



MEMORANDUM

TO: Bill Lupfer, President and CEO, Florida Attractions Association

FROM: Jennifer J. Green, CAE, DPL, President
Tim Parson, DPL, Vice President
Adam Potts, DPL, Director of Government Affairs
Ethan Merchant, DPL, Governmental Affairs Manager

DATE: February 28, 2022

RE: Seventh Week of Session Summary – Week of February 21 - February 25, 2022

With only two weeks remaining in the 2022 Legislative Session, legislators are making their final efforts to get legislation through committees and passed off of the House and Senate floors. While more than 3,700 bills have been filed this session, only a small fraction of these bills will be passed by the Legislature and signed into law by Governor Ron DeSantis. Issues of interest such as consumer data privacy, tourism marketing and local tax referenda requirements continue to make their way through the legislative process, with their fate being decided over the next two weeks.

The Legislature is also gearing up for the budget conference process and waiting for budget conferees to be selected. During budget conference, legislators and advocates will fight to ensure their appropriation project requests are included in the Legislature's final budget for FY 2022-23.

Several pieces of legislation that could impact the state's tourism industry are moving forward in the legislative process. Below is a summary of bills that have been filed that are of interest to FAA:

Florida Tourism Marketing

[HB 489](#) by Representative Linda Chaney (R-St. Petersburg) would revise the scheduled repeal date of the Florida Tourism Industry Marketing Corporation; revise scheduled repeal date of Division of Tourism Marketing within Enterprise Florida, Inc. The bill and its Senate companion - [SB 434](#) – by Senator Ed Hooper (R-Palm Harbor) await consideration on the House floor.

Tourist Development Taxes

[HB 673](#) by Representative Jason Shoaf (R-Blountstown) would authorize certain coastal counties to be reimbursed for use of tourist development tax revenues for tourism training; revise the percentage of tourist development tax revenues that may be used to reimburse for expenses incurred in providing public safety services; authorize certain rural counties to be reimbursed for use of tourist development tax

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revenues for certain purposes regardless of whether certain other requirements are met. The bill awaits its final hearing in the House Commerce Committee. The Senate companion – [SB 1542](#) – by Senator George Gainer (R-Panama City) has not received a committee hearing.

Tourist Development Taxes

[HB 6075](#) by Representative Anna Eskamani (D-Orlando) would remove a provision requiring a specified percentage of all tourist development tax revenues to be used to promote & advertise tourism. The bill has not received a committee hearing. The Senate companion - [SB 1898](#) – by Senator Gary Farmer Jr. (D-Fort Lauderdale) has not received a committee hearing.

Local Tax Referenda Requirements

[HB 777](#) by Representative Will Robinson (R-Bradenton) would require referenda elections related to tourist development taxes, tourist impact taxes, children's services & independent special district property taxes, increases in county & municipal ad valorem tax millages, ninth-cent fuel tax, local option fuel taxes, & certain school district millage elections to be held on day of general elections. The bill passed the House floor on Thursday, February 24th and awaits action in the Senate. The Senate companion – [SB 1194](#) – by Senator Jim Boyd (R-Bradenton) passed the Senate Appropriations Committee on Tuesday and awaits consideration on the Senate floor.

HB 9 - Consumer Data Privacy

[HB 9](#) by Representative Fiona McFarland (R-Sarasota) would require collectors to provide notice to consumers about data collection, sharing, & selling practices; provide consumers the right to request data be disclosed, deleted, or corrected & to opt-in or opt-out of sale or sharing of such data; provide nondiscrimination measures, methods for requesting data & opting-in or opting-out of sale or sharing of such data, private cause of action, enforcement, & jurisdiction; preempt regulation of consumer data collection, sharing, & selling to the state. The bill passed the House Judiciary Committee on Wednesday, February 23rd and awaits consideration on the House floor. The Senate companion – [SB 1864](#) – by Senator Jennifer Bradley (R-Orange Park) has not received a committee hearing.

Acceptance of Cash Payments by Businesses

[HB 233](#) by Representative Matt Willhite (D-Wellington) would require certain businesses to accept cash payments for services; prohibit fees or conditions for such transactions; provide exceptions, penalties, & rulemaking authority. The bill has not received a committee hearing. The Senate companion – [SB 408](#) – by Senator Shevrin Jones (D-Miami Gardens) has not received a committee hearing.

Vacation Rentals

[HB 325](#) by Representative Jason Fischer (R-Jacksonville) would require advertising platforms to collect & remit taxes for certain transactions; revise regulated activities of public lodging establishments & public food service establishments preempted to state; expand authority of local laws, ordinances, or regulations to include requiring vacation rentals to register with local vacation rental registration programs; preempt regulation of advertising platforms to state; authorize division to issue & deliver notice to cease & desist for certain violations; provide that such notice does not constitute agency action for which hearings may be sought; authorize division to collect attorney fees & costs; authorize division to impose fine on

advertising platforms for violations. The bill awaits its second hearing in the House Ways and Means Committee. The Senate companion – [SB 512](#) – by Senator Danny Burgess (R-Zephyrhills) awaits a final hearing in the Senate Appropriations Committee.

Evidentiary Standards for Actions Arising During an Emergency

[HB 411](#) by Representative Lauren Melo (R-Naples) would provide specified actions taken by business during declared emergencies may not be used as evidence in certain civil causes of action. The bill awaits consideration on the House floor. The Senate companion – [SB 542](#) – by Senator Ana Maria Rodriguez (R-Doral) has passed the Senate and is awaiting action in the House.

2022 LEGISLATIVE SESSION SCHEDULE

September 20 – September 24, 2021	1 st Interim Committee Week
October 11 – October 15, 2021	2 nd Interim Committee Week
October 18 – October 22, 2021	3 rd Interim Committee Week
November 1 – November 5, 2021	4 th Interim Committee Week
November 15 – November 19, 2021	5 th Interim Committee Week
November 29 – December 3, 2021	6 th Interim Committee Week
January 11, 2022	Regular Session Convenes
March 1, 2022	Last Day for Regular Committee Meetings
March 11, 2022	Last Day of Regular Session

We will continue to monitor these issues for FAA members and provide regular updates.