

By the Committee on Agriculture and Representatives  
Putnam, Peaden, Bainter, Harrington, Spratt, J. Miller,  
Stansel and Patterson

1                                   A bill to be entitled  
2           An act relating to the Department of  
3           Agriculture and Consumer Services; amending s.  
4           253.025, F.S.; clarifying provisions relating  
5           to conveyance of state lands to the department  
6           for forestry facilities; deleting references to  
7           specific fire tower sites and work centers with  
8           respect to use of the department's Relocation  
9           and Construction Trust Fund; amending s.  
10          482.051, F.S.; revising authority of the  
11          department to adopt rules relating to  
12          pesticides used for preconstruction treatments;  
13          amending ss. 500.12 and 500.459, F.S.; deleting  
14          certain requirements relating to the setting  
15          and use of fees for bottled water plants,  
16          packaged ice plants, and water vending  
17          machines; amending s. 531.41, F.S.; authorizing  
18          the department to provide by rule for voluntary  
19          registration of private weighing and measuring  
20          device service agencies and personnel; amending  
21          s. 570.07, F.S.; authorizing deposit of certain  
22          moneys in the department's employees' benefit  
23          fund; authorizing the department to purchase  
24          supplemental food and drink items and set  
25          temporary meal expenditure limits, under  
26          emergency conditions; providing restrictions;  
27          amending s. 570.242, F.S.; revising the  
28          definition of "agriculturally depressed area"  
29          under the Agricultural Economic Development  
30          Act; amending s. 570.248, F.S.; revising  
31          membership of the Agricultural Economic

1 Development Project Review Committee; creating  
2 s. 570.249, F.S.; providing for Agricultural  
3 Economic Development Program disaster loans;  
4 providing criteria for use of loan funds,  
5 eligible crops, and loan applications;  
6 providing requirements for loan security and  
7 loan repayment; amending s. 570.952, F.S.;  
8 revising provisions relating to membership  
9 appointment and terms of the Florida  
10 Agriculture Center and Horse Park Authority;  
11 renumbering and amending s. 585.89, F.S.;  
12 authorizing state agencies and entities to  
13 purchase fresh or frozen beef or pork inspected  
14 by another state's federally approved  
15 inspection program; renumbering and amending s.  
16 585.92, F.S.; clarifying provisions relating to  
17 "All American" and "Genuine Florida" meat or  
18 meat products; amending s. 590.015, F.S.;  
19 revising the definition of "wild land" in  
20 provisions relating to forest protection;  
21 amending s. 590.14, F.S.; deleting authority of  
22 the Division of Forestry to issue warning  
23 citations relating to certain authorized fires;  
24 clarifying a penalty; amending s. 590.28, F.S.;  
25 providing a penalty for intentional or reckless  
26 burning of lands; amending s. 616.242, F.S.;  
27 revising timing requirements for inspection and  
28 permitting of amusement rides; deleting  
29 exemptions from inspection requirements for  
30 certain temporary amusement rides at public  
31 events; amending s. 823.14, F.S.; limiting

1 local government regulation on certain  
2 continuing agricultural use of land, under the  
3 Florida Right to Farm Act; repealing s.  
4 205.1951, F.S., relating to local occupational  
5 licenses for establishments regulated under the  
6 state meat inspection program; repealing ss.  
7 585.70, 585.71, 585.715, 585.72, 585.73,  
8 585.74, 585.75, 585.76, 585.77, 585.78, 585.79,  
9 585.80, 585.81, 585.82, 585.83, 585.84, 585.85,  
10 585.86, 585.87, 585.88, 585.90, 585.902,  
11 585.903, 585.904, 585.91, 585.93, and 585.96,  
12 F.S., relating to the state meat inspection  
13 program; providing an effective date.  
14

15 Be It Enacted by the Legislature of the State of Florida:  
16

17 Section 1. Paragraphs (a) and (d) of subsection (13)  
18 of section 253.025, Florida Statutes, are amended to read:

19 253.025 Acquisition of state lands for purposes other  
20 than preservation, conservation, and recreation.--

21 (13)(a) ~~Notwithstanding the provisions of this chapter~~  
22 ~~and chapters 259 and 375,~~ The Board of Trustees of the  
23 Internal Improvement Trust Fund may deed property to the  
24 Department of Agriculture and Consumer Services, so that the  
25 department shall be able ~~shall have the authority, with the~~  
26 ~~consent of the majority of the Governor and Cabinet,~~ to sell,  
27 convey, transfer, exchange, trade, or purchase land on which a  
28 forestry facility resides for money or other more suitable  
29 property on which to relocate the facility. Any sale or  
30 purchase of property by the Department of Agriculture and  
31 Consumer Services shall follow the requirements of subsections

1 (5)-(9). Any sale shall be at fair market value, and any trade  
2 shall ensure that the state is getting at least an equal value  
3 for the property. Except as provided in subsections (5)-(9),  
4 the Department of Agriculture and Consumer Services is  
5 excluded from following the provisions of this chapter and  
6 chapters 259 and 375.

7 (d) There is hereby created in the Department of  
8 Agriculture and Consumer Services the Relocation and  
9 Construction Trust Fund. The trust fund is to be used for the  
10 sole purpose of effectuating the orderly relocation of the  
11 forestry fire towers and work centers ~~as follows: Crestview~~  
12 ~~Work Center, Marianna Work Center, Panama City Headquarters,~~  
13 ~~Tallahassee Headquarters, Southside Towersite, Gainesville~~  
14 ~~Headquarters, Ocala Work Center, Orlando Headquarters,~~  
15 ~~Lakeland Headquarters, Dunedin Work Center, Hamner Towersite,~~  
16 ~~Bradenton Headquarters, Venetia Towersite, Fort Myers~~  
17 ~~Headquarters, Naples Work Center, Philpot Towersite, Sand Hill~~  
18 ~~Towersite, Mayo Work Center, Benton Towersite, Plymouth~~  
19 ~~Towersite, Longwood Work Center, Oviedo Towersite, Valrico~~  
20 ~~Work Center, and Belle Glade Work Center.~~

21 Section 2. Subsection (5) of section 482.051, Florida  
22 Statutes, is amended to read:

23 482.051 Rules.--The department has authority to adopt  
24 rules pursuant to ss. 120.536(1) and 120.54 to implement the  
25 provisions of this chapter. Prior to proposing the adoption  
26 of a rule, the department shall counsel with members of the  
27 pest control industry concerning the proposed rule. The  
28 department shall adopt rules for the protection of the health,  
29 safety, and welfare of pest control employees and the general  
30 public which require:

31

1           (5) That any pesticide used for preconstruction ~~soil~~  
2 treatments for the prevention of subterranean termites be  
3 applied in the amount, concentration, and treatment area in  
4 accordance with the label; that a copy of the label of the  
5 registered pesticide being applied be carried in a vehicle at  
6 the site where the pesticide is being applied; and that the  
7 licensee maintain for 3 years the record of each  
8 preconstruction ~~soil~~ treatment, indicating the date of  
9 treatment, the location or address of the property treated,  
10 the total square footage of the structure treated, the type of  
11 pesticide applied, the concentration of each substance in the  
12 mixture applied, and the total amount of pesticide applied.

13           Section 3. Paragraph (b) of subsection (1) of section  
14 500.12, Florida Statutes, is amended to read:

15           500.12 Food permits; building permits.--

16           (1)

17           (b) An application for a food permit from the  
18 department must be accompanied by a fee in an amount  
19 determined by department rule, which may not exceed \$350,  
20 except that the fee accompanying an application for a food  
21 permit for operating a bottled water plant may not exceed  
22 \$1,000 and the fee accompanying an application for a food  
23 permit for operating a packaged ice plant may not exceed \$250.  
24 The fee for operating a bottled water plant or a packaged ice  
25 plant shall be set by rule of the department ~~in an amount~~  
26 ~~sufficient to meet, but not exceed, the total direct and~~  
27 ~~indirect costs incurred by the department in carrying out its~~  
28 ~~permitting, inspection, sampling, enforcement, and~~  
29 ~~administrative responsibilities for those operations.~~ Food  
30 permits must be renewed annually on or before January 1. If an  
31 application for renewal of a food permit is not received by

1 the department within 30 days after its due date, a late fee,  
2 in an amount not exceeding \$100, must be paid in addition to  
3 the food permit fee before the department may issue the food  
4 permit. The moneys collected shall be deposited in the General  
5 Inspection Trust Fund.

6 Section 4. Subsection (4) of section 500.459, Florida  
7 Statutes, is amended to read:

8 500.459 Water vending machines.--

9 (4) FEES.--A person seeking an operating permit must  
10 pay the department a fee not exceeding \$200, which fee shall  
11 be set by rule of the department ~~in an amount sufficient to~~  
12 ~~meet, but not exceed, the total direct and indirect costs~~  
13 ~~incurred by the department in carrying out its permitting,~~  
14 ~~inspection, sampling, enforcement, and administrative~~  
15 ~~responsibilities under this section.~~ Such fees shall be  
16 deposited in the General Inspection Trust Fund ~~and shall be~~  
17 ~~used for the sole purpose of this section.~~

18 Section 5. Subsection (16) is added to section 531.41,  
19 Florida Statutes, to read:

20 531.41 Powers and duties of the department.--The  
21 department shall:

22 (16) Provide by rule for the voluntary registration  
23 with the department of private weighing and measuring device  
24 service agencies or personnel. Such rule shall grant private  
25 agencies and personnel that meet all registration requirements  
26 and maintain current registered status with the department the  
27 authority to place devices that meet all state requirements  
28 into commercial service until such time as the devices can be  
29 inspected and tested as provided for in subsection (10),  
30 provided such devices are reported to the department as  
31 prescribed by the rule.

1  
2 The provisions of this chapter and rules adopted thereunder  
3 notwithstanding, scales routinely used by providers of weight  
4 control services shall not be considered commercial weights  
5 and measures when used to determine human weight or to compute  
6 charges or payments for services rendered by such providers on  
7 the basis of said weight, measure, or count.

8 Section 6. Subsection (34) of section 570.07, Florida  
9 Statutes, is amended, and subsection (35) is added to said  
10 section, to read:

11 570.07 Department of Agriculture and Consumer  
12 Services; functions, powers, and duties.--The department shall  
13 have and exercise the following functions, powers, and duties:

14 (34) To adopt policies creating, and providing for the  
15 operation of, an employees' benefit fund. Notwithstanding the  
16 provisions of chapter 273, the department may deposit moneys  
17 received from the disposition of state-owned tangible personal  
18 property, specifically livestock maintained and located at the  
19 Doyle E. Conner Agricultural Complex, in the employees'  
20 benefit fund.

21 (35) Under emergency conditions, to authorize the  
22 purchase of supplemental nutritional food and drink items and  
23 set temporary meal expenditure limits for employees engaged in  
24 physical activity for prolonged periods of time in excess of  
25 the rate established by s. 112.061(6), but not to exceed \$50  
26 per day.

27 Section 7. Paragraph (f) is added to subsection (1) of  
28 section 570.242, Florida Statutes, to read:

29 570.242 Definitions.--For purposes of this act, the  
30 following terms shall have the following meanings:

31

1           (1) "Agriculturally depressed area" means a rural area  
2 which has declining profitability from agricultural  
3 enterprises and one or more of the following characteristics:

4           (f) Crop losses or economic depression resulting from  
5 a natural disaster or socioeconomic conditions or events which  
6 negatively impact a crop.

7           Section 8. Paragraph (c) of subsection (1) of section  
8 570.248, Florida Statutes, is amended to read:

9           570.248 Agricultural Economic Development Project  
10 Review Committee; powers and duties.--

11           (1) There is created an Agricultural Economic  
12 Development Project Review Committee consisting of five  
13 members appointed by the commissioner. The members shall be  
14 appointed based upon the recommendations submitted by each  
15 entity represented on the committee and shall include:

16           (c) One representative from Enterprise Florida, Inc  
17 ~~the Florida Rural Development Committee.~~

18           Section 9. Section 570.249, Florida Statutes, is  
19 created to read:

20           570.249 Agricultural Economic Development Program  
21 disaster loans.--

22           (1) USE OF LOAN FUNDS.--Loan funds to agricultural  
23 producers who have experienced crop losses from a natural  
24 disaster or a socioeconomic condition or event may be used to  
25 restore or replace essential physical property, such as  
26 animals, fences, equipment, structural production facilities,  
27 and orchard trees; pay all or part of production costs  
28 associated with the disaster year; pay essential family living  
29 expenses; and restructure farm debts. Funds may be issued as  
30 direct loans, or as loan guarantees for up to 90 percent of  
31



1 the total loan, in amounts not less than \$30,000 nor more than  
2 \$250,000. Applicants must provide at least 10 percent equity.  
3 (2) ELIGIBLE CROPS.--Crops eligible for the emergency  
4 loan program include:  
5 (a) Crops grown for human consumption.  
6 (b) Crops planted and grown for livestock consumption,  
7 including, but not limited to, grain, seed, and forage crops.  
8 (c) Crops grown for fiber, except for trees.  
9 (d) Specialty crops, such as aquacultural,  
10 floricultural, or ornamental nursery crops; Christmas trees;  
11 turf for sod; industrial crops; and seed crops used to produce  
12 eligible crops.  
13 (3) FARMING INFORMATION.--A borrower must keep  
14 complete and acceptable farm records and present them as proof  
15 of production levels. A borrower must operate in accordance  
16 with a farm plan that he or she develops and that is approved  
17 by the commissioner. A borrower may be required to participate  
18 in a financial management training program and obtain crop  
19 insurance.  
20 (4) LOAN APPLICATION.--In order to qualify for a loan  
21 under this section, an applicant must submit an application to  
22 the committee within 30 days after the date the natural  
23 disaster or socioeconomic condition or event occurs or the  
24 crop damage becomes apparent. An applicant must be a citizen  
25 of the United States, a bona fide resident of the state and,  
26 together with the applicant's spouse and their dependents,  
27 have a total net worth of less than \$100,000. The value of any  
28 residential homestead owned by the applicant must not be  
29 included in determining the applicant's net worth. An  
30 applicant must also demonstrate the need for economic  
31 assistance, be worthy of credit according to standards

1 established by the commissioner, prove that he or she cannot  
2 obtain commercial credit, and demonstrate that he or she has  
3 the ability to repay the loan.

4 (5) LOAN SECURITY REQUIREMENTS.--All loans must be  
5 fully collateralized. A first lien is required on all property  
6 or product acquired, produced, or refinanced with loan funds.  
7 The specific type of collateral required may vary depending  
8 upon the loan purpose, repayment ability, and the particular  
9 circumstances of the applicant.

10 (6) LOAN REPAYMENT.--Repayment of loans for crops,  
11 livestock, and non-real-estate losses shall normally be made  
12 within 7 years or, in special circumstances, within 20 years.  
13 Loans for physical losses to real estate and buildings shall  
14 not exceed 30 years. Borrowers are expected to return to  
15 conventional credit sources when they are financially able.  
16 Loans are a temporary source of credit and borrowers must be  
17 reviewed periodically to determine whether they can return to  
18 conventional credit.

19 Section 10. Subsection (2) of section 570.952, Florida  
20 Statutes, is amended to read:

21 570.952 Florida Agriculture Center and Horse Park  
22 Authority.--

23 (2) The authority shall be composed of 21 ~~23~~ members  
24 appointed by the commissioner.

25 (a) Members shall include:

26 1. Three citizens-at-large ~~One citizen-at-large~~, who  
27 shall represent the views of the general public toward  
28 agriculture and equine activities in the state.

29 2. One representative from the Department of  
30 Agriculture and Consumer Services.

31 3. One representative from Enterprise Florida, Inc.

- 1           4. One representative from the Department of  
2 Environmental Protection, Office of Greenways and Trails  
3 Management.
- 4           5. One member of the Ocala/Marion County Chamber of  
5 Commerce.
- 6           6. Two representatives of the tourism or hospitality  
7 industry.
- 8           7. Three representatives of the commercial agriculture  
9 industry.
- 10          8. Three representatives from recognized horse breed  
11 associations.
- 12          9. One representative of the veterinary industry.
- 13          10. Three representatives from the competitive equine  
14 industry.
- 15          ~~6. One public/private partnership expert.~~
- 16          ~~7. One member of a private environmental organization.~~
- 17          ~~8. One fruit and vegetable grower.~~
- 18          ~~9. One citrus grower.~~
- 19          ~~10. One commercial feed producer.~~
- 20          ~~11. One livestock/cattle breeder.~~
- 21          ~~12. One quarter horse breeder.~~
- 22          ~~13. One thoroughbred horse breeder.~~
- 23          ~~14. One standardbred horse breeder.~~
- 24          ~~15. One Arabian horse breeder.~~
- 25          ~~16. One color breeds horse breeder.~~
- 26          ~~17. One licensed veterinarian.~~
- 27          ~~18. One Paso Fino horse breeder.~~
- 28          ~~19. One ornamental or nursery stock grower.~~
- 29          ~~20. One representative from the horse show industry.~~
- 30          ~~21. One representative from the horse sport industry.~~
- 31

1           ~~11.22.~~ One representative from the horse pleasure and  
2 trail riding ~~trailriders~~ industry.

3           ~~12.23.~~ One representative recommended by ~~from~~ the  
4 Board of County Commissioners of Marion County.

5           ~~(b)~~ ~~With the exception of department employees and the~~  
6 ~~citizen-at-large, each member shall be selected from two or~~  
7 ~~three nominees submitted by recognized statewide organizations~~  
8 ~~representing each interest or trade enumerated in this~~  
9 ~~section. In the absence of nominations, the commissioner shall~~  
10 ~~appoint persons who otherwise meet the qualifications for~~  
11 ~~nomination and appointment to the authority.~~

12           ~~(b)(c)~~ Initially, the commissioner shall appoint 11  
13 members ~~12 members shall be appointed~~ for 4-year terms and 10  
14 ~~11 members shall be appointed~~ for 2-year terms. Thereafter,  
15 each member shall be appointed for a term of 4 years from the  
16 date of appointment, except that a vacancy shall be filled by  
17 appointment for the remainder of the term.

18           ~~(c)(d)~~ Any member of the authority who fails to attend  
19 three consecutive authority meetings without good cause shall  
20 be deemed to have resigned from the authority. The  
21 commissioner shall appoint a person representing the same  
22 interest or trade as the resigning member. Current members  
23 shall continue to serve until successors are appointed.

24           Section 11. Section 585.89, Florida Statutes, is  
25 renumbered as section 287.0822, Florida Statutes, and  
26 subsection (1) of said section is amended to read:

27           287.0822 ~~585.89~~ Beef and pork; prohibition on  
28 purchase; bid specifications; penalty.--

29           (1) Fresh or frozen beef or pork that has not been  
30 inspected by the United States Department of Agriculture or by  
31 another state's inspection program which has been approved by

1 the United States Department of Agriculture ~~the department~~  
2 shall not be purchased, or caused to be purchased, by any  
3 agency of the state or of any municipality, political  
4 subdivision, school district, or special district for  
5 consumption in this state or for distribution for consumption  
6 in this state. Bid invitations issued by any agency of the  
7 state or of any municipality, political subdivision, school  
8 district, or special district for the purchase of fresh or  
9 frozen beef or pork must specify that only beef or pork  
10 inspected and passed by either the United States Department of  
11 Agriculture or by another state's inspection program which has  
12 been approved by the United States Department of Agriculture  
13 ~~the department~~ will be accepted. The supplier or vendor shall  
14 certify on the invoice that the fresh or frozen beef or pork  
15 or imported beef or pork supplied is either domestic or  
16 complies with this subsection.

17 Section 12. Section 585.92, Florida Statutes, is  
18 renumbered as section 287.0821, Florida Statutes, and amended  
19 to read:

20 287.0821 ~~585.92~~ All American and Genuine Florida meat  
21 or meat products.--As allowed by the United States Department  
22 of Agriculture, each slaughterhouse or meatpacking or  
23 processing plant in the state or other person vending any meat  
24 or meat product, the meat of which is entirely produced in the  
25 United States, may label such meat or meat product "All  
26 American", and any such vendor selling any such meat or meat  
27 product, the meat of which is entirely produced in the state,  
28 may label such meat or meat product "Genuine Florida."

29 Section 13. Subsection (5) of section 590.015, Florida  
30 Statutes, is amended to read:

31

1           590.015 Definitions.--As used in this chapter, the  
2 term:

3           (5) "Wild land" means any public or private managed or  
4 unmanaged forest, urban/interface, pasture or range land,  
5 recreation lands, or any other land at risk of wildfire.

6           Section 14. Section 590.14, Florida Statutes, is  
7 amended to read:

8           590.14 ~~Warning citation~~ Notice of violation;  
9 penalties.--

10           ~~(1) If unpredicted atmospheric conditions occur which~~  
11 ~~cause an authorized fire to escape from the boundaries of the~~  
12 ~~authorized area, if the fire does not leave the land owned or~~  
13 ~~controlled by the authorization holder, and if no damage has~~  
14 ~~occurred, the division may issue a warning citation of~~  
15 ~~violation of s. 590.125.~~

16           (1)~~(2)~~ If a division employee determines that a person  
17 has violated chapter 589 or chapter 590, he or she may issue a  
18 notice of violation indicating the statute violated. This  
19 notice will be filed with the division and a copy forwarded to  
20 the appropriate law enforcement entity for further action if  
21 necessary.

22           (2)~~(3)~~ In addition to any ~~other~~ penalties provided by  
23 law, any person who causes a wildfire or permits any  
24 authorized fire to escape the boundaries of the authorization  
25 or to burn past the time of the authorization is liable for  
26 the payment of all reasonable costs and expenses incurred in  
27 suppressing the fire or \$150, whichever is greater. All costs  
28 and expenses incurred by the division shall be payable to the  
29 division. When such costs and expenses are not paid within 30  
30 days after demand, the division may take proper legal  
31 proceedings for the collection of the costs and expenses.

1 Those costs incurred by an agency acting at the division's  
2 direction are recoverable by that agency.

3 (3)~~(4)~~ The department may also impose an  
4 administrative fine, not to exceed \$1,000 per violation of any  
5 section of chapter 589 or chapter 590. The fine shall be based  
6 upon the degree of damage and prior violation record of the  
7 person. The fines shall be deposited in the Incidental Trust  
8 Fund of the division.

9 (4)~~(5)~~ The penalties provided in this section shall  
10 extend to both the actual violator and the person or persons,  
11 firm, or corporation causing, directing, or permitting the  
12 violation.

13 Section 15. Section 590.28, Florida Statutes, is  
14 amended to read:

15 590.28 Intentional or reckless ~~careless~~ burning of  
16 lands.--

17 (1) Whoever intentionally burns, sets fire to, or  
18 causes to be burned or causes any fire to be set to, any wild  
19 land or vegetative land clearing debris not owned by, or in  
20 the lawful possession of, the person setting such fire or  
21 burning such lands or causing such fire to be set or lands to  
22 be burned without complying with s. 590.125, commits a felony  
23 of the third degree, punishable as provided in s. 775.082, s.  
24 775.083, or s. 775.084.

25 (2) Whoever recklessly ~~carelessly~~ burns, sets fire to,  
26 or causes to be burned any wild lands not owned by, or in the  
27 lawful possession of, the person setting the fire or burning  
28 the lands or causing the fire to be set or lands to be burned,  
29 commits a misdemeanor of the second degree, punishable as  
30 provided in s. 775.082 or s. 775.083.

31

1           Section 16. Paragraph (b) of subsection (5) and  
2 paragraph (a) of subsection (7) of section 616.242, Florida  
3 Statutes, are amended to read:

4           616.242 Safety standards for amusement rides.--

5           (5) ANNUAL PERMIT.--

6           (b) To apply for an annual permit an owner must submit  
7 to the department a written application on a form prescribed  
8 by rule of the department, which must include the following:

9           1. The legal name, address, and primary place of  
10 business of the owner.

11           2. A description, manufacturer's name, serial number,  
12 model number and, if previously assigned, the United States  
13 Amusement Identification Number of the amusement ride.

14           3. A valid certificate of insurance or bond for each  
15 amusement ride.

16           4. An affidavit of compliance that the amusement ride  
17 was inspected in person by the affiant and that the amusement  
18 ride is in general conformance with the requirements of this  
19 section and all applicable rules adopted by the department.  
20 The affidavit must be executed by a professional engineer or a  
21 qualified inspector no earlier than 60 days before, but not  
22 later than, the date of the filing of the application with the  
23 department. The owner shall request inspection and permitting  
24 of the amusement ride within 60 days of the date of filing the  
25 application with the department. The department shall inspect  
26 and permit the amusement ride within 60 days after filing the  
27 application with the department ~~of the date the affidavit was~~  
28 ~~executed~~.

29           5. If required by subsection (6), an affidavit of  
30 nondestructive testing dated and executed no earlier than 60  
31 days prior to, but not later than, the date of the filing of



1 the application with the department. The owner shall request  
2 inspection and permitting of the amusement ride within 60 days  
3 of the date of filing the application with the department. The  
4 department shall inspect and permit the amusement ride within  
5 60 days after filing the application with the department of  
6 ~~the date the affidavit was executed.~~

7 6. A request for inspection.

8 7. Upon request, the owner shall, at no cost to the  
9 department, provide the department a copy of the  
10 manufacturer's current recommended operating instructions in  
11 the possession of the owner, the owner's operating fact sheet,  
12 and any written bulletins in the possession of the owner  
13 concerning the safety, operation, or maintenance of the  
14 amusement ride.

15 (7) DEPARTMENT INSPECTIONS.--

16 (a) In order to obtain an annual permit, an amusement  
17 ride must be inspected by the department in accordance with  
18 subsection (11) and receive an inspection certificate. In  
19 addition, each permanent amusement ride must be inspected  
20 semi-annually by the department in accordance with subsection  
21 (11) and receive an inspection certificate, and each temporary  
22 amusement ride must be inspected by the department in  
23 accordance with subsection (11), and must receive an  
24 inspection certificate each time the ride is set up or moved  
25 to a new location in this state unless the temporary amusement  
26 ride is:

27 1. Used at a private event; or

28 ~~2. Used at a public event when there are no more than~~  
29 ~~three amusement rides at the event, and the capacity of each~~  
30 ~~amusement ride at the event does not exceed eight persons;~~

31

1           ~~2.3.~~ A simulator, the capacity of which does not  
2 exceed 16 persons, ~~or~~

3           ~~4. A kiddie train used at a public event if there are~~  
4 ~~no more than three amusement rides at the event.~~

5           Section 17. Subsection (6) is added to section 823.14,  
6 Florida Statutes, to read:

7           823.14 Florida Right to Farm Act.--

8           (6) LIMITATION OF LOCAL GOVERNMENT REGULATIONS.--A  
9 local government may not adopt laws, ordinances, regulations,  
10 rules, or policies to prohibit, restrict, regulate, or  
11 otherwise limit the continuing agricultural use of any land  
12 currently engaged in bona fide production of a farm product as  
13 produced by those agricultural industries included in s.  
14 570.02(1).

15           Section 18. Repealing ss. 205.1951, 585.70, 585.71,  
16 585.715, 585.72, 585.73, 585.74, 585.75, 585.76, 585.77,  
17 585.78, 585.79, 585.80, 585.81, 585.82, 585.83, 585.84,  
18 585.85, 585.86, 585.87, 585.88, 585.90, 585.902, 585.903,  
19 585.904, 585.91, 585.93, and 585.96, Florida Statutes.

20           Section 19. This act shall take effect July 1, 2000.  
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HOUSE SUMMARY

Clarifies provisions relating to conveyance of state lands to the Department of Agriculture and Consumer Services. Removes references to specific fire tower sites and work centers from provisions relating to the department's Relocation and Construction Trust Fund. Revises department authority to adopt rules relating to pesticides used for preconstruction treatments. Removes certain requirements relating to the fees for bottled water plants, packaged ice plants, and water vending machines. Authorizes the department to provide by rule for voluntary registration of private weighing and measuring device service agencies and personnel. Authorizes the department to deposit certain moneys in the employees' benefit fund. Authorizes the department, under emergency conditions, to purchase supplemental food and drink items and set certain temporary meal expenditure limits. Revises the definition of "agriculturally depressed area" under the Agricultural Economic Development Act. Revises membership of the Agricultural Economic Development Project Review Committee. Establishes a program to provide disaster loans for crop losses, under the Agricultural Economic Development Program. Revises appointment of members of the Florida Agriculture Center and Horse Park Authority. Authorizes state purchase of beef or pork inspected by another state's federally approved inspection program. Removes authority of the Division of Forestry to issue warning citations relating to certain authorized fires. Revises the definition of "wild land," relating to forest protection. Revises timing requirements for inspection and permitting of amusement rides. Removes exemptions from inspection requirements for certain temporary rides at public events. Under the Florida Right to Farm Act, limits local government regulation of certain continuing agricultural uses of land. Repeals the state meat inspection program.