

Tab 1	SB 1082 by Collins; (Similar to H 01051) Housing for Agricultural Workers					
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Tab 2	SB 1156 by Collins; (Identical to H 00873) Dangerous Dogs					
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622726	A	S	RCS	AG, Collins	Before L.43:	01/23 04:20 PM
748266	A	S	RCS	AG, Collins	Delete L.288 - 396:	01/23 04:20 PM

Tab 3	SB 1698 by Burton; (Identical to H 01613) Food and Hemp Products					
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890776	A	S	RCS	AG, Burton	Delete L.106 - 108:	01/23 04:20 PM
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

AGRICULTURE
Senator Collins, Chair
Senator Boyd, Vice Chair

MEETING DATE: Tuesday, January 23, 2024

TIME: 1:00—3:00 p.m.

PLACE: 301 Senate Building

MEMBERS: Senator Collins, Chair; Senator Boyd, Vice Chair; Senators Baxley, Berman, Rouson, and Simon

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 1082 Collins (Similar H 1051)	Housing for Agricultural Workers; Defining the terms “agricultural worker” and “housing site”; prohibiting a governmental entity from adopting or enforcing any legislation to inhibit the construction of housing for agricultural workers on agricultural land operated as a bona fide farm; authorizing governmental entities to adopt local land use regulations that are less restrictive than certain state and federal regulations; authorizing the continued use of housing sites constructed before the effective date of the act if certain conditions are met, etc. CA 01/16/2024 Favorable AG 01/23/2024 Favorable RC	Favorable Yeas 6 Nays 0
2	SB 1156 Collins (Identical H 873)	Dangerous Dogs; Requiring certain dog owners to securely confine their dogs in a proper enclosure; defining the term “department”; requiring, rather than authorizing, that dogs subject to certain dangerous dog investigations be confiscated, impounded, and held; requiring animal control authorities to provide certain information to the Department of Agriculture and Consumer Services and to destroy certain dogs; requiring the department to create and maintain a statewide Dangerous Dog Registry, etc. AG 01/23/2024 Fav/CS JU FP	Fav/CS Yeas 6 Nays 0
3	SB 1698 Burton (Identical H 1613)	Food and Hemp Products; Defining the term “total delta-9-tetrahydrocannabinol concentration”; providing conditions for the manufacture, delivery, hold, offer for sale, distribution, or sale of hemp extract; prohibiting businesses and food establishments from possessing hemp extract products that are attractive to children; prohibiting the Department of Agriculture and Consumer Services from granting permission to remove or use certain hemp extract products until it determines that such hemp extract products comply with state law, etc. AG 01/23/2024 Fav/CS FP	Fav/CS Yeas 5 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Agriculture

Tuesday, January 23, 2024, 1:00—3:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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4	Youth in Agriculture Panel		Presented
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Other Related Meeting Documents

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Community Affairs

BILL: SB 1082

INTRODUCER: Senator Collins

SUBJECT: Housing for Agricultural Workers

DATE: January 24, 2024

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. <u>Hackett</u>	<u>Ryon</u>	<u>CA</u>	Favorable
2. <u>Burse</u>	<u>Becker</u>	<u>AG</u>	Favorable
3. _____	_____	<u>RC</u>	_____

I. Summary:

SB 1082 preempts a local government from inhibiting the construction or installation of housing for certain agricultural workers on land classified as agricultural if the housing meets certain criteria related to location and construction. The bill also provides for circumstances requiring the removal or disuse of such housing, and recordkeeping requirements for property owners related to such housing sites.

The bill takes effect July 1, 2024.

II. Present Situation:

Comprehensive Plans and Land Use Regulation

The Community Planning Act¹ requires every city and county to create and implement a comprehensive plan to guide future development. A local government's comprehensive plan lays out the locations for future public facilities, including roads, water and sewer facilities, neighborhoods, parks, schools, and commercial and industrial developments.

The land use element of the plan designates proposed future general distribution, location, and extent of the uses of land. Specified use designations include those for residential, commercial, industry, agriculture, recreation, conservation, education, and public facilities.²

The housing element of the plan sets forth guidelines and strategies for the creation and preservation of affordable housing for all current and anticipated future residents of the

¹ Part II, Ch. 163, F.S.

² Section 163.3177(6)(a), F.S.

jurisdiction, elimination of substandard housing conditions, provision of adequate sites for future housing, and distribution of housing for a range of incomes and types.³

Local governments regulate aspects of land development by enacting ordinances that address local zoning, rezoning, subdivision, building construction, landscaping, tree protection, or sign regulations or any other regulations controlling the development of land.⁴

Zoning

Zoning maps and zoning districts are adopted by a local government for developments within each land use category or sub-category. While land uses are general in nature, one or more zoning districts may apply within each land use designation.⁵ Common regulations on buildings within the zoning map districts include density,⁶ height and bulk of buildings, setbacks, and parking requirements.⁷ Zoning regulations also include acceptable uses of property for other categories of land, such as agricultural or industrial.

If a landowner believes that a proposed development may have merit but it does not meet the requirements of a zoning map in a jurisdiction, the landowner can seek a rezoning through a rezoning application which is reviewed by the local government and voted on by the governing body.⁸ If a property has unique circumstances or small nonconformities but otherwise meets zoning regulations, local governments may ease restrictions on certain regulations such as building size or setback through an application for a variance.⁹ However, any action to rezone or grant a variance must be consistent with the local government's comprehensive plan.

Agricultural Lands

Agricultural land is one example of property that is assessed based on its current use rather than its highest and best use.¹⁰ A property appraiser is required to annually classify all land as either agricultural or nonagricultural.¹¹ Agricultural lands are those used primarily for bona fide agricultural purposes such as horticulture, viticulture, forestry, and farming.¹²

³ Section 163.3177(6)(f), F.S.

⁴ See ss. 163.3164 and 163.3213, F.S. Pursuant to s. 163.3213, F.S., substantially affected persons have the right to maintain administrative actions which assure that land development regulations implement and are consistent with the local comprehensive plan.

⁵ INDIAN RIVER CNTY., *General Zoning Questions*, https://indianriver.gov/services/community_development/faq.php#faq-questions-33 (last visited Jan. 22, 2024).

⁶ "Density" means an objective measurement of the number of people or residential units allowed per unit of land, such as residents or employees per acre. Section 163.3164(12), F.S.

⁷ INDIAN RIVER CNTY., *supra* note 5.

⁸ See, e.g., CITY OF TALLAHASSEE, *Application For Rezoning Review*, available at: <https://www.talgov.com/Uploads/Public/Documents/place/zoning/cityrezinfsh.pdf> (last visited Jan. 22, 2024).

⁹ See, e.g., CITY OF TALLAHASSEE, *Variance and Appeals*, available at: https://www.talgov.com/Uploads/Public/Documents/growth/forms/boaa_variance.pdf (last visited Jan. 22, 2024) and SEMINOLE CNTY., *Variance Process & Requirements*, <https://www.seminolecountyfl.gov/departments-services/development-services/planning-development/boards/board-of-adjustment/variance-process-requirements.html> (last visited Jan. 22, 2024).

¹⁰ FLA. CONST. art. VII, s. 4(a).

¹¹ Section 193.461(1), F.S.

¹² Section 193.461, F.S.

Migrant and Seasonal Farmworkers

Migrant farmworkers are defined as people who are or have been employed in hand labor operations in planting, cultivating, or harvesting agricultural crops within the last 12 months and who have changed residence for purposes of employment in agriculture within the last 12 months.¹³ Outreach, employment, and other services targeted to migrant farmworkers are regulated by federal law and administered by various state and local agencies, including the Department of Economic Opportunity's Migrant and Seasonal Farmworker Services program.¹⁴

Migrant farmworker housing is regulated by the Florida Department of Health in coordination with local health departments and federal law.¹⁵ Migrant farmworker housing may include residential property, including mobile homes or a migrant labor camp consisting of dormitories constructed and operated as living quarters for migrant farmworkers.¹⁶ Establishment of such housing requires advance notice, inspections, and permitting based on standards of construction, sanitation, equipment, and operation, as well as compliance with inspections during use.¹⁷

Employment Verification

Under the Immigration Reform and Control Act of 1986 (IRCA),¹⁸ it is illegal for any United States employer to knowingly:

- Hire, recruit, or refer for a fee an alien knowing he or she is unauthorized to work;
- Continue to employ an alien knowing he or she has become unauthorized; or
- Hire, recruit or refer for a fee, any person (citizen or alien) without following the record keeping requirements of the IRCA.¹⁹

Under Florida law, public employers and their contractors, and subcontractors thereof, are required to register and use E-Verify to verify the work authorization status of all newly hired employees.²⁰ A private employer that transacts business in Florida, has a license issued by an agency, and employs workers in Florida is required to use the I-9 Form or E-Verify or a substantially equivalent system to verify that new hires or retained contract employees are authorized to work in the United States.²¹

¹³ Section 381.008(4), F.S.

¹⁴ FLA. DEP'T OF ECON. OPPORTUNITY, *Migrant and Seasonal Farmworker Services*, <https://floridajobs.org/office-directory/division-of-workforce-services/workforce-programs/migrant-and-seasonal-farmworker-services> (last visited Jan. 22, 2024).

¹⁵ Sections 381.008-381.00897, F.S.

¹⁶ Section 381.008(5) and (8), F.S.

¹⁷ Section 381.0083, F.S.

¹⁸ Pub. L. No. 99-603, 100 Stat. 3359.

¹⁹ 8 U.S.C. s. 1324a.

²⁰ Section 448.095(2), F.S.

²¹ Section 448.095(3), F.S.

H-2A Visa Program²²

The H-2A Temporary Agricultural Workers program is a federal program which allows U.S. employers meeting specific regulatory requirements to bring foreign nationals to the United States to fill temporary agricultural jobs. The program includes work, housing, visa, and recordkeeping requirements, and is a joint program of the Federal Departments of Labor, State, and Homeland Security. Prospective nonimmigrant agricultural workers must receive a temporary labor certification from the U.S. Department of Labor.

Florida Keys Area of Critical State Concern

The Florida Keys Area Protection Act²³ provides, in part, that comprehensive plan amendments within the covered area, which includes the majority of Monroe County, must comply with “goals, objectives and policies to protect public safety and welfare in the event of a natural disaster by maintaining a hurricane evacuation clearance time for permanent residents of no more than 24 hours.”²⁴ Monroe County, applicable municipalities, and the DEO have agreed to use a multi-phase evacuation model and limit residential building permits going forward in order to comply with these standards.²⁵

III. Effect of Proposed Changes:

The bill amends s. 163.3162, F.S., to define “agricultural worker” as a person who:

- Is seasonally or annually employed in agricultural production;
- Is lawfully present in the United States;
- Is authorized, and remains allowed, to work; and
- Has been verified according to the state’s employment eligibility verification requirements.

This term includes a migrant farmworker as defined in s. 381.008, F.S., and a worker with an H-2A visa.

The bill defines “housing site” as the totality of development supporting authorized housing, including buildings, mobile homes, barracks, dormitories, parking areas, common areas, storage structures, and related structures.

The bill provides that a governmental entity may not adopt or enforce any legislation which inhibits the construction or installation of housing for agricultural employees on land zoned for agricultural use and operated as a bona fide farm, except as provided by law. The bill provides that local governments may require that a housing site authorized under this section:

- Must meet all local and state building standards, including migrant farmworker housing standards regulated by the Department of Health and federal standards for H-2A visa housing;

²² See generally, Department of Homeland Security Office of U.S. Citizenship and Immigration Services, *H-2A Temporary Agricultural Workers*, available at <https://www.uscis.gov/working-in-the-united-states/temporary-workers/h-2a-temporary-agricultural-workers> (last visited Jan. 22, 2024).

²³ Section 380.0552, F.S.

²⁴ *Id.* at (9)(e)2.

²⁵ See *Mattino v. City of Marathon*, 345 So.3d 939 (Fla. 3d DCA 2022), for detailed background on this section.

- Must be maintained in a neat, orderly, and safe manner;
- Must have structures placed a minimum of 10 feet apart;
- May not exceed square footage of 1.5 percent of the property's area or 35,000 square feet, whichever is less;
- Must provide 50 foot setbacks on all sides;
- May not be located less than 250 feet from a property line adjacent to property zoned for residential use;
- If within 500 feet of a property line adjacent to property zoned for residential use, must contain screening consisting of tree, wall, berm or fence coverage at least six feet in height; and
- Must cover access drives with dust-free material such as packed shell or gravel.

The bill provides that a local ordinance adopted pursuant to this section must comply with state and federal regulations for migrant farmworker housing, and that a local government may validly adopt less restrictive land use regulations.

The bill further provides that, beginning July 1, 2024, a property owner must maintain records of all permits for such housing for three years, and make the records available for inspection within 14 days after receipt of a request by a governmental entity.

The bill further provides that if agricultural operations are discontinued on the property for at least 365 days, structures used as living quarters must be removed within 180 days after notice from the local government unless the property owner demonstrates that its intended use will resume within 90 days. If the property ceases to be classified as agricultural, housing established under this section is no longer eligible for residential use without further approval under the local jurisdiction's zoning and land use regulations. Additionally, if Department of Health permits for agricultural housing uses are revoked, structures used as living quarters must be removed within 180 days of notice from the local government unless the permit is reinstated.

The bill provides that, notwithstanding the provisions herein, the construction or installation of housing for seasonal agricultural employees in the Florida Keys and City of Key West Areas of Critical State Concern is subject to the permit allocation system.

The bill finally provides that a housing site constructed and in use before July 1, 2024, may continue to be used, and the property owner may not be required to make changes to meet the requirements of this section, unless the housing site will be enlarged, remodeled, renovated, or rehabilitated.

The bill takes effect July 1, 2024.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

Businesses employing and housing migrant farmworkers will benefit from the creation of certain property rights.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 163.3162 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Collins

14-00506A-24

20241082__

A bill to be entitled

An act relating to housing for agricultural workers; amending s. 163.3162, F.S.; defining the terms "agricultural worker" and "housing site"; prohibiting a governmental entity from adopting or enforcing any legislation to inhibit the construction of housing for agricultural workers on agricultural land operated as a bona fide farm; requiring that the construction or installation of such housing units on agricultural lands satisfy certain criteria; requiring that local ordinances comply with certain regulations; authorizing governmental entities to adopt local land use regulations that are less restrictive than certain state and federal regulations; requiring property owners to maintain certain records for a specified timeframe; requiring the suspension of use of certain housing units and authorizing their removal under certain circumstances; specifying applicability of permit allocation systems in certain areas of critical state concern; authorizing the continued use of housing sites constructed before the effective date of the act if certain conditions are met; providing an effective date.

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

Section 1. Present paragraphs (a) through (d) of subsection (2) of section 163.3162, Florida Statutes, are redesignated as paragraphs (b) through (e), respectively, new paragraphs (a) and

Page 1 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

14-00506A-24

20241082__

(f) are added to that subsection, and subsection (5) is added to that section, to read:

163.3162 Agricultural Lands and Practices.—

(2) DEFINITIONS.—As used in this section, the term:

(a) "Agricultural worker" means a person who is seasonally or annually employed in bona fide agricultural production; is lawfully present in the United States; is authorized to work at the time of employment and remains so throughout the duration of that employment; and has been verified through the process provided in s. 448.095. The term includes a migrant farmworker as defined in s. 381.008 and a worker with an H-2A visa.

(f) "Housing site" means the totality of development supporting authorized housing, including buildings, mobile homes, barracks, dormitories used as living quarters, parking areas, common areas such as athletic fields or playgrounds, storage structures, and other related structures.

(5) HOUSING FOR AGRICULTURAL WORKERS.—

(a) A governmental entity may not adopt or enforce any legislation to inhibit the construction or installation of housing for agricultural workers on land classified as agricultural land pursuant to s. 193.461 which is operated as a bona fide farm except as provided in this subsection.

1. Construction or installation of housing units for agricultural workers on parcels of land classified as agricultural land under s. 193.461 must satisfy all of the following criteria:

a. The dwelling units must meet federal, state, and local building standards, including migrant farmworker housing standards regulated by the Department of Health and federal

Page 2 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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standards for H-2A visa housing. If written notice of intent is required to be submitted to the Department of Health pursuant to s. 381.0083, the appropriate governmental entity with jurisdiction over the agricultural lands may also require submittal of a copy of the written notice.

b. The housing site must be maintained in a neat, orderly, and safe manner.

c. All structures containing dwelling units must be located a minimum of 10 feet apart.

d. The square footage of the housing site's climate-controlled facilities may not exceed 1.5 percent of the property's area or 35,000 square feet, whichever is less.

e. A housing site must provide front, side, and rear yard setbacks of at least 50 feet. However, an internal project driveway may be located in the required yard space if the yard is adjacent to a public roadway or to property that is under common ownership with the housing site.

f. A housing site may not be located less than 250 feet from a property line adjacent to property zoned for residential use. If the housing site is located less than 500 feet from any property line, screening must be provided between the housing site and any residentially developed adjacent parcels that are under different ownership. The screening may be designed in any of the following ways:

(I) Evergreen plants that, at the time of planting, are at least 6 feet in height and provide an overall screening opacity of 75 percent;

(II) A masonry wall at least 6 feet in height and finished on all sides with brick, stone, or painted or pigmented stucco;

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(III) A solid wood or PVC fence at least 6 feet in height with the finished side of the fence facing out;

(IV) A row of evergreen shade trees that, at the time of planting, are at least 10 feet in height, a minimum of 2-inch caliper, and spaced no more than 20 feet apart; or

(V) A berm made with a combination of the materials listed in sub-sub-subparagraphs (I)-(IV), which is at least 6 feet in height and provides an overall screening capacity of 75 percent at the time of installation.

g. All access drives that serve the housing site must be made of packed shell, gravel, or a similar material that will provide a relatively dust-free surface.

(b) Any local ordinance adopted pursuant to this subsection must comply with all state and federal regulations for migrant farmworker housing, as applicable, including rules adopted by the Department of Health pursuant to ss. 381.008-381.00897 and federal regulations under the Migrant and Seasonal Agricultural Worker Protection Act or the H-2A visa program. A governmental entity may adopt local government land use regulations that are less restrictive than the regulations established by the Department of Health pursuant to ss. 381.008-381.00897 and federal regulations under the Migrant and Seasonal Agricultural Worker Protection Act or the H-2A visa program for the construction or installation of housing for temporary migrant farmworkers.

(c) Beginning July 1, 2024, a property owner must maintain records of all approved permits, including successor permits, for migrant labor camps or residential migrant housing as required under s. 381.0081. A property owner must maintain such

14-00506A-24 20241082__

records for at least 3 years and make the records available for inspection within 14 days after receipt of a request for records by a governmental entity.

(d) A housing site may not continue to be used and may be required to be removed under the following circumstances:

1. If, for any reason, a housing site is not being used for agricultural workers for longer than 365 days, any structures, used as living quarters must be removed from the housing site within 180 days after receipt of written notification from the county unless the property owner can demonstrate that use of the site for housing agricultural workers will occur within 90 days after the written notification.

2. If the property on which the housing site is located ceases to be classified as agricultural land, housing authorized under this section ceases to be eligible for residential uses unless and until it is approved under the zoning and land use regulations of the governmental entity.

3. If the permit authorized by the Department of Health for the housing site is revoked, any structures must be removed from the housing site within 180 days after receipt of written notification from the county unless the permit is reinstated by the Department of Health.

(e) Notwithstanding this subsection, the construction or installation of housing for seasonal agricultural employees in the Florida Keys Area of Critical State Concern and the City of Key West Area of Critical State Concern is subject to the permit allocation systems of the Florida Keys Area of Critical State Concern and City of Key West Area of Critical State Concern, respectively.

14-00506A-24 20241082__

(f) A housing site that was constructed and in use before July 1, 2024, may continue to be used, and the property owner may not be required by a governmental entity to make changes to meet the requirements of this subsection, unless the housing site will be enlarged, remodeled, renovated, or rehabilitated. The property owner of a housing site that is permitted under this paragraph must provide regular maintenance and repair, including compliance with health and safety regulations and maintenance standards, for such housing site to ensure the health, safety, and habitability of the housing site.

Section 2. This act shall take effect July 1, 2024.



The Florida Senate

Committee Agenda Request

To: Senator Jay Collins, Chair
Committee on Agriculture

Subject: Committee Agenda Request

Date: January 22, 2024

I respectfully request that **Senate Bill # 1082**, relating to Housing for Agricultural Workers, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink, appearing to read "Jay Collins", is written over a horizontal line.

Senator Jay Collins
Florida Senate, District 14

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24

Meeting Date

Agriculture

Committee

1082

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Adam Basford

Phone

352-538-9299

Address

516 N Adams

Email

abasford@aif.com

Street

Tallahassee FL 32301

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Associated Industries of FL

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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1/23/24

Meeting Date

Senate Ag

Committee

1082

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Madeline Wright

Phone

Address

310 W College Ave

Email

Street

Tallahassee

FL

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

FL Farm Bureau

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24

Meeting Date

Agriculture

Committee

1082

Bill Number or Topic

850-408-6092

Amendment Barcode (if applicable)

Name

Tripp Hunter

Phone

Address

201 S Monroe St

Street

Tallahassee

City

FL

State

32303

Zip

Email

Tripp.Hunter@FFVA.com

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Fruit & Vegetable
ASSN.

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

1/23/24

Meeting Date

Agriculture

Committee

Name David Hill

Address 101 S Monroe

Street

Tallahassee

City

FL

State

32303

Zip

1087

Bill Number or Topic

Amendment Barcode (if applicable)

Phone 850-488-8411

Email

Speaking: ☒ For ☐ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☐ I am a registered lobbyist, representing:

☒ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Florida Fruit & Vegetable Assn.

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24

Meeting Date

1082

Bill Number or Topic

Agriculture

Committee

Amendment Barcode (if applicable)

Name

JEFF SCALA

Phone

(850) 487-0697

Address

100 S Monroe

Email

jscala@fl-counties.com

Street

Tallahassee

City

FL

State

32301

Zip

Speaking:

☒

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Florida Association of Counties

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Agriculture

BILL: CS/SB 1156

INTRODUCER: Agriculture Committee and Senator Collins

SUBJECT: Dangerous Dogs

DATE: January 24, 2024

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Burse	Becker	AG	Fav/CS
2.			JU	
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1156 requires a dog owner that has knowledge of their dog's dangerous propensities to securely confine the dog in a proper enclosure.

This act may be cited as the "Pam Rock Act."

The bill provides definitions for "Department" and "Proper enclosure."

The bill also provides requirements and penalties for owners of dangerous dogs involved in injury and or death to humans or animals. The bill establishes the Statewide Dangerous Dog Registry.

The bill provides requirements and penalties for dogs that have not been declared dangerous that are involved in the injury or death of humans.

The bill takes effect July 1, 2024.

II. Present Situation:

Dangerous Dogs

Part II of ch. 767, F.S., outlines the state's "Dangerous Dogs" provisions, originally enacted in 1990.¹ The Legislature found that "dangerous dogs are an increasingly serious and widespread threat to the safety and welfare of the people of this state because of unprovoked attacks which cause injury to persons and domestic animals; that such attacks are in part attributable to the failure of the owners to confine and properly train and control their dogs; that existing laws inadequately address this growing problem; and that it is appropriate and necessary to impose uniform requirements on the owners of dangerous dogs."²

A "dangerous dog" is defined as a dog that:

- Has aggressively bitten, attacked, endangered, or inflicted severe injury on a person on public or private property;
- Has more than one time severely injured or killed a domestic animal while the dog is off the owner's property; or
- Has, when unprovoked, chased or approached a person in public in a menacing fashion, or with an attitude of attack.³

Process for Classification of Dogs as Dangerous

An animal control officer⁴ is typically the person who would investigate an incident involving a dog. In areas unserved by an animal control authority,⁵ the sheriff assumes the duties required of an animal control officer.⁶

Upon receiving a report of a potentially dangerous dog, the animal control authority must investigate the incident, interview the owner, and require a sworn affidavit from any person who seeks to have a dog classified as dangerous.⁷ An animal that is the subject of a dangerous dog investigation because of severe injury to a human being may be immediately confiscated by an animal control authority, placed in quarantine, if necessary, for the proper length of time, or impounded and held.⁸ A dog that is being investigated as a dangerous dog that is not impounded with the animal control authority must be humanely and safely confined by the owner in a securely fenced or enclosed area pending the outcome of the investigation.⁹

The animal control authority may not declare a dog as dangerous if:

- The injured person was unlawfully on the property, or if lawfully on the property was tormenting, abusing, or assaulting the dog or its owner or a family member; or

¹ Ch. 90-180, Laws of Fla.

² Section 767.10, F.S.

³ Section 767.11, F.S.

⁴ Section 767.11(3), F.S.

⁵ Section 767.11(5), F.S.

⁶ Section 767.11(5) and (6), F.S.

⁷ Section 767.12(1), F.S.

⁸ Section 767.12(1)(a), F.S.

⁹ Section 767.12(1)(b), F.S.

- The dog was protecting a person within the immediate vicinity of the dog from an unjustified attack or assault.¹⁰

After investigating, the animal control authority must initially determine whether sufficient cause exists to classify the dog as dangerous and if sufficient cause is found, provide the owner an opportunity for a hearing before making a final determination regarding the classification or penalty.¹¹ The animal control authority must provide written notice of sufficient cause and proposed penalty to the owner by registered mail, certified hand delivery, or service in conformity with how service of process is made.

The owner has seven calendar days from receiving the notice to file a written request for a hearing. The hearing officer must hold the hearing as soon as possible, no more than 21 calendar days, and no sooner than five days after receiving the request for hearing.¹² If a hearing is not timely requested the authority's determination becomes final.

Within 14 days after the classification as a dangerous dog by the animal control authority, the owner must register the dog with the animal control authority and renew the certification annually. Vaccination, enclosure, warning sign, and identification requirements must then be followed. The owner must immediately notify the animal control authority if the dog is loose, bites or attacks a person or another animal, or if there is any other change in status. A dangerous dog must remain in its enclosure at all times unless it is muzzled and restrained by a chain or leash. Any violation of these requirements is a noncriminal infraction punishable by a fine, not to exceed \$500.¹³

In addition to civil penalties, the owner of a dangerous dog can be charged with the following criminal violations:

- 1st degree misdemeanor if the dog has previously been declared "dangerous" and it attacks or bites a person or domestic animal without provocation.¹⁴
- 2nd degree misdemeanor if the dog has not previously been declared "dangerous" but causes severe injury to or death of any human and the owner had prior knowledge of, but recklessly disregarded, the dog's dangerous propensities.¹⁵
- 3rd degree felony if the dog has previously been declared "dangerous" and it attacks and causes severe injury to or death of any human.¹⁶

Hunting Dogs

Hunting dogs are exempt from this section when engaged in any legal hunt or training procedure. Dogs engaged in training or exhibiting in legal sports such as obedience trials, conformation shows, field trials, hunting/retrieving trials, and herding trials are exempt from this section when

¹⁰ Section 767.12(2)(a-b), F.S.

¹¹ Section 767.12(3), F.S.

¹² Section 767.12(3), F.S.

¹³ Section 767.12 (7), F.S.

¹⁴ Section 676.13(1), F.S.

¹⁵ Section 767.136(1), F.S.

¹⁶ Section 767.13(2), F.S.

engaged in any legal procedures. Dogs that have been classified as dangerous may not be used for hunting purposes.¹⁷

Other State Dangerous Dog Law

At least 42 states have laws related to dangerous dogs and violations associated with their ownership.¹⁸ Virginia and Pennsylvania require dangerous dog owners to register their dogs with their state's online dog registry. Colorado, Oregon, and Pennsylvania have criminal penalties for harboring, maintaining, or owning a dangerous dog.¹⁹

III. Effect of Proposed Changes:

Section 1 This act may be cited as the “Pam Rock Act.”

Section 2 amends s. 767.01, F.S., to require a dog owner that has knowledge of their dog's dangerous propensities to securely confine the dog in a proper enclosure.

Section 3 amends s. 767.10, F.S., to provide that the Legislature intends to impose uniform requirements for owners of both dogs and dangerous dogs.

Section 4 amends s. 767.11, F.S., to provide the definition for “Department” to mean the Department of Agriculture and Consumer Services. The bill also amends the definition of “Proper enclosure” to include a locked, fenced yard, suitable to prevent the entry of young children and designed to prevent the dog from escaping over, under, or through the fence.

Section 5 amends s. 767.12, F.S., to authorize animal control authorities to confiscate a dangerous dog to be placed in quarantine, for a time, or impounded and held. The bill also amends the parameters in which a dog may not be declared dangerous.

The bill provides that after a dangerous dog classification the animal control authority shall provide the department information for inclusion in the statewide Dangerous Dog Registry. The bill also provides that the animal control authority shall, if the dog is classified as a dangerous dog due to an incident that caused severe injury to a human being, destroy the dog in an expeditious and humane manner.

The bill requires owners of dangerous dogs to have the dangerous dog spayed or neutered and to obtain liability insurance coverage in the amount of at least \$100,000. This insurance must cover damages resulting from an attack by the dangerous dog causing bodily injury to a person. The owner must also provide proof of the required liability insurance coverage to the animal control authority for the area in which the dog is kept.

The bill increases the maximum penalty for violating this section from \$500 to \$1,000 per violation.

¹⁷ Section 767.12(6), F.S.

¹⁸ Michigan State University, State Dangerous Dog Laws, available at <https://www.animallaw.info/topic/state-dangerous-dog-laws> (last visited January 18, 2024).

¹⁹ *Id.*

Section 6 creates s. 767.125, F.S., to establish the Statewide Dangerous Dog Registry. The bill authorizes the department to create a searchable online database of dogs throughout this state which have been declared dangerous by local authorities. The following information, at a minimum, should be provided in the registry:

- A current certificate of rabies vaccination for the dog.
- Evidence of a proper enclosure within which the dangerous dog will be confined and of the posting of the premises with a clearly visible warning sign at all entry points which informs both children and adults of the presence of a dangerous dog on the property.
- Evidence of permanent identification of the dog, such as a tattoo on the inside thigh or an implantation of a microchip.
- Evidence of the dog having been spayed or neutered.
- Evidence that the owner has obtained the required liability insurance.
- The dog's name and a photograph of the dog.
- The county in which the dog is located.
- The owner's name and address.

The bill grants the department rulemaking authority to administer the registry.

Section 7 amends s. 767.13, F.S., to provide that the owner of a previously declared dangerous dog commits a misdemeanor if that dog attacks or bites a person or a domestic animal without provocation. The bill also requires that the dog must be immediately confiscated by an animal control authority, impounded for 10 business days and thereafter destroyed in an expeditious and humane manner. The bill provides the owner may request a hearing during the 10 day time period.

The bill provides that the owner of a previously declared dangerous dog commits a third degree felony if that dog attacks and causes severe injury to or death of any human. The bill also requires that the dog must be immediately confiscated by an animal control authority, impounded for 10 business days and thereafter destroyed in an expeditious and humane manner. The bill provides the owner may request a hearing during the 10 day time period.

Section 8 amends s. 767.135, F.S., to require that if a dog that has not been declared dangerous attacks and causes the death of a human that it must be confiscated, impounded for 10 days, and thereafter destroyed in an expeditious and humane manner. The bill provides the owner may request a hearing during the 10 day time period.

Section 9 amends s. 767.136, F.S., to provide that if a dog that has not been declared dangerous attacks and causes severe injury to, or the death of, a human, and the owner of the dog had knowledge of the dog's dangerous propensities, yet failed to secure the dog in a proper enclosure, the owner of the dog commits a second degree misdemeanor.

Section 10 provides that the bill shall take effect July 1, 2024.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

Owners of dangerous dogs will be required to obtain liability insurance coverage in an amount of at least \$100,000. The owners will also be required to:

- Provide certificate of rabies vaccination for the dog.
- Properly enclose dog and provide clearly visible warning signs at all entry points to inform the presence of a dangerous dog on the property.
- Permanently identify dangerous dogs through tattoos, inside of thigh, or implantation of a microchip.
- Spay or neuter their dog.

Owners of dangerous and unclassified dogs who cause harm and or death to humans or animals will responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal during any appeal procedure after the dog is impounded.

C. Government Sector Impact:

The department will have to maintain the Statewide Dangerous Dog Registry. Animal control authorities may be required to destroy an increased amount of dogs and therefore may incur additional costs.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill amends the following sections 767.01, 767.10, 767.11, 767.12, 767.13, 767.135 and 767.136 of the Florida Statutes.

This bill creates section 767.125 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Agriculture on January 23, 2024:

The CS renames the bill as the “Pam Rock Act.” SB 1156 removed an exemption for hunting and sporting dogs under certain circumstances from being classified as dangerous, while the CS keeps current law.

B. Amendments:

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/23/2024	.	
	.	
	.	
	.	

The Committee on Agriculture (Collins) recommended the following:

Senate Amendment (with title amendment)

Before line 43

insert:

Section 1. This act may be cited as the "Pam Rock Act."

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 2

and insert:



622726

11 An act relating to dangerous dogs; providing a short
12 title; amending s. 767.01,



748266

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/23/2024	.	
	.	
	.	
	.	

The Committee on Agriculture (Collins) recommended the following:

Senate Amendment (with title amendment)

Delete lines 288 - 396

and insert:

(6) Hunting dogs are exempt from this section when engaged in any legal hunt or training procedure. Dogs engaged in training or exhibiting in legal sports such as obedience trials, conformation shows, field trials, hunting/retrieving trials, and herding trials are exempt from this section when engaged in any legal procedures. However, such dogs at all other times in all



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other respects are subject to this and local laws. Dogs that have been classified as dangerous may not be used for hunting purposes.

(7) A person who violates ~~any provision of~~ this section commits a noncriminal infraction, punishable by a fine not to exceed \$1,000 per violation ~~\$500~~.

Section 5. Section 767.125, Florida Statutes, is created to read:

767.125 Statewide Dangerous Dog Registry.—

(1) The department shall create and maintain a statewide Dangerous Dog Registry that provides the public with a searchable online database of dogs throughout this state which have been declared dangerous by local authorities.

(2) Each animal control authority shall, at a minimum, report all of the following information regarding a dangerous dog within its jurisdiction to the department for inclusion in the registry:

(a) A current certificate of rabies vaccination for the dog.

(b) Evidence of a proper enclosure within which the dangerous dog will be confined and of the posting of the premises with a clearly visible warning sign at all entry points which informs both children and adults of the presence of a dangerous dog on the property.

(c) Evidence of permanent identification of the dog, such as a tattoo on the inside thigh or an implantation of a microchip.

(d) Evidence of the dog having been spayed or neutered.

(e) Evidence that the owner has obtained the required



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liability insurance.

(f) The dog's name and a photograph of the dog.

(g) The county in which the dog is located.

(h) The owner's name and address.

(3) The department shall adopt rules to administer this section.

Section 6. Subsections (1) and (2) of section 767.13, Florida Statutes, are amended to read:

767.13 Attack or bite by dangerous dog; penalties; confiscation; destruction.—

(1) If a dog that has previously been declared dangerous attacks or bites a person or a domestic animal without provocation, the owner commits ~~is guilty of~~ a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. ~~In addition,~~ The dangerous dog must ~~shall~~ be immediately confiscated by an animal control authority; ~~it~~ placed in quarantine, if necessary, for the proper length of time; ~~it~~ or impounded; and held for 10 business days after the owner is given written notification under s. 767.12, and thereafter destroyed in an expeditious and humane manner. ~~This 10-day time period shall allow~~ The owner may ~~to~~ request a hearing under s. 767.12 during the 10-day time period. The owner is ~~shall be~~ responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal during any appeal procedure.

(2) If a dog that has previously been declared dangerous attacks and causes severe injury to or death of any human, the owner commits ~~is guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.



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~~In addition,~~ The dog must ~~shall~~ be immediately confiscated by an animal control authority; placed in quarantine, if necessary, for the proper length of time; impounded; and ~~or~~ held for 10 business days after the owner is given written notification under s. 767.12, and thereafter destroyed in an expeditious and humane manner. ~~This 10-day time period shall allow~~ The owner may ~~to~~ request a hearing under s. 767.12 during the 10-day time period. The owner is ~~shall be~~ responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal during any appeal procedure.

Section 7. Section 767.135, Florida Statutes, is amended to read:

767.135 Attack or bite by unclassified dog that causes death; confiscation; destruction.—If a dog that has not been declared dangerous attacks and causes the death of a human, the dog must ~~shall~~ be immediately confiscated by an animal control authority; placed in quarantine, if necessary, for the proper length of time; impounded; and ~~or~~ held for 10 business days after the owner is given written notification under s. 767.12, and thereafter destroyed in an expeditious and humane manner. ~~This 10-day time period shall allow~~ The owner may ~~to~~ request a hearing under s. 767.12 during the 10-day time period. If the owner files a written appeal under s. 767.12 or this section, the dog must be held and may not be destroyed while the appeal is pending. The owner is responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal during any appeal procedure.

Section 8. Subsection (1) of section 767.136, Florida Statutes, is amended to read:



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767.136 Attack or bite by unclassified dog that causes severe injury or death; penalties.—

(1) If a dog that has not been declared dangerous attacks and causes severe injury to, or the death of, a human, and the owner of the dog had knowledge of the dog's dangerous propensities, yet failed to secure the dog in a proper enclosure pursuant to s. 767.01(2) ~~demonstrated a reckless disregard for such propensities under the circumstances~~, the owner of the dog commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

===== T I T L E A M E N D M E N T =====
And the title is amended as follows:

Delete lines 23 - 38
and insert:

for such insurance; revising the civil penalty for violations; creating s. 767.125, F.S.; requiring the department to create and maintain a statewide Dangerous Dog Registry; providing the purpose of the registry; requiring animal control authorities to provide the department with certain information; requiring the department to adopt rules; amending ss. 767.13 and 767.135, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 767.136, F.S.; revising the circumstances under which the owner of a dog that has not been declared dangerous is liable for such dog's severe injury to, or the death of, a human;

By Senator Collins

14-00474-24

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A bill to be entitled

An act relating to dangerous dogs; amending s. 767.01, F.S.; requiring certain dog owners to securely confine their dogs in a proper enclosure; amending s. 767.10, F.S.; revising legislative findings relating to dangerous dogs; reordering and amending s. 767.11, F.S.; defining the term "department"; revising definitions; amending s. 767.12, F.S.; requiring, rather than authorizing, that dogs subject to certain dangerous dog investigations be confiscated, impounded, and held; requiring, rather than authorizing, that the dog be held until the completion of certain actions; requiring that certain dogs not impounded be confined in a proper enclosure by the owner; requiring animal control authorities to provide certain information to the Department of Agriculture and Consumer Services and to destroy certain dogs; revising the information that the owner of a dog classified as a dangerous dog is required to provide to an animal control authority; requiring such owner to obtain liability insurance coverage for a dog classified as a dangerous dog; providing requirements for such insurance; deleting an exemption for certain hunting dogs; revising the civil penalty for violations; creating s. 767.125, F.S.; requiring the department to create and maintain a statewide Dangerous Dog Registry; providing the purpose of the registry; requiring animal control authorities to provide the department with certain information;

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requiring the department to adopt rules; amending ss. 767.13 and 767.135, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 767.136, F.S.; revising the circumstances under which the owner of a dog that has not been declared dangerous is liable for such dog's severe injury to, or the death of, a human; amending s. 767.16, F.S.; providing that police canines are only exempt from certain provisions while on duty; providing an effective date.

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

Section 1. Section 767.01, Florida Statutes, is amended to read:

767.01 Dog owner's liability for damages to persons, domestic animals, or livestock.—

(1) A dog owner is ~~Owners of dogs shall be~~ liable for any damage done by the owner's dog ~~their dogs~~ to a person or to any animal included in the definitions of "domestic animal" and "livestock" as provided by s. 585.01.

(2) If a dog owner has knowledge of the dog's dangerous propensities, the owner must securely confine the dog in a proper enclosure as defined in s. 767.11.

Section 2. Section 767.10, Florida Statutes, is amended to read:

767.10 Legislative findings.—The Legislature finds that dangerous dogs are an increasingly serious and widespread threat to the safety and welfare of the people of this state because of

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unprovoked attacks which cause injury to persons and domestic animals; that such attacks are in part attributable to the failure of owners to confine and properly train and control their dogs; that existing laws inadequately address this growing problem; and that it is appropriate and necessary to impose uniform requirements for the owners of dogs and dangerous dogs.

Section 3. Section 767.11, Florida Statutes, is reordered and amended to read:

767.11 Definitions.—As used in this part act, unless the context clearly requires otherwise:

(3)(1) "Dangerous dog" means a ~~any~~ dog that according to the records of the appropriate authority:

(a) Has aggressively bitten, attacked, or endangered or has inflicted severe injury on a human being on public or private property;

(b) Has more than once severely injured or killed a domestic animal while off the owner's property; or

(c) Has, when unprovoked, chased or approached a person upon the streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack, provided that such actions are attested to in a sworn statement by one or more persons and dutifully investigated by the appropriate authority.

(4) "Department" means the Department of Agriculture and Consumer Services.

(8)(2) "Unprovoked" means that the victim who has been conducting himself or herself peacefully and lawfully has been bitten or chased in a menacing fashion or attacked by a dog.

(7)(3) "Severe injury" means any physical injury that results in broken bones, multiple bites, or disfiguring

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lacerations requiring sutures or reconstructive surgery.

(6)(4) "Proper enclosure ~~of a dangerous dog~~" means, while on the owner's property, a ~~dangerous~~ dog is securely confined:

(a) Indoors;

(b) In a locked, fenced yard, suitable to prevent the entry of young children and designed to prevent the dog from escaping over, under, or through the fence; or

(c) In a securely enclosed and locked pen or structure, suitable to prevent the entry of young children and designed to prevent the dog animal from escaping. The ~~Such~~ pen or structure must ~~shall~~ have secure sides and a secure top to prevent the dog from escaping over, under, or through the structure and must ~~shall~~ also provide protection from the elements.

(1)(5) "Animal control authority" means an entity acting alone or in concert with other local governmental units and authorized by them to enforce the animal control laws of the city, county, or state. In those areas not served by an animal control authority, the sheriff shall carry out the duties of the animal control authority under this part act.

(2)(6) "Animal control officer" means any individual employed, contracted with, or appointed by the animal control authority for the purpose of aiding in the enforcement of this part act or any other law or ordinance relating to the licensure of animals, control of animals, or seizure and impoundment of animals and includes any state or local law enforcement officer or other employee whose duties in whole or in part include assignments that involve the seizure and impoundment of an ~~any~~ animal.

(5)(7) "Owner" means a ~~any~~ person, a firm, a corporation,

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or an organization possessing, harboring, keeping, or having control or custody of an animal or, if the animal is owned by a person under the age of 18 years of age or younger, that person's parent or guardian.

Section 4. Section 767.12, Florida Statutes, is amended to read:

767.12 Classification of dogs as dangerous; owner requirements; penalty certification of registration; notice and hearing requirements; confinement of animal; exemption; appeals; unlawful acts.—

(1) An animal control authority shall investigate reported incidents involving any dog that may be dangerous and, if possible, shall interview the owner and require a sworn affidavit from any person, including any animal control officer or enforcement officer, desiring to have a dog classified as dangerous.

(a) An animal that is the subject of a dangerous dog investigation for behavior described in s. 767.11(3)(a) or (c) must because of severe injury to a human being may be immediately confiscated by an animal control authority; placed in quarantine, if necessary, for the proper length of time; or impounded; and held. The animal must ~~may~~ be held pending the outcome of the investigation and any hearings or appeals related to the dangerous dog classification or any penalty imposed under this section. If the dog is to be destroyed, the dog may not be destroyed while an appeal is pending. The owner is responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal pending any hearing or appeal, unless it is determined that the dog is not

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dangerous.

(b) An animal that is the subject of a dangerous dog investigation for behavior described in s. 767.11(3)(b) may be immediately confiscated by an animal control authority; placed in quarantine, if necessary, for the proper length of time; or impounded and held. An animal that ~~which~~ is not impounded with the animal control authority must be ~~humanely and safely~~ confined by the owner in a proper enclosure ~~securely fenced or enclosed area. The animal shall be confined in such manner~~ pending the outcome of the investigation and the resolution of any hearings or appeals related to the dangerous dog classification or any penalty imposed under this section. The owner shall provide the address at which the animal resides ~~shall be provided~~ to the animal control authority. A dog that is the subject of a dangerous dog investigation may not be relocated or have its ownership transferred pending the outcome of the investigation and any hearings or appeals related to the dangerous dog classification or any penalty imposed under this section. If a dog is to be destroyed, the dog may not be relocated or have its ownership transferred.

(2) A dog may not be declared dangerous if either of the following apply:

(a) The threat, injury, or damage was sustained by a person who, at the time, was unlawfully on the property or who, while lawfully on the property, was tormenting, abusing, or assaulting the dog or its owner or a family member.

(b) The dog was protecting or defending a human being within the immediate vicinity of the dog from an unjustified attack or assault.

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175 (3) After the investigation, the animal control authority
 176 shall make an initial determination as to whether there is
 177 sufficient cause to classify the dog as dangerous and, if
 178 sufficient cause is found, as to the appropriate penalty ~~under~~
 179 ~~subsection (5)~~. The animal control authority shall afford the
 180 owner an opportunity for a hearing before ~~prior to~~ making a
 181 final determination regarding the classification or penalty. The
 182 animal control authority shall provide written notification of
 183 the sufficient cause finding and proposed penalty to the owner
 184 by registered mail or, certified hand delivery, or service in
 185 conformance with ~~the provisions of~~ chapter 48 relating to
 186 service of process. The owner may file a written request for a
 187 hearing regarding the dangerous dog classification, penalty, or
 188 both, within 7 calendar days after receipt of the notification
 189 of the sufficient cause finding and proposed penalty. If the
 190 owner requests a hearing, the hearing must ~~shall~~ be held as soon
 191 as possible, but not later than 21 calendar days and not sooner
 192 than 5 days after receipt of the request from the owner. If a
 193 hearing is not timely requested regarding the dangerous dog
 194 classification or proposed penalty, the determination of the
 195 animal control authority as to such matter is ~~shall become~~
 196 final. Each applicable local governing authority shall establish
 197 hearing procedures that conform to this subsection.

198 (4) Upon a dangerous dog classification and penalty
 199 becoming final after a hearing or by operation of law pursuant
 200 to subsection (3), the animal control authority shall do all of
 201 the following:

202 (a) Provide a written final order to the owner by
 203 registered mail or, certified hand delivery or service. The

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204 owner may appeal the classification or, penalty, or both, to the
 205 circuit court in accordance with the Florida Rules of Appellate
 206 Procedure after receipt of the final order. If the dog is not
 207 held by the animal control authority, the owner must confine the
 208 dog in a proper enclosure ~~securely fenced or enclosed area~~
 209 pending resolution of the appeal. Each applicable local
 210 governing authority must establish appeal procedures that
 211 conform to this paragraph ~~subsection~~.

212 (b) Provide the information required by s. 767.125(2) to
 213 the department for the dangerous dog's inclusion in the
 214 statewide Dangerous Dog Registry.

215 (c) If the dog is classified as a dangerous dog due to an
 216 incident that caused severe injury to a human being, destroy the
 217 dog in an expeditious and humane manner.

218 (5) ~~(a)~~ Except as otherwise provided in paragraph (4) (c)
 219 ~~(b)~~, the owner of a dog classified as a dangerous dog shall do
 220 all of the following:

221 (a) ~~1.~~ Upon ~~within 14 days after~~ issuance of the final order
 222 classifying the dog as dangerous or the conclusion of any appeal
 223 that affirms such final order, obtain a certificate of
 224 registration for the dog from the animal control authority
 225 serving the area in which he or she resides, and renew the
 226 certificate annually. Animal control authorities may ~~are~~
 227 ~~authorized to~~ issue such certificates of registration, and
 228 renewals thereof, only to persons who are at least 18 years of
 229 age and who present to the animal control authority sufficient
 230 evidence of all of the following:

231 1.a. A current certificate of rabies vaccination for the
 232 dog.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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~~2.b.~~ A proper enclosure to confine the a dangerous dog and the posting of the premises with a clearly visible warning sign at all entry points which informs both children and adults of the presence of a dangerous dog on the property.

~~3.e.~~ Permanent identification of the dog, such as a tattoo on the inside thigh or an electronic implantation of a microchip.

4. The dog having been spayed or neutered.

5. Liability insurance as required by paragraph (b).

The appropriate governmental unit may impose an annual fee for the issuance of certificates of registration required by this section.

(b) Upon issuance of the final order classifying the dog as dangerous or the conclusion of any appeal that affirms such final order, obtain liability insurance coverage in an amount of at least \$100,000 to cover damages resulting from an attack by the dangerous dog causing bodily injury to a person and provide proof of the required liability insurance coverage to the animal control authority for the area in which the dog is kept.

~~(c)2.~~ Immediately notify the appropriate animal control authority when the dog:

~~1.a.~~ Is loose or unconfined;~~-~~

~~2.b.~~ Has bitten a human being or attacked another animal;~~-~~

~~3.e.~~ Is sold, given away, or dies; or-

~~4.d.~~ Is moved to another address.

(d) Before selling or giving away the a dangerous dog is sold or given away, the owner shall provide the name, address, and telephone number of the new owner to the animal control

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authority. The new owner must comply with ~~all of the requirements of~~ this section and any implementing local ordinances, even if the animal is moved from one local jurisdiction to another within ~~this the~~ state. The animal control officer must be notified by the owner of a dog classified as dangerous that the dog is in his or her jurisdiction.

~~(e)3.~~ Not ~~allow permit~~ the dog to be outside a proper enclosure unless the dog is muzzled and restrained by a substantial chain or leash and under control of a competent person. The muzzle must be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but will prevent it from biting a person or an animal. The owner may exercise the dog on the owner's property in a proper enclosure ~~securely fenced or enclosed area that does not have a top,~~ without a muzzle or leash, if the dog remains within the owner's his or her sight and only members of the immediate household or persons 18 years of age or older, if applicable, are allowed in the enclosure when the dog is present. When being transported, such dogs must be safely and securely restrained within a vehicle.

~~(b) If a dog is classified as a dangerous dog due to an incident that causes severe injury to a human being, based upon the nature and circumstances of the injury and the likelihood of a future threat to the public safety, health, and welfare, the dog may be destroyed in an expeditious and humane manner.~~

~~(6) Hunting dogs are exempt from this section when engaged in any legal hunt or training procedure. Dogs engaged in training or exhibiting in legal sports such as obedience trials,~~

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291 ~~conformation shows, field trials, hunting/retrieving trials, and~~
 292 ~~herding trials are exempt from this section when engaged in any~~
 293 ~~legal procedures. However, such dogs at all other times in all~~
 294 ~~other respects are subject to this and local laws. Dogs that~~
 295 have been classified as dangerous may not be used for hunting
 296 purposes.

297 (7) A person who violates ~~any provision of~~ this section
 298 commits a noncriminal infraction, punishable by a fine not to
 299 exceed \$1,000 per violation \$500.

300 Section 5. Section 767.125, Florida Statutes, is created to
 301 read:

302 767.125 Statewide Dangerous Dog Registry.-

303 (1) The department shall create and maintain a statewide
 304 Dangerous Dog Registry that provides the public with a
 305 searchable online database of dogs throughout this state which
 306 have been declared dangerous by local authorities.

307 (2) Each animal control authority shall, at a minimum,
 308 report all of the following information regarding a dangerous
 309 dog within its jurisdiction to the department for inclusion in
 310 the registry:

311 (a) A current certificate of rabies vaccination for the
 312 dog.

313 (b) Evidence of a proper enclosure within which the
 314 dangerous dog will be confined and of the posting of the
 315 premises with a clearly visible warning sign at all entry points
 316 which informs both children and adults of the presence of a
 317 dangerous dog on the property.

318 (c) Evidence of permanent identification of the dog, such
 319 as a tattoo on the inside thigh or an implantation of a

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320 microchip.

321 (d) Evidence of the dog having been spayed or neutered.

322 (e) Evidence that the owner has obtained the required

323 liability insurance.

324 (f) The dog's name and a photograph of the dog.

325 (g) The county in which the dog is located.

326 (h) The owner's name and address.

327 (3) The department shall adopt rules to administer this
 328 section.

329 Section 6. Subsections (1) and (2) of section 767.13,
 330 Florida Statutes, are amended to read:

331 767.13 Attack or bite by dangerous dog; penalties;
 332 confiscation; destruction.-

333 (1) If a dog that has previously been declared dangerous
 334 attacks or bites a person or a domestic animal without
 335 provocation, the owner commits ~~is guilty of~~ a misdemeanor of the
 336 first degree, punishable as provided in s. 775.082 or s.
 337 775.083. ~~In addition,~~ The dangerous dog must ~~shall~~ be
 338 immediately confiscated by an animal control authority; ~~or~~ placed
 339 in quarantine, if necessary, for the proper length of time; ~~or~~
 340 impounded; and held for 10 business days after the owner is
 341 given written notification under s. 767.12, and thereafter
 342 destroyed in an expeditious and humane manner. ~~This 10-day time~~
 343 ~~period shall allow~~ The owner may ~~to~~ request a hearing under s.
 344 767.12 during the 10-day time period. The owner ~~is~~ ~~shall be~~
 345 responsible for payment of all boarding costs and other fees as
 346 may be required to humanely and safely keep the animal during
 347 any appeal procedure.

348 (2) If a dog that has previously been declared dangerous

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349 attacks and causes severe injury to or death of any human, the
 350 owner ~~commits is guilty of~~ a felony of the third degree,
 351 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
 352 ~~In addition,~~ The dog must ~~shall~~ be immediately confiscated by an
 353 animal control authority; ~~placed in quarantine, if necessary,~~
 354 for the proper length of time; impounded; and ~~or~~ held for 10
 355 business days after the owner is given written notification
 356 under s. 767.12, and thereafter destroyed in an expeditious and
 357 humane manner. ~~This 10-day time period shall allow~~ The owner may
 358 ~~to~~ request a hearing under s. 767.12 during the 10-day time
 359 period. The owner is ~~shall be~~ responsible for payment of all
 360 boarding costs and other fees as may be required to humanely and
 361 safely keep the animal during any appeal procedure.

362 Section 7. Section 767.135, Florida Statutes, is amended to
 363 read:

364 767.135 Attack or bite by unclassified dog that causes
 365 death; confiscation; destruction.—If a dog that has not been
 366 declared dangerous attacks and causes the death of a human, the
 367 dog must ~~shall~~ be immediately confiscated by an animal control
 368 authority; ~~placed in quarantine, if necessary,~~ for the proper
 369 length of time; impounded; and ~~or~~ held for 10 business days
 370 after the owner is given written notification under s. 767.12,
 371 and thereafter destroyed in an expeditious and humane manner.
 372 ~~This 10-day time period shall allow~~ The owner may ~~to~~ request a
 373 hearing under s. 767.12 during the 10-day time period. If the
 374 owner files a written appeal under s. 767.12 or this section,
 375 the dog must be held and may not be destroyed while the appeal
 376 is pending. The owner is responsible for payment of all boarding
 377 costs and other fees as may be required to humanely and safely

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378 keep the animal during any appeal procedure.

379 Section 8. Subsection (1) of section 767.136, Florida
 380 Statutes, is amended to read:

381 767.136 Attack or bite by unclassified dog that causes
 382 severe injury or death; penalties.—

383 (1) If a dog that has not been declared dangerous attacks
 384 and causes severe injury to, or the death of, a human, and the
 385 owner of the dog had knowledge of the dog's dangerous
 386 propensities, yet failed to secure the dog in a proper enclosure
 387 pursuant to s. 767.01(2) ~~demonstrated a reckless disregard for~~
 388 ~~such propensities under the circumstances,~~ the owner of the dog
 389 commits a misdemeanor of the second degree, punishable as
 390 provided in s. 775.082 or s. 775.083.

391 Section 9. Subsection (1) of section 767.16, Florida
 392 Statutes, is amended to read:

393 767.16 Police canine or service dog; exemption.—

394 (1) Any canine that is owned, or the service of which is
 395 employed, by a law enforcement agency, ~~is exempt from this part~~
 396 while the canine is on duty.

397 Section 10. This act shall take effect July 1, 2024.



The Florida Senate

Committee Agenda Request

To: Senator Jay Collins, Chair
Committee on Agriculture

Subject: Committee Agenda Request

Date: January 22, 2024

I respectfully request that **Senate Bill # 1156**, relating to Dangerous Dogs, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink, appearing to read "Jay Collins", is written over a horizontal line.

Senator Jay Collins
Florida Senate, District 14



Pam Rock USPS

**Rock Family Request in
Pam's Memory:
Approve, as written, all
changes to the FL
Dangerous Dog
Legislation in FL House
(HB 0873) and Senate
(SB 1156)**



Pam Rock - US Peace Corps

- Proposed changes would remedy outdated FL statutes by: (1) preventing or deterring irresponsible owners from ignoring Dangerous Dog behaviors of their pets, and (2) imposing specific requirements on Dangerous Dog owners for unacceptable behaviors or brutal attacks by their pets on humans/pets in the future. The revisions are modeled after those successfully implemented in other states (e.g., Virginia).

Pam's Life Aug 6, 1961-22Aug 2022

- Pamela Jane Rock was the youngest of the Rock family of 14 children. A 1985 graduate of University of Florida, she showed her commitment to helping others by serving in the Women, Infants and Children (WIC) programs.
- She volunteered for three years in Guatemala with the US Peace Corps. Pam's service continued in Texas and Montana with native American tribes; then with WIC programs in North Carolina, Georgia, and Florida. She also became a WIC advocate on Capitol Hill.
- After serving in a variety of helping roles, her service continued in 2021 with the US Postal Service on a rural route in the Putnam County, FL.

Aug 21-22, 2022

- Aug 21: Pam was delivering mail on-foot on a rural route in Interlachen, FL when she was brutally attacked by a pack of five savage dogs. Neither the owner nor a neighbor could separate her from the dogs. After local EMTs arrived, she was airlifted to the University of Florida Shands Trauma Unit.
- A special team of doctors & nurses worked around the clock to keep her alive. Her injuries required the amputation of her right leg and right arm; she lost her left ear and had multiple deep bite wounds all over her body. Despite the heroic efforts of the Shands staff, Pam succumbed to her wounds and died on Aug. 22, 2022. But Pam's death was no accident – it was completely preventable.

May 26, 2023

- As if to underline this point, an 86-year-old female U.S. Army veteran was savagely attacked in her own front yard by her neighbor's two dogs on Friday, May 26, 2023. She also lives in Putnam County. She barely survived—less than a year after Pam's death—with loss of her leg, ear, multiple bites, and throat injury. She is in a rehabilitation hospital now.

Bottom Line: January 2024

- Please hear the cries of Florida victims and help pass this legislation now. Dangerous dogs attack the weakest members of our families, innocent babies, toddlers, older and infirmed adults who cannot fight off savage attacks. There is no down side to preventing/eliminating these attacks. Thank You!

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-23-2024

Meeting Date

1156

Bill Number (if applicable)

Topic Dangerous Dogs

Amendment Barcode (if applicable)

Name Jodi James

Job Title _____

Address 1375 Cypress Ave
Street

Phone 321 890 7302

Melbourne 32935
City State Zip

Email jodi@FLCAN.org

Speaking: ☒ For ☐ Against ☐ Information

Waive Speaking: ☐ In Support ☐ Against
(The Chair will read this information into the record.)

Representing Self

Appearing at request of Chair: ☐ Yes ☐ No

Lobbyist registered with Legislature: ☐ Yes ☐ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate

APPEARANCE RECORD

1-23-24

Meeting Date

SB1156

Bill Number or Topic

Agricultural

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Phillip

Parise Woody

2009 Creek Ct

Phone

850 333 5547

Address

717 majestic Prince

Email

flpartguy@gmail.com

Street

Crestview

fl

32539

City

State

Zip

Speaking:

☒ For

☐ Against

☐ Information

OR

Waive Speaking:

☒ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

SB 1156 Dangerous Dogs

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Amendment Barcode (if applicable)

Tuesday 23 Jan '24
Meeting Date
Sen Agriculture Comm
Committee

Name Tom + Sally Rock

Phone 210 381 2682

Address 11529 Petersham Falls Lane

Email tomrock54@icloud.com

Street
Jacksonville FL 32258
City State Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

01/23/2024

Meeting Date

AGRICULTURE

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SR1156 / HR0873

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Thomas R Rock**

Phone **210-381-2682**

Address **11529 Petersham Falls Lane**

Email **tomrock50@icloud.com**

Street

Jacksonville

FL

32258

City

State

Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

Dangerous Dogs
Bill Number or Topic

1/23/24

Meeting Date

Agriculture
Committee

Amendment Barcode (if applicable)

Name

Teresa Miller

Phone

813 805-7520

Address

3608 W Corona St
Street

Email

dontbedoped@gmail.com

Tampa
City

FL
State

33629
Zip

Speaking:



For



Against



Information

OR

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Agriculture

BILL: CS/SB 1698

INTRODUCER: Agriculture Committee and Senator Burton

SUBJECT: Food and Hemp Products

DATE: January 24, 2024

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Becker	Becker	AG	Fav/CS
2.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1698 makes a number of changes to s. 581.217, F.S., the State Hemp Program.

The bill modifies the definition of “attractive to children” to include containers displaying toys, novel shapes, animations, promotional characters, licensed characters, or other features that specifically target children, or, for hemp extracted intended for inhalation, the addition of any flavoring. It revises the definition of “hemp” and “hemp extract” and provides a definition of “total delta-9-tetrahydrocannabinol concentration.”

The bill adds requirements for the manufacture, delivery, hold, and offer for sale to the regulation of the distribution and sale of hemp extract. It specifies that if a batch is sold at retail that it must meet the new requirements for total delta-9-tetrahydrocannabinol concentration limits. It also requires such products to be sold in a container that includes the toll-free telephone number for the national Poison Control Help line.

The bill clarifies that hemp extract may only be sold to *or procured by* a business in this state if that business is properly permitted. A business or food establishment may not possess hemp extract products that are attractive to children.

The bill prohibits the department from granting permission to remove or use, except for disposal, hemp extract products subject to a stop-sale order which are attractive to children until the department determines that the hemp extract products comply with state law.

The bill prohibits an event organizer from promoting, advertising, or facilitating an event where hemp extract products sold that do not comply with general law or are sold by a business that is not properly permitted.

Before an event where hemp extract products are sold or marketed, an event organizer must provide the department with a list of the businesses selling or marketing hemp extract products at the event and verify that each business is only selling hemp products from an approved source. The event organizer must ensure that each participating business is properly permitted.

The bill takes effect July 1, 2024.

II. Present Situation:

Industrial Hemp

Industrial hemp is a *Cannabis sativa* plant (cannabis) that has been cultivated for approximately 10,000 years as a fiber and grain crop. It is used for textiles, building materials, seed oil, and essential oil.¹

Cannabis

Cannabis is a Schedule I controlled substance.² It is a felony of the third degree³ to sell, manufacture, deliver, or possess with intent to sell, manufacture, or deliver, cannabis in Florida.⁴

As a controlled substance in chapter 893, F.S., “cannabis” is defined to mean: all parts of any plant of the genus *Cannabis*, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds or resin. The term does not include “marijuana,” as defined in s. 381.986, F.S., if manufactured, possessed, sold, purchased, delivered, distributed, or dispensed, in conformance with s. 381.986, F.S., [the Compassionate Medical Cannabis Act of 2014], hemp as defined in s. 581.217, F.S., [the state hemp program], or industrial hemp as defined in s. 1004.4473, F.S., [industrial hemp pilot projects].⁵

Medical Marijuana

On November 4, 2016, Amendment 2 was approved by the electors and is codified in Article X, section 29, of the Florida Constitution. This section of the constitution became effective on January 3, 2017, and created several exemptions from criminal and civil liability for:

- Qualifying patients medically using marijuana in compliance with the amendment;
- Physicians, solely for issuing physician certifications with reasonable care and in compliance with the amendment; and

¹ See University of Florida, *UF/IFAS Industrial Hemp Pilot Project* at: <https://programs.ifas.ufl.edu/hemp/> (last visited January 22, 2024).

² Section 893.03(1)(c)7., F.S.

³ Section 775.082, F.S., provides that a felony of the third degree is punishable by a term of imprisonment not to exceed 5 years. Section 775.083, F.S., provides that a felony of the third degree is punishable by a fine not to exceed \$5,000.

⁴ Section 893.13(1)(a)2., F.S.

⁵ Section 893.02(3), F.S.

- Medical marijuana treatment centers (MMTCs), their agents, and employees for actions or conduct under the amendment and in compliance with rules promulgated by the Florida Department of Health.

Subsequently, the Legislature passed SB 8-A in Special Session A of 2017.⁶ The bill revised the Compassionate Medical Cannabis Act of 2014⁷ in s. 381.986, F.S., to implement Article X, section 29 of the Florida Constitution.

The term medical marijuana includes two distinct forms of the plant genus *Cannabis*:

- Marijuana without any limitation or restriction on the percentage of THC;⁸ and
- “Low-THC cannabis” in which the percentage of THC is limited to 0.8 percent or less and has more than 10 percent of cannabidiol⁹ weight for weight.¹⁰

The Coalition for Medical Marijuana Research and Education located at the H. Lee Moffitt Cancer Center and Research Institute, Inc., is authorized to conduct medical marijuana research and education.¹¹

A MMTC and a qualified patient or caregiver are specifically exempt from the criminal prohibition against the possession of cannabis.¹²

2014 Federal Farm Bill and State Industrial Hemp Pilot Programs

The Agricultural Improvement Act of 2014 (2014 Farm Bill) defined industrial hemp and allowed state departments of agriculture or universities to grow and produce industrial hemp as part of research or pilot programs. Specifically, the law allowed universities and state departments of agriculture to grow or cultivate industrial hemp if:

- The industrial hemp is grown or cultivated for purposes of research conducted under an agricultural pilot program or other agricultural or academic research; and
- The growing or cultivating of industrial hemp is allowed under the laws of the state in which such institution of higher education or state department of agriculture is located and such research occurs.¹³

The 2014 Farm Bill defines “industrial hemp” to mean:

...the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether

⁶ Chapter 2017-232, Laws of Fla.

⁷ Chapter 2014-157, Laws of Fla.

⁸ THC, or tetrahydrocannabinol, is the main active ingredient in cannabis and is responsible for most of the psychological effects of cannabis.

⁹ Cannabidiol (CBD) is a chemical compound, known as a cannabinoid, found in cannabis. CBD does not have the same psychoactivity as THC. See Michael J Breus, *Despite What You May Think... CBD Is Not Weed* (Sept. 20, 2018), Psychology Today, available at: <https://www.psychologytoday.com/us/blog/sleep-newzzz/201809/despite-what-you-may-think-cbd-is-not-weed> (last visited January 22, 2024).

¹⁰ See s. 381.986(1)(e) and (f), F.S.

¹¹ Section 1004.4351, F.S.

¹² See s. 381.986(14), F.S.

¹³ Agricultural Improvement Act of 2014, Pub. L. No. 113-79, s. 7606, 128 Stat. 912 (2014) (codified at 7 U.S.C. s. 5940).

growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis.¹⁴

Section 1004.4473, F.S., authorizes the Florida Department of Agriculture and Consumer Services (department) to oversee the development of industrial hemp pilot projects for the Institute of Food and Agricultural Sciences (IFAS) at the University of Florida, Florida Agricultural and Mechanical University, any land grant university in the state that has a college of agriculture, and any Florida College System institution or state university that has an established agriculture, engineering, or pharmacy program.¹⁵ The purpose of the pilot projects is to cultivate, process, test, research, create, and market safe and effective commercial applications for industrial hemp in the agricultural sector in this state. The department has adopted a rule addressing safety, compliance, and accountability and other concerns.¹⁶

2018 Federal Farm Bill

In the Agricultural Improvement Act of 2018 (2018 Farm Bill), the U.S. Congress legalized industrial hemp as an agricultural product by removing hemp's classification as a controlled substance.¹⁷ The 2018 Farm Bill defines "hemp" to mean:

...the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis.¹⁸

The 2018 Farm Bill allows a state department of agriculture or an Indian tribe to submit a plan to the United States Secretary of Agriculture and apply for primary regulatory authority over the production of hemp in their state or tribal territory. A state or tribal plan must include:

- A procedure for tracking land upon which hemp will be produced;
- Testing methods for determining THC concentration levels of hemp;
- Methods for effective disposal of noncompliant products;
- Enforcement procedures;
- Inspection procedures; and
- Certification procedures for the persons authorized to produce hemp producers, test hemp products, inspect hemp producers, and enforce the provisions of the state or tribal plan.¹⁹

¹⁴ *Id.*

¹⁵ Section 1004.4473(2)(a), F.S.

¹⁶ Fla. Admin. Code R. 5B-57.013 (2018).

¹⁷ Agricultural Improvement Act of 2018, Pub. L. No. 115-334, s. 12619, 132 Stat. 409 (2018) (codified at 21 U.S.C 802(16)).

¹⁸ Agricultural Improvement Act of 2018, Pub. L. No. 115-334, s. 10113, 132 Stat. 409 (2018) (codified at 7 U.S.C. s. 1639o).

¹⁹ Agricultural Improvement Act of 2018, Pub. L. No. 115-334, s. 10113, 132 Stat. 409 (2018) (codified at 7 U.S.C. s. 1639p).

State Hemp Program

The state hemp program was created within the Department of Agriculture and Consumer Services (department) to regulate the cultivation of hemp in Florida.²⁰

Section 581.217(3)(e), F.S., defines the term “hemp” to mean:

...the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof, and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers thereof, whether growing or not, that has a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis, with the exemption of hemp extract, which may not exceed 0.3 percent total delta-9-tetrahydrocannabinol on a wet-weight basis.

Section 581.217(3)(f), F.S., defines the term “hemp extract” to mean “a substance or compound intended for ingestion, containing more than trace amounts of cannabinoid, or for inhalation which is derived from or contains hemp and which does not contain other controlled substances.” The term does not include synthetic cannabidiol or seeds or seed-derived ingredients that are generally recognized as safe by the United States Food and Drug Administration.²¹ Products that are intended for inhalation and contain hemp extract may not be sold in this state to a person who is under 21 years of age.²²

The department was required to seek federal approval of the state plan for the regulation of the cultivation of hemp with the United States Secretary of Agriculture (USDA) in accordance with the 2018 Farm Bill within 30 days of adopting rules.²³ A license is required to cultivate hemp²⁴ and to obtain a license, a person must apply to the department and submit a full set of fingerprints.²⁵ A person seeking to cultivate hemp must provide the department with a legal land description and GPS coordinates of where the hemp will be cultivated.²⁶ The department must deny an application under certain circumstances.²⁷

Distribution and Retail Sale of Hemp Extract

Hemp extract may only be distributed and sold in this state if the product has a certificate of analysis prepared by an independent testing laboratory that states:

- The hemp extract is the product of a batch tested by the independent testing laboratory;
- The batch contained a total delta-9-tetrahydrocannabinol concentration that did not exceed 0.3 percent pursuant to the testing of a random sample of the batch;
- The batch does not contain contaminants unsafe for human consumption; and

²⁰ See s. 581.217, F.S.

²¹ Section 581.219(3)(f), F.S.

²² Section 581.217(7)(d), F.S.

²³ Section 581.217(4), F.S.

²⁴ Section 581.217(5)(a), F.S.

²⁵ Section 581.217(5)(b), F.S.

²⁶ Section 581.217(5)(d), F.S.

²⁷ Section 581.217(5)(e), F.S.

- The batch was processed in a facility that meets certain human health or food safety requirements.²⁸

Additionally, hemp extract may only be distributed or sold in a container that includes:

- A scannable barcode or quick response code linked to the certificate of analysis of the hemp extract batch by an independent testing laboratory;
- The batch number;
- The Internet address of a website where batch information may be obtained;
- The expiration date; and
- The number of milligrams of each marketed cannabinoid per serving.²⁹

Such container must:

- Be suitable to contain products for human consumption;
- Be composed of materials designed to minimize exposure to light;
- Mitigate exposure to high temperatures;
- Not be attractive to children; and³⁰
- Be compliant with the United States Poison Prevention Packaging Act of 1970.³¹

III. Effect of Proposed Changes:

CS/SB 1698 makes a number of changes to s. 581.217, F.S., the State Hemp Program.

Definitions

The bill modifies the definition of “attractive to children” to include containers displaying toys, novel shapes, animations, promotional characters, licensed characters, or other features that specifically target children, or, for hemp extracted intended for inhalation, the addition of any flavoring. It revises the definition of “hemp” to outline that hemp extract may not exceed 0.3 percent total delta-9-tetrahydrocannabinol concentration on a wet-weight basis or exceed 2 milligrams per serving and 10 milligrams per container on a wet-weight basis, whichever is less.

The bill revises the definition of “hemp extract” to prohibit it from containing synthetic or naturally occurring versions of controlled substances listed in s. 893.03, F.S., such as delta-8-tetrahydrocannabinol, delta-10-tetrahydrocannabinol, hexahydrocannabinol, tetrahydrocannabinol acetate, tetrahydrocannabiphorol, and tetrahydrocannabivarin. It also creates a definition for “total delta-9-tetrahydrocannabinol concentration” to mean a concentration calculated as: $[\text{delta-9-tetrahydrocannabinol}] + (0.877 \times [\text{delta-9-tetrahydrocannabinolic acid}])$.

²⁸ Section 581.217(7)(a), F.S.

²⁹ Id.

³⁰ Section 581.217(3)(a), F.S., defines “attractive to children” to mean manufactured in the shape of humans, cartoons or animals; manufactured in a form that bears any reasonable resemblance to an existing candy product that is familiar to the public as a widely distributed, branded food product such that a product could be mistaken for the branded product, especially by children, or containing color additives.

³¹ Section 581.217(7)(a), F.S.

Distribution and Sale of Hemp Extract

The bill adds requirements for the manufacture, delivery, hold, and offer for sale to the regulation of the distribution and sale of hemp extract. It specifies that if a batch is sold at retail that it must meet the new requirements for total delta-9-tetrahydrocannabinol concentration limits. It also requires such products to be sold in a container that includes the toll-free telephone number for the national Poison Control Help line.

The bill clarifies that hemp extract may only be sold to *or procured by* a business in this state if that business is properly permitted. A business or food establishment may not possess hemp extract products that are attractive to children.

The bill prohibits the department from granting permission to remove or use, except for disposal, hemp extract products subject to a stop-sale order which are attractive to children until the department determines that the hemp extract products comply with state law.

The bill prohibits an event organizer from promoting, advertising, or facilitating an event where:

- Hemp extract products that do not comply with general law, including hemp extract products that are not from an approved source are sold or marketed; or
- Hemp extract products are sold or marketed by businesses that are not properly permitted by this section and chapter 500.

Before an event where hemp extract products are sold or marketed, an event organizer must provide the department with a list of the businesses selling or marketing hemp extract products at the event and verify that each business is only selling hemp products from an approved source. The event organizer must ensure that each participating business is properly permitted.

The bill takes effect July 1, 2024.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

There are additional requirements for businesses that manufacture, distribute, or sell products containing hemp extract. Event organizers have additional requirements to ensure businesses participating in the event meet certain requirements.

C. Government Sector Impact:

The department could incur increased costs to ensure compliance with the changes set forth in the bill.

The Florida Department of Law Enforcement estimates the bill will have a total fiscal impact on their department of \$2,972,519, of which \$2,028,092 is nonrecurring. This is mostly for Salaries and Benefits, Operating Capital Outlay, and Contracted Services.³²

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 581.217 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Agriculture on January 23, 2024:

The committee substitute adds a requirement that hemp extract must be sold in a container that includes the toll-free telephone number for the national Poison Help line.

³² Florida Department of Law Enforcement Agency Analysis on file with the Senate Agriculture Committee.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



890776

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/23/2024	.	
	.	
	.	
	.	

The Committee on Agriculture (Burton) recommended the following:

Senate Amendment

Delete lines 106 - 108
and insert:
d. The expiration date; ~~and~~
e. The number of milligrams of each marketed cannabinoid
per serving; and
f. The toll-free telephone number for the national Poison
Help line, (800) 222-1222.

By Senator Burton

12-00581B-24

20241698__

A bill to be entitled

An act relating to food and hemp products; amending s. 581.217, F.S.; revising legislative findings; revising definitions; defining the term "total delta-9-tetrahydrocannabinol concentration"; providing conditions for the manufacture, delivery, hold, offer for sale, distribution, or sale of hemp extract; prohibiting businesses and food establishments from possessing hemp extract products that are attractive to children; prohibiting the Department of Agriculture and Consumer Services from granting permission to remove or use certain hemp extract products until it determines that such hemp extract products comply with state law; prohibiting event organizers from promoting, advertising, or facilitating certain events; requiring organizers of certain events to provide a list of certain vendors to the department, verify that vendors are only selling hemp products from approved sources, and ensure that such vendors are properly permitted; providing for administrative fines; providing an effective date.

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

Section 1. Paragraph (b) of subsection (2), paragraphs (a), (e), and (f) of subsection (3), and subsection (7) of section 581.217, Florida Statutes, are amended, and paragraph (h) is added to subsection (3) of that section, to read:

581.217 State hemp program.—

12-00581B-24

20241698__

(2) LEGISLATIVE FINDINGS.—The Legislature finds that:

(b) Hemp and hemp extract as defined in this section ~~Hemp-~~ ~~derived cannabinoids, including, but not limited to,~~ ~~cannabidiol,~~ are not controlled substances ~~or adulterants if they are in compliance with this section.~~

(3) DEFINITIONS.—As used in this section, the term:

(a) "Attractive to children" means manufactured in the shape of or packaged in containers displaying humans, cartoons, ~~or~~ animals, toys, novel shapes, animations, promotional characters, licensed characters, or other features that specifically target children; manufactured in a form or packaged in a container that bears any reasonable resemblance to an existing candy or snack product that is familiar to the public; manufactured in a form or packaged in a container that bears any reasonable resemblance to a ~~as a widely distributed,~~ branded food product such that the ~~a~~ product could be mistaken for the branded food product, especially by children; ~~or~~ containing any color additives; or, for hemp extract intended for inhalation, the addition of any flavoring.

(e) "Hemp" means the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof, and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers thereof, whether growing or not, that has a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis, with the exception of hemp extract, which may not exceed 0.3 percent total delta-9-tetrahydrocannabinol concentration on a wet-weight basis or that does not exceed 2 milligrams per serving and 10 milligrams per container on a wet-weight basis, whichever is less.

12-00581B-24

20241698__

(f) "Hemp extract" means a substance or compound intended for ingestion, containing more than trace amounts of a cannabinoid, or for inhalation which is derived from or contains hemp ~~but and which~~ does not contain synthetic or naturally occurring versions of controlled substances listed in s. 893.03, such as delta-8-tetrahydrocannabinol, delta-10-tetrahydrocannabinol, hexahydrocannabinol, tetrahydrocannabinol acetate, tetrahydrocannabiphorol, and tetrahydrocannabivarin. The term does not include synthetic cannabidiol or seeds or seed-derived ingredients that are generally recognized as safe by the United States Food and Drug Administration.

(h) "Total delta-9-tetrahydrocannabinol concentration" means a concentration calculated as follows: [delta-9-tetrahydrocannabinol] + (0.877 x [delta-9-tetrahydrocannabinolic acid]).

(7) MANUFACTURE, DELIVERY, HOLD, OFFER FOR SALE, DISTRIBUTION, AND RETAIL SALE OF HEMP EXTRACT.—

(a) Hemp extract may only be manufactured, delivered, held, offered for sale, distributed, or ~~and~~ sold in this ~~the~~ state if the product:

1. Has a certificate of analysis prepared by an independent testing laboratory that states:

a. The hemp extract is the product of a batch tested by the independent testing laboratory;

b. The batch contained a total delta-9-tetrahydrocannabinol concentration that did not exceed 0.3 percent pursuant to the testing of a random sample of the batch. However, if the batch is sold at retail, the batch must meet the total delta-9-tetrahydrocannabinol concentration limits set forth in paragraph

12-00581B-24

20241698__

(3) (e) for hemp extract;

c. The batch does not contain contaminants unsafe for human consumption; and

d. The batch was processed in a facility that holds a current and valid permit issued by a human health or food safety regulatory entity with authority over the facility, and that facility meets the human health or food safety sanitization requirements of the regulatory entity. Such compliance must be documented by a report from the regulatory entity confirming that the facility meets such requirements.

2. Is manufactured, delivered, held, offered for sale, distributed, or sold in a container that includes:

a. A scannable barcode or quick response code linked to the certificate of analysis of the hemp extract batch by an independent testing laboratory;

b. The batch number;

c. The Internet address of a website where batch information may be obtained;

d. The expiration date; and

e. The number of milligrams of each marketed cannabinoid per serving.

3. Is manufactured, delivered, held, offered for sale, distributed, or sold in a container that:

a. Is suitable to contain products for human consumption;

b. Is composed of materials designed to minimize exposure to light;

c. Mitigates exposure to high temperatures;

d. Is not attractive to children; and

e. Is compliant with the United States Poison Prevention

12-00581B-24 20241698__

Packaging Act of 1970, 15 U.S.C. ss. 1471 et seq., without regard to provided exemptions.

(b) Hemp extract may only be sold to or procured by a business in this state if that business is properly permitted as required by this section. A business or food establishment may not possess hemp extract products that are attractive to children.

(c) Hemp extract manufactured, delivered, held, offered for sale, distributed, or sold in this state is subject to the applicable requirements of chapter 500, chapter 502, or chapter 580.

(d) Products that are intended for human ingestion or inhalation and that contain hemp extract, including, but not limited to, snuff, chewing gum, and other smokeless products, may not be sold in this state to a person who is under 21 years of age. A person who violates this paragraph commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. A person who commits a second or subsequent violation of this paragraph within 1 year after the initial violation commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(e) Hemp extract possessed, manufactured, delivered, held, offered for sale, distributed, or sold in violation of this subsection by an entity regulated under chapter 500 is subject to s. 500.172 and penalties as provided in s. 500.121. Hemp extract products found to be mislabeled or attractive to children are subject to an immediate stop-sale order. The department may not grant permission to remove or use, except for disposal, hemp extract products subject to a stop-sale order

12-00581B-24 20241698__

which are attractive to children until the department determines that the hemp extract products comply with state law.

(f)1. An event organizer may not promote, advertise, or facilitate an event where:

a. Hemp extract products that do not comply with general law, including hemp extract products that are not from an approved source as provided in sub-subparagraph (a)1.d, are sold or marketed; or

b. Hemp extract products are sold or marketed by businesses that are not properly permitted as required by this section and chapter 500.

2. Before an event where hemp extract products are sold or marketed, an event organizer must provide to the department a list of the businesses selling or marketing hemp extract products at the event and verify that each business is only selling hemp products from an approved source. The event organizer must ensure that each participating business is properly permitted as required by this section and chapter 500.

3. A person who violates this paragraph is subject to an administrative fine in the Class III category under s. 570.971 for each violation.

Section 2. This act shall take effect July 1, 2024.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Health Policy, *Chair*
Judiciary, *Vice Chair*
Appropriations Committee on Health
and Human Services
Banking and Insurance
Fiscal Policy
Rules

JOINT COMMITTEE:

Joint Administrative Procedures Committee

SENATOR COLLEEN BURTON

12th District

January 11, 2024

The Honorable Jay Collins
Committee on Agriculture
335 Knott Building
404 South Monroe Street
Tallahassee, FL 32399

Chair Collins,

I respectfully request SB 1698: Food and Hemp Products be placed on the Committee on Agriculture agenda at your earliest convenience.

Thank you for your consideration.

Regards,

A handwritten signature in blue ink that reads "Colleen Burton".

Colleen Burton
State Senator, District 12

CC: Katherine Becker, Staff Director
Evan Denny, Administrative Assistant

REPLY TO:

- ☐ 100 South Kentucky Avenue, Suite 260, Lakeland, Florida 33801 (863) 413-1529
- ☐ 312 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5012

Senate's Website: www.flsenate.gov

KATHLEEN PASSIDOMO
President of the Senate

DENNIS BAXLEY
President Pro Tempore

The Florida Senate

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01/23/24

Meeting Date

AG

Committee

SB1698 Hemp

Bill Number or Topic

Amendment Barcode (if applicable)

Name James Cerasuolo

Phone 631-875-4047

Address 1333 Tomoka Town Center Dr. 306
Street

Email james@chemovarterpenes.com

Daytona Beach FL 32117
City State Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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Meeting Date

Agriculture

Committee

SB 1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name Martha Bucno

Phone (305) 951-2040

Address 12350 SW 45 St

Street

Email MarthaBucno@yahoo.com

Miami

City

FL

State

33175

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

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Agriculture
Committee

SB 1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name Teresa Miller Phone 813 805 7502

Address 3608 W Corona St Email dontbedoped@gmail.com
Street

City State Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

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Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Leigh Kairns

Phone

305-401-1611

Address

Street

Havana FL

City

State

Zip

Email

cbd.tallulah@gmail.com

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



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Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
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Meeting Date

AG

Committee

11098

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Shaina Ortiz

Phone

813-965-1777

Address

3810 Orangepointe Blvd

Street

Email

shai@sestag.com

Valrico

City

FL

State

33596

Zip

Speaking:

☐ For

Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
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Meeting Date

SB 1698

Bill Number or Topic

Ag

Committee

Name

Alex Petrick

Phone

Address

PO Box 11254

Email

Executive @ FloridaChambers

Street

TLH

City

FL

State

3202

Zip

Speaking:

☐

For

☒

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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AGRICULTURE

Committee

The Florida Senate

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SB 1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name **DR. JUSTIN ARNOLD**

Phone **813-995-5225**

Address **1 TAMPA GENERAL CIRCLE**

Email **jkarnold@usf.edu**

Street

TAMPA

City

FL

State

33606

Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

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compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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SB / 698

Bill Number or Topic

1/23/24

Meeting Date

AL

Committee

Name

Arby Barroso

Phone

305-345-0103

Address

2811 NE 56th Court

Email

arby@arbybarroso.com

Street

Fort Lauderdale FL 33308

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
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Committee

SB 1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name JJ Coombs Phone 305-322-9822

Address 180 SE 4th TER Email JJ@arvidalabs.com
Street

Pompano FL 33060
City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24
Meeting Date

Ag
Committee

SB 1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name Melissa Villor Phone 850 354-8424

Address PO Box 11254 Email melissav@hccntally.org
Street

TUL FL 32302
City State Zip

Speaking: ☐ For ☒ Against ☒ Information

OR

~~Waive Speaking: ☐ In Support ☒ Against~~

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

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SB 1698

Bill Number or Topic

1-23-24

Meeting Date

Ag

Committee

Amendment Barcode (if applicable)

Name

Dr. Sean Norris

Phone

720 235 2613

Address

14818 W 6th Ave 12A

Email

sean@mcnutrahealth.com

Street

Golden

City

CO

State

80401

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☒

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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1/23/24

Meeting Date

Agriculture

Committee

1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name Philip Snow - Knight Law Office

Phone 828-333-8647

Address 84 W. Walnut suite 201

Email philip@knightlaw.com

Asheville

City

nc

State

28801

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☒ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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01/23/24

Meeting Date

SB 1698

Bill Number or Topic

Ag Subcommittee

Committee

Amendment Barcode (if applicable)

Name Angela Warren

Phone _____

Address 118 Haden Pl

Street

Email agab70318@gmail.com

Edgewater FL

City

State

32032

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Senate
~~House~~ Bill 1698

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Dalton Rowan

Phone

850-716-0168

Address

220 West Tennessee St

Email

Daltonrowan97@gmail.com

Street

Tallahassee

FL

32301

City

State

Zip

Speaking:

☐ For



Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Meeting Date

1-23-24

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

1698

Committee

Amendment Barcode (if applicable)

Name

Leigh Karns

Phone

305-401-1611

Address

3050 FAIRBANKS FERRY RD

Email

Street

HAVANA

City

FL

State

32333

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1-23-2024

Meeting Date

1698

Bill Number or Topic

Ag

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

Jodi James

Phone

321 890 7302

Address

1375 Cypress Ave

Email

Jodi@FLCAN.org

Street

Melbourne

32935

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☒

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Org President FLCAN

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

Meeting Date

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/2024

Meeting Date

SB 1648

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Gary Eliasow-Hodges

Phone

786-353-8221

Address

310 Blount St

Email

cloudsmallshop11@gmail.com

Street

Tallahassee

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☒

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

1/23/2024

Meeting Date

Agriculture

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Isabelle Garbarino**

Phone _____

Address **400 S Monroe Street, PL 10**

Email _____

Street

Tallahassee

FL

32399

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

**FL Department of Agriculture &
Consumer Services**

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

Meeting Date

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☒

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

1/23/2024

Meeting Date

1698

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Agriculture

Committee

Amendment Barcode (if applicable)

Name

RJ Myers, Drug Free America

Phone

850-933-0883

Address

Street

Email

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Drug Free
America

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1-23-24
Meeting Date
Agriculture
Committee

1698
Bill Number or Topic
Amendment Barcode (if applicable)

Name Allyson O'Brien Phone 772-418-7482

Address 16 W Pine St Email Allyson O'Brien@gmail.com
Street
Orlando FL 32811
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☒ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1-23-2024

Meeting Date

Agriculture

Committee

1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Patrick D'Brien

Phone

407-450-2448

Address

16 W Pine St

Email

robmont@comcast.com

Street

Orlando

City

FL

State

32801

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☒

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1/23/24

Meeting Date

SB 1698

Bill Number or Topic

~~Senate~~ Agriculture Committee

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Alex Petroich

Phone 850 294 4631

Address 8789 Minnow Creek Dr

Street

Email alex@floridahempdistribution.com

Tallahassee

City

FL

State

32312

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24
Meeting Date

Agriculture
Committee

SB 1698
Bill Number or Topic

890776
Amendment Barcode (if applicable)

Name Teresa Miller Phone 813 ~~842~~ 805-7520

Address 3608 W Corona St Email cbntbedoped@gmail.com
Street

Tampa FL 33629
City State Zip

Speaking: ☒ For ☐ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24
Meeting Date
Agriculture
Committee

SB 1698
Bill Number or Topic
890776
Amendment Barcode (if applicable)

Name Carlos Hermida Phone 954 616 9282
Address 2723 West Henry Ave Email info@suncoastnorm.org
Tampa FL 33614
City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1-23-24
Meeting Date
Ag / HB
Committee

SB 1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name Pablo Bicca Phone 813-723-0103
Address 6720 Sparkling Way Email 1620Marine@gmail.com
Street
Wesley Chapel FL 33808
City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

11/23/24
Meeting Date

AG
Committee

1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name Hannah Porter

Phone 813 400 5044

Address 9529 Lake Park Dr
Street

Email KushyPies@gmail.com

Thonotosassa FL 33592
City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

SB 1698

Meeting Date

1/23/2024

Bill Number or Topic

Committee

Agriculture

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name

VINOD SEUDATH

Phone

(813) 334-9311

Address

9529 Lake Park Drive

Email

Kushypies@gmail.com

Street

Thonotosassa, FL, 33592

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1.23.24

Meeting Date

Agriculture

Committee

SB1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Yomaira Pineiro

Phone

813.352.8754

Address

3911 Oak limb Ct

Email

CureALifeTampa@gmail.com

Street

Tampa

City

FL

State

33614

Zip

Speaking:

☐ For

☒ Against

☒ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
compensation or sponsorship.



I am a registered lobbyist,
representing:



I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 1698

Bill Number or Topic

Amendment Barcode (if applicable)

1/23/24
Meeting Date
Agriculture
Committee

Name Carlos Hermida Phone 954 616 9282
Address 2723 W Henry Ave Email info@suncoastnorml.org
Street
City Tampa State FL Zip 33614

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

- ☒ I am appearing without compensation or sponsorship.
- ☐ I am a registered lobbyist, representing:
- ☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/2024

Meeting Date

SB 1698

Bill Number or Topic

Agriculture

Committee

Amendment Barcode (if applicable)

Name

Randy C Rembert

Phone

727-851-7422

Address

230 Cessna Way

Street

Email

Rembertfamilyfarms@gmail.com

Hawthorne

City

FL

State

32640

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒

I am appearing without
compensation or sponsorship.

☐

I am a registered lobbyist,
representing:

☐

I am not a lobbyist, but received
something of value for my appearance
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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

01/23/2024

Meeting Date

AG

Committee

SB 1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name PATRICK SHATZER Phone 941-479-8064
Address 600 8TH AVE W., STE 500 Email PSHATZER@GETSUNMED.COM
DALMETTO FL 34221
City State Zip

Speaking: ☐ For ☒ Against ☐ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

SB 1698

01/23/24

Meeting Date

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Bill Number or Topic

Agriculture

Committee

Amendment Barcode (if applicable)

Name

William CLARK / LIBERTARIAN Party of FLORIDA

Phone

850-590-0023

Address

1041 Drake Acres Rd

Email

ptcdale@gmail.com

Street

Quincy

71

State

32351

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

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S-001 (08/10/2021)

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1-23-24

Meeting Date

AG

Committee

SB 1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Tammy R. LONG

Phone

(904) 535-5552

Address

2608 N. ARMENIA AVE

Email

Tammy@BattleBudsUSA.COM

Street

TAMPA, FL

State

33607

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☒

Against

PLEASE CHECK ONE OF THE FOLLOWING:

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
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SB 1698

Bill Number or Topic

1-23-24

Meeting Date

Agriculture

Committee

Amendment Barcode (if applicable)

Name J.D. McCormick

Phone 407-508-0340

Address 108 E. Jefferson St.
Street

Email jd@americanhealthyalternatives.org

Tallahassee

City

FL

State

32301

Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

SB 1698

Bill Number or Topic

1-23-24

Meeting Date

AG

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Brandon Gomes

Phone

941-900-5117

Address

8858 fishermens bay Dr

Email

Bg@Slesta9.com

Street

Sarasota

FL

39231

City

State

Zip

Speaking:

☐ For



Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:



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S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

1/23/24

Meeting Date

AGRICULTURE

Committee

SB 1698

Bill Number or Topic

Amendment Barcode (if applicable)

Name BARNEY MARTIN

Phone 727-459-7085

Address 5104 W. HANNA AVE
Street

Email BARNEY@PROLEVE.COM

TAMPA
City

FL
State

33634
Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

Meeting Date

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

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S-001 (08/10/2021)

1/23/24

Meeting Date

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB1698

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Abe Sahagun

Phone

818 482 6278

Address

482 Piney Croft Ln

Email

asahagun@me.com

Street

Maitland

FL

32751

City

State

Zip

Speaking:

☐

For

☒

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
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I am a registered lobbyist,
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S-001 (08/10/2021)

11/23/24

Meeting Date

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB1698

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Ernest Ciaccio

Phone

661 309 5892

Address

1305 Morgan Stanley DR
Street

Email

ernestciaccio@honestad.com

City

Winter Park FL 32751

State

Zip

Speaking:

☐

For



Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:



I am appearing without
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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
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01/23/24
Meeting Date

Agriculture
Committee

SB1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name Kassidy Stuart Phone (850) 212-7530

Address 1828 Chardonway Pl Email kstuv313@aol.com
Street

Tallahassee FL 32317
City State Zip

Speaking: ☐ For ☒ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Meeting Date

1 Ag
Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

1698
Bill Number or Topic

Amendment Barcode (if applicable)

Name

Glen Sheppard

Phone

850-933-7224

Address

136 Chim Doll Dr
Street

Email

glenmsheppard
@gmail.com

Tallahassee FL 32312
City State Zip

Speaking:

☐ For

☒ Against

☐ Information

OR

Waive Speaking:

☐ In Support

☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

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S-001 (08/10/2021)

01/23/24

Meeting Date

Agriculture

Committee

Name

Conchita Newman

Phone

Address

Street

Email

City

State

Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without compensation or sponsorship.

☐

I am a registered lobbyist, representing:

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S-001 (08/10/2021)

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
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Youth in Ag Panel

Bill Number or Topic

Amendment Barcode (if applicable)

1/23/2024

Meeting Date

Agriculture

Committee

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

Youth in Ag Panel

Bill Number or Topic

Amendment Barcode (if applicable)

Name Mason Alford

Phone 850-245-7125

Address 107 E madison street

Street

Tallahassee

City

FL

State

32399

Zip

Email Katelyn.Schultz@commerce.fl.gov

Speaking: ☐ For ☐ Against ☒ Information **OR** Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

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Bill Number or Topic

Amendment Barcode (if applicable)

Meeting Date

Committee

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☐

In Support

☐

Against

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Meeting Date

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☐

Against

☒

Information

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Waive Speaking:

☐

In Support

☐

Against

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Bill Number or Topic

Amendment Barcode (if applicable)

Meeting Date

Committee

Name

Phone

Address

Email

Street

City

State

Zip

Speaking:

☐

For

☐

Against

☒

Information

OR

Waive Speaking:

☐

In Support

☐

Against

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This form is part of the public record for this meeting.

S-001 (08/10/2021)

CourtSmart Tag Report

Room: SB 301

Case No.:

Type:

Caption: Senate Committee on Agriculture

Judge:

Started: 1/23/2024 1:01:23 PM

Ends: 1/23/2024 3:04:17 PM

Length: 02:02:55

1:01:22 PM Chair Collins calls meeting to order
1:01:31 PM Roll call, quorum is present
1:01:36 PM Pledge of Allegiance
1:02:41 PM Chair Collins passes the gavel to Vice Chair Boyd
1:03:00 PM Tab 1, SB 1082 by Collins, Housing for Agricultural Workers
1:03:58 PM Senator Collins explains the bill
1:04:00 PM Vice Chair Boyd recognizes public appearance:
1:04:25 PM Jeff Scala, FL Association of Counties
1:05:10 PM David Hill, Chair of FL Fruit and Vegetable Association
1:07:42 PM Senator Collins closes on the bill
1:08:50 PM Roll call
1:09:08 PM Tab 2, SB 1156 by Collins, Dangerous Dogs
1:09:32 PM Senator Collins explains the bill
1:10:21 PM Amendment #748266 by Collins
1:10:44 PM Senator Collins explains the amendment
1:11:05 PM Amendment adopted without objection
1:11:09 PM Amendment #622726 by Collins
1:11:26 PM Senator Collins explains the amendment
1:11:34 PM Amendment adopted without objection
1:12:10 PM Back on the bill as amended
1:12:22 PM Questions:
1:12:25 PM Senator Berman
1:12:27 PM Senator Collins
1:12:30 PM Senator Berman
1:12:34 PM Senator Collins
1:13:05 PM Senator Berman
1:13:07 PM Senator Collins
1:13:15 PM Senator Rouson
1:13:43 PM Senator Collins
1:14:18 PM Vice Chair Boyd recognizes public appearances:
1:14:28 PM Theresa Miller
1:15:18 PM Thomas Rock
1:21:10 PM Paige and Zoey Woody
1:26:20 PM Jodi James
1:28:26 PM Debate:
1:28:29 PM Senator Berman
1:29:05 PM Senator Collins closes on the bill
1:29:57 PM Roll call
1:30:23 PM Tab 4, Youth in Agriculture Panel
1:31:55 PM Robbie Belcher
1:34:22 PM Julia Heijcoop
1:37:29 PM Mason Alford, Department of Commerce
1:40:57 PM Jennie Goffe
1:44:12 PM Conchita Newman, FAMU
1:50:40 PM Comments:
1:50:42 PM Senator Berman
1:51:51 PM Senator Simon
1:54:21 PM Vice Chair Boyd
1:55:04 PM Recording Paused
1:58:54 PM Recording Resumed
1:58:54 PM Vice Chair Boyd calls meeting back to order
1:59:01 PM Tab 3, SB 1698 by Burton, Food and Hemp Products

1:59:50 PM	Senator Burton explains the bill
2:00:34 PM	Amendment #890776 by Burton
2:00:53 PM	Senator Burton explains the amendment
2:01:10 PM	Vice Chair Boyd recognizes public appearance:
2:01:25 PM	Carlos Houmida
2:02:52 PM	Senator Burton waives close
2:03:01 PM	Amendment adopted without objection
2:03:13 PM	Back on the bill as amended
2:03:43 PM	Vice Chair Boyd recognizes public appearances:
2:06:36 PM	Justin Miller
2:06:44 PM	Senator Berman
2:07:11 PM	Abby Boroso
2:08:37 PM	Senator Rouson
2:09:28 PM	JJ Coombs
2:11:05 PM	James Cerasuolo
2:13:46 PM	Allyson O'Brien
2:16:14 PM	Hannah Porter
2:20:04 PM	Yomaira Pineiro, CEO of CureALife
2:21:53 PM	Carlos Houmida
2:24:49 PM	Randy Rembert
2:26:32 PM	Patrick Shatzer
2:28:05 PM	Alex Patrick, Florida Hemp Distribution
2:29:25 PM	William Clark, Libertarian Party of Florida
2:30:11 PM	Tammy R. Lung, BattleBuds USA
2:31:37 PM	J.D. McCormick, American Healthy Alternatives
2:32:40 PM	Brandon Gomes, Siesta G
2:33:36 PM	Barney Martin, ProLeaf
2:34:55 PM	Ryan McFarland, WheresHemp
2:36:10 PM	Abe Sahagun
2:36:29 PM	Ernest Ciaccio
2:38:01 PM	Kassidy Stuart
2:39:06 PM	Melissa Viller
2:40:25 PM	Dr. Sean Norris
2:41:38 PM	Philip Snow, Knight Law Office
2:43:04 PM	Angela Warren
2:44:01 PM	Theresa Miller
2:45:28 PM	Glen Sheppard
2:46:41 PM	Leigh Karns
2:47:33 PM	Ashley Guy
2:49:31 PM	Shaina Ortiz
2:51:41 PM	Dalton Rowan
2:53:02 PM	Jodi James
2:55:01 PM	Alex Patrick, Normal Tallahassee
2:55:59 PM	Debate:
2:56:02 PM	Senator Berman
2:56:30 PM	Back on debate on the bill
2:56:52 PM	Under Rule 2.10 (2), the President authorizes the continuation of the meeting until the completion of the agenda
2:57:20 PM	Senator Berman
2:57:51 PM	Senator Rouson
2:59:29 PM	Vice Chair Boyd
3:00:08 PM	Senator Burton closes on the bill
3:03:12 PM	Roll call
3:03:21 PM	Senator Baxley moves to adjourn
3:03:59 PM	Meeting adjourned