

Amendment No.

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WITHDRAWN	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 relating to  
27 a ban or duration adopted on or before June 1, 2011, except when  
28 such law, ordinance or regulation is being amended to be less  
29 restrictive.

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

36  
37 Section 2. This act shall take effect July 1, 2014.  
38  
39

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

42 Remove everything before the enacting clause and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 307 (2014)

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43 An act relating to the regulation of public lodging  
44 establishments and public food services establishments; amending  
45 s. 509.032, F.S.; clarifying which local laws, ordinances and  
46 regulations regarding vacation rentals are prohibited;  
47 clarifying when s. 509.032(7)(b) applies to local laws,  
48 ordinances and regulations adopted on or before June 1, 2011;  
49 providing an effective date.

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