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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/11/2020	.	
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The Committee on Agriculture (Albritton) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (c) of subsection (6) of section
193.461, Florida Statutes, is amended to read:

193.461 Agricultural lands; classification and assessment;
mandated eradication or quarantine program; natural disasters.—

(6) (c) 1. For purposes of the income methodology approach to
assessment of property used for agricultural purposes,



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11 irrigation systems, including pumps and motors, physically
12 attached to the land shall be considered a part of the average
13 yields per acre and shall have no separately assessable
14 contributory value.

15 2. Litter containment structures located on producing
16 poultry farms and animal waste nutrient containment structures
17 located on producing dairy farms shall be assessed by the
18 methodology described in subparagraph 1.

19 3. Structures or improvements used in horticultural
20 production for frost or freeze protection, which are consistent
21 with the interim measures or best management practices adopted
22 by the Department of Agriculture and Consumer Services pursuant
23 to s. 570.93 or s. 403.067(7)(c), shall be assessed by the
24 methodology described in subparagraph 1.

25 4. Screened enclosed structures used in horticultural
26 production for protection from pests and diseases or to comply
27 with state or federal eradication or compliance agreements shall
28 be assessed by the methodology described in subparagraph 1.

29 5. Any building or structure located on land that is
30 classified as agricultural and which is used in and in
31 furtherance of the agricultural purpose of the land, including,
32 but not limited to, buildings or structures used for production,
33 packaging, processing, or storage, shall be assessed by the
34 methodology described in subparagraph 1.

35 Section 2. Subsection (4) of section 316.520, Florida
36 Statutes, is amended to read:

37 316.520 Loads on vehicles.—

38 (4) The provision of subsection (2) requiring covering and
39 securing the load with a close-fitting tarpaulin or other



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40 appropriate cover does not apply to vehicles carrying
41 agricultural products locally from a harvest site or to or from
42 a farm on roads where the posted speed limit is 65 miles per
43 hour or less ~~and the distance driven on public roads is less~~
44 ~~than 20 miles.~~

45 Section 3. Subsection (4) of section 570.441, Florida
46 Statutes, is amended to read

47 570.441 Pest Control Trust Fund.—

48 (4) In addition to the uses authorized under subsection
49 (2), moneys collected or received by the department under
50 chapter 482 may be used to carry out the provisions of s.
51 570.44. This subsection expires June 30, 2024 ~~2020~~.

52 Section 4. Subsection (1) of section 590.02, Florida
53 Statutes, is amended to read

54 590.02 Florida Forest Service; powers, authority, and
55 duties; liability; building structures; Withlacoochee Training
56 Center.—

57 (1) The Florida Forest Service has the following powers,
58 authority, and duties to:

59 (a) Enforce the provisions of this chapter;

60 (b) Prevent, detect, and suppress wildfires wherever they
61 may occur on public or private land in this state and do all
62 things necessary in the exercise of such powers, authority, and
63 duties;

64 (c) Provide firefighting crews, who shall be under the
65 control and direction of the Florida Forest Service and its
66 designated agents;

67 (d) Appoint center managers, forest area supervisors,
68 forestry program administrators, a forest protection bureau



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69 chief, a forest protection assistant bureau chief, a field
70 operations bureau chief, deputy chiefs of field operations,
71 district managers, forest operations administrators, senior
72 forest rangers, investigators, forest rangers, firefighter
73 rotorcraft pilots, and other employees who may, at the Florida
74 Forest Service's discretion, be certified as forestry
75 firefighters pursuant to s. 633.408(8). Other law
76 notwithstanding, center managers, district managers, forest
77 protection assistant bureau chief, and deputy chiefs of field
78 operations have Selected Exempt Service status in the state
79 personnel designation;

80 (e) Develop a training curriculum for wildland forestry
81 firefighters which must contain a minimum of 40 hours of
82 structural firefighter training, a minimum of 40 hours of
83 emergency medical training, ~~the basic volunteer structural fire~~
84 ~~training course approved by the Florida State Fire College of~~
85 ~~the Division of State Fire Marshal~~ and a minimum of 376 ~~250~~
86 hours of wildfire training;

87 (f) Pay the cost of the initial commercial driver license
88 examination fee for those employees whose position requires them
89 to operate equipment requiring a license. This paragraph is
90 intended to be an authorization to the department to pay such
91 costs, not an obligation;

92 (g) Provide fire management services and emergency response
93 assistance and set and charge reasonable fees for performance of
94 those services. Moneys collected from such fees shall be
95 deposited into the Incidental Trust Fund of the Florida Forest
96 Service;

97 (h) Require all state, regional, and local government



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98 agencies operating aircraft in the vicinity of an ongoing
99 wildfire to operate in compliance with the applicable state
100 Wildfire Aviation Plan;

101 (i) Authorize broadcast burning, prescribed burning, pile
102 burning, and land clearing debris burning to carry out the
103 duties of this chapter and the rules adopted thereunder; and

104 (j) Make rules to accomplish the purposes of this chapter.

105 Section 5. Subsection (8) of section 633.408, Florida
106 Statutes, is amended to read:

107 633.408 Firefighter and volunteer firefighter training and
108 certification.—

109 (8) (a) Pursuant to s. 590.02(1)(e), the division shall
110 establish a structural fire training program of not less than 40
111 ~~206~~ hours. The division shall issue to a person satisfactorily
112 complying with this training program and who has successfully
113 passed an examination as prescribed by the division and who has
114 met the requirements of s. 590.02(1)(e), a Wildland Firefighter
115 ~~Forestry~~ Certificate of Compliance.

116 (b) An individual who holds a current and valid Wildland
117 Firefighter ~~Forestry~~ Certificate of Compliance is entitled to
118 the same rights, privileges, and benefits provided for by law as
119 a firefighter.

120 Section 6. Renewable natural gas study.—

121 (1) The Department of Environmental Protection, in
122 coordination with the Department of Agriculture and Consumer
123 Services, the Florida chapter of the National Waste and
124 Recycling Association, and the Florida Natural Gas Association,
125 shall develop a study to estimate the potential benefits of
126 renewable natural gas in this state. The study must consider all



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127 of the following:

128 (a) The use of renewable natural gas resources to generate
129 energy and fuel and the benefits for local communities, the
130 economy, and the environment.

131 (b) The ability of renewable natural gas to create new
132 revenue streams for local governments, agricultural producers,
133 and other producers of waste.

134 (c) The potential for renewable natural gas to contribute
135 to energy security by providing the gas grid enhanced diversity
136 of supply.

137 (2) The Department of Environmental Protection shall submit
138 a report of the results of the study to the Governor, the
139 President of the Senate, and the Speaker of the House of
140 Representatives upon completion of such study.

141 Section 7. This act shall take effect July 1, 2020.

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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 Department of Agriculture and
149 Consumer Services; amending s. 193.461, F.S.;
150 specifying a methodology for the assessment of certain
151 buildings and structures located on agricultural
152 lands; amending s. 316.520, F.S.; revising application
153 of agricultural load securing requirements; amending
154 s. 570.441, F.S.; extending the scheduled expiration
155 for the Department of Agriculture and Consumer



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156 Services' use of funds from the Pest Control Trust
157 Fund for certain duties of the department; amending s.
158 590.02, F.S.; directing the Florida Forest Service to
159 develop a training curriculum for wildland
160 firefighters; providing requirements for such
161 training; amending s. 633.408, F.S.; providing
162 wildland firefighter training and certification for
163 certain firefighters and volunteer firefighters;
164 providing legislative findings; requiring the
165 Department of Environmental Protection, in
166 coordination with the Department of Agriculture and
167 Consumer Services and other entities, to develop a
168 study to estimate the benefits of renewable natural
169 gas in this state; requiring a report to the Governor
170 and the Legislature; providing an effective date.