

By Senator Rodriguez

40-00142A-26

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A bill to be entitled
An act relating to rural electric cooperatives;
amending s. 425.041, F.S.; prohibiting a cooperative
that sells electricity at retail from adopting,
enacting, or enforcing a fee meeting specified
criteria; revising the applicability of such
prohibition on the types or fuel sources of energy
production which may be used, delivered, converted, or
supplied by specified entities; providing an effective
date.

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

Section 1. Section 425.041, Florida Statutes, is amended to
read:

425.041 Prohibited fees, bylaws, tariffs, and policies.—A
cooperative which sells electricity at retail may not adopt,
enact, or enforce any fee, including a lot fee, developer fee,
or surcharge, or any bylaw, tariff, or policy, ~~or take any other~~
~~action,~~ that restricts or prohibits or has the effect of
restricting or prohibiting:

(1) The types or fuel sources of energy production which
may be used, delivered, converted, or supplied by the entities
listed in s. 366.032(1)(b)-(e) ~~s. 366.032(1)~~ to serve customers
that such entities are authorized to serve.

(2) The use of an appliance, including a stove or grill,
which uses the types or fuel sources of energy production which
may be used, delivered, converted, or supplied by the entities
listed in s. 366.032(1). As used in this subsection, the term

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30 "appliance" means a device or apparatus manufactured and
31 designed to use energy and for which the Florida Building Code
32 or the Florida Fire Prevention Code provides specific
33 requirements.

34 Section 2. This act shall take effect July 1, 2026.