

Amendment No.

CHAMBER ACTION

Senate

House

.

---

Representative Hinson offered the following:

**Amendment (with title amendment)**

Remove lines 76-197 and insert:

(2) A county may not appropriate county funds for the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies relating to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.

(3) A county may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or

136181

Approved For Filing: 3/3/2026 2:41:49 PM

Amendment No.

13 otherwise engage a person to serve as a diversity, equity, and  
14 inclusion officer.

15 (4) A county commissioner or other county official acting  
16 in an official capacity who violates this section commits  
17 misfeasance or malfeasance in office.

18 (5) A county may not provide or authorize its funds to be  
19 used by employees, contractors, volunteers, vendors, or agents  
20 to promote diversity, equity, and inclusion initiatives.

21 (6) An action in circuit court may be brought by a  
22 resident of the county against a county that violates this  
23 section. The court may enter a judgment awarding declaratory and  
24 injunctive relief, damages, and costs.

25 (7) (a) This section does not prohibit any official action  
26 by a county required for compliance with state or federal laws  
27 or regulations.

28 (b) This section does not prohibit a county from doing any  
29 of the following:

30 1. Recognizing or promoting holidays designated by federal  
31 law, including those designated in 5 U.S.C. s. 6103.

32 2. Recognizing or promoting state holidays and special  
33 observances designated by state law, including those designated  
34 in chapter 683.

35 3. Recognizing or promoting patriotic and national  
36 observances recognized by federal law, including those

136181

Approved For Filing: 3/3/2026 2:41:49 PM

Amendment No.

37 designated in 36 U.S.C. ss. 101-148, or recognizing the events  
38 and individuals forming the basis for such observances.

39 4. Recognizing or honoring the individuals and groups  
40 recognized and honored by the monuments, memorials, and museums  
41 authorized by chapter 265, ss. 267.0722 and 267.0724, or  
42 national monuments and memorials designated by acts of Congress,  
43 or recognizing the events and individuals forming the basis for  
44 such monuments, memorials, or museums.

45 5. Issuing event permits in a content-neutral manner and  
46 providing public safety services.

47 (c) This section does not prohibit the use of equal  
48 opportunity or equal employment opportunity materials designed  
49 to inform a person about the prohibition against discrimination  
50 based on protected status under state or federal law.

51 (d) This section may not be construed to conflict with:

52 1. Section 553.865 or analogous state and federal laws  
53 protecting the right of males and females to restrooms and  
54 changing facilities corresponding to their biological sex.

55 2. Part XII of chapter 39 or analogous state and federal  
56 laws ensuring that victims of domestic violence and their  
57 dependents have access to emergency shelters.

58 3. Section 1000.05 or analogous state and federal laws  
59 prohibiting discrimination based on biological sex in  
60 educational programs, sports, activities, and employment.

136181

Approved For Filing: 3/3/2026 2:41:49 PM

Amendment No.

61 4. Chapter 381 or analogous state and federal laws  
62 ensuring males and females have access to public health services  
63 corresponding to their biological sex.

64 5. State and federal laws ensuring access to public health  
65 care services corresponding to a person's race or ethnicity.

66 6. Any other state or federal laws recognizing the  
67 inherent biological differences between males and females for  
68 the purpose of ensuring their health, safety, and welfare.

69 (8) This section does not apply to:

70 (a) The actions of a body composed of nonelected  
71 volunteers; or

72 (b) Basic administrative support provided to a body  
73 composed of nonelected volunteers, unless such administrative  
74 support is provided by a county employee whose sole function is  
75 the provision of such administrative support.

76 **Section 2. Section 166.04971, Florida Statutes, is created**  
77 **to read:**

78 166.04971 Prohibition of official actions of  
79 municipalities relating to diversity, equity, and inclusion;  
80 penalty; remedy.—

81 (1) For purposes of this section, the term:

82 (a) "Acting in an official capacity" means performing or  
83 purporting to perform a function, duty, or responsibility  
84 assigned by law, rule, or policy to a public officer or public

136181

Approved For Filing: 3/3/2026 2:41:49 PM

Amendment No.

85 employee, or otherwise exercising or claiming to exercise the  
86 authority of such office or employment.

87 (b) "Diversity, equity, and inclusion" means any effort  
88 to:

89 1. Manipulate or otherwise influence the composition of  
90 employees with reference to race, color, sex, ethnicity, gender  
91 identity, or sexual orientation other than to ensure that hiring  
92 is conducted in accordance with state and federal  
93 antidiscrimination laws;

94 2. Promote or provide preferential treatment or special  
95 benefits to a person or group based on that person's or group's  
96 race, color, sex, ethnicity, gender identity, or sexual  
97 orientation; or

98 3. Promote or adopt training, programming, or activities  
99 designed or implemented with reference to race, color, sex,  
100 ethnicity, gender identity, or sexual orientation.

101  
102 The term does not include the use of equal opportunity or equal  
103 employment opportunity materials designed to inform a person  
104 about the prohibition against discrimination based on protected  
105 status under state or federal law.

106 (c) "Diversity, equity, and inclusion office" means any  
107 office, division, department, agency, center, or other unit of a  
108 municipality which coordinates, creates, develops, designs,  
109 implements, organizes, plans, or promotes policies, programming,

136181

Approved For Filing: 3/3/2026 2:41:49 PM

Amendment No.

110 training, practices, meetings, activities, procedures, or  
111 similar actions relating to diversity, equity, and inclusion.

112 (d) "Diversity, equity, and inclusion officer" means a  
113 person who is a full-time or part-time employee of, or an  
114 independent contractor contracted by, a municipality whose  
115 duties include coordinating, creating, developing, designing,  
116 implementing, organizing, planning, or promoting policies,  
117 programming, training, practices, meetings, activities,  
118 procedures, or similar actions relating to diversity, equity,  
119 and inclusion.

120 (2) A municipality may not appropriate municipal funds for  
121 the adoption or enforcement of ordinances, resolutions, rules,  
122 regulations, programs, or policies relating to diversity,  
123 equity, and inclusion. Any such existing

124  
125 -----

**T I T L E   A M E N D M E N T**

127 Remove lines 5-7 and insert:  
128 municipalities, respectively, from appropriating funds  
129 for the adoption or enforcement of ordinances,  
130 resolutions, rules, regulations, programs, or policies  
131 relating to diversity, equity, and inclusion;  
132 providing that

136181

Approved For Filing: 3/3/2026 2:41:49 PM