1   A bill to be entitled

2   An act relating to the regulation of public lodging

3   establishments and public food service establishments;

4   amending s. 509.032, F.S.; revising the permitted

5   scope of local laws, ordinances, and regulations

6   regarding vacation rentals; providing an effective

7   date.

8

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

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11   Section 1. Subsection (7) of section 509.032, Florida

12   Statutes, is amended to read:

13   509.032 Duties.—

14   (7) PREEMPTION AUTHORITY.—

15   (a) The regulation of public lodging establishments and

16   public food service establishments, including, but not limited

17   to, sanitation standards, inspections, training and testing of

18   personnel, and matters related to the nutritional content and

19   marketing of foods offered in such establishments, is preempted

20   to the state. This paragraph does not preempt the authority of a

21   local government or local enforcement district to conduct

22   inspections of public lodging and public food service

23   establishments for compliance with the Florida Building Code and

24   the Florida Fire Prevention Code, pursuant to ss. 553.80 and

25   633.206.

26   (b) A local law, ordinance, or regulation may not ~~restrict~~

CODING: Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.

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27 ~~the use of vacation rentals,~~ prohibit vacation rentals~~,~~ or

28 regulate <u>the duration or frequency of rental of</u> vacation rentals

29 ~~based solely on their classification, use, or occupancy~~. This

30 paragraph does not apply to any local law, ordinance, or

31 regulation adopted on or before June 1, 2011.

32   (c) Paragraph (b) does not apply to any local law,

33 ordinance, or regulation exclusively relating to property

34 valuation as a criterion for vacation rental if the local law,

35 ordinance, or regulation is required to be approved by the state

36 land planning agency pursuant to an area of critical state

37 concern designation.

38   Section 2. This act shall take effect July 1, 2014.

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