

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Grant, J. offered the following:

**Amendment to Amendment (041923) (with title amendment)**

Between lines 297 and 298 of the amendment, insert:

Section 4. Subsection (9) is added to section 316.008,

Florida Statutes, to read:

316.008 Powers of local authorities.-

(9) (a) Notwithstanding any other law to the contrary, a local authority may not enact an ordinance or regulation that prohibits a private property owner of a parking lot from imposing a fine on another private party for a violation of posted parking lot rules or rates.

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13 (b) If a local authority violates paragraph (a), a court  
14 hearing a challenge to such an ordinance or regulation shall  
15 declare the improper ordinance or regulation invalid and issue a  
16 permanent injunction against the local authority prohibiting it  
17 from enforcing such ordinance or regulation.

18 (c) It is not a defense to a claim that paragraph (a) has  
19 been violated that in enacting the ordinance or regulation the  
20 local authority was acting in good faith or upon advice of  
21 counsel.

22 Section 5. It is the intent of the amendment to s.  
23 316.008, Florida Statutes, made by this act to provide uniform  
24 private property rights laws in this state; to declare all  
25 ordinances and regulations null and void that have been enacted  
26 by any jurisdiction, other than state or federal government,  
27 which regulate fines imposed by private property owners of  
28 parking lots; and to prohibit the enactment of any future  
29 ordinances or regulations relating to the imposition of such  
30 fines.

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**T I T L E A M E N D M E N T**

33 Remove line 388 of the amendment and insert:  
34 exactions invalid; providing applicability; amending s.  
35 316.008, F.S.; prohibiting local authorities from enacting  
36 ordinances or regulations that prohibit certain private  
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38 | property owners from fining other private parties for  
39 | violating posted parking lot rules or rates; providing  
40 | legislative intent; amending

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