Representative Richardson offered the following:

Amendment (with title amendment)

Between lines 245 and 246, insert:

Section 2. Section 403.7033, Florida Statutes, is amended to read:

403.7033  Departmental analysis of particular recyclable materials.—

(1) The Legislature finds that prudent regulation of recyclable materials is crucial to the ongoing welfare of Florida's ecology and economy. As such, the Department of Environmental Protection shall undertake an analysis of the need for new or different regulation of auxiliary containers, wrappings, or disposable plastic bags used by consumers to carry
products from retail establishments. The analysis shall include
input from state and local government agencies, stakeholders,
private businesses, and citizens, and shall evaluate the
efficacy and necessity of both statewide and local regulation of
these materials. To ensure consistent and effective
implementation, the department shall submit a report with
conclusions and recommendations to the Legislature no later than
February 1, 2010.

(2) Until such time that the Legislature adopts the
recommendations of the department, a local government, local
governmental agency, or state government agency may not enact
any rule, regulation, or ordinance regarding use, disposition,
sale, prohibition, restriction, or tax of such auxiliary
containers, wrappings, or disposable plastic bags. If the
Legislature does not adopt, reject, or adopt in part the
recommendations of the department before January 1, 2017, this
subsection expires on that date, and thereafter any local
government or local government agency may enact any rule,
regulation, or ordinance regarding use, disposition, sale,
prohibition, restriction, or tax on disposable plastic bags.

Title Amendment

Between lines 4 and 5, insert:

amending s. 403.7033, F.S.; providing conditions for
the expiration of provisions preempting to the
Legislature the regulation of auxiliary containers, wrappings, or disposable plastic bags; authorizing local governments and local government agencies to enact certain rules, regulations, and ordinances regarding disposable plastic bags under such conditions;