

THE FLORIDA SENATE
2011 SUMMARY OF LEGISLATION PASSED
Committee on Community Affairs

SB 410 — Impact Fees

by Senator Bennett

In response to ongoing litigation, this bill reenacts the section of law created by Chapter 2009-49, Laws of Florida, (HB 227 (2009 Regular Session)) that created the “preponderance of the evidence” standard of review for the government in cases challenging the imposition or amount of an impact fee. The bill also provides a finding of important state interest.

If approved by the Governor, these provisions take effect upon becoming law, and shall operate retroactively to July 1, 2009.

Vote: Senate 38-0; House 92-24