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LEGISLATIVE ACTION

Senate

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House

Senator Smith moved the following:

Senate Amendment (with title amendment)

Between lines 239 and 240

insert:

Section 4. Subsection (5) is added to section 403.709,
Florida Statutes, to read:

403.709 Solid Waste Management Trust Fund; use of waste
tire fees.—There is created the Solid Waste Management Trust
Fund, to be administered by the department.

(5) (a) Notwithstanding subsection (1), a solid waste
landfill closure account is established within the Solid Waste



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12 Management Trust Fund to provide funding for the closing and
13 long-term care of solid waste management facilities. The
14 department may use funds from the account to contract with a
15 third party for the closing and long-term care of a solid waste
16 management facility if:

17 1. The facility has or had a department permit to operate
18 the facility;

19 2. The permittee provided proof of financial assurance for
20 closure in the form of an insurance certificate;

21 3. The facility is deemed to be abandoned or was ordered to
22 close by the department;

23 4. Closure is accomplished in substantial accordance with a
24 closure plan approved by the department; and

25 5. The department has written documentation that the
26 insurance company issuing the closure insurance policy will
27 provide or reimburse the funds required to complete closing and
28 long-term care of the facility.

29 (b) The department shall deposit the funds received from
30 the insurance company as reimbursement for the costs of or long-
31 term care of the facility into the solid waste landfill closure
32 account.

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34 ===== T I T L E A M E N D M E N T =====

35 And the title is amended as follows:

36 Delete lines 2 - 15

37 and insert:

38 An act relating to waste; amending s. 376.78, F.S.;

39 revising legislative intent with regard to community

40 revitalization in certain areas; amending s. 376.80,



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41 F.S.; revising procedures for designation of
42 brownfield areas by local governments; providing
43 procedures for adoption of a resolution; providing
44 requirements for notice and public hearings;
45 authorizing local governments to use a term other than
46 "brownfield area" when naming such areas; amending s.
47 376.82, F.S.; providing an exemption from liability
48 for property damage for entities that execute and
49 implement certain brownfield site rehabilitation
50 agreements; providing for applicability; amending s.
51 403.709, F.S.; establishing a solid waste landfill
52 closure account within the Solid Waste Management
53 Trust Fund; authorizing the Department of
54 Environmental Protection to use funds to contract with
55 certain parties; requiring the department to deposit
56 certain funds into the solid waste landfill closure
57 account; providing an effective date.