

1 A bill to be entitled
 2 An act relating to the regulation of single-use
 3 plastic products; creating s. 403.7034, F.S.; defining
 4 the term "coastal community"; authorizing coastal
 5 communities to establish pilot programs to regulate
 6 single-use plastic products; providing requirements
 7 for establishing such pilot programs; amending s.
 8 403.7033, F.S.; requiring the Department of
 9 Environmental Protection to submit updated retail bag
 10 reports with conclusions and recommendations to the
 11 Legislature by specified dates; removing an obsolete
 12 provision; providing an effective date.

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

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 16 Section 1. Section 403.7034, Florida Statutes, is created
 17 to read:

18 403.7034 Coastal community pilot program to regulate
 19 single-use plastic products.—

20 (1) As used in this section, the term "coastal community"
 21 means a municipality with a population of less than 500,000 that
 22 abuts or borders the Gulf of Mexico; the Atlantic Ocean; or a
 23 saltwater bay, sound, strait, inlet, lagoon, salt marsh, coastal
 24 wetland, or other saltwater body immediately adjacent to the
 25 Gulf of Mexico or the Atlantic Ocean.

26 (2) Notwithstanding s. 403.7033, a coastal community may
27 establish a pilot program to regulate single-use plastic
28 products.

29 (3) To establish a pilot program to regulate single-use
30 plastic products, a coastal community must:

31 (a) Adopt an ordinance to regulate single-use plastic
32 products within the community's jurisdiction. The ordinance must
33 take effect on or after July 1, 2024, and must expire by June
34 30, 2026. The ordinance may not authorize or impose any new
35 taxes or fees for the use or distribution of single-use plastic
36 products and disposable plastic bags.

37 (b) Collect pertinent data relating to the effectiveness
38 and impacts of regulating single-use plastic products.

39 (c) By May 1, 2026, submit to its governing body a report
40 with data showing the effectiveness and impacts of regulating
41 single-use plastic products.

42 (d) Present the report under paragraph (c) at a publicly
43 noticed meeting of its governing body and receive public
44 comments on the report.

45 (e) Provide a copy of the report under paragraph (c) to
46 the department no later than June 30, 2026.

47 Section 2. Section 403.7033, Florida Statutes, is amended
48 to read:

49 403.7033 Departmental analysis of particular recyclable
50 materials.—The Legislature finds that prudent regulation of

51 recyclable materials is crucial to the ongoing welfare of
52 Florida's ecology and economy. As such, the Department of
53 Environmental Protection shall review and update its 2010 report
54 on retail bags analyzing the need for new or different
55 regulation of auxiliary containers, wrappings, or disposable
56 plastic bags used by consumers to carry products from retail
57 establishments. The updated report must include input from state
58 and local government agencies, stakeholders, private businesses,
59 and citizens and must evaluate the efficacy and necessity of
60 both statewide and local regulation of these materials. To
61 ensure consistent and effective implementation, beginning in
62 2027, and every 5 years thereafter, the department shall submit
63 the updated report with conclusions and recommendations to the
64 Legislature no later than December 31, ~~2021~~. Until such time
65 that the Legislature adopts the recommendations of the
66 department, a local government, local governmental agency, or
67 state governmental agency may not enact any rule, regulation, or
68 ordinance regarding use, disposition, sale, prohibition,
69 restriction, or tax of such auxiliary containers, wrappings, or
70 disposable plastic bags.

71 Section 3. This act shall take effect upon becoming a law.