



726506

LEGISLATIVE ACTION

Senate

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House

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03/04/2026 03:02 PM

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Senator Pizzo moved the following:

Senate Amendment (with title amendment)

Delete lines 94 - 211

and insert:

of the county against a county that violates this section. The
resident must provide notice of intent to bring such an action
to the county by United States Postal Service certified mail,
return receipt requested. The notice must state the basis for
the action. Upon receipt of such notice, the county has 30 days
in which to cure, cancel, or otherwise correct the basis for the
action. If the county does not cure, cancel, or otherwise



12 correct the basis for the action during that 30-day period, the
13 resident may proceed with the action. The court may enter a
14 judgment awarding declaratory and injunctive relief, damages,
15 and costs.

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

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

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

23 2. Recognizing or promoting state holidays and special
24 observances designated by state law, including those designated
25 in chapter 683.

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

30 4. Recognizing or honoring the individuals and groups
31 recognized and honored by the monuments, memorials, and museums
32 authorized by chapter 265, ss. 267.0722 and 267.0724, or
33 national monuments and memorials designated by acts of Congress,
34 or recognizing the events and individuals forming the basis for
35 such monuments, memorials, or museums.

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

38 (c) This section does not prohibit the use of equal
39 opportunity or equal employment opportunity materials designed
40 to inform a person about the prohibition against discrimination



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41 based on protected status under state or federal law.

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

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

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

49 3. Section 1000.05 or analogous state and federal laws
50 prohibiting discrimination based on biological sex in
51 educational programs, sports, activities, and employment.

52 4. Chapter 381 or analogous state and federal laws ensuring
53 males and females have access to public health services
54 corresponding to their biological sex.

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

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

60 (8) This section does not apply to:

61 (a) The actions of a body composed of nonelected
62 volunteers; or

63 (b) Basic administrative support provided to a body
64 composed of nonelected volunteers, unless such administrative
65 support is provided by a county employee whose sole function is
66 the provision of such administrative support.

67 Section 2. Section 166.04971, Florida Statutes, is created
68 to read:

69 166.04971 Prohibition of official actions of municipalities



70 relating to diversity, equity, and inclusion; penalty; remedy.-

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

72 (a) "Acting in an official capacity" means performing or
73 purporting to perform a function, duty, or responsibility
74 assigned by law, rule, or policy to a public officer or public
75 employee, or otherwise exercising or claiming to exercise the
76 authority of such office or employment.

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

78 1. Manipulate or otherwise influence the composition of
79 employees with reference to race, color, sex, ethnicity, gender
80 identity, or sexual orientation other than to ensure that hiring
81 is conducted in accordance with state and federal
82 antidiscrimination laws;

83 2. Promote or provide preferential treatment or special
84 benefits to a person or group based on that person's or group's
85 race, color, sex, ethnicity, gender identity, or sexual
86 orientation; or

87 3. Promote or adopt training, programming, or activities
88 designed or implemented with reference to race, color, sex,
89 ethnicity, gender identity, or sexual orientation.

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91 The term does not include the use of equal opportunity or equal
92 employment opportunity materials designed to inform a person
93 about the prohibition against discrimination based on protected
94 status under state or federal law.

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



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

101 (d) "Diversity, equity, and inclusion officer" means a
102 person who is a full-time or part-time employee of, or an
103 independent contractor contracted by, a municipality whose
104 duties include coordinating, creating, developing, designing,
105 implementing, organizing, planning, or promoting policies,
106 programming, training, practices, meetings, activities,
107 procedures, or similar actions relating to diversity, equity,
108 and inclusion.

109 (2) A municipality may not fund or promote, directly or
110 indirectly, or take any official action, including, but not
111 limited to, the adoption or enforcement of ordinances,
112 resolutions, rules, regulations, programs, or policies, as it
113 relates to diversity, equity, and inclusion. Any such existing
114 ordinances, resolutions, rules, regulations, programs, or
115 policies are void.

116 (3) A municipality may not expend any funds, regardless of
117 source, to establish, sustain, support, or staff a diversity,
118 equity, and inclusion office or to employ, contract, or
119 otherwise engage a person to serve as a diversity, equity, and
120 inclusion officer.

121 (4) Any member of the governing body of a municipality or
122 other municipal official acting in an official capacity who
123 violates this section commits misfeasance or malfeasance in
124 office.

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



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128 (6) An action in circuit court may be brought by a resident
129 of the municipality against a municipality that violates this
130 section. The resident must provide notice of intent to bring
131 such an action to the municipality by United States Postal
132 Service certified mail, return receipt requested. The notice
133 must state the basis for the action. Upon receipt of such
134 notice, the municipality has 30 days in which to cure, cancel,
135 or otherwise correct the basis for the action. If the
136 municipality does not cure, cancel, or otherwise correct the
137 basis for the action during that 30-day period, the resident may
138 proceed with the action. The court may enter a judgment awarding
139 declaratory and

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141 ===== T I T L E A M E N D M E N T =====

142 And the title is amended as follows:

143 Delete line 22

144 and insert:

145 respectively, subject to certain notice and cure
146 provisions; authorizing a court to enter a judgment