

1                                   A bill to be entitled  
 2           An act relating to rent control measures; amending ss.  
 3           125.0103, and 166.043, F.S.; removing provisions that  
 4           require local government measures that impose rent  
 5           controls to expire within a specified time period  
 6           unless they are extended or renewed in accordance with  
 7           law; conforming cross-references; providing an  
 8           effective date.

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10 Be It Enacted by the Legislature of the State of Florida:

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12           Section 1. Subsections (4) through (7) of section  
 13           125.0103, Florida Statutes are renumbered as subsections (3)  
 14           through (6), respectively, and present subsections (3) and (6)  
 15           of that section are amended, to read:

16           125.0103 Ordinances and rules imposing price controls;  
 17           findings required; procedures.—

18           ~~(3) Any law, ordinance, rule, or other measure which has~~  
 19           ~~the effect of imposing controls on rents shall terminate and~~  
 20           ~~expire within 1 year and shall not be extended or renewed except~~  
 21           ~~by the adoption of a new measure meeting all the requirements of~~  
 22           ~~this section.~~

23           (5) ~~(6)~~ In any court action brought to challenge the  
 24           validity of rent control imposed pursuant to the provisions of  
 25           this section, the evidentiary effect of any findings or

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26 recitations required by subsection (4)~~(5)~~ shall be limited to  
 27 imposing upon any party challenging the validity of such measure  
 28 the burden of going forward with the evidence, and the burden of  
 29 proof (that is, the risk of nonpersuasion) shall rest upon any  
 30 party seeking to have the measure upheld.

31 Section 2. Subsections (4) through (7) of section 166.043,  
 32 Florida Statutes are renumbered as subsections (3) through (6),  
 33 respectively, and present subsections (3) and (6) of that  
 34 section are amended, to read:

35 166.043 Ordinances and rules imposing price controls;  
 36 findings required; procedures.-

37 ~~(3) Any law, ordinance, rule, or other measure which has~~  
 38 ~~the effect of imposing controls on rents shall terminate and~~  
 39 ~~expire within 1 year and shall not be extended or renewed except~~  
 40 ~~by the adoption of a new measure meeting all the requirements of~~  
 41 ~~this section.~~

42 (5)~~(6)~~ In any court action brought to challenge the  
 43 validity of rent control imposed pursuant to the provisions of  
 44 this section, the evidentiary effect of any findings or  
 45 recitations required by subsection (4)~~(5)~~ shall be limited to  
 46 imposing upon any party challenging the validity of such measure  
 47 the burden of going forward with the evidence, and the burden of  
 48 proof (that is, the risk of nonpersuasion) shall rest upon any  
 49 party seeking to have the measure upheld.

50 Section 3. This act shall take effect July 1, 2022.