

By the Committee on Environment and Natural Resources; and  
Senator Albritton

592-03516-19

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1 A bill to be entitled  
2 An act relating to water resources; providing  
3 legislative intent; creating s. 403.9339, F.S.;  
4 requiring the Department of Environmental Protection  
5 to conduct a comprehensive and quantitative needs-  
6 based overview of this state's water resources;  
7 specifying requirements for the overview; requiring  
8 the department to submit a report every 5 years to the  
9 Governor and the Legislature by a specified date;  
10 providing an effective date.

11  
12 WHEREAS, the Legislature finds that water constitutes a  
13 public resource benefitting the entire state, and

14 WHEREAS, water is an essential element to this state's  
15 current and future growth, sustainability, and environmental  
16 health, and

17 WHEREAS, a needs-based water assessment is vital to  
18 successfully plan for this state's current and future population  
19 growth, and infrastructural and environmental needs, NOW,  
20 THEREFORE,

21  
22 Be It Enacted by the Legislature of the State of Florida:

23  
24 Section 1. It is the intent of the Legislature that the  
25 Department of Environmental Protection interpret this act, to  
26 the maximum extent practicable, in a manner that provides the  
27 Legislature with a comprehensive overview of this state's water  
28 infrastructure funding needs, including, but not limited to, its  
29 residential, commercial, environmental, agricultural, and

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30 industrial needs. The department shall coordinate, to the  
31 maximum extent practicable, with private and public sector  
32 entities to produce the report required under s. 403.9339,  
33 Florida Statutes. The department may use any source of  
34 information it deems reasonably reliable as long as the source  
35 is identified in the report.

36 Section 2. Section 403.9339, Florida Statutes, is created  
37 to read:

38 403.9339 Comprehensive overview of statewide water  
39 resources report.-

40 (1) The department shall conduct a comprehensive and  
41 quantitative needs-based overview of this state's water  
42 resources.

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

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

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

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

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

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

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

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

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

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

70 (a) Water supply infrastructure, including, at a minimum,  
71 water supply development projects, water resource development  
72 projects, and water conservation.

73 (b) Water quality protection and restoration, including, at  
74 a minimum, septic system conversion, basin management action  
75 plans under s. 403.067(7)(a), and surface water improvement and  
76 management plans under s. 373.453.

77 (c) Wastewater infrastructure.

78 (d) Stormwater infrastructure.

79 (e) Flood control infrastructure.

80 (f) Environmental restoration.

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

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88 supplies. The overview of funding options may include a review  
89 of public and private funding options used in this state, other  
90 states, or other countries.

91 (5) Beginning January 1, 2021, and every 5 years  
92 thereafter, the department shall submit a report of the findings  
93 of the overview to the Governor, the President of the Senate,  
94 and the Speaker of the House of Representatives.

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