

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Regulatory Reform
 2 Subcommittee

3 Representative Fischer offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 366-396 and insert:

7 (7) PREEMPTION AUTHORITY.—

8 (a) The regulation of public lodging establishments and
 9 public food service establishments, including, but not limited
 10 to, sanitation standards, licensing, inspections, training and
 11 testing of personnel, and matters related to the nutritional
 12 content and marketing of foods offered in such establishments,
 13 is preempted to the state. This paragraph does not preempt the
 14 authority of a local government or local enforcement district to
 15 conduct inspections of public lodging and public food service
 16 establishments for compliance with the Florida Building Code and

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17 the Florida Fire Prevention Code, pursuant to ss. 553.80 and
18 633.206.

19 (b)1. A local law, ordinance, or regulation may not
20 prohibit vacation rentals or regulate the duration or frequency
21 of rental of vacation rentals. This paragraph does not apply to
22 any local law, ordinance, or regulation adopted on or before
23 June 1, 2011, including when such law, ordinance, or regulation
24 is amended to be less restrictive or to comply with the local
25 registration requirements provided in this paragraph.
26 Notwithstanding paragraph (a), a local law, ordinance, or
27 regulation may require the registration of vacation rentals with
28 a local vacation rental registration program. Local governments
29 may adopt a vacation rental registration program pursuant to
30 subparagraph 3. and impose a fine for failure to register under
31 the vacation rental registration program. However, a local
32 government must waive the fine if the vacation rental becomes
33 registered under a vacation rental registration program within
34 30 days after receiving notice of the fine and deficiency.

35 2. A local government may not charge a fee for
36 processing a registration application, except for local
37 governments that adopted vacation rental registration fees on or
38 before the effective date of this act, which may be amended to
39 be reduced or eliminated, but may not be increased. A local law,
40 ordinance, or regulation may not require renewal of a
41 registration more than once per year. However, if there is a

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42 change of ownership, the new owner may be required to submit a
43 new application for registration.

44 Between lines 814 and 815, insert:

45 Section 22. The Division of Law Revision is directed to
46 replace the phrase "the effective date of this act" wherever it
47 occurs in this act with the date this act becomes a law.

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50 **T I T L E A M E N D M E N T**

51 Remove lines 17-19 and insert:

52 programs and impose fines for failure to register;
53 authorizing the waiver of such fines; authorizing local
54 governments to charge fees for processing registration
55 applications; providing an exception; specifying

56 Remove line 78 and insert:

57 rulemaking authority; providing a directive to the
58 Divisoin of Law Revision; providing effective dates.