

RELOCATION OF UTILITIES

PASSED

- **CS/SB 416 (Flores) – (Preemption)** requires local governments, and not utilities, to bear the cost of relocating a utility’s equipment if such equipment is located within a public utility easement.

VACATION RENTALS

FAILED:

- **HB 4045 (Richardson) and SB 1598 (Margolis) would have repealed the preemption** currently prohibiting local governments from regulating duration, frequency or location of vacation rentals.
- **HB 1295 (Trumbull) SB 1158 (Latvala) - Listings for Vacation Rental Property**
- **SB 348 Vacation Rentals (Altman) - Revising the permitted scope of local laws, ordinances, and regulations** with respect to vacation rentals
- **HB 1287 (Moraitis) SB 1568 (Altman) Vacation Rental Units - Provides criteria for licensure** as vacation rental unit; requires DBPR's Division of Hotels & Restaurants to suspend license for failure to meet all criteria.

WATER QUALITY & QUANTITY AND SEA LEVEL RISE

FAILED

- **CS/CS/SB 584 (Brandes) and CS/HB 929 (Ahern)- Sea Level Rise/Flood Peril (FLC Priority/Support) - would have authorized a matching grant program** to provide up to \$50 million in technical and financial assistance (subject to appropriations) to local governments to implement certain flood risk reduction policies and projects.
- **HB 1223 (Jacobs) and CS/SB 1544 (Clemens) - Sea Level Rise (FLC Priority/Support) - would have created a “natural hazards” interagency working group** for the purpose of state agencies sharing information and coordinating on current and potential impacts of natural hazards.
- **HB 877 (Albritton) - Beach Management & Erosion Control (FLC Support) would have revised the criteria** to be considered by the Department of Environmental Protection for **funding beach management and erosion control projects.**
- **HB 143 (Richardson) and SB 306 (Bullard) Disposable Plastic Bags (Support) - would have authorized a “coastal” municipality to establish a pilot program to regulate or ban disposable plastic bags.**

ECONOMIC DEVELOPMENT

PASSED

- **CS/SB 124 (Evers) - Public-Private Partnerships (FLC Priority – Support)** amends the statutory framework that local governments must adhere to when engaging in **public-private partnerships (P3s)**. The legislation **provides supplemental authority to local governments.**

FAILED

- **CS/HB 1325 (Boyd) - Impact Fees (FLC Priority/Oppose/Preemption)** Included language that would have **prohibited local governments from imposing impact fees** or transportation concurrency on small businesses with 12 or fewer employees and buildings less than 6,000 square feet unless the impact fee is reinstated by a majority vote of the local governing body.

LOCAL GOVERNMENT REVENUE

FAILED

- **SB 256 (Hukill) - Reduction of the State Communications Services Tax (FLC Priority/Oppose/Mandate)** - would have reduced the state portion of the communications services tax (CST) rates by 2.0 percent. Did not include a “hold harmless” provision to protect local governments.
- **CS/SB 264 (Smith) and CS/HB 789 (Pilon) - Special Assessment for Law Enforcement Services** - Authorized municipalities to levy special assessments to fund the cost of providing law enforcement services. Also had provisions relating to municipal capital recovery.
- **CS/SB 1520 (Gaetz) and CS/CS/HB 1203 (Drake) - Tourist Development Taxes (FLC Support)** - allowed certain coastal counties to use tourist development tax (TDT) revenues to fund law enforcement and emergency medical services on a reimbursement basis to address impacts related to increased tourism. The bills died in committee, but a **similar provision passed in the Tax Reduction Package, HB 7099** (allows 3 counties, Bay, Walton and Okaloosa, to use the tourist development tax to fund public safety).

MENTAL HEALTH INITIATIVES

PASSED:

- **SB 12: Mental Health and Substance Abuse** Garcia (CO-INTRODUCERS) Galvano; Ring - services provided to treatment-based mental health programs within case management funded from state revenues as an element of the state courts system.
- **CS/CS/SB 1534 (Simmons) - Housing Assistance/Homelessness (FLC Support)** provides greater flexibility and increases accountability for programs receiving public funds to address homelessness.

PUBLIC PENSIONS

PASSED:

- **CS/HB 1297 (Cummings) - Pension Liability Discretionary Sales Surtaxes (FLC Support)** creates the Pension Liability Surtax, which can be used by a county to fund or amortize the unfunded liability of a defined benefit retirement plan or system except for the Florida Retirement System. The surtax must be approved by a majority vote of the electors and the rate cannot exceed 0.5 percent. The county can only impose the surtax under certain conditions. A pension liability surtax must terminate when the actuarial funding level of the plan reaches 100 percent.

FAILED

- **CS/SB 456 (Latvala) and HB 345 (Fitzenhagen) - Firefighter Cancer Disability Presumption (FLC Priority/Oppose /Unfunded Mandate)** - would have established a cancer disability presumption for firefighters (HB 345 also applied to paramedics). The bills grandfathered approximately 40,000 current local government firefighters from having to pass a physical examination. Would have resulted in significant increases in expenses for local governments for workers’ compensation and disability pension benefits.

SOBER HOMES

FAILED

- **CS/SB 1138 (Clemens) - Sober Homes/Substance Abuse Services (FLC Support)** would have created civil and criminal penalties for unethical marketing practices by substance abuse treatment providers and operators of recovery residences.

STATE Preemptions that passed

CS/CS/HB 7007 (Raburn) - Department of Agriculture & Consumer Services/Polystyrene Preemption (Oppose – Preemption) - preempts the regulation of the use or sale of polystyrene products (such as food and beverage containers). The preemption does not apply to local ordinances adopted prior to January 1, 2016. Local governments, however, are authorized to regulate the sale and use of polystyrene by individuals or temporary vendors on public property, as well as by entities engaged in a contractual relationship with a local government for the provision of goods or services.

CS/CS/HB 59 (Combee) - Agritourism (Oppose – Preemption) - prohibits local governments from enforcing local ordinances, regulations, rules or policies that prohibit, restrict, regulate or otherwise limit agritourism activities on land classified as agricultural land. The legislation expands the allowable agritourism activities to include ceremonies, trainings, exhibitions, civic activities and specific livestock operations. These newly authorized agritourism activities will allow for events such as weddings, fundraisers, polo matches and other equestrian competitions to be held at farms without any local regulation. ("Agritourism activity" means any agricultural related activity consistent with a bona fide farm, livestock operation, or ranch or in a working forest which allows members of the general public, for recreational, entertainment, or educational purposes, to view or enjoy activities, including farming, ranching, historical, cultural, civic, ceremonial, training and exhibition, or harvest-your-own activities and attractions).

CS/CS/CS/HB 535 (Eagle) - Building Codes (FLC Oppose/Preemption, Unfunded Mandate) - revises the training and experience requirements necessary to take the certification exams for building code inspector, plans examiner and building code administrator. Local governments are prohibited from requiring payment of any additional fees, charges or expenses associated with providing proof of licensure as a contractor, recording a contractor license, or providing or recording evidence of worker's compensation insurance coverage. Also subjects a building official to disciplinary action if the official denied or revoked a permit without providing a reason for the denial. It also clarifies that an alarm system monitoring company is not liable for civil penalties or fines assessed or imposed by cities for failure to register an alarm system, dispatch to an unregistered user, or for excessive false alarms not attributed to alarm system monitoring company error or improper installation by the contractor or alarm system monitoring company. Requires cities to post building permit applications on their website and give applicants the option of submitting applications electronically.

STATE Preemptions that FAILED

CS/HB 191 (Rodrigues) and CS/CS/SB 318 (Richter) - Hydraulic Fracturing (Fracking) (FLC Priority/Oppose/Preemption) Would have limited local government regulation of fracking as follows: (1) preempt the regulation of oil and gas operations to the state; (2) void existing and prohibit future ordinances that ban fracking; and (3) authorize local governments to apply land use and zoning requirements to oil and gas operations, so long as the requirements would not effectively ban or inordinately burden the operation.

CS/CS/SB 1192 (Hays) and HB 1387 (Santiago) - Solid Waste Collection, Disposal and Recycling (FLC Oppose/Preemption) would have amended the "Fair Competition" law in Chapter 403 regarding solid waste collection, disposal and recycling.

HB 7059 (State Affairs, Caldwell) - Municipal Election Dates (FLC Priority/Oppose/Preemption) would have preempted to the state the authority to establish the dates of elections of municipal officers.

CS/CS/SB 1118 (Simmons) - Transportation Network Company Insurance - would have addressed the insurance requirements for Transportation Network Companies (TNCs). Included a limited preemption on local governments as it related to insurance requirements

CS/CS/HB 509 (Gaetz) - Transportation Network Companies – was a comprehensive bill preempting local governments from regulating Transportation Network Companies (TNCs)

CS/SB 168 (Brandes) and HB 4027 (Artiles) - Red Light Cameras (FLC Oppose – Preemption) - would have repealed existing law and preempted local government authority to install and use traffic infraction detectors to enforce specified provisions when a driver fails to stop at traffic signal.

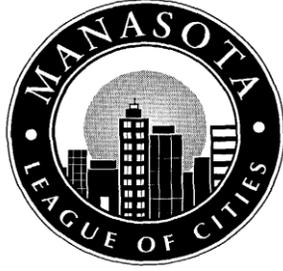
CS/CS/CS/SB 768 (Flores) and CS/HB 779 (B. Cortes) - Alarm System Registration (FLC Oppose – Mandate) - would have preempted local governments from adopting their own alarm registration ordinances and capped the charge for a permit fee at \$25.

CS/HB 773 (Albritton)- Special Assessments on Agricultural Lands (FLC Oppose/Preemption) - prohibits the levy of special assessments on agricultural lands unless the property contains a residential dwelling, or contains a nonresidential farm building with a just value that exceeds \$10,000.

CS/CS/SB 1222 (Flores) - Maximum Millage Rates (FLC Oppose/Impairment of Home Rule) revised the method for computing the maximum millage for the purposes of adopting the millage for a city, county or certain special districts.

HB 7009 (Finance and Tax) - Local Government Capital Recovery (FLC Oppose/Mandate) required a municipality or a county that meets certain thresholds of delinquent designated revenues to seek bids from licensed collection agencies offering a one-time, upfront cash payment to the municipality in exchange for the right to collect all of the municipality's delinquent designated revenues.

CS/HB 1263 (Wood) and SB 1618 (Hutson) - Municipal Assessment and Utility Liens/Waivers/Building Permit Forms (FLC Oppose/Mandate) - would have significantly amended the lien process relating to real property pursuant to a non-ad valorem or special assessment, or utility service.



End of Agenda Item