



26 | been removed from the solid waste stream for sale, use, or reuse  
27 | as raw materials, whether or not the materials require  
28 | subsequent processing or separation from each other, but the  
29 | term does not include materials destined for any use that  
30 | constitutes disposal. Recovered materials as described in this  
31 | subsection are not solid waste.

32 |       ~~(33)~~~~(32)~~ "Solid waste" means sludge unregulated under the  
33 | federal Clean Water Act or Clean Air Act, sludge from a waste  
34 | treatment works, water supply treatment plant, or air pollution  
35 | control facility, or garbage, rubbish, refuse, special waste, or  
36 | other discarded material, including solid, liquid, semisolid, or  
37 | contained gaseous material resulting from domestic, industrial,  
38 | commercial, mining, agricultural, or governmental operations.  
39 | Recovered materials as defined in subsection ~~(25)~~~~(24)~~ are not  
40 | solid waste.

41 |       Section 2. Subsection (2) of section 171.205, Florida  
42 | Statutes, is amended to read:

43 |       171.205 Consent requirements for annexation of land under  
44 | this part.—Notwithstanding part I, an interlocal service  
45 | boundary agreement may provide a process for annexation  
46 | consistent with this section or with part I.

47 |       (2) If the area to be annexed includes a privately owned  
48 | solid waste disposal facility as defined in s. 403.703(34)  
49 | ~~403.703(33)~~ which receives municipal solid waste collected  
50 | within the jurisdiction of multiple local governments, the

51 annexing municipality must set forth in its plan the effects  
 52 that the annexation of the solid waste disposal facility will  
 53 have on the other local governments. The plan must also indicate  
 54 that the owner of the affected solid waste disposal facility has  
 55 been contacted in writing concerning the annexation, that an  
 56 agreement between the annexing municipality and the solid waste  
 57 disposal facility to govern the operations of the solid waste  
 58 disposal facility if the annexation occurs has been approved,  
 59 and that the owner of the solid waste disposal facility does not  
 60 object to the proposed annexation.

61 Section 3. Paragraph (f) of subsection (2) of section  
 62 377.709, Florida Statutes, is amended to read:

63 377.709 Funding by electric utilities of local  
 64 governmental solid waste facilities that generate electricity.-

65 (2) DEFINITIONS.-As used in this section, the term:

66 (f) "Solid waste facility" means a facility owned or  
 67 operated by, or on behalf of, a local government for the purpose  
 68 of disposing of solid waste, as that term is defined in s.  
 69 403.703(33) ~~403.703(32)~~, by any process that produces heat and  
 70 incorporates, as a part of the facility, the means of converting  
 71 heat to electrical energy in amounts greater than actually  
 72 required for the operation of the facility.

73 Section 4. Paragraph (f) of subsection (1) of section  
 74 403.7045, Florida Statutes, is amended to read:

75 403.7045 Application of act and integration with other

76 acts.—

77 (1) The following wastes or activities shall not be  
78 regulated pursuant to this act:

79 (f) Industrial byproducts, if:

80 1. A majority of the industrial byproducts are  
81 demonstrated to be sold, used, or reused within 1 year.

82 2. The industrial byproducts are not discharged,  
83 deposited, injected, dumped, spilled, leaked, or placed upon any  
84 land or water so that such industrial byproducts, or any  
85 constituent thereof, may enter other lands or be emitted into  
86 the air or discharged into any waters, including groundwaters,  
87 or otherwise enter the environment such that a threat of  
88 contamination in excess of applicable department standards and  
89 criteria or a significant threat to public health is caused.

90 3. The industrial byproducts are not hazardous wastes as  
91 defined under s. 403.703 and rules adopted under this section.

92  
93 Sludge from an industrial waste treatment works that meets the  
94 exemption requirements of this paragraph is not solid waste as  
95 defined in s. 403.703(33) ~~403.703(32)~~.

96 Section 5. This act shall take effect July 1, 2017.