

CHAPTER 2026-21

Senate Bill No. 288

An act relating to rural electric cooperatives; amending s. 425.041, F.S.; prohibiting a cooperative that sells electricity at retail from adopting, enacting, or enforcing a fee meeting specified criteria; providing an effective date.

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

Section 1. Section 425.041, Florida Statutes, is amended to read:

425.041 Prohibited fees, bylaws, tariffs, and policies.—A cooperative which sells electricity at retail may not adopt, enact, or enforce any fee, including a lot fee, developer fee, or surcharge, or any bylaw, tariff, or policy, ~~or take any other action,~~ that restricts or prohibits or has the effect of restricting or prohibiting:

(1) The types or fuel sources of energy production which may be used, delivered, converted, or supplied by the entities listed in s. 366.032(1) to serve customers that such entities are authorized to serve.

(2) The use of an appliance, including a stove or grill, which uses the types or fuel sources of energy production which may be used, delivered, converted, or supplied by the entities listed in s. 366.032(1). As used in this subsection, the term “appliance” means a device or apparatus manufactured and designed to use energy and for which the Florida Building Code or the Florida Fire Prevention Code provides specific requirements.

Section 2. This act shall take effect July 1, 2026.

Approved by the Governor April 1, 2026.

Filed in Office Secretary of State April 1, 2026.