



26 mandate" means a federal law or regulation that:

27 (a) Is established after April 20, 2021, by the United  
 28 States Congress, a federal agency, or an executive order; and

29 (b) Requires the phasing out or discontinuance of a  
 30 particular type of energy generating facility, technology, or  
 31 fuel source.

32 (2) All of the following factors must be taken into  
 33 consideration before making determinations on building energy  
 34 generating facilities:

35 (a) An application for a certificate of public convenience  
 36 and necessity for a new energy generating facility.

37 (b) Integrated resource planning and the impact of federal  
 38 phaseout mandates on the estimated useful life of certain energy  
 39 generating facilities on an electric utility, including on  
 40 depreciation expenses associated with such facilities.

41 (3) (a) Except for purposes of compliance with specified  
 42 building and fire safety laws, a local governmental entity may  
 43 not do any of the following:

44 1. Require that a particular component, design, or type of  
 45 material be used in the construction of a building because of  
 46 the energy saving or energy producing qualities of the  
 47 component, design, or material.

48 2. Prohibit the use of a particular component, design, or  
 49 type of material in the construction of a building because the  
 50 component, design, or material does not meet an energy saving

51 standard.

52 3. Require a building or structure to be retrofitted with  
53 a particular device or type of material because of the energy  
54 saving or energy producing qualities of the device or material.

55 4. Prohibit or restrict the purchase or use of vehicles  
56 based upon the type of energy used.

57 5. Prohibit the sale, installation, or use of:

58 a. Natural gas-powered home heating equipment; home  
59 appliances; or outdoor heating appliances, torches, lamps, or  
60 other decorative features; or

61 b. Outdoor grills and stoves.

62 (b) This prohibition does not apply to any requirement  
63 included in a procurement document used to procure goods and  
64 services, including the construction or design of buildings, to  
65 be owned or used by the local governmental entity.

66 (c) A local governmental entity may adopt bid  
67 specifications for a public works project that includes energy  
68 savings or energy production provisions with respect to the  
69 components, design, or materials for the specific project.

70 Section 2. Section 403.08723, Florida Statutes, is created  
71 to read:

72 403.08723 Regulation of greenhouse gas emissions.—

73 (1) As used in this section, the term "greenhouse gas"  
74 means carbon dioxide, methane, nitrous oxides, sulfur  
75 hexafluoride, hydrofluorocarbon, and perfluorocarbon.

76        (2) Notwithstanding any other law, a state agency may not  
77 adopt or enforce a state or regional program to regulate  
78 greenhouse gas emissions for the purpose of addressing changes  
79 in atmospheric temperature without specific legislative  
80 authorization, including, but not limited to:

81        (a) State plans developed pursuant to 42 U.S.C. s. 7402,  
82 s. 7410, s. 7411, s. 7415, or s. 7545.

83        (b) Low carbon fuel standards.

84        (c) Plans or programs enabling regulation of mobile or  
85 stationary sources, greenhouse gas taxes or fees, or greenhouse  
86 gas emissions trading.

87        (d) State or regional programs prompted by the  
88 participation of the United States in international treaties or  
89 executive agreements or interstate compacts or agreements.

90        Section 3. This act shall take effect July 1, 2023.