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LEGISLATIVE ACTION

Senate

.

House

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Floor: 3/AD/2R

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03/05/2012 10:45 AM

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Senator Hays moved the following:

**Senate Amendment (with title amendment)**

Between lines 35 and 36

insert:

Section 2. Paragraph (c) of subsection (16) of section 570.07, Florida Statutes, is amended to read:

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

(16) To enforce the state laws and rules relating to:

(c) Registration, labeling, inspection, sale, use, composition, formulation, wholesale and retail distribution, and analysis of commercial stock feeds and registration, labeling,



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14 inspection, and analysis of commercial fertilizers;

15  
16 In order to ensure uniform health and safety standards, the  
17 adoption of standards and fines in the subject areas of  
18 paragraphs (a)-(n) is expressly preempted to the state and the  
19 department. Any local government enforcing the subject areas of  
20 paragraphs (a)-(n) must use the standards and fines set forth in  
21 the pertinent statutes or any rules adopted by the department  
22 pursuant to those statutes.

23 Section 3. Paragraph (g) is added to subsection (2) of  
24 section 580.036, Florida Statutes, to read:

25 580.036 Powers and duties.—

26 (2) The department is authorized to adopt rules pursuant to  
27 ss. 120.536(1) and 120.54 to enforce the provisions of this  
28 chapter. These rules shall be consistent with the rules and  
29 standards of the United States Food and Drug Administration and  
30 the United States Department of Agriculture, when applicable,  
31 and shall include:

32 (g) Establishing standards for the sale, use, and  
33 distribution of commercial feed or feedstuff to ensure usage  
34 that is consistent with animal safety and wellbeing and, to the  
35 extent that meat, poultry, and other animal products for human  
36 consumption may be affected by commercial feed or feedstuff, to  
37 ensure that these products are safe for human consumption. Such  
38 standards, if adopted, must be developed in consultation with  
39 the Commercial Feed Technical Council created under s. 580.151.

40  
41 ===== T I T L E A M E N D M E N T =====

42 And the title is amended as follows:



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43           Between lines 4 and 5  
44 insert:  
45           570.07, F.S.; revising the powers and duties of the  
46           Department of Agricultural and Consumer Services to  
47           enforce laws and rules relating to the use of  
48           commercial stock feeds; amending s. 580.036, F.S.;  
49           authorizing the department to adopt rules establishing  
50           certain standards for regulating commercial feed or  
51           feedstuff; requiring the department to consult with  
52           the Commercial Feed Technical Council in the  
53           development of such rules; amending s.