

1 A bill to be entitled
 2 An act relating to land development initiative and
 3 referendum processes; amending s. 163.3167, F.S.;
 4 prohibiting an initiative or referendum process in
 5 regard to any land development regulation; providing
 6 an effective date.

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

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 10 Section 1. Subsection (8) of section 163.3167, Florida
 11 Statutes, is amended to read:

12 163.3167 Scope of act.—

13 (8)(a) An initiative or referendum process in regard to
 14 any development order is prohibited.

15 (b) An initiative or referendum process in regard to any
 16 land development regulation is prohibited.

17 (c)~~(b)~~ An initiative or referendum process in regard to
 18 any local comprehensive plan amendment or map amendment is
 19 prohibited unless it is expressly authorized by specific
 20 language in a local government charter that was lawful and in
 21 effect on June 1, 2011. A general local government charter
 22 provision for an initiative or referendum process is not
 23 sufficient.

24 (d)~~(e)~~ It is the intent of the Legislature that initiative
 25 and referendum be prohibited in regard to any development order

26 | or any land development regulation. It is the intent of the
27 | Legislature that initiative and referendum be prohibited in
28 | regard to any local comprehensive plan amendment or map
29 | amendment, except as specifically and narrowly allowed by
30 | paragraph (c) ~~(b)~~. Therefore, the prohibition on initiative and
31 | referendum stated in paragraphs (a) and (c) ~~(b)~~ is remedial in
32 | nature and applies retroactively to any initiative or referendum
33 | process commenced after June 1, 2011, and any such initiative or
34 | referendum process commenced or completed thereafter is deemed
35 | null and void and of no legal force and effect.

36 | Section 2. This act shall take effect July 1, 2023.