

CS/HB 421

2012

1                   A bill to be entitled  
 2           An act relating to limited certification for urban  
 3           landscape commercial fertilizer application; amending  
 4           s. 482.1562, F.S.; providing legislative findings;  
 5           requiring persons who hold a limited certification to  
 6           follow certain best management practices; providing an  
 7           exemption from certain local government ordinances;  
 8           requiring the Department of Agriculture and Consumer  
 9           Services to provide specified information to other  
 10          local and state governmental agencies; providing the  
 11          department with certain enforcement authority;  
 12          providing a requirement for related penalties, fines,  
 13          and administrative actions; providing an effective  
 14          date.

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

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 18           Section 1. Subsections (1) through (10) of section  
 19           482.1562, Florida Statutes, are renumbered as subsections (2)  
 20           through (11), respectively, a new subsection (1) is added to  
 21           that section, and present subsections (2), (8), and (10) of that  
 22           section are amended, to read:

23           482.1562 Limited certification for urban landscape  
 24           commercial fertilizer application.—

25           (1) The Legislature finds that the implementation of best  
 26           management practices for commercial fertilizer application to  
 27           urban landscapes is a critical component of the state's efforts  
 28           to minimize potential impacts to water quality.

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29        ~~(3)-(2)~~ Beginning January 1, 2014, any person applying  
30 commercial fertilizer to an urban landscape must be certified  
31 under this section. A person certified under this section must  
32 follow best management practices for commercial fertilizer  
33 application to urban landscapes as established by the Department  
34 of Environmental Protection. A person certified under this  
35 section is exempt from local government ordinances that address  
36 the fertilization of urban turfs, lawns, and landscapes.

37        ~~(9)-(8)~~ The department shall ~~may~~ provide information  
38 concerning the certification status of persons certified under  
39 this section to other local and state governmental agencies. The  
40 department is encouraged to create an online database that lists  
41 all persons certified under this section.

42        ~~(11)-(10)~~ The department has enforcement authority over  
43 persons certified under this section and may adopt rules to  
44 administer this section. All penalties, fines, and  
45 administrative actions must be consistent with this chapter.

46        Section 2. This act shall take effect July 1, 2012.