By the Committee on Commerce and Tourism; and Senator Rodriguez

577-02338-21   2021430c1

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 unless an owner or
9   operator fails to take certain security measures;
10   amending s. 525.16, F.S.; exempting department
11   petroleum fuel measuring device rules from enforcement
12   under specified provisions unless an owner or operator
13   fails to take certain security measures; providing an
14   effective date.
15
16   Be It Enacted by the Legislature of the State of Florida:
17
18   Section 1. Paragraph (f) of subsection (10) of section
19   525.07, Florida Statutes, is amended to read:
20   525.07 Powers and duties of department; inspections;
21   unlawful acts.—
22   (10)
23   (f) The regulation of petroleum fuel measuring devices is
24   preempted to the state and to the department, which shall
25   enforce, and may adopt rules to administer, this subsection;
26   however, s. 525.16 may not be used to enforce this subsection
27   unless the device owner or operator has failed to install a
28   security device or measure.
29   Section 2. Subsection (6) is added to section 525.16,

CODING: Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.

577-02338-21   2021430c1

30 Florida Statutes, to read:

31   525.16 Administrative fine; penalties; prosecution of cases

32 by state attorney.—

33   (6) This section may not be used to enforce rules adopted

34 pursuant to s. 525.07(10)(f) unless the device owner or operator

35 has failed to install a security device or measure.

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