



786448

LEGISLATIVE ACTION

Senate

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House

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 366.032, Florida Statutes, is created to
read:

366.032 Preemption over utility service restrictions.—

(1) A municipality, county, special district, or other
political subdivision of the state may not enact or enforce a
resolution, ordinance, rule, code, policy, or take any action



11 that restricts or prohibits or has the effect of restricting or
12 prohibiting the types or fuel sources of energy production which
13 may be used, delivered, converted, or supplied by the following
14 entities to customers that such entities are authorized to
15 serve:

16 (a) A public utility or an electric utility as defined in
17 this chapter;

18 (b) An entity formed under s. 163.01 that generates, sells,
19 or transmits electrical energy;

20 (c) A natural gas utility as defined in s. 366.04(3)(c);

21 (d) A natural gas transmission company as defined in s.
22 368.103; or

23 (e) A Category I liquefied petroleum gas dealer or Category
24 II liquefied petroleum gas dispenser or Category III liquefied
25 petroleum gas cylinder exchange operator as defined in s.
26 527.01.

27 (2) This section does not expand or alter the jurisdiction
28 of the commission over public utilities or electric utilities.

29 Section 2. Any municipality, county, special district, or
30 political subdivision charter, resolution, ordinance, rule,
31 code, policy, or action that is preempted by this act that
32 existed before or on July 1, 2021, is void.

33 Section 3. This act shall take effect July 1, 2021.

34
35 ===== T I T L E A M E N D M E N T =====

36 And the title is amended as follows:

37 Delete everything before the enacting clause
38 and insert:

39 A bill to be entitled



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40 An act relating to preemption over restriction of
41 utility services; creating s. 366.032, F.S.;
42 prohibiting municipalities, counties, special
43 districts, or other political subdivisions from
44 restricting or prohibiting the types or fuel sources
45 of energy production used, delivered, converted, or
46 supplied by certain entities to customers; providing
47 construction; voiding existing specified documents and
48 policies that are preempted by this act; providing an
49 effective date.