

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: State Affairs Committee
2 Representative Conerly offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 **Section 1.** This act may be cited as the "Joe Casello Act.

7 **Section 2. Section 376.911, Florida Statutes, is created**
8 **to read:**

9 376.911 Aqueous film-forming foam.-

10 (1)(a) As used in this section, the term "aqueous film-
11 forming foam" means any firefighting foam containing
12 intentionally added perfluoroalkyl and polyfluoroalkyl
13 substances, including perfluorooctanoic acid and perfluorooctane
14 sulfonate as defined by the United States Environmental
15 Protection Agency.

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16 (b) As used in this section, the term "department" means
17 the Department of Environmental Protection.

18 (2) Effective July 1, 2026:

19 (a) Aqueous film-forming foam may not be used for any
20 nonemergency instruction, training, or testing.

21 (b) All entities in possession of aqueous film-forming
22 foam must report inventories to the department.

23 (3) Effective July 1, 2027:

24 (a) The sale, purchase, or distribution of aqueous film-
25 forming foam within this state is prohibited.

26 (b) All entities with remaining inventories of aqueous
27 film-forming foam must submit a disposal plan to the department.

28 (4) Effective July 1, 2029, possession and use of aqueous
29 film-forming foam is prohibited in this state.

30 (5) The prohibition under subsection (4) does not apply
31 to:

32 (a) Federal aviation facilities required to comply with 14
33 C.F.R. part 139.

34 (b) Military applications where alternatives do not exist.

35 (c) Emergency firefighting situations where alternative
36 firefighting foam is not available, including mutual aid where
37 state or local firefighting authorities may not have adequate
38 equipment to dispense alternatives.

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39 (d) Specific aqueous film-forming foam retrofit projects
40 that have been submitted under an application with state or
41 local firefighting authorities.

42 (6) The department shall:

43 (a) Adopt rules for containment, collection, and disposal
44 of aqueous film-forming foam.

45 (b) Maintain a registry of firefighting foam alternatives
46 that do not contain perfluoroalkyl and polyfluoroalkyl
47 substances.

48 (c) Provide technical assistance and grants for transition
49 to products that do not contain perfluoroalkyl and
50 polyfluoroalkyl substances.

51 (7) The department may administer grants or cost share
52 programs to assist local fire departments and airports in
53 transitioning to products that do not contain perfluoroalkyl and
54 polyfluoroalkyl substances.

55 (8) A person who violates this act is subject to:

56 (a) Civil penalties not to exceed \$10,000 for each
57 violation for each day the violation persists.

58 (b) Additional penalties for failure to report inventories
59 or submit disposal plans.

60 (c) The department may seek injunctive relief to enforce
61 compliance with this section.

62 **Section 3. Subsection (12) is added to section 403.086,**
63 **Florida Statutes, to read:**

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64 403.086 Sewage disposal facilities; advanced and secondary
65 waste treatment.—

66 (12) (a) All public entities disposing of domestic
67 wastewater biosolids and treated effluent that have a designed
68 average daily flow of 25,000 or more gallons per day must
69 quarterly conduct at least one biosolids and treated effluent
70 sampling, as applicable, for perfluoroalkyl and polyfluoroalkyl
71 substances, including perfluorooctanoic acid and perfluorooctane
72 sulfonate, and submit the results to the department. The
73 sampling must be conducted in accordance with department rules.

74 (b) Until water quality standards for perfluoroalkyl and
75 polyfluoroalkyl substances are established by the United States
76 Environmental Protection Agency and adopted by the department,
77 the sampling and reporting conducted pursuant to paragraph (a)
78 is for informational purposes only and may not be the basis for
79 any department enforcement action or other cause of action.

80 **Section 4.** This act shall take effect July 1, 2026.

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83 **T I T L E A M E N D M E N T**

84 Remove everything before the enacting clause and insert:
85 An act relating to perfluoroalkyl and polyfluoroalkyl
86 substances; providing a short title; creating s.
87 376.911, F.S.; defining the terms "aqueous film-
88 forming foam" and "department"; prohibiting, beginning

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89 on a specified date, certain use and the sale,
90 purchase, or distribution of aqueous film-forming
91 foam; requiring, beginning on a specified date,
92 certain entities to submit aqueous film-forming foam
93 inventories and disposal plans to the Department of
94 Environmental Protection; prohibiting, beginning on a
95 specified date, the possession and use of aqueous
96 film-forming foam; providing applicability; providing
97 duties of the department; authorizing the department
98 to administer certain grants or cost share programs;
99 providing penalties and injunctive relief; amending s.
100 403.086, F.S.; requiring certain public entities
101 disposing of domestic wastewater biosolids and treated
102 effluent to quarterly conduct specified samplings and
103 submit the results to the Department of Environmental
104 Protection; providing such specified sampling is for
105 informational purposes only and may not be the basis
106 for enforcement action or other causes of action;
107 providing an effective date.