



LEGISLATIVE ACTION

Senate

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House

Floor: 3/AD/2R

03/04/2026 07:05 PM

Senator Yarborough moved the following:

Senate Amendment

Delete lines 111 - 234

and insert:

4. Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.

5. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267, or recognizing the events and individuals forming the basis for such monuments,



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12 memorials, or museums.

13 6. Owning, operating, maintaining, funding, or conducting
14 events at monuments and memorials listed in 54 U.S.C. s. 320301
15 and located in this state.

16 7. Issuing event permits in a content-neutral manner and
17 providing public safety services.

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

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

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

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

29 3. Section 1000.05 or analogous state and federal laws
30 prohibiting discrimination based on biological sex in
31 educational programs, sports, activities, and employment.

32 4. Chapter 381 or analogous state and federal laws ensuring
33 males and females have access to public health services
34 corresponding to their biological sex.

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

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

40 (8) This section does not apply to:



41 (a) The actions of a body composed of nonelected
42 volunteers; or

43 (b) Basic administrative support provided to a body
44 composed of nonelected volunteers, unless such administrative
45 support is provided by a county employee whose sole function is
46 the provision of such administrative support.

47 Section 2. Section 166.04971, Florida Statutes, is created
48 to read:

49 166.04971 Prohibition of official actions of municipalities
50 relating to diversity, equity, and inclusion; penalty; remedy.-

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

52 (a) "Acting in an official capacity" means performing or
53 purporting to perform a function, duty, or responsibility
54 assigned by law, rule, or policy to a public officer or public
55 employee, or otherwise exercising or claiming to exercise the
56 authority of such office or employment.

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

58 1. Manipulate or otherwise influence the composition of
59 employees with reference to race, color, sex, ethnicity, gender
60 identity, or sexual orientation other than to ensure that hiring
61 is conducted in accordance with state and federal
62 antidiscrimination laws;

63 2. Promote or provide preferential treatment or special
64 benefits to a person or group based on that person's or group's
65 race, color, sex, ethnicity, gender identity, or sexual
66 orientation; or

67 3. Promote or adopt training, programming, or activities
68 designed or implemented with reference to race, color, sex,
69 ethnicity, gender identity, or sexual orientation.



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71 The term does not include the use of equal opportunity or equal
72 employment opportunity materials designed to inform a person
73 about the prohibition against discrimination based on protected
74 status under state or federal law.

75 (c) "Diversity, equity, and inclusion office" means any
76 office, division, department, agency, center, or other unit of a
77 municipality which coordinates, creates, develops, designs,
78 implements, organizes, plans, or promotes policies, programming,
79 training, practices, meetings, activities, procedures, or
80 similar actions relating to diversity, equity, and inclusion.

81 (d) "Diversity, equity, and inclusion officer" means a
82 person who is a full-time or part-time employee of, or an
83 independent contractor contracted by, a municipality whose
84 duties include coordinating, creating, developing, designing,
85 implementing, organizing, planning, or promoting policies,
86 programming, training, practices, meetings, activities,
87 procedures, or similar actions relating to diversity, equity,
88 and inclusion.

89 (2) A municipality may not fund or promote, directly or
90 indirectly, or take any official action, including, but not
91 limited to, the adoption or enforcement of ordinances,
92 resolutions, rules, regulations, programs, or policies, as it
93 relates to diversity, equity, and inclusion. Any such existing
94 ordinances, resolutions, rules, regulations, programs, or
95 policies are void.

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



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99 otherwise engage a person to serve as a diversity, equity, and
100 inclusion officer.

101 (4) Any member of the governing body of a municipality or
102 other municipal official acting in an official capacity who
103 violates this section commits misfeasance or malfeasance in
104 office.

105 (5) A municipality may not provide or authorize its funds
106 to be used by employees, contractors, volunteers, vendors, or
107 agents to promote diversity, equity, and inclusion initiatives.

108 (6) An action in circuit court may be brought by a resident
109 of the municipality against a municipality that violates this
110 section. The court may enter a judgment awarding declaratory and
111 injunctive relief, damages, and costs.

112 (7) (a) This section does not prohibit any official action
113 by the governing body of a municipality required for compliance
114 with state or federal laws or regulations.

115 (b) This section does not prohibit a municipality from
116 doing any of the following:

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

119 2. Recognizing or promoting state holidays and special
120 observances designated by state law, including those designated
121 in chapter 683.

122 3. Recognizing or promoting patriotic and national
123 observances recognized by federal law, including those
124 designated in 36 U.S.C. ss. 101-148, or recognizing the events
125 and individuals forming the basis for such observances.

126 4. Promoting or supporting a nonprofit entity that provides
127 single-sex programs for the homeless or education, counseling,



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128 and rehabilitation of trauma-involved or at-risk youth.

129 5. Recognizing or honoring the individuals and groups
130 recognized and honored by the monuments, memorials, and museums
131 authorized by chapter 265 or chapter 267 or recognizing the
132 events and individuals forming the basis for such monuments,
133 memorials, or museums.

134 6. Owning, operating, maintaining, funding, or conducting
135 events at monuments and memorials listed in 54 U.S.C. s. 320301
136 and located in this state.

137 7. Issuing event permits in a content-neutral manner and
138 providing public safety services.

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