

1 A bill to be entitled
2 An act relating to the Department of Agriculture and
3 Consumer Services; amending s. 316.520, F.S.; revising
4 application of agricultural load securing
5 requirements; amending s. 527.01, F.S.; defining the
6 term "recreational vehicle"; amending s. 527.0201,
7 F.S.; requiring the Department of Agriculture and
8 Consumer Services to adopt rules specifying
9 requirements for agents to administer certain
10 competency examinations and establishing a competency
11 examination for a license to engage in activities
12 solely related to the service and repair of
13 recreational vehicles; authorizing certain qualifiers
14 and master qualifiers to engage in activities solely
15 related to the service and repair of recreational
16 vehicles; requiring verifiable LP gas experience or
17 professional certification by an LP gas manufacturer
18 in order to apply for certification as a master
19 qualifier; amending s. 570.441, F.S.; extending the
20 scheduled expiration for the Department of Agriculture
21 and Consumer Services' use of funds from the Pest
22 Control Trust Fund for certain duties of the
23 department; amending s. 590.02, F.S.; directing the
24 Florida Forest Service to develop a training
25 curriculum for wildland firefighters; providing

26 requirements for such training; amending s. 597.003,
 27 F.S.; authorizing the Department of Agriculture and
 28 Consumer Services to revoke an aquaculture certificate
 29 of registration under certain conditions; amending s.
 30 633.408, F.S.; providing wildland firefighter training
 31 and certification for certain firefighters and
 32 volunteer firefighters; providing an effective date.
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34 Be It Enacted by the Legislature of the State of Florida:
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36 Section 1. Subsection (4) of section 316.520, Florida
 37 Statutes, is amended to read:

38 316.520 Loads on vehicles.—

39 (4) The provision of subsection (2) requiring covering and
 40 securing the load with a close-fitting tarpaulin or other
 41 appropriate cover does not apply to vehicles carrying
 42 agricultural products locally from a harvest site or to or from
 43 a farm on roads where the posted speed limit is 65 miles per
 44 hour or less ~~and the distance driven on public roads is less~~
 45 ~~than 20 miles.~~

46 Section 2. Subsection (18) is added to section 527.01,
 47 Florida Statutes, to read:

48 527.01 Definitions.—As used in this chapter:

49 (18) "Recreational vehicle" means a motor vehicle that is
 50 designed to provide temporary living quarters for recreational,

51 camping, or travel use and that has its own propulsion or is
52 mounted on or towed by another motor vehicle.

53 Section 3. Subsection (1) and paragraph (a) of subsection
54 (5) of section 527.0201, Florida Statutes, are amended to read:

55 527.0201 Qualifiers; master qualifiers; examinations.—

56 (1) In addition to the requirements of s. 527.02, a ~~any~~
57 person applying for a license to engage in category I, category
58 II, or category V activities must prove competency by passing a
59 written examination administered by the department or its agent
60 with a grade of 70 percent or above in each area tested. Each
61 applicant for examination shall submit a \$20 nonrefundable fee.

62 (a) The department shall by rule specify the general areas
63 of competency to be covered by each examination and the relative
64 weight to be assigned in grading each area tested.

65 (b) The department shall by rule specify the requirements
66 for agents qualified to administer the written competency
67 examinations required by this part.

68 (c)1. The department shall by rule establish a separate
69 written competency examination for a person applying for a
70 license to engage in category I activities solely related to the
71 service and repair of recreational vehicles. The category I
72 recreational vehicle dealer/installer examination must include
73 and ensure competency in the following activities as they relate
74 to recreational vehicles:

75 a. Operating a liquefied petroleum gas dispensing unit to

76 serve liquid product to a consumer for industrial, commercial,
 77 or domestic use;

78 b. Selling or offering to sell, or leasing or offering to
 79 lease, apparatus, appliances, and equipment for the use of
 80 liquefied petroleum gas; and

81 c. Installing, servicing, or repairing recreational
 82 vehicle liquefied petroleum gas appliances and equipment.

83 2. A qualifier or master qualifier who has passed the
 84 category I recreational vehicle dealer/installer examination may
 85 engage in category I activities solely related to the service
 86 and repair of recreational vehicles.

87 (5) In addition to all other licensing requirements, each
 88 category I and category V licensee must, at the time of
 89 application for licensure, identify to the department one master
 90 qualifier who is a full-time employee at the licensed location.
 91 This person shall be a manager, owner, or otherwise primarily
 92 responsible for overseeing the operations of the licensed
 93 location and must provide documentation to the department as
 94 provided by rule. The master qualifier requirement shall be in
 95 addition to the requirements of subsection (1).

96 (a) In order to apply for certification as a master
 97 qualifier, each applicant must have ~~been a registered qualifier~~
 98 ~~for~~ a minimum of 3 years of verifiable LP gas experience or hold
 99 a professional certification by an LP gas manufacturer as
 100 adopted by department rule immediately preceding submission of

101 the application, must be employed by a licensed category I or
 102 category V licensee, ~~or an~~ applicant for such license, and must
 103 pass a master qualifier competency examination administered by
 104 the department or its agent. Master qualifier examinations shall
 105 be based on Florida's laws, rules, and adopted codes governing
 106 liquefied petroleum gas safety, general industry safety
 107 standards, and administrative procedures. The applicant must
 108 successfully pass the examination with a grade of 70 percent or
 109 above. Each applicant for master qualifier registration must
 110 submit to the department a nonrefundable \$30 examination fee
 111 before the examination.

112 Section 4. Subsection (4) of section 570.441, Florida
 113 Statutes, is amended to read

114 570.441 Pest Control Trust Fund.—

115 (4) In addition to the uses authorized under subsection
 116 (2), moneys collected or received by the department under
 117 chapter 482 may be used to carry out the provisions of s.
 118 570.44. This subsection expires June 30, 2024 ~~2020~~.

119 Section 5. Paragraph (e) of subsection (1) of section
 120 590.02, Florida Statutes, is amended to read:

121 590.02 Florida Forest Service; powers, authority, and
 122 duties; liability; building structures; Withlacoochee Training
 123 Center.—

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

126 (e) Develop a training curriculum for wildland forestry
 127 firefighters which must contain a minimum of 40 hours of
 128 structural firefighter training, a minimum of 40 hours of
 129 emergency medical training, the basic volunteer structural fire
 130 training course approved by the Florida State Fire College of
 131 the Division of State Fire Marshal and a minimum of 376 ~~250~~
 132 hours of wildfire training;

133 Section 6. Paragraph (a) of subsection (1) of section
 134 597.003, Florida Statutes, is amended to read:

135 597.003 Powers and duties of Department of Agriculture and
 136 Consumer Services.—

137 (1) The department is hereby designated as the lead agency
 138 in encouraging the development of aquaculture in the state and
 139 shall have and exercise the following functions, powers, and
 140 duties with regard to aquaculture:

141 (a) Issue or deny aquaculture certificates that identify
 142 aquaculture producers and aquaculture products, and collect all
 143 related fees. The department may revoke an aquaculture
 144 certificate of registration issued pursuant to s. 597.004 upon a
 145 finding that aquaculture is not the primary purpose of the
 146 certified entity's operation.

147 Section 7. Subsection (8) of section 633.408, Florida
 148 Statutes, is amended to read:

149 633.408 Firefighter and volunteer firefighter training and
 150 certification.—

151 (8) (a) Pursuant to s. 590.02(1) (e), the division shall
152 establish a structural fire training program of not less than 40
153 ~~206~~ hours. The division shall issue to a person satisfactorily
154 complying with this training program and who has successfully
155 passed an examination as prescribed by the division and who has
156 met the requirements of s. 590.02(1) (e), a Wildland Firefighter
157 ~~Forestry~~ Certificate of Compliance.

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

162 Section 8. This act shall take effect July 1, 2020.