



640988

LEGISLATIVE ACTION

Senate	.	House
Comm: TP	.	
03/29/2023	.	
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	.	

The Committee on Community Affairs (Rodriguez) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

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

163.3167 Scope of act.—

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

(b) An initiative or referendum process in regard to any



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11 land development regulation is prohibited.

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

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

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

33
34 ===== T I T L E A M E N D M E N T =====

35 And the title is amended as follows:

36 Delete everything before the enacting clause
37 and insert:

38 A bill to be entitled
39 An act relating to land development initiative and



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40 referendum processes; amending s. 163.3167, F.S.;
41 prohibiting an initiative or referendum process in
42 regard to any land development regulation; providing
43 an effective date.