

<b>Tab 1 SB 48 by Book; Declawing of Cats</b>						
<del>274770</del>	A	S	WD	AG, Book	Before L.15:	01/27 12:09 PM
<del>625000</del>	A	S	WD	AG, Book	btw L.43 - 44:	01/14 07:36 AM
752514	A	S	FAV	AG, Book	btw L.43 - 44:	01/28 03:17 PM

<b>Tab 2 SB 1772 by Montford; (Compare to H 01311) Environmental Value of Agricultural Lands and Timberlands</b>						
--	--	--	--	--	--	--

<b>Tab 3 SB 1876 by Montford; (Similar to H 01063) State Hemp Program</b>						
697874	D	S		AG, Montford	Delete everything after	01/27 10:18 AM

**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**AGRICULTURE**  
**Senator Albritton, Chair**  
**Senator Gainer, Vice Chair**

**MEETING DATE:** Tuesday, January 28, 2020

**TIME:** 1:30—3:30 p.m.

**PLACE:** 301 Senate Building

**MEMBERS:** Senator Albritton, Chair; Senator Gainer, Vice Chair; Senators Broxson, Montford, and Rader

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 48</b> Book	Declawing of Cats; Prohibiting a person from performing a declawing on a cat within this state; providing an exception; providing that a veterinarian who performs a prohibited declawing is subject to disciplinary action by the Board of Veterinary Medicine, etc.  AG 01/14/2020 Temporarily Postponed AG 01/28/2020 Fav/CS IT RC	Fav/CS Yeas 4 Nays 1
2	<b>SB 1772</b> Montford (Compare H 1311)	Environmental Value of Agricultural Lands and Timberlands; Requiring the Department of Agriculture and Consumer Services, in collaboration with specified entities, to determine the environmental value that agricultural lands and timberlands provide to this state based on certain factors, etc.  AG 01/28/2020 Favorable AEG AP	Favorable Yeas 5 Nays 0
3	<b>SB 1876</b> Montford (Similar H 1063)	State Hemp Program; Removing requirements regarding the types of seeds that a licensee may use in the state hemp program; providing that hemp extract that does not meet certain requirements will be considered adulterated or misbranded; prohibiting the selling of products made from hemp extract in this state to persons under a specified age, etc.  AG 01/28/2020 Temporarily Postponed IT RC	Temporarily Postponed
4	Presentation by Florida 4-H		Presented
5	Update on the Florida Citrus Recovery Block Grant Program by the Florida Division of Emergency Management		Presented

Other Related Meeting Documents

**COMMITTEE MEETING EXPANDED AGENDA**

Agriculture

Tuesday, January 28, 2020, 1:30—3:30 p.m.

---

**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 48

INTRODUCER: Senator Book

SUBJECT: Declawing of Cats

DATE: January 29, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Akhavein</u>	<u>Becker</u>	<u>AG</u>	<u>Fav/CS</u>
2.	_____	_____	<u>IT</u>	_____
3.	_____	_____	<u>RC</u>	_____

---

**I. Summary:**

CS/SB 48 provides that any person, other than a veterinarian licensed under ch. 474, who unlawfully declaws a cat, is subject to a civil penalty of up to \$1,000 for each violation. A veterinarian licensed under ch. 474, who performs such a procedure, is subject to disciplinary action by the Board of Veterinary Medicine. Disciplinary actions could result in fines up to \$5,000 for each violation, as well as possible investigation and prosecution costs. The bill includes an additional penalty making each incident in which a cat is declawed, or partially declawed, a separate violation.

**II. Present Situation:**

A cat's claws play an important role in various aspects of their lives. They use their claws to assist in climbing and maintaining balance, to help them fully stretch, to relieve stress through kneading, and to escape danger. When a cat is declawed, it is usually done in an attempt to protect furniture and to manage undesirable behavior. Declawing, also known as onychectomy, is a 30 to 60 minute surgery that involves the removal of all or most of the last bone of each of the toes of the front feet. Also severed are tendons, nerves, and ligaments that allow for normal function of the paw, possibly resulting in intense and chronic pain and other serious medical issues. Abscesses often develop as the area comes into contact with dirt or litter, and sometimes regrowth can occur spontaneously resulting in sharp pain or infection. After the claws are removed, the animal tends to shift its gait. The area where it places most of its weight can result in strain on its leg joints and spine, which can lead to early onset arthritis and prolonged back and joint pain.<sup>1</sup>

---

<sup>1</sup> New York State Assembly Memorandum in Support of Legislation, Bill Number A1303B (2019-2020), [https://nyassembly.gov/leg/?default\\_fld=&leg\\_video=&bn=A01303&term=2019&Summary=Y&Memo=Y](https://nyassembly.gov/leg/?default_fld=&leg_video=&bn=A01303&term=2019&Summary=Y&Memo=Y) (last accessed December 11, 2019).

Declawing is currently banned in New York, nearly 10 cities in California, and in Denver, San Francisco, and Los Angeles. It is also banned in most European countries and some Canadian provinces.<sup>2</sup>

### III. Effect of Proposed Changes:

**Section 1** creates s. 828.095, F.S., to define the following terms:

**Declawing -**

- An onychectomy, dactylectomy, phalangectomy, partial digital amputation, or any other surgical procedure by which a portion of a cat's paw is amputated to remove the cat's claw.
- A tendonectomy or another surgical procedure by which the tendons of a cat's limbs, paws, or toes are cut or modified so that the cat's claws cannot be extended.
- Any other procedure that prevents the normal functioning of a cat's claws.

**Therapeutic purpose -** The necessity of addressing the physical medical condition of a cat, such as an existing or recurring illness, infection, disease, injury, or abnormal condition of the cat which compromises the cat's health. The term does not include a cosmetic or an aesthetic reason or reasons of convenience for keeping or handling the cat.

The bill prohibits a person to declaw a cat unless the procedure is necessary for a therapeutic purpose. Any person, other than a veterinarian licensed under ch. 474, who performs such procedure, is subject to a civil penalty of up to \$1,000 for each violation. A veterinarian licensed under ch. 474 who performs such a procedure is subject to disciplinary action by the Board of Veterinary Medicine. Each incident in which a cat is declawed, or partially declawed, constitutes a separate violation.

**Section 2** amends s. 474.214, F.S., to provide that a veterinarian who performs a prohibited declawing, as set forth in s. 828.095, F.S., created by the bill, is subject to disciplinary action.

**Section 3** provides that this act shall take effect July 1, 2020.

### IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

---

<sup>2</sup> Dani Matias, "Cats Can Keep Their Claws; New York Bans Declawing," <https://www.npr.org/2019/07/23/744436827/cats-can-keep-their-claws-new-york-bans-declawing> (last accessed December 11, 2019).

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:

Any person, other than a veterinarian licensed under ch. 474, who unlawfully declaws a cat, is subject to a civil penalty of up to \$1,000 for each violation. A veterinarian licensed under ch. 474, who performs such a procedure, is subject to disciplinary action by the Board of Veterinary Medicine. Disciplinary actions could result in fines up to \$5,000 for each violation, as well as possible investigation and prosecution costs.

C. Government Sector Impact:

The Department of Business & Professional Regulation's Bureau of Education and Testing will evaluate content areas contained in the laws and rules portion of the veterinary medicine licensure examination to determine if content changes are needed. This review will be completed as part of a routine process upon implementation of the bill.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill amends section 474.214 of the Florida Statutes.  
This bill creates section 828.095 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 28, 2020:**

The committee substitute includes an additional penalty making each incident in which a cat is declawed, or partially declawed, a separate violation.

- B. **Amendments:**

None.



274770

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/27/2020	.	
	.	
	.	
	.	

---

The Committee on Agriculture (Book) recommended the following:

**Senate Amendment (with title amendment)**

Before line 15

insert:

Section 1. This act may be cited as the "Promoting Ethical Treatment Act" or "PET Act."

Section 2. Section 828.52, Florida Statutes, is created to read:

828.52 Adoption of research animals.—

(1) As used in this section, the term:

(a) "Animal rescue organization" means a nonprofit





274770

12 charitable organization established primarily to rescue animals  
13 and find adoptive homes for the animals.

14 (b) "Animal shelter" means a facility operated by a  
15 nonprofit charitable organization established primarily to  
16 shelter and care for stray, homeless, abandoned, or unwanted  
17 animals and find adoptive homes for the animals.

18 (c) "Department" means the Department of Agriculture and  
19 Consumer Services.

20 (d) "Research facility" means a facility as defined in the  
21 Animal Welfare Act, 7 U.S.C. s. 2132, that is licensed by or  
22 registered with the United States Department of Agriculture to  
23 conduct experiments on cats or dogs for education, research,  
24 science, or testing purposes.

25 (e) "Retired animal" means a cat or dog used by a research  
26 facility in experiments conducted for education, research,  
27 science, or testing purposes which is no longer needed for such  
28 purposes.

29 (2) (a) A research facility or its authorized employee or an  
30 authorized student of an institution of higher education  
31 associated with the research facility shall offer a retired  
32 animal for adoption through an animal rescue organization or  
33 animal shelter or to an individual through an arrangement  
34 between the facility and the individual.

35 (b) A research facility may not offer a retired animal for  
36 adoption through an animal rescue organization or animal shelter  
37 unless the facility has a written agreement with the  
38 organization or shelter for the transfer of the facility's  
39 retired animals to the organization or shelter.

40 (c) A research facility that offers a retired animal for



274770

41 adoption through an animal rescue organization or animal shelter  
42 or to an individual in good faith and in compliance with this  
43 section and rules adopted pursuant to this section is held  
44 immune from civil liability for the transfer of the retired  
45 animal to the organization, shelter, or individual or for the  
46 adoption of the retired animal by an individual through the  
47 organization or shelter.

48 (3) This section does not apply to a retired animal with a  
49 substantial medical condition that prevents the animal from  
50 successfully integrating into an adoptive home.

51 (4) The department shall adopt rules to administer this  
52 section.

53  
54 ===== T I T L E A M E N D M E N T =====

55 And the title is amended as follows:

56 Delete line 2

57 and insert:

58 An act relating to the ethical treatment of animals;  
59 providing a short title; creating s. 828.52, F.S.;  
60 defining terms; requiring specified research  
61 facilities to offer retired research animals for  
62 adoption; providing requirements for such adoption;  
63 providing immunity from civil liability for such  
64 facilities; providing applicability; directing the  
65 Department of Agriculture and Consumer Services to  
66 adopt rules; creating s.



625000

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
01/14/2020	.	
	.	
	.	
	.	

---

The Committee on Agriculture (Book) recommended the following:

**Senate Amendment**

Between lines 43 and 44  
insert:

(c) Each incident in which a cat is declawed or partially  
declawed in violation of this section constitutes a separate  
violation.



752514

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
01/28/2020	.	
	.	
	.	
	.	

---

The Committee on Agriculture (Book) recommended the following:

**Senate Amendment**

Between lines 43 and 44  
insert:

(c) Each incident in which a cat is declawed or partially  
declawed in violation of this section constitutes a separate  
violation.

By Senator Book

32-00073A-20

202048\_\_

1 A bill to be entitled  
 2 An act relating to the declawing of cats; creating s.  
 3 828.095, F.S.; defining terms; prohibiting a person  
 4 from performing a declawing on a cat within this  
 5 state; providing an exception; providing a civil  
 6 penalty; providing that a veterinarian who performs a  
 7 prohibited declawing is subject to disciplinary action  
 8 by the Board of Veterinary Medicine; amending s.  
 9 474.214, F.S.; providing that a veterinarian who  
 10 performs a prohibited declawing is subject to certain  
 11 disciplinary action; providing an effective date.  
 12  
 13 Be It Enacted by the Legislature of the State of Florida:  
 14  
 15 Section 1. Section 828.095, Florida Statutes, is created to  
 16 read:  
 17 828.095 Prohibition on the declawing of cats; penalty.-  
 18 (1) DEFINITIONS.-As used in this section, the term:  
 19 (a) "Declawing" means any of the following:  
 20 1. An onychectomy, dactylectomy, phalangectomy, partial  
 21 digital amputation, or any other surgical procedure by which a  
 22 portion of a cat's paw is amputated to remove the cat's claw.  
 23 2. A tendonectomy or another surgical procedure by which  
 24 the tendons of a cat's limbs, paws, or toes are cut or modified  
 25 so that the cat's claws cannot be extended.  
 26 3. Any other procedure that prevents the normal functioning  
 27 of a cat's claws.  
 28 (b) "Therapeutic purpose" means the necessity of addressing  
 29 the physical medical condition of a cat, such as an existing or

Page 1 of 3

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

32-00073A-20

202048\_\_

30 recurring illness, infection, disease, injury, or abnormal  
 31 condition of the cat which compromises the cat's health. The  
 32 term does not include a cosmetic or an aesthetic reason or  
 33 reasons of convenience for keeping or handling the cat.  
 34 (2) PROHIBITION.-A person may not perform a declawing by  
 35 any means on a cat within this state unless the procedure is  
 36 necessary for a therapeutic purpose.  
 37 (3) PENALTIES.-  
 38 (a) A person, other than a veterinarian licensed under ch.  
 39 474, who violates this section is subject to a civil penalty of  
 40 up to \$1,000 for each violation.  
 41 (b) A veterinarian licensed under ch. 474 who violates this  
 42 section is subject to disciplinary action by the Board of  
 43 Veterinary Medicine pursuant to s. 474.214(2).  
 44 Section 2. Paragraph (qq) is added to subsection (1) of  
 45 section 474.214, Florida Statutes, and subsection (2) of that  
 46 section is republished, to read:  
 47 474.214 Disciplinary proceedings.-  
 48 (1) The following acts shall constitute grounds for which  
 49 the disciplinary actions in subsection (2) may be taken:  
 50 (qq) Performing a declawing, as defined in s. 828.095,  
 51 which is not necessary for a therapeutic purpose, as defined in  
 52 s. 828.095.  
 53 (2) When the board finds any applicant or veterinarian  
 54 guilty of any of the grounds set forth in subsection (1),  
 55 regardless of whether the violation occurred prior to licensure,  
 56 it may enter an order imposing one or more of the following  
 57 penalties:  
 58 (a) Denial of certification for examination or licensure.

Page 2 of 3

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

32-00073A-20

202048\_\_

59 (b) Revocation or suspension of a license.  
60 (c) Imposition of an administrative fine not to exceed  
61 \$5,000 for each count or separate offense.  
62 (d) Issuance of a reprimand.  
63 (e) Placement of the veterinarian on probation for a period  
64 of time and subject to such conditions as the board may specify,  
65 including requiring the veterinarian to attend continuing  
66 education courses or to work under the supervision of another  
67 veterinarian.  
68 (f) Restricting the authorized scope of practice.  
69 (g) Imposition of costs of the investigation and  
70 prosecution.  
71 (h) Requiring the veterinarian to undergo remedial  
72 education.  
73  
74 In determining appropriate action, the board must first consider  
75 those sanctions necessary to protect the public. Only after  
76 those sanctions have been imposed may the disciplining authority  
77 consider and include in its order requirements designed to  
78 rehabilitate the veterinarian. All costs associated with  
79 compliance with any order issued under this subsection are the  
80 obligation of the veterinarian.  
81 Section 3. This act shall take effect July 1, 2020.



752514

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
01/28/2020	.	
	.	
	.	
	.	

---

The Committee on Agriculture (Book) recommended the following:

**Senate Amendment**

Between lines 43 and 44  
insert:

(c) Each incident in which a cat is declawed or partially  
declawed in violation of this section constitutes a separate  
violation.



# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

## COMMITTEES:

Children, Families, and Elder Affairs, *Chair*  
Appropriations  
Appropriations Subcommittee on Education  
Appropriations Subcommittee on Health and Human  
Services  
Health Policy  
Rules

## JOINT COMMITTEE:

Joint Legislative Budget Commission

## SENATOR LAUREN BOOK

32nd District

August 19, 2019

Chair Ben Albritton  
Committee on Agriculture  
335 Knott Building  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Chair Albritton:

I respectfully request that **SB 48—Declawing of Cats** be placed on the agenda for the next Committee on Agriculture meeting.

Should you have any questions or concerns, please feel free to contact my office or me. Thank you in advance for your consideration.

Thank you,

A handwritten signature in cursive script that reads "Lauren Book".

Senator Lauren Book  
Senate District 32

Cc: Katherine Becker, Staff Director  
Lauren Zaugg, Administrative Assistant

## REPLY TO:

- 967 Nob Hill Road, Plantation, Florida 33324 (954) 424-6674
- 202 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5032

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore



**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

71

1/26/2020

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

SB48

Meeting Date

Bill Number (if applicable)

Topic Pets

Amendment Barcode (if applicable)

Name JACK CORY

Job Title \_\_\_\_\_

Address 730 East Park Ave

Phone 850 493 0909

Street Tallahassee FL

Email JACK.CORY@FAAFLA.COM

City State Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against

(The Chair will read this information into the record.)

Representing Fix Florida

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.

THE FLORIDA SENATE

APPEARANCE RECORD

1/28/20

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

48

Meeting Date

Bill Number (if applicable)

Topic Cat Declaw

Amendment Barcode (if applicable)

Name Lavne Hood

Job Title Founder & President

Address 959 Whitfield Rd

Phone 850-685-0288

Street City State Zip Freeport, FL 32439

Email LHood@alague.org

Speaking: [X] For [ ] Against [ ] Information

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

Representing Alague Animal Refuge

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [ ] Yes [X] 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.

THE FLORIDA SENATE

APPEARANCE RECORD

1/28/20

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

48

Meeting Date

Bill Number (if applicable)

Topic Cat Dedawing

Amendment Barcode (if applicable)

Name Kate MacFall

Job Title State Director

Address 1624 W. Wesley St. Tallahassee FL 32308

Phone 850 808-1001

Tallahassee FL 32308

Email kmacfall@hsus.org

Speaking: [X] For [ ] Against [ ] Information

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

Representing Humane Society of the United States

Appearing at request of Chair: [ ] Yes [X] No

Lobbyist registered with Legislature: [X] 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**

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

1/29/2017  
Meeting Date

SB-48  
Bill Number (if applicable)

Topic Declawing

Amendment Barcode (if applicable)

Name Katherine Logue

Job Title Marketing Coordinator @ Leon County Humane Society

Address 614 W. Tharpe St

Phone 603 988 6093

Tallahassee FL 32303  
City State Zip

Email \_\_\_\_\_

Speaking:  For  Against  Information

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

Representing Leon County Humane Society

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.

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

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

1/28/2020

Meeting Date

SB 48

Bill Number (if applicable)

Topic Cat declawing ban

Amendment Barcode (if applicable)

Name Deidre Carey

Job Title Cat Program Coordinator - Humane Society

Address 2117 La Rochelle Dr.  
Street

Phone (505)660-5387

Tallahassee, FL 32308  
City State Zip

Email dcarey46@gmail.com

Speaking:  For  Against  Information

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

Representing Leon County Humane Society

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.**

THE FLORIDA SENATE  
**APPEARANCE RECORD**

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

1-28-2020

Meeting Date

SB 48

Bill Number (if applicable)

Topic Declawing

Amendment Barcode (if applicable)

Name Lisa Blunt

Job Title Exec. Director

Address 3462 Chateaufort Ct

Phone (800) 528-9221

Street

Tallahassee Fl. 32308

City

State

Zip

Email lglunt@leoncounty.org

Speaking:  For  Against  Information

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

Representing Leon County Humane Society

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**

48

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

01/29/2020  
Meeting Date

\_\_\_\_\_  
Bill Number (if applicable)

Topic Declawing

\_\_\_\_\_  
Amendment Barcode (if applicable)

Name DARCK MORNINGSTAR

Job Title Board President

Address 6970 Buck Lake Rd

Phone 850-688-4247

Tallahassee FL 32317  
City State Zip

Email darcie@morningstarmerchant.com

Speaking:  For  Against  Information

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

Representing Leon County Humane Society

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.**

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

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

01/28/2020

Meeting Date

48

Bill Number (if applicable)

Topic Declawing

Amendment Barcode (if applicable)

Name Debbie Hanerty

Job Title Board Member

Address 2053 Cantigny way

Phone 9403761382

Street

Tallahassee

FL

32308

Email dhanerty@gmail.com

City

State

Zip

Speaking:  For  Against  Information

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

Representing Leon County Humane Society

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**  
**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: SB 1772

INTRODUCER: Senator Montford

SUBJECT: Environmental Value of Agricultural Lands and Timberlands

DATE: January 28, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Akhavein</u>	<u>Becker</u>	<u>AG</u>	<b>Favorable</b>
2.	_____	_____	<u>AEG</u>	_____
3.	_____	_____	<u>AP</u>	_____

---

**I. Summary:**

SB 1772 requires the Department of Agriculture and Consumer Services (department, in consultation with the Department of Environmental Protection, the University of Florida Institute of Food and Agricultural Sciences, and the agricultural and timber industries to:

- Develop a formula to determine the value that agricultural lands and timberlands in this state provide for water recharge, stormwater filtration, wildfire habitat, and water quality benefits; and
- Develop a cost-share reimbursement program to provide funding incentives to agricultural landowners and timberland owners for the implementation of best management practices. The department may provide up to 75 percent cost share to the landowners based on the values calculated pursuant to this bill.

**II. Present Situation:**

The Legislature recognizes that urban and coastal areas continue to expand increasing pressures on agricultural lands and timberlands, causing a significant decrease in acreage. Collectively, the agriculture, natural resources, and food industries are significant contributors to the economy of the state of Florida, so maintaining healthy and sustainable agricultural and timber industries is vital. Florida has 17.16 million acres (26,807 square miles) of forestland, representing 50 percent of the state’s total land area, with nearly two-thirds of forestlands privately owned. In 2016, the forest industry sectors directly employed 36,055 persons (fulltime and part-time jobs) and collected \$12.55 billion in industry revenues.<sup>1</sup>

---

<sup>1</sup> University of Florida Institute of Food and Agricultural Sciences, “Economic Contributions of the Forest Industry and Forest-based Recreation in Florida in 2016,” See <https://fred.ifas.ufl.edu/economicimpactanalysis/publications/2016-Forest-industry-and-forest-recreation/> (Last visited January 22, 2020).

In 2017, Florida had 47,000 commercial farms, using a total of 9.45 million acres. Florida ranked first in the United States in value of production of cucumbers, grapefruit, oranges, squash, sugarcane, fresh market snap beans, and fresh market tomatoes. The state ranked second in value of production of bell peppers, strawberries, watermelons, fresh market cabbage and fresh market sweet corn. Florida also ranked fourth nationally in the value of production of peanuts. Florida ranks 18th among all states in number of farms and 29th in land in farms. Farm cash receipts from marketing agricultural products in 2017 amounted to \$7.467 billion, a decrease of \$290 million from 2016. Nationally, Florida ranks fourth in the value of vegetable and melon cash receipts at \$1.194 billion, 11th in crop cash receipts with a value of \$6.08 billion, and 18th in total cash receipts.<sup>2</sup>

### III. Effect of Proposed Changes:

**Section 1** creates s. 570.233, F.S., to require the Department of Agriculture and Consumer Services, in consultation with the Department of Environmental Protection, the University Of Florida Institute Of Food and Agricultural Sciences, and the agricultural and timber industries to:

- Develop a formula to determine the value that agricultural lands and timberlands in this state provide for water recharge, stormwater filtration, wildfire habitat, and water quality benefits; and
- Develop a cost-share reimbursement program to provide funding incentives to agricultural landowners and timberland owners for the implementation of best management practices. The department may provide up to 75 percent cost share to the landowners based on the values calculated pursuant to this bill.

**Section 2** provides that this act shall take effect July 1, 2020.

### 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.

---

<sup>2</sup> Florida Department of Agriculture and Consumer Services, "Florida Agriculture Overview and Statistics," See <https://www.fdacs.gov/Agriculture-Industry/Florida-Agriculture-Overview-and-Statistics> (Last visited January 22, 2020).

E. Other Constitutional Issues:

None identified.

**V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Indeterminate.

C. Government Sector Impact:

Indeterminate.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates section 570.233 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.

By Senator Montford

3-01517-20

20201772\_\_

1                                   A bill to be entitled  
 2       An act relating to the environmental value of  
 3       agricultural lands and timberlands; creating s.  
 4       570.233, F.S.; requiring the Department of Agriculture  
 5       and Consumer Services, in collaboration with specified  
 6       entities, to determine the environmental value that  
 7       agricultural lands and timberlands provide to this  
 8       state based on certain factors; requiring the  
 9       department to develop a cost-share reimbursement  
 10       program to provide funding to agricultural landowners  
 11       and timberland owners for the implementation of best  
 12       management practices; providing an effective date.  
 13  
 14       WHEREAS, maintaining healthy and sustainable agricultural  
 15       and timber industries is vital to this state's environmental  
 16       resources, natural resources, and economy, and  
 17       WHEREAS, the Legislature recognizes the significant  
 18       environmental contributions the agricultural and timber  
 19       industries provide to water quality and quantity, air  
 20       purification, and habitat for wildlife, including threatened and  
 21       endangered species, and  
 22       WHEREAS, the Legislature also recognizes that urban and  
 23       coastal areas continue to expand increasing pressures on  
 24       agricultural lands and timberlands, causing a significant  
 25       decrease in acreage, NOW, THEREFORE,  
 26  
 27       Be It Enacted by the Legislature of the State of Florida:  
 28  
 29       Section 1. Section 570.233, Florida Statutes, is created to

Page 1 of 2

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

3-01517-20

20201772\_\_

30       read:  
 31               570.233 Environmental value of agricultural lands and  
 32       timberlands.—The Department of Agriculture and Consumer  
 33       Services, in consultation with the Department of Environmental  
 34       Protection, the University of Florida Institute of Food and  
 35       Agriculture Sciences, and the agricultural and timber  
 36       industries, shall:  
 37               (1) Develop a formula to determine the value that  
 38       agricultural lands and timberlands in this state provide for  
 39       water recharge, stormwater filtration, wildlife habitat, and  
 40       water quality benefits.  
 41               (2) Develop a cost-share reimbursement program to provide  
 42       funding incentives to agricultural landowners and timberland  
 43       owners for the implementation of best management practices. The  
 44       department may provide up to 75 percent cost share to the  
 45       landowners based on the values calculated pursuant to subsection  
 46       (1) for their lands.  
 47       Section 2. This act shall take effect July 1, 2020.

Page 2 of 2

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



## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Environment and Natural Resources, *Chair*  
Education, *Vice Chair*  
Agriculture  
Appropriations  
Appropriations Subcommittee on Education  
Rules

### JOINT COMMITTEE:

Joint Legislative Auditing Committee

### SENATOR BILL MONTFORD

*Minority Leader Pro Tempore*  
3rd District

January 23, 2020

Senator Ben Albritton, Chair  
Senate Agriculture Committee  
308 Senate Office Building  
Tallahassee, Florida 32399-1100

Dear Chair Albritton,

I respectfully request that the following bills be placed on the next Agriculture Committee Agenda.

SB 1772 – A bill relating to Environmental Value of Agricultural Lands and Timberlands.

Your consideration is greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Bill Montford".

William J. Montford III

WJM:rm

#### REPLY TO:

- 410 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5003
- 20 East Washington Street, Suite D, Quincy, Florida 32351 (850) 627-9100

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**BILL GALVANO**  
President of the Senate

**DAVID SIMMONS**  
President Pro Tempore

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

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

1/28/2020

*Meeting Date*

SB 1772

*Bill Number (if applicable)*

Topic Environmental Value of Agricultural Lands and Timberlands

*Amendment Barcode (if applicable)*

Name Laura Bosworth

Job Title Director of Forestry and Regulatory Affairs

Address 402 E. Jefferson Ave

Phone 9123330602

*Street*

Tallahassee

FL

32311

Email laura@forestfla.org

*City*

*State*

*Zip*

Speaking:  For  Against  Information

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

Representing Florida Forestry Association

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

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

1-28-20 Meeting Date

1772 Bill Number (if applicable)

Topic S.B. 1772 Environmental Value

Amendment Barcode (if applicable) J

Name Garrett Wallace

Job Title Government Relations Mgr

Address 420 Park Street

Phone 561-504-6877

Tallahassee FL 32301

Email garrett-wallace@tnc.org

Speaking: For Against Information

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

Representing The Nature Conservancy

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.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

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

1/28/2020  
Meeting Date

1772  
Bill Number (if applicable)

Topic Environmental VALUE of Timber & Ag

J  
Amendment Barcode (if applicable)

Name Jim Spratt

Job Title \_\_\_\_\_

Address PO Box 10011  
Street

Phone 850 228-1296

TLH FL 32302  
City State Zip

Email Jim@mayweatherboxingllc.com

Speaking:  For  Against  Information

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

Representing Associated Industries of Florida

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.**



THE FLORIDA SENATE

APPEARANCE RECORD

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

01/28/2020

Meeting Date

1772

Bill Number (if applicable)

Topic SB 1772

Amendment Barcode (if applicable)

Name KOREY GRINER

Job Title FARM MGR.

Address P.O. Box 1814

Phone 352-443-4221

City CHIEFLAND FL 32644

Email jkgriner@gmail.com

Speaking: [X] 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 [X] No

Lobbyist registered with Legislature: [ ] Yes [X] 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.

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

J  
1772  
Bill Number (if applicable)

01/28/2020  
Meeting Date

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

Topic SB 1772

Amendment Barcode (if applicable)

Name LYNETTA USHER GRINER

Job Title SECRETARY

Address P.O. BOX 1814

Phone 352-443-4221

Street  
CHIEFLAND FL 32644

City State Zip

Email USHERLT@BELL  
SOUTH.NET

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.

THE FLORIDA SENATE

APPEARANCE RECORD

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

1/28

Meeting Date

SB 1772

Bill Number (if applicable)

Topic Environmental Value of AG Lands

Amendment Barcode (if applicable)

Name Landon Hoffman

Job Title legislative Affairs

Address Street

Phone 850-508-1236

City

State

Zip

Email

Speaking: [ ] For [ ] Against [ ] Information

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

Representing

Appearing at request of Chair: [ ] Yes [ ] No

Lobbyist registered with Legislature: [x] 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.

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

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

1/28/20  
Meeting Date

SB 1772  
Bill Number (if applicable)

Topic ENV VALUE OF AG

J  
Amendment Barcode (if applicable)

Name NANCY STEPHENS

Job Title CHAIRMAN

Address \_\_\_\_\_  
Street

Phone \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Email \_\_\_\_\_

Speaking:  For  Against  Information

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

Representing FLORIDA AG COALITION

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No  
*VOLUNTEER*

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.**

THE FLORIDA SENATE

APPEARANCE RECORD

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

1-28-2020

Meeting Date

1772

Bill Number (if applicable)

Topic Agriculture Land Value

Amendment Barcode (if applicable)

Name Susan Glickman

Job Title Florida Director

Address PO Box 310

Phone 727-742-

Street

Indian Rocks Bch FL 33785

9003  
Email

City

State

Zip

Speaking:  For  Against  Information

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

Representing Southern Alliance for Clean

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**  
**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: SB 1876

INTRODUCER: Senator Montford

SUBJECT: State Hemp Program

DATE: January 27, 2020

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Becker	Becker	AG	<b>Pre-meeting</b>
2.			IT	
3.			RC	

**I. Summary:**

SB 1876 makes changes to the state hemp program. Specifically, the bill:

- Removes the requirement that licensees must use hemp seeds and cultivars certified by a certifying agency or a university conducting an industrial hemp pilot project;
- Removes a reference to the Department of Health’s regulation of medical marijuana in the definition of the term “contaminants unsafe for human consumption;”
- Exempts seeds that are generally recognized as safe by the United States Food and Drug Administration from the definition of “hemp extract;”
- Modifies the way in which delta-9-tetrahydrocannabinol is measured in hemp extract;
- Clarifies that hemp extract packaging must contain the number of milligrams of each cannabinoid per serving;
- Provides that hemp extract that does not meet certain requirements shall be considered adulterated or misbranded;
- Prohibits products made from hemp extract from being sold to a person who is under 18 years old; and
- Removes a requirement that the Department of Agriculture and Consumer Services conduct random inspections to ensure that only certified hemp seeds are being used and that hemp is being cultivated in compliance with state law.

**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 fiber, building materials, forages (animal feed), and pain relief as a topical oil.<sup>1</sup>

---

<sup>1</sup> See University of Florida, *UF/IFAS Industrial Hemp Pilot Project* at: <https://programs.ifas.ufl.edu/hemp/> (last visited January 24, 2020).

## Cannabis

Cannabis is a Schedule I controlled substance.<sup>2</sup> It is a felony of the third degree<sup>3</sup> to sell, manufacture, deliver, or possess with intent to sell, manufacture, or deliver, cannabis in Florida.<sup>4</sup> As a controlled substance in ch. 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, 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 [the state hemp program], or industrial hemp as defined in s. 1004.4473 [industrial hemp pilot projects].<sup>5</sup>

## Medical Marijuana

On November 4, 2016, Amendment 2 was approved by the electors and now is 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
- 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.<sup>6</sup> The bill revised the Compassionate Medical Cannabis Act of 2014<sup>7</sup> 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;<sup>8</sup> 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 cannabidiol<sup>9</sup> weight for weight.<sup>10</sup>

---

<sup>2</sup> Section 893.03(1)(c)7., F.S.

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

<sup>4</sup> Section 893.13(1)(a)2., F.S.

<sup>5</sup> Section 893.02(3), F.S.

<sup>6</sup> Chapter 2017-232, Laws of Fla.

<sup>7</sup> Chapter 2014-157, Laws of Fla.

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

<sup>9</sup> 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 24, 2020).

<sup>10</sup> See ss. 381.986(1)(e) and (f), F.S.

The Coalition for Medical Marijuana Research and Education located at the H. Lee Moffitt Cancer Center and Research Institute, Inc., may also conduct medical marijuana research and education.<sup>11</sup>

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

### **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.<sup>13</sup>

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

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.<sup>15</sup> 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.<sup>16</sup>

---

<sup>11</sup> Section 1004.4351, F.S.

<sup>12</sup> See 381.986(14), F.S.

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

<sup>14</sup> *Id.*

<sup>15</sup> Section 1004.4473(2)(a), F.S.

<sup>16</sup> Fla. Admin. Code R. 5B-57.013 (2018).



## 2018 Federal Farm Bill

In the 2018 Farm Bill, the U.S. Congress legalized industrial hemp as an agricultural product by removing hemp's classification as a controlled substance.<sup>17</sup> 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.<sup>18</sup>

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.<sup>19</sup>

## State Hemp Program

The state hemp program was created within the department to regulate the cultivation of hemp in Florida.<sup>20</sup> The department shall seek federal approval of the state plan for the regulation of the cultivation of hemp with the United States Secretary of Agriculture in accordance with the Agricultural Improvement Act of 2018 within 30 days of adopting rules.<sup>21</sup> A license is required to cultivate hemp<sup>22</sup> and to obtain a license a person must apply to the department and submit a full set of fingerprints.<sup>23</sup> 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.<sup>24</sup> The department shall deny an application under certain circumstances.<sup>25</sup>

---

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

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

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

<sup>20</sup> *See s* 581.217, F.S.

<sup>21</sup> Section 581.217(4), F.S.

<sup>22</sup> Section 581.217(5)(a), F.S.

<sup>23</sup> Section 581.217(5)(b), F.S.

<sup>24</sup> Section 581.217(5)(d), F.S.

<sup>25</sup> Section 581.217(5)(e), F.S.

## Florida Seed Law

The duty of administering the Florida Seed Law and enforcing its provisions and requirements is vested in the department<sup>26</sup> and the Florida Seed Law<sup>27</sup> is intended as a comprehensive and exclusive regulation of seed. The department shall sample, inspect, analyze, and test agricultural, vegetable, flower, tree, or shrub seed transported, sold, offered or exposed for sale, or distributed in the state for sowing or planting purposes.<sup>28</sup>

## Generally Recognized as Safe

Under sections 201(s) and 409 of the Federal Food, Drug and Cosmetic Act, any substance that is intentionally added to food is a food additive that is subject to premarket review and approval by the U.S. Food & Drug Administration (FDA), unless the substance is generally recognized, among qualified experts, as having been adequately shown to be safe under the conditions of its intended use, or unless the use of the substance is otherwise excepted from the definition of a food additive.<sup>29</sup> The FDA evaluated three products by Fresh Hemp Foods, Ltd. and determined that hulled hemp seed, hemp seed protein powder, and hemp seed oil were generally recognized as safe.<sup>30</sup> This applies to products from other companies if they are manufactured in a way that is consistent with the evaluated products and they meet the listed specifications.<sup>31</sup>

## Hemp Extract

Hemp extract is a substance or compound intended for ingestion that is derived from or contains hemp and that does not contain controlled substances.<sup>32</sup> Hemp extract may only be sold in this state if the product has a certificate of analysis prepared by an independent testing laboratory and is distributed or sold in packaging that meets certain requirements.<sup>33</sup>

### III. Effect of Proposed Changes:

SB 1876 makes a number of changes to the state hemp program. The bill removes reference to a seed certifying agency, which has the same meaning as the term is defined in the Florida Seed Law. It removes the requirement that a licensee use hemp seeds and cultivars certified from a certifying agency or a university conducting an industrial hemp pilot project. It removes a reference to the Department of Health's medical marijuana regulations in the definition of "contaminants unsafe for human consumption." It exempts seeds that are generally recognized as safe by the United States Food and Drug Administration from the definition of "hemp extract."

---

<sup>26</sup> Section 578.11(1), F.S.

<sup>27</sup> Chapter 578, F.S.

<sup>28</sup> Section 578.11(1), F.S.

<sup>29</sup> See U.S. Food & Drug Administration *Generally Recognized as Safe* at: <https://www.fda.gov/food/food-ingredients-packaging/generally-recognized-safe-gras> (last visited January 24, 2020).

<sup>30</sup> See *FDA Responds to Three GRAS Notices for Hemp-Seed Derived Ingredients for Use in Human Food* at: <https://www.fda.gov/food/generally-recognized-safe-gras/about-gras-notification-program> (last visited January 24, 2020).

<sup>31</sup> *Id.*

<sup>32</sup> Section 581.217(3)(e), F.S.

<sup>33</sup> Section 581.217(7), F.S.

The bill removes a requirement that hemp extract be tested on a dry-weight basis and clarifies that packaging must contain the number of milligrams of each cannabinoid per serving. It provides that hemp extract sold in violation of s. 581.217 (6)(a), F.S. is considered misbranded or adulterated. It prohibits products made from hemp extract from being sold to a person who is under 18 years old. It deletes a requirement that the department shall conduct random inspections to ensure only certified hemp seeds are being used and that hemp is being cultivated in compliance with Florida law.

The bill takes effect July 1, 2020.

#### **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:

Licensees will no longer be required to use certified hemp seeds, which will allow greater flexibility when purchasing seeds. Seeds sold in this state will still be regulated by the department under the Florida Seed Law. Additionally, retailers will now need to verify they do not sell products derived from hemp extract to a person who is under 18 years old.

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill amends section 581.217 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.



697874

LEGISLATIVE ACTION

Senate

.  
. .  
. .  
. .  
. .

House

---

The Committee on Agriculture (Montford) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (n) of subsection (1) of section  
500.03, Florida Statutes, is amended to read:

500.03 Definitions; construction; applicability.—

(1) For the purpose of this chapter, the term:

(n) "Food" includes:

1. Articles used for food or drink for human consumption;



697874

- 11           2. Chewing gum;  
12           3. Articles used for components of any such article;  
13           4. Articles for which health claims are made, which claims  
14 are approved by the Secretary of the United States Department of  
15 Health and Human Services and which claims are made in  
16 accordance with s. 343(r) of the federal act, and which are not  
17 considered drugs solely because their labels or labeling contain  
18 health claims; ~~and~~  
19           5. Dietary supplements as defined in 21 U.S.C. s.  
20 321(ff)(1) and (2); ~~and~~—  
21           6. Hemp extract as defined in s. 581.217.

22  
23 The term includes any raw, cooked, or processed edible  
24 substance; ice; any beverage; or any ingredient used, intended  
25 for use, or sold for human consumption.

26           Section 2. Paragraph (a) of subsection (1) of section  
27 500.12, Florida Statutes, is amended to read:

28           500.12 Food permits; building permits.—

29           (1) (a) A food permit from the department is required of any  
30 person who operates a food establishment or retail food store,  
31 except:

32           1. Persons operating minor food outlets that sell food,  
33 except hemp extract, that is commercially prepackaged, not  
34 potentially hazardous, and not time or temperature controlled  
35 for safety, if the shelf space for those items does not exceed  
36 12 total linear feet and no other food is sold by the minor food  
37 outlet.

38           2. Persons subject to continuous, onsite federal or state  
39 inspection.



697874

40           3. Persons selling only legumes in the shell, either  
41 parched, roasted, or boiled.

42           4. Persons selling sugar cane or sorghum syrup that has  
43 been boiled and bottled on a premise located within the state.  
44 Such bottles must contain a label listing the producer's name  
45 and street address, all added ingredients, the net weight or  
46 volume of the product, and a statement that reads, "This product  
47 has not been produced in a facility permitted by the Florida  
48 Department of Agriculture and Consumer Services."

49           Section 3. Paragraphs (a), (b), and (e) of subsection (3),  
50 subsections (6), (7), and (11), and paragraph (c) of subsection  
51 (13) of section 581.217, Florida Statutes, are amended to read:

52           581.217 State hemp program.—

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

54           ~~(a) "Certifying agency" has the same meaning as in s.~~  
55 ~~578.011(8).~~

56           (a)~~(b)~~ "Contaminants unsafe for human consumption"  
57 includes, but is not limited to, any microbe, fungus, yeast,  
58 mildew, herbicide, pesticide, fungicide, residual solvent,  
59 metal, or other contaminant found in any amount that exceeds any  
60 of the accepted limitations as determined by rules adopted by  
61 the department of Health in accordance with s. 381.986, or other  
62 limitation pursuant to the laws of this state, whichever amount  
63 is less.

64           (d)~~(e)~~ "Hemp extract" means a substance or compound  
65 intended for ingestion or inhalation which ~~that~~ is derived from  
66 or contains hemp and which ~~that~~ does not contain other  
67 controlled substances. The term does not include synthetic CBD  
68 or seeds or seed-derived ingredients that are generally



697874

69 recognized as safe by the United States Food and Drug  
70 Administration.

71 ~~(6) HEMP SEED. A licensee may only use hemp seeds and~~  
72 ~~cultivars certified by a certifying agency or a university~~  
73 ~~conducting an industrial hemp pilot project pursuant to s.~~  
74 ~~1004.4473.~~

75 ~~(6)(7) DISTRIBUTION AND RETAIL SALE OF HEMP EXTRACT.-~~

76 (a) Hemp extract may only be distributed and sold in the  
77 state if the product:

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

80 a.1. The hemp extract is the product of a batch tested by  
81 the independent testing laboratory;

82 b.2. The batch contained a total delta-9-  
83 tetrahydrocannabinol concentration that did not exceed 0.3  
84 percent ~~on a dry weight basis~~ pursuant to the testing of a  
85 random sample of the batch; and

86 c.3. The batch does not contain contaminants unsafe for  
87 human consumption.

88 2.(b) Is distributed or sold in a container ~~packaging~~ that  
89 includes:

90 a.1. A scannable barcode or quick response code linked to  
91 the certificate of analysis of the hemp extract by an  
92 independent testing laboratory;

93 b.2. The batch number;

94 c.3. The Internet address of a website where batch  
95 information may be obtained;

96 d.4. The expiration date;

97 e.5. The number of milligrams of each cannabinoid per





697874

98 serving hemp extract; and

99 f.6. A statement that the product contains a total delta-9-  
100 tetrahydrocannabinol concentration that does not exceed 0.3  
101 percent ~~on a dry weight basis.~~

102 (b) Hemp extract distributed or sold in violation of this  
103 section shall be considered adulterated or misbranded pursuant  
104 to chapter 500, chapter 502, or chapter 580.

105 (10)-(11) ENFORCEMENT.-

106 (a) The department shall enforce this section.

107 (b) Every state attorney, sheriff, police officer, and  
108 other appropriate county or municipal officer shall enforce, or  
109 assist any agent of the department in enforcing, this section  
110 and rules adopted by the department.

111 (c) The department, or its agent, is authorized to enter  
112 any public or private premises during regular business hours in  
113 the performance of its duties relating to hemp cultivation.

114 (d) The department may contract with entities to provide  
115 sample collection, laboratory testing, and disposal services to  
116 implement this section. The contracts are exempt from chapter  
117 287 ~~The department shall conduct random inspections, at least~~  
118 ~~annually, of each licensee to ensure that only certified hemp~~  
119 ~~seeds are being used and that hemp is being cultivated in~~  
120 ~~compliance with this section.~~

121 (e) If the department finds that *Cannabis sativa L.* was  
122 produced with a total delta-9-tetrahydrocannabinol concentration  
123 that exceeds 0.3 percent, the director shall notify the licensee  
124 of such result. The licensee shall, within 10 days after  
125 receiving the notice, cause the removal and destruction of the  
126 plants in accordance with methods adopted by the department. If



697874

127 the licensee refuses or neglects to comply with the terms of the  
128 notice within 10 days after receiving it, the director or her or  
129 his authorized representative may, under authority of the  
130 department, proceed to destroy the plants. The expense of the  
131 removal or destruction shall be assessed, collected, and  
132 enforced against the licensee by the department. Damages may not  
133 be awarded to the licensee for the destruction of the plants  
134 under this paragraph.

135 (12)~~(13)~~ APPLICABILITY.—Notwithstanding any other law:

136 (c) A licensee who negligently violates this section or  
137 department rules is not subject to any criminal or civil  
138 enforcement action by the state or a local government other than  
139 the enforcement of violations of this section as authorized  
140 under subsection (9) ~~(10)~~.

141 Section 4. This act shall take effect July 1, 2020.

142  
143 ===== T I T L E A M E N D M E N T =====

144 And the title is amended as follows:

145 Delete everything before the enacting clause  
146 and insert:

147 A bill to be entitled  
148 An act relating to the state hemp program; amending s.  
149 500.03, F.S.; revising the definition of the term  
150 "food" to include hemp extract for purposes of the  
151 Florida Food Safety Act; amending s. 500.12, F.S.;  
152 providing that a person operating a minor food outlet  
153 that sells hemp extract is not exempt from certain  
154 food permit requirements; amending s. 581.217, F.S.;  
155 deleting and redefining terms; removing requirements



697874

156 regarding the types of seeds that a licensee may use  
157 in the state hemp program; providing that hemp extract  
158 that does not meet certain requirements will be  
159 considered adulterated or misbranded; authorizing the  
160 department to contract with entities to provide  
161 certain collection, testing, and disposal services;  
162 providing that such contracts are exempt from  
163 specified provisions; deleting a requirement that the  
164 department conduct random inspections at specified  
165 intervals for certified hemp seeds; requiring the  
166 Director of the Division of Plant Industry to notify a  
167 licensee of certain testing results; requiring such  
168 licensee, or the director if the licensee fails to  
169 act, to remove and destroy certain plants within a  
170 specified timeframe; providing an effective date.

By Senator Montford

3-01045B-20

20201876\_\_

1 A bill to be entitled  
 2 An act relating to the state hemp program; amending s.  
 3 581.217, F.S.; deleting and redefining terms; removing  
 4 requirements regarding the types of seeds that a  
 5 licensee may use in the state hemp program; providing  
 6 that hemp extract that does not meet certain  
 7 requirements will be considered adulterated or  
 8 misbranded; prohibiting the selling of products made  
 9 from hemp extract in this state to persons under a  
 10 specified age; deleting a requirement that the  
 11 department conduct random inspections at specified  
 12 intervals for certified hemp seeds; providing an  
 13 effective date.

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

15 Section 1. Paragraphs (a), (b), and (e) of subsection (3),  
 16 subsections (6), (7), and (11), and paragraph (c) of subsection  
 17 (13) of section 581.217, Florida Statutes, are amended to read:  
 18 581.217 State hemp program.—

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

20 ~~(a) "Certifying agency" has the same meaning as in s.~~  
 21 ~~578.011(8).~~

22 (a)(b) "Contaminants unsafe for human consumption"  
 23 includes, but is not limited to, any microbe, fungus, yeast,  
 24 mildew, herbicide, pesticide, fungicide, residual solvent,  
 25 metal, or other contaminant found in any amount that exceeds any  
 26 of the accepted limitations as determined by rules adopted by  
 27 the department of Health in accordance with s. 381.986, or other  
 28  
 29

Page 1 of 4

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

3-01045B-20

20201876\_\_

30 ~~limitation pursuant to the laws of this state, whichever amount~~  
 31 ~~is less.~~

32 (d)(e) "Hemp extract" means a substance or compound  
 33 intended for ingestion ~~which that~~ is derived from or contains  
 34 hemp and ~~which that~~ does not contain other controlled  
 35 substances. The term does not include seeds that are generally  
 36 recognized as safe by the United States Food and Drug  
 37 Administration.

38 ~~(6) HEMP SEED.—A licensee may only use hemp seeds and~~  
 39 ~~cultivars certified by a certifying agency or a university~~  
 40 ~~conducting an industrial hemp pilot project pursuant to s.~~  
 41 ~~1004.4473.~~

42 (6)(7) DISTRIBUTION AND RETAIL SALE OF HEMP EXTRACT.—

43 (a) Hemp extract may only be distributed and sold in the  
 44 state if the product:

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

47 a.1- The hemp extract is the product of a batch tested by  
 48 the independent testing laboratory;

49 b.2- The batch contained a total delta-9-  
 50 tetrahydrocannabinol concentration that did not exceed 0.3  
 51 percent on a dry weight basis pursuant to the testing of a  
 52 random sample of the batch; and

53 c.3- The batch does not contain contaminants unsafe for  
 54 human consumption.

55 2.(b) Is distributed or sold in packaging that includes:

56 a.1- A scannable barcode or quick response code linked to  
 57 the certificate of analysis of the hemp extract by an  
 58 independent testing laboratory;

Page 2 of 4

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

3-01045B-20

20201876\_\_

59 ~~b.2.~~ The batch number;

60 ~~c.3.~~ The Internet address of a website where batch

61 information may be obtained;

62 ~~d.4.~~ The expiration date;

63 ~~e.5.~~ The number of milligrams of each cannabinoid per

64 serving hemp extract; and

65 ~~f.6.~~ A statement that the product contains a total delta-9-

66 tetrahydrocannabinol concentration that does not exceed 0.3

67 percent ~~on a dry-weight basis~~.

68 (b) Hemp extract distributed or sold in violation of

69 paragraph (a) shall be considered adulterated or misbranded

70 pursuant to chapter 500, chapter 502, or chapter 580.

71 (c) Products made from hemp extract may not be sold in this

72 state to a person who is under 18 years of age.

73 ~~(10)(11)~~ ENFORCEMENT.—

74 (a) The department shall enforce this section.

75 (b) Every state attorney, sheriff, police officer, and

76 other appropriate county or municipal officer shall enforce, or

77 assist any agent of the department in enforcing, this section

78 and rules adopted by the department.

79 (c) The department, or its agent, is authorized to enter

80 any public or private premises during regular business hours in

81 the performance of its duties relating to hemp cultivation.

82 ~~(d) The department shall conduct random inspections, at~~

83 ~~least annually, of each licensee to ensure that only certified~~

84 ~~hemp seeds are being used and that hemp is being cultivated in~~

85 ~~compliance with this section.~~

86 ~~(12)(13)~~ APPLICABILITY.—Notwithstanding any other law:

87 (c) A licensee who negligently violates this section or

Page 3 of 4

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

3-01045B-20

20201876\_\_

88 department rules is not subject to any criminal or civil

89 enforcement action by the state or a local government other than

90 the enforcement of violations of this section as authorized

91 under subsection (9) ~~(10)~~.

92 Section 2. This act shall take effect July 1, 2020.

Page 4 of 4

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

The two 4H members presenting will be

- Miles Gillespie Leon County  
4H intermediate member
- Leon Senior 4-H member Sophia  
Laver

**Florida 4-H**  
**Senate Agriculture Committee**  
**1/24/2020**



**UF** | **IFAS Extension**  
UNIVERSITY of FLORIDA





# FLORIDA 4-H

## Day at the Capitol January 30, 2020

Join Us:

Opening Assembly 9 am In Capitol Courtyard

Closing Assembly 1pm In Capitol Courtyard

Legislative Reception 5-7 pm Governor's Club

**UF** | IFAS Extension  
UNIVERSITY of FLORIDA





✓

**THE FLORIDA SENATE**  
**APPEARANCE RECORD**

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

1/28/2020  
Meeting Date

\_\_\_\_\_  
Bill Number (if applicable)

Topic Florida 4H at UF/IFAS

\_\_\_\_\_  
Amendment Barcode (if applicable)

Name Sophia Laver

Job Title 4H Leon County, freshman highschool

Address 215 S. Manves St. Suit 110

Phone 850 270 4010

Tallahassee FL 32301  
City State Zip

Email v.pnce@ufl.edu

Speaking:  For  Against  Information

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

Representing Florida 4-H at UF/IFAS

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.**

THE FLORIDA SENATE

APPEARANCE RECORD



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

1/28/2020  
Meeting Date

Bill Number (if applicable)

Topic Florida 4-H at UF/IFAS

Amendment Barcode (if applicable)

Name Miles Gillespie

Job Title Florida 4H Leon County, 8th grade

Address 215 S. Monroe St Suite 110 Phone

Tallahassee FL 32301  
City State Zip

Email

Speaking:  For  Against  Information

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

Representing Florida 4-H @ UF/IFAS

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.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

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

1/28/20

Meeting Date

Bill Number (if applicable)

Topic CARUS Recovery Block Grant

Amendment Barcode (if applicable)

Name JARED ROSENSTEIN

Job Title Legis. Affairs Dir.

Address 2555 Shuman Oak

Phone 786-247-8766

Street Bld TLH  
City FL State FL Zip 32301

Email Jared.Rosenstein@em

Speaking:  For  Against  Information

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

Representing FDEM

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)

# CourtSmart Tag Report

**Room:** SB 301  
**Caption:** Florida Senate Committee on Agriculture

**Case No.:**

**Type:**  
**Judge:**

**Started:** 1/28/2020 1:31:45 PM

**Ends:** 1/28/2020 2:47:13 PM

**Length:** 01:15:29

1:31:45 PM Chair call meeting to order  
1:31:49 PM Chair call meeting to order  
1:31:51 PM Administrative Assistant call roll  
1:32:03 PM Chair Albritton say pledge  
1:32:28 PM Chair Albritton talking  
1:33:07 PM Chair Albritton advises that SB 1876 is TP  
1:33:21 PM Chair Albritton states we are taking up SB 48 - Tab 1  
1:33:25 PM Chair Albritton recognizes Senator Book to present SB 48  
1:33:30 PM Senator Book presents SB 48  
1:36:00 PM Chair Albritton is talking  
1:36:13 PM Chair Albritton states we are taking up amendment Bar Code 752514  
1:36:18 PM Senator Book presents amendment  
1:36:30 PM Chair Albritton ask question about amendment  
1:36:38 PM Chair Albritton ask if there are any questions on the amendment  
1:36:45 PM Chair Albritton ask if there are any appearance cards on the amendment  
1:37:06 PM Chair Albritton ask if there are any questions  
1:37:17 PM Chair Albritton states we are now taking up appearance cards on the bill as amended  
1:37:24 PM Jack Cory waives in favor  
1:37:32 PM Laune Hood is called  
1:37:45 PM Ms. Hood speaking in favor  
1:39:09 PM Senator Rader has a question for Ms. Hood  
1:39:28 PM Ms. Hood answers  
1:40:20 PM Chair Albritton thanks her  
1:40:29 PM Chair Albritton calls Kate MacFall  
1:40:33 PM Ms. MacFall waives in support  
1:40:38 PM Chair Albritton calls Katherine Logue  
1:40:56 PM Katherine Logue speaks  
1:42:31 PM Diedre Carey waives in support/ Lisa Glunt Leon County Humane Society waive in support/Darcy Morningstar Leon County Humane Society waive in support /Debbie Hanerty Leon County Humane Society waive in support/  
1:42:36 PM Chair Albritton calling those that are waiving in support  
1:43:14 PM Chair Albritton ask if there is any debate  
1:43:24 PM Senator Rader debating  
1:44:26 PM Chair Albritton ask if further debate  
1:44:35 PM Chair Albritton is speaking about bill  
1:45:05 PM Chair Albritton recognizes Senator Book to close on bill  
1:45:19 PM Senator Book closing  
1:46:03 PM Chair asks administrative assistant to call roll on bill  
1:46:15 PM Laureen calls roll on vote  
1:46:26 PM Chair Albritton advises to show CS for SB 48 reported as favorably  
1:46:38 PM Chair Albritton calling on Senator Montford to present SB 1772 - Tab 2  
1:46:45 PM Senator Montford presents SB 1772  
1:50:33 PM Chair Albritton is speaking  
1:50:56 PM Chair Albritton speaking  
1:50:58 PM Senator Broxson with a question  
1:51:29 PM Senator Montford answers  
1:53:54 PM Senator Broxson with a follow up  
1:54:30 PM Senator Montford answers  
1:56:28 PM Gavel is passed to Vice-Chair Gainer/ He asks if further questions  
1:56:43 PM Vice-Chair Gainer advises we are going to take up the appearance cards  
1:56:53 PM Laura Bosworth Florida Forestry Association waives in support  
1:57:14 PM Garrett Wallace the Nature Conservancy waives in support

1:57:31 PM Jim Spratt Associated Industries of FL waives in support  
1:57:41 PM Corey Griner of Chiefland Farm Manager speaking  
1:59:02 PM Lynetta Usher Griner Secretary Chiefland speaks  
2:01:20 PM Senator Broxson with a question for Ms. Griner  
2:01:37 PM Lynetta Griner answers  
2:03:17 PM Vice-Chair Gainer speaking  
2:03:30 PM Landon Hoffman Legislative Affairs waives in support  
2:03:44 PM Nancy Stephens FL AG Coalition waives in support  
2:03:52 PM Susan Glickman Southern Alliance for Clean waives in support  
2:04:09 PM Vice-Chair Gainer ask if there is any debate  
2:04:13 PM Senator Montford recognized to close  
2:04:19 PM Senator Montford closes on bill  
2:04:50 PM Vice-Chair Gainer ask administrative assistant to call roll  
2:04:55 PM Lauren calls roll on vote  
2:05:13 PM Show SB 1772 as reported as favorable  
2:05:32 PM Vice-Chair: take up tab 4 -Presentation by the 4H  
2:06:07 PM Sophia Laver is speaking about the presentation  
2:12:50 PM Miles Gillespie speaking about 4H  
2:14:01 PM Vice-Chair ask is there are any questions on the presentation  
2:14:11 PM Chair Albritton is speaking  
2:15:01 PM Senator Montford makes a comment  
2:15:29 PM Chair Albritton is talking  
2:15:50 PM Chair Albritton states now going to Jared Rosenstein Div. of Emergency Management FDEM  
2:16:25 PM Jared. Rosenstein, Legislation Affairs Director for FDEM speaking  
2:21:34 PM Senator Broxson with a question  
2:23:05 PM Senator Montford speaking  
2:24:34 PM Mr. Rosenstein answers  
2:25:04 PM Senator Montford talking  
2:25:22 PM Chair Albritton adds to Senator Montford's question  
2:25:39 PM Mr. Rosenstein answers  
2:26:36 PM Senator Montford asks a question  
2:27:00 PM Mr. Rosenstein answers  
2:27:48 PM Senator Montford has a question  
2:28:37 PM Mr. Rosenstein answers  
2:28:56 PM Chair Albritton makes comment  
2:29:11 PM Senator Broxson makes statement  
2:29:36 PM Mr. Rosenstein answers  
2:30:37 PM Chair Albritton speaking  
2:32:08 PM Mr. Rosenstein replies  
2:32:14 PM Vice-Chair Gainer with a question  
2:32:28 PM Mr. Rosenstein answers  
2:33:22 PM Mr. Rosenstein talks  
2:33:23 PM Vice-Chair thanks him  
2:33:27 PM Senator Montford with a question  
2:33:38 PM Senator Montford with another question  
2:33:38 PM Mr. Rosenstein answers  
2:33:56 PM Chair Albritton makes comment  
2:34:30 PM Senator Montford talking  
2:35:04 PM Chair Albritton answers  
2:35:09 PM Mr. Rosenstein answers  
2:35:40 PM Chair Albritton with question  
2:36:20 PM Senator Montford makes comment  
2:36:32 PM Mr. Rosenstein replies  
2:37:35 PM Senator Montford advises he has a follow up  
2:38:55 PM Mr. Rosenstein replies  
2:39:40 PM Senator Broxson with a question  
2:40:13 PM Mr. Rosenstein answers  
2:40:36 PM Senator Broxson with a question  
2:40:59 PM Chair Albritton is speaking  
2:43:50 PM Chair Albritton ask if further questions  
2:43:55 PM Senator Montford with comment  
2:44:16 PM Mr. Rosenstein replies

**2:44:38 PM** Chair Albritton makes a comment  
**2:45:42 PM** Mr. Rosenstein replys  
**2:45:58 PM** Chair Albritton ask if there is any other business  
**2:46:44 PM** Chair Albritton makes a Motion to vote after on SB 1772 in the affirmative  
**2:46:55 PM** Chair Albritton states that Senator Montford moves we adjourn  
**2:47:02 PM** Meeting is adjourned