

1                                   A bill to be entitled  
 2           An act relating to preemption over restriction of  
 3           utility services; creating s. 366.032, F.S.;  
 4           prohibiting municipalities, counties, special  
 5           districts, or other political subdivisions from  
 6           restricting or prohibiting the types or fuel sources  
 7           of energy production used, delivered, converted, or  
 8           supplied by certain entities to customers; providing  
 9           construction; voiding existing specified documents and  
 10          policies that are preempted by this act; providing an  
 11          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. Section 366.032, Florida Statutes, is created  
 16 to read:

17           366.032 Preemption over utility service restrictions.-  
 18           (1) A municipality, county, special district, or other  
 19 political subdivision of the state may not enact or enforce a  
 20 resolution, ordinance, rule, code, policy, or take any action  
 21 that restricts or prohibits or has the effect of restricting or  
 22 prohibiting the types or fuel sources of energy production which  
 23 may be used, delivered, converted, or supplied by the following  
 24 entities to customers that such entities are authorized to  
 25 serve:

26        (a) A public utility or an electric utility as defined in  
 27 this chapter;

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

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

31        (d) A natural gas transmission company as defined in s.  
 32 368.103; or

33        (e) A Category I liquefied petroleum gas dealer or  
 34 Category II liquefied petroleum gas dispenser or Category III  
 35 liquefied petroleum gas cylinder exchange operator as defined in  
 36 s. 527.01.

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

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

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