



152126

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
02/06/2012	.	
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The Committee on Environmental Preservation and Conservation (Latvala) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Present subsection (1) through (8) of section 482.1562, Florida Statutes, are renumbered as subsections (2) through (9), respectively, a new subsection (1) is added to that section and present subsections (2), and (8) of that section are amended, to read:

482.1562 Limited certification for urban landscape commercial fertilizer application.—

(1) The Legislature finds that the implementation of best



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13 management practices for commercial fertilizer application to
14 urban landscapes is a critical component of the state's efforts
15 to minimize potential impacts to water quality.

16 (3)(2) Beginning January 1, 2014, any person applying
17 commercial fertilizer to an urban landscape must be certified
18 under this section. A person certified under this section must
19 follow best management practices for commercial fertilizer
20 application to urban landscapes as established by the Department
21 of Environmental Protection. A person certified under this
22 section is exempt from local government ordinances that address
23 the fertilization of urban turfs, lawns, and landscapes.

24 (9)(8) The department shall ~~may~~ provide information
25 concerning the certification status of persons certified under
26 this section to other local and state governmental agencies. The
27 department is encouraged to create an online database that lists
28 all persons certified under this section.

29 Section 2. Subsections (5) and (6) are added to section
30 403.9337, Florida Statutes, to read:

31 (5) The provisions of s. 482.1562(3) do not limit the
32 authority of the department or water management districts
33 pursuant to chapter 373 or chapter 403 to adopt rules or issue
34 orders relating to fertilizer practices that are necessary to
35 achieve compliance with applicable water quality standards or to
36 implement federally authorized or delegated programs.

37 (6) The department shall submit a report on the
38 effectiveness of seasonal or calendar-based prohibited
39 application periods for the fertilization of urban turfs, lawns
40 and landscapes on the water quality of the state to the
41 Governor, President of the Senate and the Speaker of the House



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42 of Representatives, by December 31, 2016.

43 Section 3. This act shall take effect July 1, 2012.

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45 ===== T I T L E A M E N D M E N T =====

46 And the title is amended as follows:

47 Delete everything before the enacting clause
48 and insert:

49 A bill to be entitled

50 An act relating to limited certification for urban
51 landscape commercial fertilizer application; amending s.
52 482.1562, F.S.; providing legislative findings; requiring
53 persons who hold a limited certification to follow the model
54 ordinance; providing exemptions; requiring local governments to
55 establish a variance process; allowing application of fertilizer
56 during certain periods; providing for sunset of certain
57 provisions; requiring the Department of Agriculture and Consumer
58 Services to provide specified information to other local and
59 state governmental agencies; amending s. 403.9337, F.S.;
60 allowing the Department of Environmental Protection to adopt
61 certain rules; requiring a report; providing an effective date.

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