

2026288er

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2 An act relating to rural electric cooperatives;
3 amending s. 425.041, F.S.; prohibiting a cooperative
4 that sells electricity at retail from adopting,
5 enacting, or enforcing a fee meeting specified
6 criteria; providing an effective date.
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8 Be It Enacted by the Legislature of the State of Florida:
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10 Section 1. Section 425.041, Florida Statutes, is amended to
11 read:

12 425.041 Prohibited fees, bylaws, tariffs, and policies.—A
13 cooperative which sells electricity at retail may not adopt,
14 enact, or enforce any fee, including a lot fee, developer fee,
15 or surcharge, or any bylaw, tariff, or policy, ~~or take any other~~
16 ~~action,~~ that restricts or prohibits or has the effect of
17 restricting or prohibiting:

18 (1) The types or fuel sources of energy production which
19 may be used, delivered, converted, or supplied by the entities
20 listed in s. 366.032(1) to serve customers that such entities
21 are authorized to serve.

22 (2) The use of an appliance, including a stove or grill,
23 which uses the types or fuel sources of energy production which
24 may be used, delivered, converted, or supplied by the entities
25 listed in s. 366.032(1). As used in this subsection, the term
26 "appliance" means a device or apparatus manufactured and
27 designed to use energy and for which the Florida Building Code
28 or the Florida Fire Prevention Code provides specific
29 requirements.

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Section 2. This act shall take effect July 1, 2026.