

ORDINANCE 23- 16

AN ORDINANCE OF THE COUNTY OF PINELLAS, PROVIDING THAT THE PINELLAS COUNTY CODE BE AMENDED BY REMOVING THE TENANT’S BILL OF RIGHTS PURSUANT TO STATE LAW, REMOVING SECTIONS 42-432, 42-433, 42-434, 42-435, 42-436, 42-437 AND 42-438 OF SAID CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AREAS EMBRACED; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 2022 Pinellas County amended Chapter 42 of the Pinellas County Code to include Sections collectively referred to as the “Tenant’s Bill of Rights”; and

WHEREAS, pursuant to House Bill 1417 as signed by the Governor of the State of Florida on June 29, 2023, local governments are preempted from regulating the landlord tenant relationship; and

WHEREAS, in order to comply with state law it has become necessary to delete the sections of Chapter 42 of the Pinellas County Code constituting the “Tenant’s Bill of Rights.”

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, that:

SECTION 1. Sections 42-432, 42-433, 42-434, 42-435, 42-436, 42-437, and 42-438 of Article XIII, Chapter 42, of the Pinellas County Code are hereby amended to read as follows:

SECTION 2. Severability. If any Section, Subsection, sentence, clause, phrase, or provision of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not be construed to render the remaining provisions of this Ordinance invalid or unconstitutional.

SECTION 3. Areas Embraced. This Ordinance shall be effective in the incorporated as well as unincorporated areas of the County.

SECTION 4. Inclusion in Code. It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Pinellas County Code and that the sections of this Ordinance may be renumbered or relettered and the word “ordinance” may be changed to section, article or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 5. Filing of Ordinance; Effective Date. Pursuant to Section 125.66, Fla. Stat., a certified copy of this Ordinance shall be filed with the Department of State by the Clerk of the Board of County Commissioners within ten (10) days after enactment by the Board of County

Commissioners. This Ordinance shall become effective upon filing of the ordinance with the Department of State.

APPROVED AS TO FORM

By: *Derrill McAteer*
Office of the County Attorney