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1                   A bill to be entitled  
 2           An act relating to security cameras; reenacting s.  
 3           163.31802, F.S., relating to prohibited standards for  
 4           security cameras; providing for retroactive operation of  
 5           the act; providing for an exception under specified  
 6           circumstances; providing an effective date.

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 8           WHEREAS, the Florida Legislature enacted Senate Bill 360 in  
 9           2009 for important public policy purposes, and

10           WHEREAS, litigation has called into question the  
 11           constitutional validity of this important piece of legislation,  
 12           and

13           WHEREAS, the Legislature wishes to protect those who relied  
 14           on the changes made by Senate Bill 360 and to preserve the  
 15           Florida Statutes intact and cure any alleged constitutional  
 16           violation, NOW, THEREFORE,

17  
 18           Be It Enacted by the Legislature of the State of Florida:

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 20           Section 1. Section 163.31802, Florida Statutes, is  
 21           reenacted to read:

22           163.31802 Prohibited standards for security devices.—A  
 23           county, municipality, or other entity of local government may  
 24           not adopt or maintain in effect an ordinance or rule that  
 25           establishes standards for security cameras that require a lawful  
 26           business to expend funds to enhance the services or functions  
 27           provided by local government unless specifically provided by  
 28           general law. Nothing in this section shall be construed to limit

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29 | the ability of a county, municipality, airport, seaport, or  
30 | other local governmental entity to adopt standards for security  
31 | cameras in publicly operated facilities, including standards for  
32 | private businesses operating within such public facilities  
33 | pursuant to a lease or other contractual arrangement.

34 |       Section 2. This act shall take effect upon becoming a law,  
35 | and shall operate retroactively to June 1, 2009. If such  
36 | retroactive application is held by a court of last resort to be  
37 | unconstitutional, this act shall apply prospectively from the  
38 | date that this act becomes a law.