

By Senator Rodriguez

39-00726-21

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1 A bill to be entitled
2 An act relating to petroleum fuel measuring devices;
3 amending s. 525.07, F.S.; preempting the regulation of
4 petroleum fuel measuring devices to the state and the
5 Department of Agriculture and Consumer Services;
6 prohibiting the department from enforcing certain
7 provisions for violations of rules relating to
8 petroleum fuel measuring devices; amending s. 525.16,
9 F.S.; exempting department petroleum fuel measuring
10 device rules from enforcement under specified
11 provisions; providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Paragraph (f) of subsection (10) of section
16 525.07, Florida Statutes, is amended to read:

17 525.07 Powers and duties of department; inspections;
18 unlawful acts.—

19 (10)

20 (f) The regulation of petroleum fuel measuring devices is
21 preempted to the state and to the department, which shall
22 enforce, and may adopt rules to administer, this subsection;
23 however, s. 525.16 may not be used to enforce this subsection.

24 Section 2. Subsection (6) is added to section 525.16,
25 Florida Statutes, to read:

26 525.16 Administrative fine; penalties; prosecution of cases
27 by state attorney.—

28 (6) This section may not be used to enforce rules adopted
29 pursuant to s. 525.07(10)(f).

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