

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Careers & Competition
2 Subcommittee

3 Representative Fine offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 163.20, Florida Statutes, is created to
8 read:

9 163.20 Regulation of businesses, professions, and
10 occupations preempted to the state.-

11 (1) DEFINITIONS.-As used in this section:

12 (a) "Local government" means a county, municipality,
13 special district, school district, or political subdivision of
14 the state.

15 (b) "Regulation" means a rule or regulation, license,
16 permit, or requirement, along with any associated fee.

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17 (2) LOCAL GOVERNMENT REGULATION.-On or after January 1,
18 2017, a local government may not adopt or impose a new
19 regulation on a business, profession, or occupation unless the
20 regulation is expressly authorized by general law.

21 (3) PREEMPTION OF REGULATION TO THE STATE.-
22 Notwithstanding any law to the contrary, this section expressly
23 preempts the regulation of businesses, professions, and
24 occupations to the state and supersedes any local government
25 regulation of businesses, professions, or occupations with the
26 exception of the following:

27 (a) A regulation adopted prior to January 1, 2017, without
28 general law authority. Any such regulation expires on January 1,
29 2020.

30 (b) A regulation expressly authorized by general law.

31 (4) EXISTING REGULATION LIMIT.-A local government with a
32 local regulation concerning a business, profession, or
33 occupation that is retained pursuant to paragraph (3)(a) may not
34 impose additional regulations on that business, profession, or
35 occupation or modify such regulation except to repeal or reduce
36 the regulation.

37 (5) REGULATIONS NOT AUTHORIZED.-Any local regulation of
38 businesses, professions, or occupations that is not authorized
39 under this section or expressly authorized by general law does
40 not apply and may not be enforced.

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42 Section 2. This act shall take effect July 1, 2017.

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

46 Remove everything before the enacting clause and insert:

47 An act relating to local regulation preemption; creating 163.20,
48 F.S.; providing definitions; prohibiting certain local
49 governments from imposing or adopting certain regulations on
50 businesses, professions, and occupations after a certain date;
51 preempting the regulation of businesses, professions, and
52 occupations to the state; providing exceptions to such
53 preemption; providing an effective date.