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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
02/09/2018	.	
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The Committee on Regulated Industries (Gibson) recommended the following:

Senate Amendment (with title amendment)

Between lines 1497 and 1498

insert:

Section 48. Paragraph (c) of subsection (1) of section 413.08, Florida Statutes, is amended to read:

413.08 Rights and responsibilities of an individual with a disability; use of a service animal; prohibited discrimination in public employment, public accommodations, and housing accommodations; penalties.—



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11 (1) As used in this section and s. 413.081, the term:
12 (c) "Public accommodation" means a common carrier,
13 airplane, motor vehicle, railroad train, motor bus, streetcar,
14 boat, or other public conveyance or mode of transportation;
15 hotel; vacation rental as defined in s. 509.013; a timeshare
16 that is a transient public lodging establishment as defined in
17 s. 509.013; lodging place; place of public accommodation,
18 amusement, or resort; and other places to which the general
19 public is invited, subject only to the conditions and
20 limitations established by law and applicable alike to all
21 persons. The term does not include air carriers covered by the
22 Air Carrier Access Act of 1986, 49 U.S.C. s. 41705, and by
23 regulations adopted by the United States Department of
24 Transportation to implement such act.

25 Section 49. Subsections (1) and (4) of section 553.504,
26 Florida Statutes, are amended to read:

27 553.504 Exceptions to applicability of the federal
28 standards.—Notwithstanding the adoption of the Americans with
29 Disabilities Act Standards for Accessible Design pursuant to s.
30 553.503, all buildings, structures, and facilities in this state
31 must meet the following additional requirements if such
32 requirements provide increased accessibility:

33 (1) All new or altered public buildings and facilities,
34 private buildings and facilities, places of public
35 accommodation, vacation rentals as defined in s. 509.013
36 licensed after July 1, 2018, and commercial facilities, as those
37 terms are defined by the standards, subject to this part, must
38 comply with this part.

39 (4) In motels and hotels a number of rooms equaling at



40 least 5 percent of the guest rooms minus the number of
41 accessible rooms required by the standards, and in the case of a
42 vacation rental as defined in s. 509.013 licensed after July 1,
43 2018, at least one bedroom and one bathroom, must provide the
44 following special accessibility features:

45 (a) Grab rails in bathrooms and toilet rooms that comply
46 with s. 604.5 of the standards.

47 (b) All beds in designed accessible guest rooms must be an
48 open-frame type that allows the passage of lift devices.

49 (c) Water closets that comply with section 604.4 of the
50 standards.

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52 All buildings, structures, or facilities licensed as a hotel,
53 motel, vacations rental as defined in s. 509.013 licensed after
54 July 1, 2018, or condominium pursuant to chapter 509 are subject
55 to this subsection. This subsection does not relieve the owner
56 of the responsibility of providing accessible rooms in
57 conformance with ss. 224 and 806 of the standards.

58

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

60 And the title is amended as follows:

61 Delete line 105

62 and insert:

63 717.1355, and 877.24, F.S.; amending s. 413.08, F.S.;

64 revising the definition of the term "public

65 accommodation" to include vacation rentals; amending

66 s. 553.504, F.S.; requiring vacation rentals to meet

67 certain additional requirements for increased

68 accessibility for persons with disabilities;



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conforming cross-