



506190

LEGISLATIVE ACTION

Senate

House

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Floor: WD/3R

04/29/2014 11:46 AM

Senator Smith moved the following:

1 **Senate Substitute for Amendment (588730) (with title**
2 **amendment)**

3
4 Between lines 239 and 240
5 insert:

6 Section 4. Subsection (5) is added to section 403.709,
7 Florida Statutes, to read:

8 403.709 Solid Waste Management Trust Fund; use of waste
9 tire fees.—There is created the Solid Waste Management Trust
10 Fund, to be administered by the department.



11 (5) (a) Notwithstanding subsection (1), a solid waste
12 landfill closure account is established within the Solid Waste
13 Management Trust Fund to provide funding for the closing and
14 long-term care of solid waste management facilities. The
15 department may use funds from the account to contract with a
16 third party for the closing and long-term care of a solid waste
17 management facility if:

18 1. The facility has or had a department permit to operate
19 the facility;

20 2. The permittee provided proof of financial assurance for
21 closure in the form of an insurance certificate;

22 3. The facility is deemed to be abandoned or was ordered to
23 close by the department;

24 4. Closure is accomplished in substantial accordance with a
25 closure plan approved by the department; and

26 5. The department has written documentation that the
27 insurance company issuing the closure insurance policy will
28 provide or reimburse the funds required to complete closing and
29 long-term care of the facility.

30 (b) The department shall deposit the funds received from
31 the insurance company as reimbursement for the costs of closing
32 or long-term care of the facility into the solid waste landfill
33 closure account.

34
35 ===== T I T L E A M E N D M E N T =====

36 And the title is amended as follows:

37 Delete lines 2 - 15

38 and insert:

39 An act relating to waste; amending s. 376.78, F.S.;



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40 revising legislative intent with regard to community
41 revitalization in certain areas; amending s. 376.80,
42 F.S.; revising procedures for designation of
43 brownfield areas by local governments; providing
44 procedures for adoption of a resolution; providing
45 requirements for notice and public hearings;
46 authorizing local governments to use a term other than
47 "brownfield area" when naming such areas; amending s.
48 376.82, F.S.; providing an exemption from liability
49 for property damage for entities that execute and
50 implement certain brownfield site rehabilitation
51 agreements; providing for applicability; amending s.
52 403.709, F.S.; establishing a solid waste landfill
53 closure account within the Solid Waste Management
54 Trust Fund; authorizing the Department of
55 Environmental Protection to use funds to contract with
56 certain parties; requiring the department to deposit
57 certain funds into the solid waste landfill closure
58 account; providing an effective date.