

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Mooney offered the following:

Amendment (with title amendment)

Remove lines 139-149 and insert:

(6) A fee collected under this section, or an insurance product or a surety bond accepted, by a landlord in lieu of a security deposit is not a security deposit as defined in s. 83.43(12).

(7) A landlord has exclusive discretion as to whether to offer tenants the option to pay a fee in lieu of a security deposit and is not required to offer such fee option to tenants. However, if a landlord offers a tenant an option to pay a fee in lieu of a security deposit, the landlord must also offer all new

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14 tenants renting a dwelling unit on the same premises the option
15 to pay a fee in lieu of a security deposit, unless the landlord
16 chooses to prospectively terminate the fee option for all new
17 rental agreements.

18 (8) This section does not prohibit a tenant from being
19 offered or sold an insurance product or a surety bond to present
20 to the landlord in lieu of a security deposit if the offer or
21 sale of such insurance product or surety bond complies with the
22 laws of this state. Acceptance by a landlord of an insurance
23 product or a surety bond that is purchased or procured by a
24 tenant, a landlord, or an agent of the landlord may not be
25 considered an offer on the part of the landlord to allow a
26 tenant to pay a fee in lieu of a security deposit for the
27 purposes of subsection (7).

28 (9) This section applies to rental agreements entered into

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

32 Remove lines 20-25 and insert:

33 certain fees, insurance products, and surety bonds are
34 not security deposits; specifying that landlords have
35 exclusive discretion as to whether to offer tenants
36 the option to pay a fee in lieu of a security deposit;
37 requiring that landlords who offer a tenant the fee
38 option offer such option to all new tenants renting a

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39 dwelling unit on the same premises; providing an
40 exception; providing construction; providing
41 applicability;

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