

1 A bill to be entitled
 2 An act relating to state preemption of energy
 3 infrastructure regulation; creating s. 377.707, F.S.;
 4 providing a definition; providing legislative
 5 findings; intent; prohibiting a local government from
 6 regulating energy infrastructure; preempting such
 7 regulation to the state; providing an effective date.

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

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 11 Section 1. Section 377.707, Florida Statutes, is created
 12 to read:

13 377.707 State preemption of energy infrastructure
 14 regulation.—

15 (1) As used in this section, the term "energy
 16 infrastructure" means infrastructure supporting the production,
 17 importation, storage, and distribution of natural gas,
 18 petroleum, petroleum products, electricity, renewable fuels,
 19 solar energy, wind energy, biomass energy, hydrogen energy, and
 20 geothermal energy.

21 (2) The Legislature recognizes that affordable, reliable,
 22 and sustainable energy throughout the state is dependent upon
 23 energy infrastructure networks extending beyond local government
 24 boundaries and recognizes the importance of consumer choice in
 25 the energy market.

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26 (3) A local government is prohibited from implementing any
27 law, ordinance, regulation, policy, or resolution that
28 prohibits, restricts, or requires, or that has the effect of
29 prohibiting, restricting, or requiring, the construction of new
30 energy infrastructure or the expansion, upgrading, or repair of
31 existing energy infrastructure, or imposing any requirement
32 regulating energy infrastructure that is more stringent than
33 state law or department rule. Regulation of energy
34 infrastructure is expressly preempted to the state.

35 (4) Any existing or future law, ordinance, regulation,
36 policy, or resolution that is contrary to this section is void.

37 Section 2. This act shall take effect July 1, 2021.