

By Senator Steube

23-00623A-18

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A bill to be entitled

An act relating to tree and timber trimming, removal, and harvesting; creating s. 589.37, F.S.; preempting to the state the regulation of the trimming, removal, or harvesting of trees and timber on private property; prohibiting certain local governmental actions relating to the trimming or removal of trees or timber; prohibiting local governments from prohibiting the burial of vegetative debris on certain properties; providing an effective date.

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

Section 1. Section 589.37, Florida Statutes, is created to read:

589.37 Regulation of tree and timber trimming, removal, or harvesting preempted.

(1) The regulation of the trimming, removal, or harvesting of trees and timber on private property is preempted to the state.

(2) A municipality, county, or other political subdivision of the state may not:

(a) Prohibit or restrict a private landowner from trimming, removing, or harvesting trees or timber located on the landowner's private property.

(b) Require mitigation, including, but not limited to, the planting of trees or the payment of a fee, for the removal or harvesting of trees or timber from private property.

(c) Prohibit the burial of trees, shrubs, palmettos, or

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30 other vegetative debris on properties larger than 2.5 acres.

31 Section 2. This act shall take effect July 1, 2018.