



416612

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2019	.	
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The Committee on Environment and Natural Resources (Albritton) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. It is the intent of the Legislature that the Department of Environmental Protection interpret this act, to the maximum extent practicable, in a manner that provides the Legislature with a comprehensive overview of this state's water infrastructure funding needs, including, but not limited to, its residential, commercial, environmental, agricultural, and



416612

11 industrial needs. The department shall coordinate, to the
12 maximum extent practicable, with private and public sector
13 entities to produce the report required under s. 403.9339,
14 Florida Statutes. The department may use any source of
15 information it deems reasonably reliable as long as the source
16 is identified in the report.

17 Section 2. Section 403.9339, Florida Statutes, is created
18 to read:

19 403.9339 Comprehensive overview of statewide water
20 resources report.-

21 (1) The department shall conduct a comprehensive and
22 quantitative needs-based overview of this state's water
23 resources.

24 (2) To determine the level of need, the overview must
25 include, but is not limited to, all of the following:

26 (a) The funds necessary for the infrastructure's capacity
27 to meet current and future demands.

28 (b) The funds necessary to provide for the infrastructure's
29 existing and near-future physical condition and to provide
30 expected levels of service and protection to the public safety.

31 (c) The funds necessary for the infrastructure to be
32 operated and maintained in compliance with federal, state, and
33 local government regulations.

34 (d) The funds necessary for the infrastructure to be able
35 to prevent or protect against significant multi-hazard threats
36 and incidents, and its ability to quickly return to a pre-hazard
37 or pre-threat level of service.

38 (e) The replacement costs for infrastructure that is
39 nearing, at, or exceeding its estimated service life.



416612

40 (f) The costs of compliance with legislative intent that
41 sufficient water be available for all existing and future
42 reasonable-beneficial uses and for natural systems, and that
43 adverse effects of competition for water supplies be avoided.

44 (g) The infrastructure needs and funds necessary to
45 protect, restore, and enhance this state's water.

46 (h) The infrastructure, including stormwater systems, needs
47 and funds necessary to provide for adequate flood protection.

48 (3) The overview must be based on a short-term, 5-year
49 planning period and a long-term, 20-year planning period and
50 must include, but need not be limited to, all of the following:

51 (a) Water supply infrastructure, including, at a minimum,
52 water supply development projects, water resource development
53 projects, and water conservation.

54 (b) Water quality protection and restoration, including, at
55 a minimum, septic system conversion, basin management action
56 plans under s. 403.067(7)(a), and surface water improvement and
57 management plans under s. 373.453.

58 (c) Wastewater infrastructure.

59 (d) Stormwater infrastructure.

60 (e) Flood control infrastructure.

61 (f) Environmental restoration.

62 (4) The overview must also identify potential funding
63 options to meet the anticipated demand on water resources in
64 this state which are necessary to comply with laws and
65 regulations governing subsection (1), to comply with the
66 Legislature's intent that sufficient water be available for all
67 existing and future reasonable-beneficial uses and the natural
68 systems, and to avoid adverse effects of competition for water



416612

69 supplies. The overview of funding options may include a review
70 of public and private funding options used in this state, other
71 states, or other countries.

72 (5) Beginning January 1, 2021, and every 5 years
73 thereafter, the department shall submit a report of the findings
74 of the overview to the Governor, the President of the Senate,
75 and the Speaker of the House of Representatives.

76 Section 3. This act shall take effect July 1, 2019.

77
78 ===== T I T L E A M E N D M E N T =====

79 And the title is amended as follows:

80 Delete everything before the enacting clause
81 and insert:

82 A bill to be entitled
83 An act relating to water resources; providing
84 legislative intent; creating s. 403.9339, F.S.;

85 requiring the Department of Environmental Protection
86 to conduct a comprehensive and quantitative needs-
87 based overview of this state's water resources;
88 specifying requirements for the overview; requiring
89 the department to submit a report every 5 years to the
90 Governor and the Legislature by a specified date;
91 providing an effective date.

92
93 WHEREAS, the Legislature finds that water constitutes a
94 public resource benefitting the entire state, and

95 WHEREAS, water is an essential element to this state's
96 current and future growth, sustainability, and environmental
97 health, and



416612

98 WHEREAS, a needs-based water assessment is vital to
99 successfully plan for this state's current and future population
100 growth, and infrastructural and environmental needs, NOW,
101 THEREFORE,