



225460

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/09/2019	.	
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The Committee on Community Affairs (Hutson) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 499.072, Florida Statutes, is created to
read:

499.072 Local regulation of over-the-counter proprietary
drugs and cosmetics; moratorium; penalties.-

(1) Before July 1, 2021, a county, a municipality, or
another local governmental entity may not adopt or enforce an



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11 ordinance or other local regulation relating to over-the-counter
12 proprietary drugs and cosmetics.

13 (2) An attempt by a county, a municipality, or another
14 local governmental entity to adopt or enforce over-the-counter
15 proprietary drugs and cosmetics regulations before July 1, 2021,
16 is a violation of this chapter and shall result in a fine of
17 \$25,000 imposed on the offending county, municipality, or other
18 local governmental entity. Further, the offending entity is
19 responsible for the attorney fees and costs of any party filing
20 and prevailing in a civil action to enforce the terms of the
21 moratorium.

22 Section 2. This act shall take effect July 1, 2019.

23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 Delete everything before the enacting clause
27 and insert:

28 A bill to be entitled
29 An act relating to preemption of local regulations;
30 creating s. 499.072, F.S.; prohibiting certain
31 governmental entities from adopting or enforcing local
32 ordinances or regulations relating to over-the-counter
33 proprietary drugs and cosmetics before a specified
34 date; providing penalties for violations of the
35 moratorium by a local governmental entity; providing
36 an effective date.