

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Ritter offered the following:

**Amendment (with title amendment)**

Between lines 30 and 31, insert:

Section 1. Subsection (1) of section 553.512, Florida Statutes, is amended to read:

553.512 Modifications and waivers; advisory council.--

(1) The Florida Building Commission shall provide by regulation criteria for granting individual modifications of, or exceptions from, the literal requirements of this part upon a determination of unnecessary, unreasonable, or extreme hardship, provided such waivers shall not violate federal accessibility laws and regulations and shall be reviewed by the Accessibility Advisory Council. ~~Notwithstanding any other provision of this subsection, if an applicant for a waiver demonstrates economic hardship in accordance with 28 C.F.R. s. 36.403(f)(1), a waiver shall be granted.~~ The commission may not consider waiving any of

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28 the requirements of s. 553.5041 unless the applicant first  
 29 demonstrates that she or he has applied for and been denied  
 30 waiver or variance from all local government zoning, subdivision  
 31 regulations, or other ordinances that prevent compliance  
 32 therewith. Further, the commission may not waive the requirement  
 33 of s. 553.5041(5)(a) and (c)1. governing the minimum width of  
 34 accessible routes and minimum width of accessible parking  
 35 spaces.

36  
 37 ===== T I T L E A M E N D M E N T =====

38 Remove line(s) 12, and insert:

39 An act relating to emergency elevator access; amending s.  
 40 553.512, F.S.; deleting authorization to grant an economic  
 41 hardship waiver of certain provisions relating to buildings,  
 42 structures, and facilities accessibility by handicapped persons  
 43 under certain circumstances; providing