

20111246e2

1 A bill to be entitled
2 An act relating to farms; prohibiting a person from
3 entering onto a farm and making any audio record,
4 photograph, or video record at the farm without the
5 owner's written consent; providing exceptions;
6 providing definitions; providing penalties; providing
7 an effective date.

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

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11 Section 1. (1) Any person, except an employee or agent of
12 the Department of Agriculture and Consumer Services acting
13 pursuant to s. 570.15, Florida Statutes; a law enforcement
14 officer conducting a lawful inspection or investigation; the
15 Department of Business and Professional Regulation, pursuant to
16 chapter 450, Florida Statutes; engineers and their agents and
17 employees acting pursuant to s. 471.027, Florida Statutes;
18 surveyors and mappers, and their subordinates, agents, and
19 employees, as necessary for any activities under chapter 472,
20 Florida Statutes; or persons acting on behalf of insurers for
21 inspection, underwriting, or claims purposes, who enter onto a
22 farm as defined in s. 823.14(3)(a) or other property, where
23 legal farm operations are being conducted and farm products are
24 produced, and produces audio or video records without the
25 written consent of the owner or an authorized representative of
26 the owner, commits a misdemeanor of the first degree, punishable
27 as provided in s. 775.082 or s. 775.083, Florida Statutes.

28 (2) As used in this section, the term "audio or video
29 records" means any audio or video recording, regardless of the

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30 recording medium or format, including, but not limited to,
31 photographs, audio or videotapes, cd's, dvd's, or streaming
32 media, whether stored on film stock, hard disks, solid state
33 storage, or any electrical, magnetic, or optical or other form
34 of data storage.

35 Section 2. This act shall take effect July 1, 2011.