



933004

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/20/2013	.	
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The Committee on Appropriations (Galvano) recommended the following:

Senate Amendment (with directory and title amendments)

Between lines 52 and 53
insert:

(7) PREEMPTION AUTHORITY.—

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



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13 inspections of public lodging and public food service
14 establishments for compliance with the Florida Building Code and
15 the Florida Fire Prevention Code, pursuant to ss. 553.80 and
16 633.022.

17 ~~(b) A local law, ordinance, or regulation may not restrict~~
18 ~~the use of vacation rentals, prohibit vacation rentals, or~~
19 ~~regulate vacation rentals based solely on their classification,~~
20 ~~use, or occupancy. This paragraph does not apply to any local~~
21 ~~law, ordinance, or regulation adopted on or before June 1, 2011.~~

22 ~~(c) Paragraph (b) does not apply to any local law,~~
23 ~~ordinance, or regulation exclusively relating to property~~
24 ~~valuation as a criterion for vacation rental if the local law,~~
25 ~~ordinance, or regulation is required to be approved by the state~~
26 ~~land planning agency pursuant to an area of critical state~~
27 ~~concern designation.~~

28
29 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

30 And the directory clause is amended as follows:

31 Delete lines 12 - 13

32 and insert:

33 Section 1. Paragraph (a) of subsection (2) and subsection
34 (7) of section 509.032, Florida Statutes, are amended to read:

35
36 ===== T I T L E A M E N D M E N T =====

37 And the title is amended as follows:

38 Delete line 8

39 and insert:

40 terminology; deleting a provision that a local law,
41 ordinance, or regulation may not restrict the use of



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42 vacation rentals, prohibit vacation rentals, or
43 regulate vacation rentals based on the classification
44 use or occupancy; deleting the exception to that
45 provision; providing an effective date.