

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Local & Federal Affairs
 2 Committee

3 Representative Hutson offered the following:

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

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (7) of section 509.032, Florida
 8 Statutes, is amended to read:

9 509.032 Duties.—

10 (7) PREEMPTION AUTHORITY.—

11 (a) The regulation of public lodging establishments and
 12 public food service establishments, including, but not limited
 13 to, sanitation standards, inspections, training and testing of
 14 personnel, and matters related to the nutritional content and
 15 marketing of foods offered in such establishments, is preempted
 16 to the state. This paragraph does not preempt the authority of a
 17 local government or local enforcement district to conduct

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18 inspections of public lodging and public food service
19 establishments for compliance with the Florida Building Code and
20 the Florida Fire Prevention Code, pursuant to ss. 553.80 and
21 633.206.

22 (b) A local law, ordinance, or regulation may not ~~restrict~~
23 ~~the use of vacation rentals~~, prohibit vacation rentals, or
24 regulate the duration of rental of vacation rentals ~~based solely~~
25 ~~on their classification, use, or occupancy~~. This paragraph does
26 not apply to any local law, ordinance, or regulation adopted on
27 or before June 1, 2011.

28 (c) Paragraph (b) does not apply to any local law,
29 ordinance, or regulation exclusively relating to property
30 valuation as a criterion for vacation rental if the local law,
31 ordinance, or regulation is required to be approved by the state
32 land planning agency pursuant to an area of critical state
33 concern designation.

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35 Section 2. This act shall take effect July 1, 2014.

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

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Remove everything before the enacting clause and insert:

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An act relating to the regulation of public lodging

42

establishments and public food services establishments; amending

43

s. 509.032, F.S.; clarifying which local laws, ordinances and

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 307 (2014)

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44 regulations regarding vacation rentals are prohibited; providing
45 an effective date.