

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WITHDRAWN	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: Civil Justice & Property
2 Rights Subcommittee
3 Representative McClure offered the following:

Amendment

Remove lines 67-84 and insert:

(a) Except as provided in paragraph (b), a business may claim business damages from a county or municipality if:

1. The county or municipality enacts or amends an ordinance or a charter that has or will cause a reduction of at least 15 percent of the business' profit; and

2. The business has engaged in lawful business in this state for the 3 years preceding the enactment of or amendment to the ordinance or charter.

(b) A county or municipality is not liable for business damages caused by:

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17 1. An ordinance or a charter provision that is required to
18 comply with state or federal law;

19 2. Emergency ordinances, declarations, or orders adopted
20 by a county or municipality under ss. 252.31-252.60, the State
21 Emergency Management Act;

22 3. A temporary emergency ordinance enacted pursuant to s.
23 125.66 or s. 166.041 which remains in effect for no more than 90
24 days;

25 4. An ordinance or charter provision enacted to implement:

26 a. Part II of chapter 163, which relates to growth policy,
27 county and municipal planning, and land development regulation;

28 b. Section 553.73, which relates to the Florida Building
29 Code; or

30 c. Section 663.202, which relates to the Florida Fire
31 Prevention Code;

32 5. An ordinance or charter provision required to implement
33 a contract or agreement, including, but not limited to, any
34 federal, state, local or private grant, or other financial
35 assistance accepted by a county government;

36 6. An ordinance or charter provision relating to the
37 issuance or refinancing of debt; or

38 7. An ordinance or charter provision related to the
39 adoption of a budget or budget amendment.