



151510

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
11/30/2021	.	
	.	
	.	
	.	

---

The Committee on Environment and Natural Resources (Brodeur) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 100 and 101  
insert:

Section 2. Paragraph (b) of subsection (6) and subsection (8) of section 381.00651, Florida Statutes, is amended to read:  
381.00651 Periodic evaluation and assessment of onsite sewage treatment and disposal systems.—

(6) The requirements for an onsite sewage treatment and disposal system evaluation and assessment program are as



151510

11 follows:

12 (b) *Qualified contractors.*—Each evaluation required under  
13 this subsection must be performed by a qualified contractor, who  
14 may be a private provider or an authorized representative of a  
15 private provider as described in s. 381.0065(8)(c). ~~a septic~~  
16 ~~tank contractor or master septic tank contractor registered~~  
17 ~~under part III of chapter 489, a professional engineer having~~  
18 ~~wastewater treatment system experience and licensed under~~  
19 ~~chapter 471, or an environmental health professional certified~~  
20 ~~under this chapter in the area of onsite sewage treatment and~~  
21 ~~disposal system evaluation.~~ Evaluations and pump-outs may also  
22 be performed by an authorized employee working under the  
23 supervision of an individual listed in this paragraph; however,  
24 all evaluation forms must be signed by a qualified contractor in  
25 writing or by electronic signature.

26 (8) The county health department, in coordination with the  
27 department, shall administer any evaluation program on behalf of  
28 a county, or a municipality within the county, that has adopted  
29 an evaluation program pursuant to this section. In order to  
30 administer the evaluation program, the county or municipality,  
31 in consultation with the county health department, may develop a  
32 reasonable fee schedule to be used solely to pay for the costs  
33 of administering the evaluation program. Such a fee schedule  
34 shall be identified in the ordinance that adopts the evaluation  
35 program. When arriving at a reasonable fee schedule, the  
36 estimated annual revenues to be derived from fees may not exceed  
37 reasonable estimated annual costs of the program. Fees shall be  
38 assessed to the system owner during an inspection and separately  
39 identified on the invoice of the qualified contractor. Fees



151510

40 shall be remitted by the qualified contractor to the county  
41 health department.

42 (a) The county health department's administrative  
43 responsibilities include the following:

44 1. ~~(a)~~ Providing a notice to the system owner at least 60  
45 days before the system is due for an evaluation. The notice may  
46 include information on the proper maintenance of onsite sewage  
47 treatment and disposal systems.

48 2. ~~(b)~~ In consultation with the department, providing  
49 uniform disciplinary procedures and penalties for qualified  
50 contractors who do not comply with the requirements of the  
51 adopted ordinance, including, but not limited to, failure to  
52 provide the evaluation report as required in this subsection to  
53 the system owner and the county health department. Only the  
54 county health department may assess penalties against system  
55 owners for failure to comply with the adopted ordinance,  
56 consistent with existing requirements of law.

57 (b) Nothing in this subsection shall be construed as  
58 authorizing the department to charge an inspection fee for an  
59 onsite sewage treatment and disposal system inspection performed  
60 by a private provider in accordance with s. 381.0065(8).

61  
62  
63 ===== T I T L E A M E N D M E N T =====

64 And the title is amended as follows:

65 Delete line 13

66 and insert:

67 conditions; amending s. 381.00651, F.S.; revising the  
68 list of providers authorized to perform onsite sewage



69  
70

treatment and disposal system evaluations; providing  
for applicability; providing an effective date.