

By Senator Bronson

18-669B-98

1 A bill to be entitled
2 An act relating to rulemaking authority with
3 respect to the regulation of the citrus
4 industry; amending s. 601.10, F.S.; requiring
5 the Department of Citrus to provide a list of
6 forms that it uses; amending s. 601.61, F.S.,
7 relating to the bond requirements of citrus
8 fruit dealers; allowing the Florida Citrus
9 Commission to prescribe certain terms of
10 producer contracts; providing an effective
11 date.

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

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15 Section 1. Subsection (15) is added to section 601.10,
16 Florida Statutes, to read:

17 601.10 Powers of the Department of Citrus.--The
18 Department of Citrus shall have and shall exercise such
19 general and specific powers as are delegated to it by this
20 chapter and other statutes of the state, which powers shall
21 include, but shall not be confined to, the following:

22 (15) To provide by rule a list of forms used in
23 conducting its business.

24 Section 2. Subsection (2) of section 601.61, Florida
25 Statutes, is amended to read:

26 601.61 Bond requirements of citrus fruit dealers.--

27 (2) Said bond shall be in the form approved by the
28 Department of Agriculture and Consumer Services and shall be
29 conditioned as provided in s. 601.66(9), and also to fully
30 comply with the terms and conditions of all contracts, verbal
31 or written, made by the citrus fruit dealer with producers or

1 with other citrus fruit dealers, relative to the purchasing,
2 handling, sale, and accounting of purchases and sales of
3 citrus fruit, and upon the dealer accounting for the proceeds
4 from, and paying for, any citrus fruit purchased or contracted
5 for, in accordance with the terms of the contracts with
6 producers, and upon the dealer accounting for any advance
7 payments or deposits made, and delivering all citrus fruit
8 contracted for, in accordance with the terms of the contracts
9 with other citrus fruit dealers. The commission may prescribe
10 by rule that such a producer contract contain information that
11 it considers necessary to protect the producer from deceptive
12 practices. For purposes of this chapter, every such contract
13 shall be conclusively deemed to have been made and entered
14 into during the shipping season in which the delivery of fruit
15 into the primary channel of trade is made.

16 Section 3. This act shall take effect July 1, 1998.

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19 SENATE SUMMARY

20 Requires the Department of Citrus to provide, by rule, a
21 list of the forms that it uses in conducting its
22 business. Allows the Florida Citrus Commission to
23 prescribe by rule that a producer contract must contain
24 information that the commission considers necessary for
25 the protection of the producer from deceptive practices.
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