

**By** the Committee on Fiscal Policy; the Appropriations Committee on Transportation, Tourism, and Economic Development; and Senators Burgess and Avila

594-03208-25

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1                   A bill to be entitled  
2           An act relating to stormwater management systems;  
3           amending s. 373.423, F.S.; defining the terms "MS4"  
4           and "MS4 entity"; requiring each MS4 entity to conduct  
5           an operation and maintenance inspection of certain  
6           stormwater management systems by a specified date;  
7           providing requirements for such inspection; requiring  
8           that certain infrastructure be inspected annually by a  
9           specified date; requiring each MS4 entity to complete  
10          a stormwater facility inspection checklist; requiring  
11          that such checklist be submitted to specified entities  
12          by a specified date; requiring that each checklist  
13          include certain information; providing an effective  
14          date.

15  
16 Be It Enacted by the Legislature of the State of Florida:

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18           Section 1. Subsection (4) is added to section 373.423,  
19 Florida Statutes, to read:

20           373.423 Inspection.—

21           (4) (a) For purposes of this subsection:

22           1. "MS4" means a municipal separate storm sewer as defined  
23 in 40 C.F.R. s. 122.26(b).

24           2. "MS4 entity" means an MS4 permittee.

25           (b) Each MS4 entity shall conduct an operation and  
26 maintenance inspection of all permitted stormwater management  
27 systems owned or operated by the MS4 entity by September 1,  
28 2026. As part of such inspection, the MS4 entity must identify  
29 any infrastructure within the MS4, or any component thereof,

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30 which:

31 1. Has a significant vulnerability to obstruction,  
32 blockage, deterioration, failure, or other deficiencies; and

33 2. Upon operational failure, would result in flooding and  
34 property damage.

35 (c) Any infrastructure that satisfies the conditions in  
36 either subparagraph (b)1. or subparagraph (b)2. must be  
37 inspected annually by each June 1 thereafter.

38 (d) The MS4 entity shall complete the stormwater facility  
39 inspection checklist developed by the department any time an MS4  
40 is inspected pursuant to this subsection. A completed checklist  
41 must be submitted to the department and the Division of  
42 Emergency Management by September 1, 2026, and as applicable,  
43 each September 1 thereafter. Each checklist must include any  
44 infrastructure within the MS4, or any component thereof  
45 identified pursuant to paragraph (b).

46 Section 2. This act shall take effect July 1, 2025.