



665976

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/10/2022	.	
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The Committee on Agriculture (Rodriguez) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 193.4611, Florida Statutes, is created
to read:

193.4611 Agricultural lands; aquaculture assessment.-

(1) For purposes of this section, the terms "aquaculture"
and "aquaculture products" have the same meanings as in s.
597.0015.



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11 (2) (a) When proper application for agricultural assessment
12 has been made and granted pursuant to s. 193.461, and the
13 property owner requests assessment pursuant to this section, the
14 assessment of land used in the production of aquaculture
15 products shall be based solely on its agricultural use,
16 consistent with the use factors specified in s. 193.461(6) (a),
17 and assessed pursuant to paragraph (b).

18 (b) Notwithstanding any provision relating to annual
19 assessment found in s. 192.042, the property appraiser shall
20 rely on 5-year moving average data when using the income
21 methodology approach in an assessment of property pursuant to
22 this section.

23 (c) For purposes of the income methodology approach to the
24 assessment of land used in the production of aquaculture
25 products, structures and equipment located on the property used
26 for producing aquaculture products are considered a part of the
27 average yield per acre and have no separately assessable
28 contributory value.

29 (d) Once a request for assessment under this section is
30 granted, the property must be assessed as provided in this
31 section for 10 years unless the ownership or use of the property
32 changes. The property appraiser may not require annual
33 application. The property appraiser may require the property
34 owner to annually submit audited financial statements.

35 (e) When proper application for agricultural assessment has
36 not been made, the land shall be assessed as provided in s.
37 193.011.

38 Section 2. Section 193.4611, Florida Statutes, as created
39 by this act, applies to assessments made on or after January 1,



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40 2023.

41 Section 3. Paragraph (a) of subsection (1) of section
42 597.003, Florida Statutes, is amended to read:

43 597.003 Powers and duties of Department of Agriculture and
44 Consumer Services.—

45 (1) The department is hereby designated as the lead agency
46 in encouraging the development of aquaculture in the state and
47 shall have and exercise the following functions, powers, and
48 duties with regard to aquaculture:

49 (a) Issue or deny aquaculture certificates that identify
50 aquaculture producers and aquaculture products, and collect all
51 related fees. The department may revoke an aquaculture
52 certificate of registration issued pursuant to s. 597.004 upon a
53 finding that aquaculture is not the primary purpose of the
54 certified facility's ~~entity's~~ operation.

55 Section 4. This act shall take effect January 1, 2023.

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57 ===== T I T L E A M E N D M E N T =====

58 And the title is amended as follows:

59 Delete everything before the enacting clause
60 and insert:

61 A bill to be entitled
62 An act relating to aquaculture; creating s. 193.4611,
63 F.S.; defining the terms "aquaculture" and
64 "aquaculture products"; providing for the assessment
65 of land used in the production of aquaculture based
66 solely on its use; requiring a property appraiser to
67 use a specified assessment methodology; providing
68 construction; requiring property to be assessed for a



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69 certain period of time using a certain assessment
70 methodology; authorizing the property appraiser to
71 require property owners to annually submit audited
72 financial statements; requiring land to be assessed
73 using a specified methodology under certain
74 circumstances; providing applicability; amending s.
75 597.003, F.S.; revising the authority of the
76 Department of Agriculture and Consumer Services to
77 revoke aquaculture certificates of registration to
78 apply to facilities, rather than entities; providing
79 an effective date.