry and Collier  
 1408 Counties and continuing along the prolongation thereof to a  
 1409 point marking the southwest corner of section 36, township 48  
 1410 south, range 29 east; thence run southerly to a point marking  
 1411 the southwest corner of section 12, township 49 south, range 29  
 1412 east; thence run westerly to a point marking the southwest  
 1413 corner of section 10, township 49 south, range 29 east; thence  
 1414 run southerly to a point marking the southwest corner of section  
 1415 15, township 49 south, range 29 east; thence run westerly to a  
 1416 point marking the northwest corner of section 24, township 49  
 1417 south, range 28 east, said point lying on the west boundary of  
 1418 the Big Cypress Area of Critical State Concern as described in  
 1419 rule 28-25.001, Florida Administrative Code; thence run  
 1420 southerly along said boundary crossing SRD 84 (Alligator Alley)  
 1421 to a point marking the southwest corner of section 24, township  
 1422 50 south, range 28 east; thence leaving the aforementioned west  
 1423 boundary of the Big Cypress Area of Critical State Concern run  
 1424 easterly to a point marking the northeast corner of section 25,  
 1425 township 50 south, range 28 east; thence run southerly along the

1426 east line of range 28 east to a point lying approximately 0.15  
 1427 miles south of the northeast corner of section 1, township 52  
 1428 south, range 28 east; thence run southwesterly 2.4 miles more or  
 1429 less to an intersection with SRD 90 (U.S. 41 Tamiami Trail),  
 1430 said intersection lying 1.1 miles more or less west of the east  
 1431 line of range 28 east; thence run northwesterly and westerly  
 1432 along SRD 90 to an intersection with the west line of section  
 1433 10, township 52 south, range 28 east; thence leaving SRD 90 run  
 1434 southerly to a point marking the southwest corner of section 15,  
 1435 township 52 south, range 28 east; thence run westerly crossing  
 1436 the Faka Union Canal 0.6 miles more or less to a point; thence  
 1437 run southerly and parallel to the Faka Union Canal to a point  
 1438 located on the mean high-water line of Faka Union Bay; thence  
 1439 run southeasterly along the mean high-water line of the various  
 1440 bays, rivers, inlets, and streams to the point of beginning.

1441 (b) The area bounded by the line described in paragraph  
 1442 (a) generally includes those waters to be known as waters of the  
 1443 state. The landward extent of these waters shall be determined  
 1444 by the delineation methodology ratified in s. 373.4211. Any  
 1445 waters which are outside the general boundary line described in  
 1446 paragraph (a) but which are contiguous thereto by virtue of the  
 1447 presence of a wetland, watercourse, or other surface water, as  
 1448 determined by the delineation methodology ratified in s.  
 1449 373.4211, shall be a part of this waterbody ~~water body~~. Any  
 1450 areas within the line described in paragraph (a) which are

1451 neither a wetland nor surface water, as determined by the  
 1452 delineation methodology ratified in s. 373.4211, shall be  
 1453 excluded therefrom. If the Florida Environmental Regulation  
 1454 Commission designates the waters within the boundaries an  
 1455 Outstanding Florida Water, waters outside the boundaries may  
 1456 ~~shall~~ not be included as part of such designation unless a  
 1457 hearing is held pursuant to notice in each appropriate county  
 1458 and the boundaries of such lands are specifically considered and  
 1459 described for such designation.

1460 (16)~~(14)~~ "State water resource implementation rule" means  
 1461 the rule authorized by s. 373.036, which sets forth goals,  
 1462 objectives, and guidance for the development and review of  
 1463 programs, rules, and plans relating to water resources, based on  
 1464 statutory policies and directives. The waters of the state are  
 1465 among its most basic resources. Such waters should be managed to  
 1466 conserve and protect water resources and to realize the full  
 1467 beneficial use of these resources.

1468 (17)~~(15)~~ "Stormwater management program" means the  
 1469 institutional strategy for stormwater management, including  
 1470 urban, agricultural, and other stormwater.

1471 (18)~~(16)~~ "Stormwater management system" means a system  
 1472 ~~which is~~ designed and constructed or implemented to control  
 1473 discharges that ~~which~~ are necessitated by rainfall events,  
 1474 incorporating methods to collect, convey, store, absorb,  
 1475 inhibit, treat, use, or reuse water to prevent or reduce

1476 flooding, overdrainage, environmental degradation and water  
 1477 pollution or otherwise affect the quantity and quality of  
 1478 discharges from the system.

1479 (19)~~(17)~~ "Stormwater utility" means the funding of a  
 1480 stormwater management program by assessing the cost of the  
 1481 program to the beneficiaries based on their relative  
 1482 contribution to its need. It is operated as a typical utility  
 1483 which bills services regularly, similar to water and wastewater  
 1484 services.

1485 (24)~~(18)~~ "Watershed" means the land area that ~~which~~  
 1486 contributes to the flow of water into a receiving body of water.

1487 (13)~~(19)~~ "Regulated air pollutant" means any pollutant  
 1488 regulated under the federal Clean Air Act.

1489 (4)~~(20)~~ "Electrical power plant" means, for purposes of  
 1490 this part of this chapter, any electrical generating facility  
 1491 that uses any process or fuel and that is owned or operated by  
 1492 an electric utility, as defined in s. 403.503(14), and includes  
 1493 any associated facility that directly supports the operation of  
 1494 the electrical power plant.

1495 (20)~~(21)~~ "Total maximum daily load" is defined as the sum  
 1496 of the individual wasteload allocations for point sources and  
 1497 the load allocations for nonpoint sources and natural  
 1498 background. Prior to determining individual wasteload  
 1499 allocations and load allocations, the maximum amount of a  
 1500 pollutant that a waterbody ~~water body~~ or water segment can

1501 assimilate from all sources without exceeding water quality  
 1502 standards must first be calculated.

1503 Section 14. Paragraphs (a) and (e) of subsection (7) of  
 1504 section 403.067, Florida Statutes, are amended to read:

1505 403.067 Establishment and implementation of total maximum  
 1506 daily loads.—

1507 (7) DEVELOPMENT OF BASIN MANAGEMENT PLANS AND  
 1508 IMPLEMENTATION OF TOTAL MAXIMUM DAILY LOADS.—

1509 (a) *Basin management action plans.*—

1510 1. In developing and implementing the total maximum daily  
 1511 load for a waterbody ~~water body~~, the department, or the  
 1512 department in conjunction with a water management district, may  
 1513 develop a basin management action plan that addresses some or  
 1514 all of the watersheds and basins tributary to the waterbody  
 1515 ~~water body~~. Such plan must integrate the appropriate management  
 1516 strategies available to the state through existing water quality  
 1517 protection programs to achieve the total maximum daily loads and  
 1518 may provide for phased implementation of these management  
 1519 strategies to promote timely, cost-effective actions as provided  
 1520 for in s. 403.151. The plan must establish a schedule  
 1521 implementing the management strategies, establish a basis for  
 1522 evaluating the plan's effectiveness, and identify feasible  
 1523 funding strategies for implementing the plan's management  
 1524 strategies. The management strategies may include regional  
 1525 treatment systems or other public works, when appropriate, and

1526 | voluntary trading of water quality credits to achieve the needed  
1527 | pollutant load reductions.

1528 |         2. A basin management action plan must equitably allocate,  
1529 | pursuant to paragraph (6) (b), pollutant reductions to individual  
1530 | basins, as a whole to all basins, or to each identified point  
1531 | source or category of nonpoint sources, as appropriate. For  
1532 | nonpoint sources for which best management practices have been  
1533 | adopted, the initial requirement specified by the plan must be  
1534 | those practices developed pursuant to paragraph (c). When  
1535 | appropriate, the plan may take into account the benefits of  
1536 | pollutant load reduction achieved by point or nonpoint sources  
1537 | that have implemented management strategies to reduce pollutant  
1538 | loads, including best management practices, before the  
1539 | development of the basin management action plan. The plan must  
1540 | also identify the mechanisms that will address potential future  
1541 | increases in pollutant loading.

1542 |         3. The basin management action planning process is  
1543 | intended to involve the broadest possible range of interested  
1544 | parties, with the objective of encouraging the greatest amount  
1545 | of cooperation and consensus possible. In developing a basin  
1546 | management action plan, the department shall assure that key  
1547 | stakeholders, including, but not limited to, applicable local  
1548 | governments, water management districts, the Department of  
1549 | Agriculture and Consumer Services, other appropriate state  
1550 | agencies, local soil and water conservation districts,

1551 environmental groups, regulated interests, and affected  
1552 pollution sources, are invited to participate in the process.  
1553 The department shall hold at least one public meeting in the  
1554 vicinity of the watershed or basin to discuss and receive  
1555 comments during the planning process and shall otherwise  
1556 encourage public participation to the greatest practicable  
1557 extent. Notice of the public meeting must be published in a  
1558 newspaper of general circulation in each county in which the  
1559 watershed or basin lies at least 5 days, but not more than 15  
1560 days, before the public meeting. A basin management action plan  
1561 does not supplant or otherwise alter any assessment made under  
1562 subsection (3) or subsection (4) or any calculation or initial  
1563 allocation.

1564 4. Each new or revised basin management action plan must  
1565 ~~shall~~ include all of the following:

1566 a. The appropriate management strategies available through  
1567 existing water quality protection programs to achieve total  
1568 maximum daily loads, which may provide for phased implementation  
1569 to promote timely, cost-effective actions as provided for in s.  
1570 403.151~~.~~

1571 b. A description of best management practices adopted by  
1572 rule~~.~~

1573 c. For the applicable 5-year implementation milestone, a  
1574 list of projects that will achieve the pollutant load reductions  
1575 needed to meet the total maximum daily load or the load

1576 allocations established pursuant to subsection (6). Each project  
1577 must include a planning-level cost estimate and an estimated  
1578 date of completion. A list of projects in priority ranking with  
1579 a planning-level cost estimate and estimated date of completion  
1580 for each listed project;

1581 d. A list of projects developed pursuant to paragraph (e),  
1582 if applicable.

1583 e.d. The source and amount of financial assistance to be  
1584 made available by the department, a water management district,  
1585 or other entity for each listed project, if applicable. ~~;~~ and

1586 f.e. A planning-level estimate of each listed project's  
1587 expected load reduction, if applicable.

1588 5. The department shall adopt all or any part of a basin  
1589 management action plan and any amendment to such plan by  
1590 secretarial order pursuant to chapter 120 to implement this  
1591 section.

1592 6. The basin management action plan must include 5-year  
1593 milestones for implementation and water quality improvement, and  
1594 an associated water quality monitoring component sufficient to  
1595 evaluate whether reasonable progress in pollutant load  
1596 reductions is being achieved over time. An assessment of  
1597 progress toward these milestones shall be conducted every 5  
1598 years, and revisions to the plan shall be made as appropriate.  
1599 Any entity with a specific pollutant load reduction requirement  
1600 established in a basin management action plan shall identify the



1601 projects or strategies that such entity will undertake to meet  
1602 current 5-year pollution reduction milestones, beginning with  
1603 the first 5-year milestone for new basin management action  
1604 plans, and submit such projects to the department for inclusion  
1605 in the appropriate basin management action plan. Each project  
1606 identified must include an estimated amount of nutrient  
1607 reduction that is reasonably expected to be achieved based on  
1608 the best scientific information available. Revisions to the  
1609 basin management action plan shall be made by the department in  
1610 cooperation with basin stakeholders. Revisions to the management  
1611 strategies required for nonpoint sources must follow the  
1612 procedures in subparagraph (c)4. Revised basin management action  
1613 plans must be adopted pursuant to subparagraph 5.

1614 7. In accordance with procedures adopted by rule under  
1615 paragraph (9)(c), basin management action plans, and other  
1616 pollution control programs under local, state, or federal  
1617 authority as provided in subsection (4), may allow point or  
1618 nonpoint sources that will achieve greater pollutant reductions  
1619 than required by an adopted total maximum daily load or  
1620 wasteload allocation to generate, register, and trade water  
1621 quality credits for the excess reductions to enable other  
1622 sources to achieve their allocation; however, the generation of  
1623 water quality credits does not remove the obligation of a source  
1624 or activity to meet applicable technology requirements or  
1625 adopted best management practices. Such plans must allow trading

1626 between NPDES permittees, and trading that may or may not  
1627 involve NPDES permittees, where the generation or use of the  
1628 credits involve an entity or activity not subject to department  
1629 water discharge permits whose owner voluntarily elects to obtain  
1630 department authorization for the generation and sale of credits.

1631 8. The department's rule relating to the equitable  
1632 abatement of pollutants into surface waters do not apply to  
1633 water bodies or waterbody ~~water body~~ segments for which a basin  
1634 management plan that takes into account future new or expanded  
1635 activities or discharges has been adopted under this section.

1636 9. In order to promote resilient wastewater utilities, if  
1637 the department identifies domestic wastewater treatment  
1638 facilities or onsite sewage treatment and disposal systems as  
1639 contributors of at least 20 percent of point source or nonpoint  
1640 source nutrient pollution or if the department determines  
1641 remediation is necessary to achieve the total maximum daily  
1642 load, a basin management action plan for a nutrient total  
1643 maximum daily load must include the following:

1644 a. A wastewater treatment plan developed by each local  
1645 government, in cooperation with the department, the water  
1646 management district, and the public and private domestic  
1647 wastewater treatment facilities within the jurisdiction of the  
1648 local government, that addresses domestic wastewater. The  
1649 wastewater treatment plan must:

1650 (I) Provide for construction, expansion, or upgrades

1651 necessary to achieve the total maximum daily load requirements  
1652 applicable to the domestic wastewater treatment facility.

1653 (II) Include the permitted capacity in average annual  
1654 gallons per day for the domestic wastewater treatment facility;  
1655 the average nutrient concentration and the estimated average  
1656 nutrient load of the domestic wastewater; a projected timeline  
1657 of the dates by which the construction of any facility  
1658 improvements will begin and be completed and the date by which  
1659 operations of the improved facility will begin; the estimated  
1660 cost of the improvements; and the identity of responsible  
1661 parties.

1662  
1663 The wastewater treatment plan must be adopted as part of the  
1664 basin management action plan no later than July 1, 2025. A local  
1665 government that does not have a domestic wastewater treatment  
1666 facility in its jurisdiction is not required to develop a  
1667 wastewater treatment plan unless there is a demonstrated need to  
1668 establish a domestic wastewater treatment facility within its  
1669 jurisdiction to improve water quality necessary to achieve a  
1670 total maximum daily load. A local government is not responsible  
1671 for a private domestic wastewater facility's compliance with a  
1672 basin management action plan unless such facility is operated  
1673 through a public-private partnership to which the local  
1674 government is a party.

1675 b. An onsite sewage treatment and disposal system

1676 remediation plan developed by each local government in  
 1677 cooperation with the department, the Department of Health, water  
 1678 management districts, and public and private domestic wastewater  
 1679 treatment facilities.

1680 (I) The onsite sewage treatment and disposal system  
 1681 remediation plan must identify cost-effective and financially  
 1682 feasible projects necessary to achieve the nutrient load  
 1683 reductions required for onsite sewage treatment and disposal  
 1684 systems. To identify cost-effective and financially feasible  
 1685 projects for remediation of onsite sewage treatment and disposal  
 1686 systems, the local government shall:

1687 (A) Include an inventory of onsite sewage treatment and  
 1688 disposal systems based on the best information available;

1689 (B) Identify onsite sewage treatment and disposal systems  
 1690 that would be eliminated through connection to existing or  
 1691 future central domestic wastewater infrastructure in the  
 1692 jurisdiction or domestic wastewater service area of the local  
 1693 government, that would be replaced with or upgraded to enhanced  
 1694 nutrient-reducing onsite sewage treatment and disposal systems,  
 1695 or that would remain on conventional onsite sewage treatment and  
 1696 disposal systems;

1697 (C) Estimate the costs of potential onsite sewage  
 1698 treatment and disposal system connections, upgrades, or  
 1699 replacements; and

1700 (D) Identify deadlines and interim milestones for the

1701 planning, design, and construction of projects.

1702 (II) The department shall adopt the onsite sewage  
1703 treatment and disposal system remediation plan as part of the  
1704 basin management action plan no later than July 1, 2025, or as  
1705 required for Outstanding Florida Springs under s. 373.807.

1706 10. The installation of new onsite sewage treatment and  
1707 disposal systems constructed within a basin management action  
1708 plan area adopted under this section, a reasonable assurance  
1709 plan, or a pollution reduction plan is prohibited where  
1710 connection to a publicly owned or investor-owned sewerage system  
1711 is available as defined in s. 381.0065(2)(a). On lots of 1 acre  
1712 or less within a basin management action plan adopted under this  
1713 section, a reasonable assurance plan, or a pollution reduction  
1714 plan where a publicly owned or investor-owned sewerage system is  
1715 not available, the installation of enhanced nutrient-reducing  
1716 onsite sewage treatment and disposal systems or other wastewater  
1717 treatment systems that achieve at least 65 percent nitrogen  
1718 reduction is required.

1719 ~~11.10.~~ When identifying wastewater projects in a basin  
1720 management action plan, the department may not require the  
1721 higher cost option if it achieves the same nutrient load  
1722 reduction as a lower cost option. A regulated entity may choose  
1723 a different cost option if it complies with the pollutant  
1724 reduction requirements of an adopted total maximum daily load  
1725 and meets or exceeds the pollution reduction requirement of the

1726 original project.

1727 12. Annually, local governments subject to a basin  
 1728 management action plan or located within the basin of a  
 1729 waterbody not attaining nutrient or nutrient-related standards  
 1730 must provide to the department an update on the status of  
 1731 construction of sanitary sewers to serve such areas, in a manner  
 1732 prescribed by the department.

1733 (e) *Cooperative agricultural regional water quality*  
 1734 *improvement element.*—

1735 1. The department and~~7~~ the Department of Agriculture and  
 1736 Consumer Services, in cooperation with ~~and~~ owners of  
 1737 agricultural operations in the basin, shall develop a  
 1738 cooperative agricultural regional water quality improvement  
 1739 element as part of a basin management action plan where ~~only if:~~

1740 a. ~~Agricultural measures have been adopted by the~~  
 1741 ~~Department of Agriculture and Consumer Services pursuant to~~  
 1742 ~~subparagraph (c)2. and have been implemented and the water body~~  
 1743 ~~remains impaired;~~

1744 ~~b.~~ Agricultural nonpoint sources contribute to at least 20  
 1745 percent of nonpoint source nutrient discharges; or ~~and~~

1746 b.e. The department determines that additional measures,  
 1747 in combination with state-sponsored regional projects and other  
 1748 management strategies included in the basin management action  
 1749 plan, are necessary to achieve the total maximum daily load.

1750 2. The element will be implemented through the use of

1751 cost-effective and technically and financially practical  
1752 regional agricultural nutrient reduction ~~cost-sharing~~ projects  
1753 ~~and. The element~~ must include a list of such projects submitted  
1754 to the department by the Department of Agriculture and Consumer  
1755 Services which, in combination with the best management  
1756 practices, additional measures, and other management strategies,  
1757 will achieve the needed pollutant load reductions established  
1758 for agricultural nonpoint sources ~~cost-effective and technically~~  
1759 ~~and financially practical cooperative regional agricultural~~  
1760 ~~nutrient reduction projects that can be implemented on private~~  
1761 ~~properties on a site-specific, cooperative basis. Such~~  
1762 cooperative regional agricultural nutrient reduction projects  
1763 may include, but are not limited to, land acquisition in fee or  
1764 conservation easements on the lands of willing sellers and site-  
1765 specific water quality improvement or dispersed water management  
1766 projects. The list of regional projects included in the  
1767 cooperative agricultural regional water quality improvement  
1768 element must include a planning-level cost estimate of each  
1769 project along with the estimated amount of nutrient reduction  
1770 that such project will achieve ~~on the lands of project~~  
1771 ~~participants.~~

1772 3. To qualify for participation in the cooperative  
1773 agricultural regional water quality improvement element, the  
1774 participant must have already implemented and be in compliance  
1775 with best management practices or other measures adopted by the

1776 Department of Agriculture and Consumer Services pursuant to  
 1777 subparagraph (c)2. The element must ~~may~~ be included in the basin  
 1778 management action plan as a part of the next 5-year assessment  
 1779 under subparagraph (a)6.

1780 4. The department or the Department of Agriculture and  
 1781 Consumer Services may submit a legislative budget request to  
 1782 fund projects developed pursuant to this paragraph. In  
 1783 allocating funds for projects funded pursuant to this paragraph,  
 1784 the department shall provide at least 20 percent of its annual  
 1785 appropriation for projects in subbasins with the highest  
 1786 nutrient concentrations within a basin management action plan.  
 1787 Projects submitted pursuant to this paragraph are eligible for  
 1788 funding in accordance with s. 403.0673.

1789 Section 15. Section 403.0673, Florida Statutes, is amended  
 1790 to read:

1791 403.0673 Water quality improvement ~~Wastewater~~ grant  
 1792 program.—A ~~wastewater~~ grant program is established within the  
 1793 Department of Environmental Protection to address wastewater,  
 1794 stormwater, and agricultural sources of nutrient loading to  
 1795 surface water or groundwater.

1796 (1) The purpose of the grant program is to fund projects  
 1797 that will improve the quality of waterbodies that:

1798 (a) Are not attaining nutrient or nutrient-related  
 1799 standards;

1800 (b) Have an established total maximum daily load; or



1801 (c) Are located ~~Subject to the appropriation of funds by~~  
1802 ~~the Legislature, the department may provide grants for the~~  
1803 ~~following projects~~ within a basin management action plan area, a  
1804 reasonable assurance plan area ~~an alternative restoration plan~~  
1805 ~~adopted by final order, an accepted alternative restoration plan~~  
1806 area, or a rural area of opportunity under s. 288.0656.

1807 (2) The department may provide grants for all of the  
1808 following types of projects that reduce the amount of nutrients  
1809 entering those waterbodies identified in subsection (1):

1810 (a) Connecting onsite sewage treatment and disposal  
1811 systems to central sewer facilities.

1812 (b) Upgrading domestic wastewater treatment facilities to  
1813 advanced waste treatment or greater.

1814 (c) Repairing, upgrading, expanding, or constructing  
1815 stormwater treatment facilities that result in improvements to  
1816 surface water or groundwater quality.

1817 (d) Repairing, upgrading, expanding, or constructing  
1818 domestic wastewater treatment facilities that result in  
1819 improvements to surface water or groundwater quality, including  
1820 domestic wastewater reuse and collection systems.

1821 (e) Projects identified pursuant to s. 403.067(7)(a) or  
1822 (7)(e).

1823 (f) Projects identified in a wastewater treatment plan or  
1824 an onsite sewage treatment and disposal system remediation plan  
1825 developed pursuant to s. 403.067(7)(a) 9.a. and b.

1826 (g) Projects listed in a city or county capital  
1827 improvement element pursuant to s. 163.3177(3)(a)4.b.

1828 (h) Retrofitting onsite sewage treatment and disposal  
1829 systems to upgrade such systems to enhanced nutrient-reducing  
1830 onsite sewage treatment and disposal systems where central  
1831 sewerage is unavailable which will individually or collectively  
1832 reduce excess nutrient pollution:

1833 ~~(a) Projects to retrofit onsite sewage treatment and~~  
1834 ~~disposal systems to upgrade such systems to enhanced nutrient-~~  
1835 ~~reducing onsite sewage treatment and disposal systems.~~

1836 ~~(b) Projects to construct, upgrade, or expand facilities~~  
1837 ~~to provide advanced waste treatment, as defined in s.~~  
1838 ~~403.086(4).~~

1839 ~~(c) Projects to connect onsite sewage treatment and~~  
1840 ~~disposal systems to central sewer facilities.~~

1841 ~~(3)(2) In allocating such funds, priority must be given to~~  
1842 ~~projects that subsidize the connection of onsite sewage~~  
1843 ~~treatment and disposal systems to wastewater treatment~~  
1844 ~~facilities. First priority must be given to subsidize the~~  
1845 ~~connection of onsite sewage treatment and disposal systems to~~  
1846 ~~existing infrastructure. Second priority must be given to any~~  
1847 ~~expansion of a collection or transmission system that promotes~~  
1848 ~~efficiency by planning the installation of wastewater~~  
1849 ~~transmission facilities to be constructed concurrently with~~  
1850 ~~other construction projects occurring within or along a~~

1851 ~~transportation facility right-of-way. Third priority must be~~  
1852 ~~given to all other connections of onsite sewage treatment and~~  
1853 ~~disposal systems to wastewater treatment facilities. The~~  
1854 department shall consider and prioritize those projects that:  
1855 (a) Have the maximum estimated reduction in nutrient load  
1856 per project;  
1857 (b) Demonstrate project readiness;  
1858 (c) Are cost-effective;  
1859 (d) Have a cost share identified by the applicant, except  
1860 for rural areas of opportunity;  
1861 (e) Have previous state commitment and involvement in the  
1862 project, considering previously funded phases, the total amount  
1863 of previous state funding, and previous partial appropriations  
1864 for the proposed project; or  
1865 ~~(f) Are in a the cost-effectiveness of the project; the~~  
1866 ~~overall environmental benefit of a project; the location where~~  
1867 ~~reductions are needed most to attain the water quality standards~~  
1868 ~~of a waterbody not attaining nutrient or nutrient-related~~  
1869 ~~standards.~~  
1870  
1871 Any project that does not result in reducing nutrient loading to  
1872 a waterbody identified in subsection (1) is not eligible for  
1873 funding under this section ~~of a project; the availability of~~  
1874 ~~local matching funds; and projected water savings or quantity~~  
1875 ~~improvements associated with a project.~~

1876 ~~(3) Each grant for a project described in subsection (1)~~  
 1877 ~~must require a minimum of a 50-percent local match of funds.~~  
 1878 ~~However, the department may, at its discretion, waive, in whole~~  
 1879 ~~or in part, this consideration of the local contribution for~~  
 1880 ~~proposed projects within an area designated as a rural area of~~  
 1881 ~~opportunity under s. 288.0656.~~

1882 (4) The department shall coordinate annually with each  
 1883 water management district, ~~as necessary,~~ to identify potential  
 1884 projects grant recipients in each district.

1885 (5) The department shall coordinate with local governments  
 1886 and stakeholders to identify the most effective and beneficial  
 1887 water quality improvement projects.

1888 (6) The department shall coordinate with the Department of  
 1889 Agriculture and Consumer Services to prioritize the most  
 1890 effective and beneficial agricultural nonpoint source projects  
 1891 identified pursuant to s. 403.067(7)(e).

1892 (7) Beginning January 15, 2024 ~~1, 2021,~~ and each January  
 1893 15 ~~1~~ thereafter, the department shall submit a report regarding  
 1894 the projects funded pursuant to this section to the Governor,  
 1895 the President of the Senate, and the Speaker of the House of  
 1896 Representatives. The report must include a list of those  
 1897 projects receiving funding and the following information for  
 1898 each project:

1899 (a) A description of the project;

1900 (b) The cost of the project;

- 1901 (c) The estimated nutrient load reduction of the project;
- 1902 (d) The location of the project;
- 1903 (e) The waterbody or waterbodies where the project will
- 1904 reduce nutrients; and
- 1905 (f) The total cost share being provided for the project.

1906 Section 16. Paragraph (c) of subsection (1) of section  
 1907 403.086, Florida Statutes, is amended to read:  
 1908 403.086 Sewage disposal facilities; advanced and secondary  
 1909 waste treatment.—

1910 (1)  
 1911 (c)1. Notwithstanding this chapter or chapter 373, sewage  
 1912 disposal facilities may not dispose ~~of~~ any wastes into the  
 1913 following waters without providing advanced waste treatment, as  
 1914 defined in subsection (4), as approved by the department or a  
 1915 more stringent treatment standard if the department determines  
 1916 the more stringent standard is necessary to achieve the total  
 1917 maximum daily load or applicable water quality criteria:

1918 a. Old Tampa Bay, Tampa Bay, Hillsborough Bay, Boca Ciega  
 1919 Bay, St. Joseph Sound, Clearwater Bay, Sarasota Bay, Little  
 1920 Sarasota Bay, Roberts Bay, Lemon Bay, Charlotte Harbor Bay,  
 1921 Biscayne Bay, or any river, stream, channel, canal, bay, bayou,  
 1922 sound, or other water tributary thereto.

1923 b. Beginning July 1, 2025, Indian River Lagoon, or ~~into~~  
 1924 any river, stream, channel, canal, bay, bayou, sound, or other  
 1925 water tributary thereto.

1926 c. By January 1, 2033, waterbodies that are currently not  
 1927 attaining nutrient or nutrient-related standards or that are  
 1928 subject to a nutrient or nutrient-related basin management  
 1929 action plan adopted pursuant to s. 403.067 or adopted reasonable  
 1930 assurance plan.

1931 2. For any waterbody determined not to be attaining  
 1932 nutrient or nutrient-related standards after July 1, 2023, or  
 1933 subject to a nutrient or nutrient-related basin management  
 1934 action plan adopted pursuant to s. 403.067 or adopted reasonable  
 1935 assurance plan after July 1, 2023, sewage disposal facilities  
 1936 are prohibited from disposing any wastes into such waters  
 1937 without providing advanced waste treatment, as defined in  
 1938 subsection (4), as approved by the department within 10 years  
 1939 after such determination or adoption, without providing advanced  
 1940 waste treatment, as defined in subsection (4), approved by the  
 1941 department. This paragraph does not apply to facilities which  
 1942 were permitted by February 1, 1987, and which discharge  
 1943 secondary treated effluent, followed by water hyacinth  
 1944 treatment, to tributaries of tributaries of the named waters; or  
 1945 to facilities permitted to discharge to the nontidally  
 1946 influenced portions of the Peace River.

1947 Section 17. Subsection (10) of section 570.71, Florida  
 1948 Statutes, is amended, and subsection (14) is added to that  
 1949 section, to read:

1950 570.71 Conservation easements and agreements.—

1951           (10) The department, in consultation with the Department  
1952 of Environmental Protection, the water management districts, the  
1953 Department of Economic Opportunity, and the Florida Fish and  
1954 Wildlife Conservation Commission, shall adopt rules that  
1955 establish an application process; ~~a process and criteria for~~  
1956 setting priorities for use of funds consistent with the purposes  
1957 specified in subsection (1) and giving preference to ranch and  
1958 timber lands managed using sustainable practices, lands in  
1959 imminent danger of development or degradation, or lands within  
1960 the Florida wildlife corridor as defined in s. 259.1055(4); an  
1961 appraisal process; ~~and a process for title review and~~  
1962 compliance and approval of the rules by the Board of Trustees of  
1963 the Internal Improvement Trust Fund.

1964           (14) Notwithstanding any other law or rule, the department  
1965 shall submit a purchase agreement authorized by this section to  
1966 the Board of Trustees of the Internal Improvement Trust Fund for  
1967 approval only if the purchase price exceeds \$5 million.

1968           Section 18. Paragraph (b) of subsection (1) and subsection  
1969 (5) of section 570.715, Florida Statutes, are amended to read:

1970           570.715 Conservation easement acquisition procedures.—

1971           (1) For less than fee simple acquisitions pursuant to s.  
1972 570.71, the Department of Agriculture and Consumer Services  
1973 shall comply with the following acquisition procedures:

1974           (b) Before approval by the board of trustees of an  
1975 agreement to purchase less than fee simple title to land

1976 | pursuant to s. 570.71, an appraisal of the parcel shall be  
 1977 | required as follows:

1978 |         1. Each parcel to be acquired shall have at least one  
 1979 | appraisal. Two appraisals are required when the estimated value  
 1980 | of the parcel exceeds \$5 ~~\$1~~ million. However, when both  
 1981 | appraisals exceed \$5 ~~\$1~~ million and differ significantly, a  
 1982 | third appraisal may be obtained.

1983 |         2. Appraisal fees and associated costs shall be paid by  
 1984 | the department. All appraisals used for the acquisition of less  
 1985 | than fee simple interest in lands pursuant to this section shall  
 1986 | be prepared by a state-certified appraiser who meets the  
 1987 | standards and criteria established by rule of the board of  
 1988 | trustees. Each appraiser selected to appraise a particular  
 1989 | parcel shall, before contracting with the department or a  
 1990 | participant in a multiparty agreement, submit to the department  
 1991 | or participant an affidavit substantiating that he or she has no  
 1992 | vested or fiduciary interest in such parcel.

1993 |         (5) Appraisal reports are confidential and exempt from s.  
 1994 | 119.07(1), for use by the department and the board of trustees,  
 1995 | until an option contract is executed or, if an option contract  
 1996 | is not executed, until 2 weeks before a contract or agreement  
 1997 | for purchase is considered for approval by the board of  
 1998 | trustees. However, the department shall ~~has the authority, at~~  
 1999 | ~~its discretion, to~~ disclose appraisal reports to private  
 2000 | landowners or their representatives during negotiations for



2001 | ~~acquisitions using alternatives to fee simple techniques, if the~~  
 2002 | ~~department determines that disclosure of such reports will bring~~  
 2003 | ~~the proposed acquisition to closure.~~ The department may also  
 2004 | disclose appraisal information to public agencies or nonprofit  
 2005 | organizations that agree to maintain the confidentiality of the  
 2006 | reports or information when joint acquisition of property is  
 2007 | contemplated, or when a public agency or nonprofit organization  
 2008 | enters into a written multiparty agreement with the department.  
 2009 | For purposes of this subsection, the term "nonprofit  
 2010 | organization" means an organization whose purposes include the  
 2011 | preservation of natural resources, and which is exempt from  
 2012 | federal income tax under s. 501(c)(3) of the Internal Revenue  
 2013 | Code. The department may release an appraisal report when the  
 2014 | passage of time has rendered the conclusions of value in the  
 2015 | report invalid or when the department has terminated  
 2016 | negotiations.

2017 | Section 19. Paragraph (h) of subsection (4) of section  
 2018 | 201.15, Florida Statutes, is amended to read:

2019 | 201.15 Distribution of taxes collected.—All taxes  
 2020 | collected under this chapter are hereby pledged and shall be  
 2021 | first made available to make payments when due on bonds issued  
 2022 | pursuant to s. 215.618 or s. 215.619, or any other bonds  
 2023 | authorized to be issued on a parity basis with such bonds. Such  
 2024 | pledge and availability for the payment of these bonds shall  
 2025 | have priority over any requirement for the payment of service

2026 | charges or costs of collection and enforcement under this  
 2027 | section. All taxes collected under this chapter, except taxes  
 2028 | distributed to the Land Acquisition Trust Fund pursuant to  
 2029 | subsections (1) and (2), are subject to the service charge  
 2030 | imposed in s. 215.20(1). Before distribution pursuant to this  
 2031 | section, the Department of Revenue shall deduct amounts  
 2032 | necessary to pay the costs of the collection and enforcement of  
 2033 | the tax levied by this chapter. The costs and service charge may  
 2034 | not be levied against any portion of taxes pledged to debt  
 2035 | service on bonds to the extent that the costs and service charge  
 2036 | are required to pay any amounts relating to the bonds. All of  
 2037 | the costs of the collection and enforcement of the tax levied by  
 2038 | this chapter and the service charge shall be available and  
 2039 | transferred to the extent necessary to pay debt service and any  
 2040 | other amounts payable with respect to bonds authorized before  
 2041 | January 1, 2017, secured by revenues distributed pursuant to  
 2042 | this section. All taxes remaining after deduction of costs shall  
 2043 | be distributed as follows:

2044 |       (4) After the required distributions to the Land  
 2045 | Acquisition Trust Fund pursuant to subsections (1) and (2) and  
 2046 | deduction of the service charge imposed pursuant to s.  
 2047 | 215.20(1), the remainder shall be distributed as follows:

2048 |       (h) An amount equaling 5.4175 percent of the remainder  
 2049 | shall be paid into the Water Protection and Sustainability  
 2050 | Program Trust Fund to be used to fund water quality improvement

2051 ~~wastewater~~ grants as specified in s. 403.0673.

2052 Section 20. Paragraph (1) of subsection (3), paragraph (a)  
 2053 of subsection (5), and paragraph (i) of subsection (15) of  
 2054 section 259.105, Florida Statutes, are amended to read:

2055 259.105 The Florida Forever Act.—

2056 (3) Less the costs of issuing and the costs of funding  
 2057 reserve accounts and other costs associated with bonds, the  
 2058 proceeds of cash payments or bonds issued pursuant to this  
 2059 section shall be deposited into the Florida Forever Trust Fund  
 2060 created by s. 259.1051. The proceeds shall be distributed by the  
 2061 Department of Environmental Protection in the following manner:

2062 (1) For the purposes of paragraphs (e), (f), (g), and (h),  
 2063 the agencies that receive the funds shall develop their  
 2064 individual acquisition or restoration lists in accordance with  
 2065 specific criteria and numeric performance measures developed  
 2066 pursuant to s. 259.035(4). Proposed additions may be acquired if  
 2067 they are identified within the original project boundary, the  
 2068 management plan required pursuant to s. 253.034(5), or the  
 2069 management prospectus required pursuant to s. 259.032(7)(b) ~~s.~~  
 2070 ~~259.032(7)(c)~~. Proposed additions not meeting the requirements  
 2071 of this paragraph shall be submitted to the council for  
 2072 approval. The council may only approve the proposed addition if  
 2073 it meets two or more of the following criteria: serves as a link  
 2074 or corridor to other publicly owned property; enhances the  
 2075 protection or management of the property; would add a desirable

2076 resource to the property; would create a more manageable  
 2077 boundary configuration; has a high resource value that otherwise  
 2078 would be unprotected; or can be acquired at less than fair  
 2079 market value.

2080 (5) (a) All lands acquired pursuant to this section shall  
 2081 be managed for multiple-use purposes, where compatible with the  
 2082 resource values of and management objectives for such lands. As  
 2083 used in this section, "multiple-use" includes, but is not  
 2084 limited to, outdoor recreational activities as described in ss.  
 2085 253.034 and 259.032(7) (a) 2. ~~ss. 253.034 and 259.032(7) (b)~~, water  
 2086 resource development projects, sustainable forestry management,  
 2087 carbon sequestration, carbon mitigation, or carbon offsets.

2088 (15) The council shall submit to the board, with its list  
 2089 of projects, a report that includes, but need not be limited to,  
 2090 the following information for each project listed:

2091 (i) A management policy statement for the project and a  
 2092 management prospectus pursuant to s. 259.032(7) (b) ~~s.~~  
 2093 ~~259.032(7) (c)~~.

2094 Section 21. Subsection (17) of section 373.019, Florida  
 2095 Statutes, is amended to read:

2096 373.019 Definitions.—When appearing in this chapter or in  
 2097 any rule, regulation, or order adopted pursuant thereto, the  
 2098 term:

2099 (17) "Reclaimed water" means water that has received at  
 2100 least secondary treatment and basic disinfection and is reused

2101 after flowing out of a domestic wastewater treatment facility.  
 2102 Reclaimed water is not subject to regulation pursuant to s.  
 2103 373.175 or part II of this chapter until it has been discharged  
 2104 into waters as defined in s. 403.031 ~~s. 403.031(13)~~.

2105 Section 22. Section 373.4132, Florida Statutes, is amended  
 2106 to read:

2107 373.4132 Dry storage facility permitting.—The governing  
 2108 board or the department shall require a permit under this part,  
 2109 including s. 373.4145, for the construction, alteration,  
 2110 operation, maintenance, abandonment, or removal of a dry storage  
 2111 facility for 10 or more vessels that is functionally associated  
 2112 with a boat launching area. As part of an applicant's  
 2113 demonstration that such a facility will not be harmful to the  
 2114 water resources and will not be inconsistent with the overall  
 2115 objectives of the district, the governing board or department  
 2116 shall require the applicant to provide reasonable assurance that  
 2117 the secondary impacts from the facility will not cause adverse  
 2118 impacts to the functions of wetlands and surface waters,  
 2119 including violations of state water quality standards applicable  
 2120 to waters as defined in s. 403.031 ~~s. 403.031(13)~~, and will meet  
 2121 the public interest test of s. 373.414(1)(a), including the  
 2122 potential adverse impacts to manatees. Nothing in this section  
 2123 shall affect the authority of the governing board or the  
 2124 department to regulate such secondary impacts under this part  
 2125 for other regulated activities.

2126 Section 23. Subsection (1) of section 373.414, Florida  
 2127 Statutes, is amended to read:

2128 373.414 Additional criteria for activities in surface  
 2129 waters and wetlands.—

2130 (1) As part of an applicant's demonstration that an  
 2131 activity regulated under this part will not be harmful to the  
 2132 water resources or will not be inconsistent with the overall  
 2133 objectives of the district, the governing board or the  
 2134 department shall require the applicant to provide reasonable  
 2135 assurance that state water quality standards applicable to  
 2136 waters as defined in s. 403.031 ~~s. 403.031(13)~~ will not be  
 2137 violated and reasonable assurance that such activity in, on, or  
 2138 over surface waters or wetlands, as delineated in s. 373.421(1),  
 2139 is not contrary to the public interest. However, if such an  
 2140 activity significantly degrades or is within an Outstanding  
 2141 Florida Water, as provided by department rule, the applicant  
 2142 must provide reasonable assurance that the proposed activity  
 2143 will be clearly in the public interest.

2144 (a) In determining whether an activity, which is in, on,  
 2145 or over surface waters or wetlands, as delineated in s.  
 2146 373.421(1), and is regulated under this part, is not contrary to  
 2147 the public interest or is clearly in the public interest, the  
 2148 governing board or the department shall consider and balance the  
 2149 following criteria:

2150 1. Whether the activity will adversely affect the public

2151 health, safety, or welfare or the property of others;

2152 2. Whether the activity will adversely affect the

2153 conservation of fish and wildlife, including endangered or

2154 threatened species, or their habitats;

2155 3. Whether the activity will adversely affect navigation

2156 or the flow of water or cause harmful erosion or shoaling;

2157 4. Whether the activity will adversely affect the fishing

2158 or recreational values or marine productivity in the vicinity of

2159 the activity;

2160 5. Whether the activity will be of a temporary or

2161 permanent nature;

2162 6. Whether the activity will adversely affect or will

2163 enhance significant historical and archaeological resources

2164 under the provisions of s. 267.061; and

2165 7. The current condition and relative value of functions

2166 being performed by areas affected by the proposed activity.

2167 (b) If the applicant is unable to otherwise meet the

2168 criteria set forth in this subsection, the governing board or

2169 the department, in deciding to grant or deny a permit, must

2170 ~~shall~~ consider measures proposed by or acceptable to the

2171 applicant to mitigate adverse effects that may be caused by the

2172 regulated activity. Such measures may include, but are not

2173 limited to, onsite mitigation, offsite mitigation, offsite

2174 regional mitigation, and the purchase of mitigation credits from

2175 mitigation banks permitted under s. 373.4136. It is ~~shall be~~ the

2176 responsibility of the applicant to choose the form of  
2177 mitigation. The mitigation must offset the adverse effects  
2178 caused by the regulated activity.

2179 1. The department or water management districts may accept  
2180 the donation of money as mitigation only where the donation is  
2181 specified for use in a duly noticed environmental creation,  
2182 preservation, enhancement, or restoration project, endorsed by  
2183 the department or the governing board of the water management  
2184 district, which offsets the impacts of the activity permitted  
2185 under this part. However, ~~the provisions of~~ this subsection does  
2186 ~~shall~~ not apply to projects undertaken pursuant to s. 373.4137  
2187 or chapter 378. Where a permit is required under this part to  
2188 implement any project endorsed by the department or a water  
2189 management district, all necessary permits must have been issued  
2190 prior to the acceptance of any cash donation. After the  
2191 effective date of this act, when money is donated to either the  
2192 department or a water management district to offset impacts  
2193 authorized by a permit under this part, the department or the  
2194 water management district shall accept only a donation that  
2195 represents the full cost to the department or water management  
2196 district of undertaking the project that is intended to mitigate  
2197 the adverse impacts. The full cost shall include all direct and  
2198 indirect costs, as applicable, such as those for land  
2199 acquisition, land restoration or enhancement, perpetual land  
2200 management, and general overhead consisting of costs such as



2201 staff time, building, and vehicles. The department or the water  
 2202 management district may use a multiplier or percentage to add to  
 2203 other direct or indirect costs to estimate general overhead.  
 2204 Mitigation credit for such a donation may ~~shall~~ be given only to  
 2205 the extent that the donation covers the full cost to the agency  
 2206 of undertaking the project ~~that is~~ intended to mitigate the  
 2207 adverse impacts. However, nothing herein may ~~shall~~ be construed  
 2208 to prevent the department or a water management district from  
 2209 accepting a donation representing a portion of a larger project,  
 2210 provided that the donation covers the full cost of that portion  
 2211 and mitigation credit is given only for that portion. The  
 2212 department or water management district may deviate from the  
 2213 full cost requirements of this subparagraph to resolve a  
 2214 proceeding brought pursuant to chapter 70 or a claim for inverse  
 2215 condemnation. Nothing in this section may ~~shall~~ be construed to  
 2216 require the owner of a private mitigation bank, permitted under  
 2217 s. 373.4136, to include the full cost of a mitigation credit in  
 2218 the price of the credit to a purchaser of said credit.

2219 2. The department and each water management district shall  
 2220 report by March 1 of each year, as part of the consolidated  
 2221 annual report required by s. 373.036(7), all cash donations  
 2222 accepted under subparagraph 1. during the preceding water  
 2223 management district fiscal year for wetland mitigation purposes.  
 2224 The report must ~~shall~~ exclude those contributions pursuant to s.  
 2225 373.4137. The report must ~~shall~~ include a description of the

2226 endorsed mitigation projects and, except for projects governed  
2227 by s. 373.4135(6), must ~~shall~~ address, as applicable, success  
2228 criteria, project implementation status and timeframe,  
2229 monitoring, long-term management, provisions for preservation,  
2230 and full cost accounting.

2231 3. If the applicant is unable to meet water quality  
2232 standards because existing ambient water quality does not meet  
2233 standards, the governing board or the department must ~~shall~~  
2234 consider mitigation measures proposed by or acceptable to the  
2235 applicant that cause net improvement of the water quality in the  
2236 receiving body of water for those parameters which do not meet  
2237 standards.

2238 4. If mitigation requirements imposed by a local  
2239 government for surface water and wetland impacts of an activity  
2240 regulated under this part cannot be reconciled with mitigation  
2241 requirements approved under a permit for the same activity  
2242 issued under this part, including application of the uniform  
2243 wetland mitigation assessment method adopted pursuant to  
2244 subsection (18), the mitigation requirements for surface water  
2245 and wetland impacts are ~~shall be~~ controlled by the permit issued  
2246 under this part.

2247 (c) Where activities for a single project regulated under  
2248 this part occur in more than one local government jurisdiction,  
2249 and where permit conditions or regulatory requirements are  
2250 imposed by a local government for these activities which cannot

2251 be reconciled with those imposed by a permit under this part for  
 2252 the same activities, the permit conditions or regulatory  
 2253 requirements are ~~shall be~~ controlled by the permit issued under  
 2254 this part.

2255 Section 24. Section 373.4142, Florida Statutes, is amended  
 2256 to read:

2257 373.4142 Water quality within stormwater treatment  
 2258 systems.—State surface water quality standards applicable to  
 2259 waters of the state, as defined in s. 403.031 ~~s. 403.031(13)~~, do  
 2260 ~~shall~~ not apply within a stormwater management system which is  
 2261 designed, constructed, operated, and maintained for stormwater  
 2262 treatment in accordance with a valid permit or noticed exemption  
 2263 issued pursuant to chapter 62-25, Florida Administrative Code; a  
 2264 valid permit or exemption under s. 373.4145 within the Northwest  
 2265 Florida Water Management District; a valid permit issued on or  
 2266 subsequent to April 1, 1986, within the Suwannee River Water  
 2267 Management District or the St. Johns River Water Management  
 2268 District pursuant to this part; a valid permit issued on or  
 2269 subsequent to March 1, 1988, within the Southwest Florida Water  
 2270 Management District pursuant to this part; or a valid permit  
 2271 issued on or subsequent to January 6, 1982, within the South  
 2272 Florida Water Management District pursuant to this part. Such  
 2273 inapplicability of state water quality standards shall be  
 2274 limited to that part of the stormwater management system located  
 2275 upstream of a manmade water control structure permitted, or

2276 approved under a noticed exemption, to retain or detain  
 2277 stormwater runoff in order to provide treatment of the  
 2278 stormwater. The additional use of such a stormwater management  
 2279 system for flood attenuation or irrigation does ~~shall~~ not divest  
 2280 the system of the benefits of this exemption. This section does  
 2281 ~~shall~~ not affect the authority of the department and water  
 2282 management districts to require reasonable assurance that the  
 2283 water quality within such stormwater management systems will not  
 2284 adversely impact public health, fish and wildlife, or adjacent  
 2285 waters.

2286 Section 25. Paragraph (a) of subsection (1) of section  
 2287 373.430, Florida Statutes, is amended to read:

2288 373.430 Prohibitions, violation, penalty, intent.—

2289 (1) It shall be a violation of this part, and it shall be  
 2290 prohibited for any person:

2291 (a) To cause pollution, as defined in s. 403.031 ~~s.~~  
 2292 ~~403.031(7)~~, except as otherwise provided in this part, so as to  
 2293 harm or injure human health or welfare, animal, plant, or  
 2294 aquatic life or property.

2295 Section 26. Paragraph (n) of subsection (2) of section  
 2296 373.4592, Florida Statutes, is amended to read:

2297 373.4592 Everglades improvement and management.—

2298 (2) DEFINITIONS.—As used in this section:

2299 (n) "Stormwater management program" shall have the meaning  
 2300 set forth in s. 403.031 ~~s. 403.031(15)~~.

2301 Section 27. Paragraph (c) of subsection (1) of section  
 2302 403.890, Florida Statutes, is amended to read:

2303 403.890 Water Protection and Sustainability Program.—

2304 (1) Revenues deposited into or appropriated to the Water  
 2305 Protection and Sustainability Program Trust Fund shall be  
 2306 distributed by the Department of Environmental Protection for  
 2307 the following purposes:

2308 (c) The water quality improvement ~~wastewater~~ grant program  
 2309 as provided in s. 403.0673.

2310 Section 28. Paragraph (b) of subsection (1) of section  
 2311 403.892, Florida Statutes, is amended to read:

2312 403.892 Incentives for the use of graywater technologies.—

2313 (1) As used in this section, the term:

2314 (b) "Graywater" has the same meaning as in s. 381.0065(2)  
 2315 ~~s. 381.0065(2)(f)~~.

2316 Section 29. Paragraphs (c) and (d) of subsection (2) of  
 2317 section 403.9301, Florida Statutes, are amended to read:

2318 403.9301 Wastewater services projections.—

2319 (2) As used in this section, the term:

2320 (c) "Treatment works" has the same meaning as provided in  
 2321 s. 403.031 ~~s. 403.031(11)~~.

2322 (d) "Wastewater services" means service to a sewerage  
 2323 system, as defined in s. 403.031 ~~s. 403.031(9)~~, or service to  
 2324 domestic wastewater treatment works.

2325 Section 30. Paragraphs (b) and (c) of subsection (2) of

2326 | section 403.9302, Florida Statutes, are amended to read:  
 2327 |       403.9302 Stormwater management projections.—  
 2328 |       (2) As used in this section, the term:  
 2329 |       (b) "Stormwater management program" has the same meaning  
 2330 | as provided in s. 403.031 ~~s. 403.031(15)~~.  
 2331 |       (c) "Stormwater management system" has the same meaning as  
 2332 | provided in s. 403.031 ~~s. 403.031(16)~~.  
 2333 |       Section 31. For the purpose of incorporating the amendment  
 2334 | made by this act to section 259.032, Florida Statutes, in a  
 2335 | reference thereto, subsection (6) of section 259.045, Florida  
 2336 | Statutes, is reenacted to read:  
 2337 |       259.045 Purchase of lands in areas of critical state  
 2338 | concern; recommendations by department and land authorities.—  
 2339 | Within 45 days after the Administration Commission designates an  
 2340 | area as an area of critical state concern under s. 380.05, and  
 2341 | annually thereafter, the Department of Environmental Protection  
 2342 | shall consider the recommendations of the state land planning  
 2343 | agency pursuant to s. 380.05(1)(a) relating to purchase of lands  
 2344 | within an area of critical state concern or lands outside an  
 2345 | area of critical state concern that directly impact an area of  
 2346 | critical state concern, which may include lands used to preserve  
 2347 | and protect water supply, and shall make recommendations to the  
 2348 | board with respect to the purchase of the fee or any lesser  
 2349 | interest in any such lands that are:  
 2350 |       (6) Lands used to prevent or satisfy private property

2351 | rights claims resulting from limitations imposed by the  
 2352 | designation of an area of critical state concern if the  
 2353 | acquisition of such lands fulfills a public purpose listed in s.  
 2354 | 259.032(2) or if the parcel is wholly or partially, at the time  
 2355 | of acquisition, on one of the board's approved acquisition lists  
 2356 | established pursuant to this chapter. For the purposes of this  
 2357 | subsection, if a parcel is estimated to be worth \$500,000 or  
 2358 | less and the director of the Division of State Lands finds that  
 2359 | the cost of an outside appraisal is not justified, a comparable  
 2360 | sales analysis, an appraisal prepared by the Division of State  
 2361 | Lands, or other reasonably prudent procedures may be used by the  
 2362 | Division of State Lands to estimate the value of the parcel,  
 2363 | provided the public's interest is reasonably protected.

2364 |  
 2365 | The department, a local government, a special district, or a  
 2366 | land authority within an area of critical state concern may make  
 2367 | recommendations with respect to additional purchases which were  
 2368 | not included in the state land planning agency recommendations.

2369 |  
 2370 |       Section 32. The Legislature determines and declares that  
 2371 | this act fulfills an important state interest.

2372 |       Section 33. This act shall take effect July 1, 2023.