

THE FLORIDA SENATE  
2022 SUMMARY OF LEGISLATION PASSED  
**Committee on Commerce and Tourism**

**SB 288 — Electronic Dissemination of Commercial Recordings and Audiovisual Works**

by Senator Garcia

The bill subjects websites that electronically transmit, make available, or offer a commercial recording or audiovisual work for distribution, display, or performance to the Florida True Origin of Digital Goods Act. These websites will be required to post their operator's or owner's contact information and may be subject to injunction for failure to do so.

If approved by the Governor, these provisions take effect July 1, 2022.

*Vote: Senate 37-0; House 112-1*

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2022 SUMMARY OF LEGISLATION PASSED  
**Committee on Commerce and Tourism**

**CS/SB 336 — Uniform Commercial Code**

by Judiciary and Senator Berman

The bill amends ss. 679.4061 and 679.4081, F.S., of the Florida Uniform Commercial Code (UCC), which currently favors the free transferability of certain business interests, by overriding any provision that would restrict a transfer of these rights. The bill exempts general intangible interests (ownership interests) and security interests in a payment intangible (the monetary portion of an ownership interest) within the context of partnerships, limited partnerships, and limited liability companies from the “anti-override” provisions of Florida’s UCC.

If approved by the Governor, these provisions take effect January 1, 2023.

*Vote: Senate 36-0; House 113-0*

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**Committee on Commerce and Tourism**

**SB 434 — Florida Tourism Marketing**

by Senators Hooper, Torres, and Stewart

The bill extends the scheduled repeal date for the Florida Tourism Industry Marketing Corporation, doing business as VISIT FLORIDA, and the Division of Tourism Marketing within Enterprise Florida, Inc., from October 1, 2023, to October 1, 2028.

If approved by the Governor, these provisions take effect upon becoming law.

*Vote: Senate 36-3; House 98-17*

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**Committee on Commerce and Tourism**

**SB 542 — Evidentiary Standards for Actions Arising During an Emergency**

by Senator Rodriguez

The bill specifies that the following actions taken by a business during a declared public health emergency or a declared state of emergency may not be used as evidence against the business in certain enumerated civil causes of action to establish the existence of an employer-employee relationship:

- Providing financial assistance to individuals who are unable to work because of health and safety concerns;
- Directly providing benefits related to health and safety, including medical or cleaning supplies, personal protective equipment, health checks, or medical testing;
- Providing training or information related to health and safety; or
- Taking any action, including action required or suggested by any federal, state, or local law, ordinance, order, or directive intended to protect public health and safety.

The bill applies to civil actions relating to workers' compensation, retaliatory personnel actions, state minimum wage, labor pool violations, devices used in payment for labor, and unclaimed wages. Additionally, the bill applies to civil actions to recover lost wages, salary, employment benefits, or other compensation.

If approved by the Governor, these provisions take effect July 1, 2022.

*Vote: Senate 39-0; House 115-2*

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**Committee on Commerce and Tourism**

**CS/CS/SB 1474 — Online Training for Private Security Officers**

by Appropriations Committee; Commerce and Tourism Committee; and Senator Bradley

The bill will allow Class “D” unarmed Security Officers and Class “G” Statewide Firearm applicants to obtain the training required as a qualification for licensing through either in-person or online instruction. The online instruction must be provided through the secure website of a licensed school or training facility, or through the secure website of a Class “K” licensee that has a physical location in Florida. Additionally, the online training course must:

- Include security questions to ensure that the applicant is actively using the computer and is following along with the online training;
- Establish a minimum amount of time that each applicant must spend on each screen;
- Include randomized test questions; and
- Maintain a digital attendance log and keep other required records.

The bill further requires the Department of Agriculture and Consumer Services to adopt related rules.

If approved by the Governor, these provisions take effect on July 1, 2022.

*Vote: Senate 38-0; House 112-0*