

1                   A bill to be entitled  
 2           An act relating to farm products; amending s.  
 3           163.3162, F.S.; revising the definition of the term  
 4           "farm product"; providing that the collection,  
 5           storage, processing, and distribution of a farm  
 6           product is an activity of a bona fide farm operation  
 7           which a governmental entity may not prohibit,  
 8           restrict, regulate, or otherwise limit; reenacting s.  
 9           163.3177(7)(b), F.S., relating to the definition of  
 10          the term "rural agricultural industrial center," to  
 11          incorporate the amendment made to s. 163.3162, F.S.,  
 12          in a reference thereto; providing an effective date.

13  
 14   Be It Enacted by the Legislature of the State of Florida:

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 16           **Section 1. Paragraph (c) of subsection (2) and paragraph**  
 17           **(a) of subsection (3) of section 163.3162, Florida Statutes, are**  
 18           **amended to read:**

19           163.3162 Agricultural lands and practices.—  
 20           (2) DEFINITIONS.—As used in this section, the term:  
 21           (c) "Farm product" means plants and plant products ~~any~~  
 22           ~~plant,~~ as defined in s. 581.011, regardless of whether such  
 23           plants and plant products are edible or nonedible, or any animal  
 24           useful to humans and includes, but is not limited to, any  
 25           product derived therefrom.

26 (3) DUPLICATION OF REGULATION.—Except as otherwise  
27 provided in this section and s. 487.051(2), and notwithstanding  
28 any other law, including any provision of chapter 125 or this  
29 chapter:

30 (a) A governmental entity may not exercise any of its  
31 powers to adopt or enforce any ordinance, resolution,  
32 regulation, rule, or policy to prohibit, restrict, regulate, or  
33 otherwise limit an activity of a bona fide farm operation,  
34 including, but not limited to, the collection, storage,  
35 processing, and distribution of a farm product, on land  
36 classified as agricultural land pursuant to s. 193.461, if such  
37 activity is regulated through implemented best management  
38 practices, interim measures, or regulations adopted as rules  
39 under chapter 120 by the Department of Environmental Protection,  
40 the Department of Agriculture and Consumer Services, or a water  
41 management district as part of a statewide or regional program;  
42 or if such activity is expressly regulated by the United States  
43 Department of Agriculture, the United States Army Corps of  
44 Engineers, or the United States Environmental Protection Agency.

45 **Section 2.** For the purpose of incorporating the amendment  
46 made by this act to section 163.3162, Florida Statutes, in a  
47 reference thereto, paragraph (b) of subsection (7) of section  
48 163.3177, Florida Statutes, is reenacted to read:

49 163.3177 Required and optional elements of comprehensive  
50 plan; studies and surveys.—

51 (7)

52 (b) As used in this subsection, the term "rural  
53 agricultural industrial center" means a developed parcel of land  
54 in an unincorporated area on which there exists an operating  
55 agricultural industrial facility or facilities that employ at  
56 least 200 full-time employees in the aggregate and process and  
57 prepare for transport a farm product, as defined in s. 163.3162,  
58 or any biomass material that could be used, directly or  
59 indirectly, for the production of fuel, renewable energy,  
60 bioenergy, or alternative fuel as defined by law. The center may  
61 also include land contiguous to the facility site which is not  
62 used for the cultivation of crops, but on which other existing  
63 activities essential to the operation of such facility or  
64 facilities are located or conducted. The parcel of land must be  
65 located within, or within 10 miles of, a rural area of  
66 opportunity.

67 **Section 3.** This act shall take effect July 1, 2025.