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

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

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11           Section 1. (1) Any person, except an employee or agent of  
12 the Department of Agriculture and Consumer Services acting  
13 pursuant to s. 570.15, Florida Statutes; a law enforcement  
14 officer conducting a lawful inspection or investigation; the  
15 Department of Business and Professional Regulation, pursuant to  
16 chapter 450, Florida Statutes; engineers and their agents and  
17 employees acting pursuant to s. 471.027, Florida Statutes;  
18 surveyors and mappers, acting pursuant to s. 472.029, Florida  
19 Statutes; or persons acting on behalf of insurers for  
20 inspection, underwriting, or claims purposes, who enter onto a  
21 farm or other property where legal agriculture operations are  
22 being conducted and produces audio or video records without the  
23 written consent of the owner or an authorized representative of  
24 the owner, commits a misdemeanor of the first degree, punishable  
25 as provided in s. 775.082 or s. 775.083, Florida Statutes.

26           (2) As used in this section, the term:

27           (a) "Audio or video records" means any audio or video  
28 recording, regardless of the recording medium or format,  
29 including, but not limited to, photographs, audio or videotapes,

20111246e1

30 cd's, dvd's, or streaming media, whether stored on film stock,  
31 hard disks, solid state storage, or any electrical, magnetic, or  
32 optical or other form of data storage.

33 (b) "Farm" means any tract of land cultivated for the  
34 purpose of raising crops or farming livestock, as defined in s.  
35 585.01, or poultry, as defined in s. 583.01.

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