

HB717

2022

1 A bill to be entitled
 2 An act relating to agritourism; amending s. 570.85,
 3 F.S.; revising legislative intent regarding the
 4 promotion of agritourism; amending s. 570.87, F.S.;
 5 prohibiting the denial or revocation of a property's
 6 agricultural classification under certain
 7 circumstances; requiring certain farm buildings,
 8 structures, facilities, or other improvements to be
 9 assessed according to specified provisions; providing
 10 an effective date.

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

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 14 Section 1. Subsection (1) of section 570.85, Florida
 15 Statutes, is amended to read:

16 570.85 Agritourism.—

17 (1) It is the intent of the Legislature to promote
 18 agritourism as a way to support bona fide agricultural
 19 production by providing a ~~secondary~~ stream of revenue and by
 20 educating the general public about the agricultural industry. It
 21 is also the intent of the Legislature to eliminate duplication
 22 of regulatory authority over agritourism as expressed in this
 23 section. Except as otherwise provided for in this section, and
 24 notwithstanding any other ~~provision of~~ law, a local government
 25 may not adopt or enforce a local ordinance, regulation, rule, or

26 | policy that prohibits, restricts, regulates, or otherwise limits
 27 | an agritourism activity on land classified as agricultural land
 28 | under s. 193.461. This subsection does not limit the powers and
 29 | duties of a local government to address substantial offsite
 30 | impacts of agritourism activities or an emergency as provided in
 31 | chapter 252.

32 | Section 2. Subsection (1) of section 570.87, Florida
 33 | Statutes, is amended to read:

34 | 570.87 Agritourism participation impact on land
 35 | classification.—

36 | (1) In order to promote and perpetuate agriculture
 37 | throughout this ~~the~~ state, farm operations are encouraged to
 38 | engage in agritourism. An agricultural classification pursuant
 39 | to s. 193.461 may not be denied or revoked solely due to the
 40 | conduct of agritourism activity on a bona fide farm or the
 41 | construction, alteration, or maintenance of a nonresidential
 42 | farm building, structure, or facility on a bona fide farm which
 43 | is used to conduct agritourism activities. So long as the
 44 | building, structure, or facility is an integral part of the
 45 | agricultural operation, the land it occupies shall be considered
 46 | agricultural in nature. However, such buildings, structures, and
 47 | facilities, and other improvements on the land, must be assessed
 48 | under s. 193.011 at their just value and added to the
 49 | agriculturally assessed value of the land ~~on agricultural lands~~
 50 | ~~classified as such pursuant to s. 193.461 does not limit,~~

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51 ~~restrict, or divest the land of that classification as long as~~
52 ~~such lands classified as agricultural remain used primarily for~~
53 ~~bona fide agricultural purposes.~~

54 Section 3. This act shall take effect July 1, 2022.