

By Senator Taddeo

40-00836-20

20201722\_\_

1                   A bill to be entitled  
2       An act relating to recyclable materials; amending s.  
3       403.7033, F.S.; requiring the Department of  
4       Environmental Protection to review and update a  
5       specified report on the regulation of certain  
6       auxiliary containers, wrappings, and disposable  
7       plastic bags; requiring submittal of the report to the  
8       Legislature by a specified date; prohibiting a local  
9       government, local governmental agency, or state  
10      government agency from enacting certain rules and  
11      regulations during a specified timeframe; providing an  
12      effective date.

13  
14 Be It Enacted by the Legislature of the State of Florida:

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16       Section 1. Section 403.7033, Florida Statutes, is amended  
17 to read:

18       403.7033 Departmental analysis of particular recyclable  
19 materials.—The Legislature finds that prudent regulation of  
20 recyclable materials is crucial to the ongoing welfare of  
21 Florida's ecology and economy. As such, the Department of  
22 Environmental Protection shall review and update the  
23 department's Retail Bags Report 2010 to analyze ~~undertake an~~  
24 ~~analysis of~~ the need for new or different regulation of  
25 auxiliary containers, wrappings, or disposable plastic bags used  
26 by consumers to carry products from retail establishments. The  
27 update must ~~analysis shall~~ include input from state and local  
28 government agencies, stakeholders, private businesses, and  
29 citizens, and shall evaluate the efficacy and necessity of both

40-00836-20

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30 statewide and local regulation of these materials. To ensure  
31 consistent and effective implementation, the department shall  
32 submit a report with conclusions and recommendations to the  
33 Legislature by December 31, 2020 ~~no later than February 1, 2010~~.  
34 Until ~~such time that~~ the Legislature adopts the recommendations  
35 of the department or until July 1, 2021, whichever is earlier, a  
36 ~~ne~~ local government, local governmental agency, or state  
37 government agency may not enact any rule, regulation, or  
38 ordinance regarding use, disposition, sale, prohibition,  
39 restriction, or tax of such auxiliary containers, wrappings, or  
40 disposable plastic bags.

41 Section 2. This act shall take effect July 1, 2020.