

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

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1 Committee/Subcommittee hearing bill: Housing, Agriculture &  
 2 Tourism Subcommittee

3 Representative Tuck offered the following:

4  
 5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 **Section 1. Paragraph (m) of subsection (2) of section**  
 8 **110.205, Florida Statutes, is amended to read:**

9 110.205 Career service; exemptions.—

10 (2) EXEMPT POSITIONS.—The exempt positions that are not  
 11 covered by this part include the following:

12 (m) All assistant division director, deputy division  
 13 director, and bureau chief positions in any department, and  
 14 those positions determined by the department to have managerial  
 15 responsibilities comparable to such positions, which include,  
 16 but are not limited to:

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17           1. Positions in The Department of Health and the  
18 Department of Children and Families which are assigned primary  
19 duties of serving as the superintendent or assistant  
20 superintendent of an institution.

21           2. Positions in The Department of Corrections which are  
22 assigned primary duties of serving as the warden, assistant  
23 warden, colonel, or major of an institution or that are assigned  
24 primary duties of serving as the circuit administrator or deputy  
25 circuit administrator.

26           3. Positions in The Department of Transportation which are  
27 assigned primary duties of serving as regional toll managers and  
28 managers of offices, as specified in s. 20.23(3)(b) and (4)(c).

29           4. Positions in The Department of Environmental Protection  
30 which are assigned the duty of an Environmental Administrator or  
31 program administrator.

32           5. Positions in The Department of Health which are  
33 assigned the duties of Environmental Administrator, Assistant  
34 County Health Department Director, and County Health Department  
35 Financial Administrator.

36           6. Positions in The Department of Highway Safety and Motor  
37 Vehicles which are assigned primary duties of serving as  
38 captains in the Florida Highway Patrol.

39           7. Positions in the Department of Agriculture and Consumer  
40 Services which are assigned primary duties of serving as  
41 captains or majors in the Office of Agricultural Law

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42 Enforcement.

43  
44 Unless otherwise fixed by law, the department shall set the  
45 salary and benefits of the positions listed in this paragraph in  
46 accordance with the rules established for the Selected Exempt  
47 Service.

48 **Section 2. Paragraphs (a) through (d) of subsection (2) of**  
49 **section 163.3162, Florida Statutes, are redesignated as**  
50 **paragraphs (b) through (e), respectively, new paragraphs (a),**  
51 **(f), and (g) are added to that subsection, and subsections (5),**  
52 **(6), and (7) are added to that section, to read:**

53 163.3162 Agricultural Lands and Practices.—

54 (2) DEFINITIONS.—As used in this section, the term:

55 (a) "Department" means the Department of Agriculture and  
56 Consumer Services.

57 (f) "Housing site" means the totality of development  
58 supporting authorized housing, including buildings; mobile  
59 homes; barracks; dormitories used as living quarters; parking  
60 areas; common areas such as athletic fields or playgrounds;  
61 storage structures; and other related structures.

62 (g) "Legally verified agricultural worker" means a person  
63 who:

64 1. Is lawfully present in the United States;

65 2. Meets the definition of eligible worker pursuant to 29

66 C.F.R. s. 502.10;

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67 3. Has been verified through the process provided in s.  
68 448.095(2) and is authorized to work at the time of employment;

69 4. Is seasonally or annually employed in a bona fide  
70 agricultural production;

71 5. Remains lawfully present and authorized to work  
72 throughout the duration of that employment; and

73 6. Is not an unauthorized alien as defined in s.  
74 448.095(1).

75 (5) HOUSING FOR LEGALLY VERIFIED AGRICULTURAL WORKERS.—

76 (a) A governmental entity may not adopt or enforce any  
77 legislation, regulation, or ordinance to inhibit the  
78 construction or installation of housing for legally verified  
79 agricultural workers on land classified as agricultural land  
80 pursuant to s. 193.461 which is operated as a bona fide farm  
81 except as provided in this subsection.

82 (b) Construction or installation of housing units for  
83 legally verified agricultural workers on parcels of land  
84 classified as agricultural land under s. 193.461 must satisfy  
85 all of the following criteria:

86 1. The dwelling units must meet federal, state, and local  
87 building standards, including standards of the Department of  
88 Health adopted pursuant to ss. 381.008-381.00897 and federal  
89 standards for H-2A visa housing. If written notice of intent is  
90 required to be submitted to the Department of Health pursuant to  
91 s. 381.0083, the appropriate governmental entity with

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92 jurisdiction over the agricultural lands may also require  
93 submittal of a copy of the written notice.

94 2. The housing site must be maintained in a neat, orderly,  
95 and safe manner.

96 3. All structures containing dwelling units must be  
97 located a minimum of 10 feet apart.

98 4. The square footage of the housing site's climate-  
99 controlled facilities may not exceed 1.5 percent of the  
100 property's area or 35,000 square feet, whichever is less.

101 5. A housing site must provide front, side, and rear yard  
102 setbacks of at least 50 feet. However, an internal project  
103 driveway may be located in the required yard space if the yard  
104 is adjacent to a public roadway or to property that is under  
105 common ownership with the housing site.

106 6. A housing site may not be located less than 100 feet  
107 from a property line adjacent to property zoned for residential  
108 use. If the housing site is located less than 250 feet from any  
109 property line, screening must be provided between the housing  
110 site and any residentially developed adjacent parcels that are  
111 under different ownership. The screening may be designed in any  
112 of the following ways:

113 a. Evergreen plants that, at the time of planting, are at  
114 least 6 feet in height and provide an overall screening opacity  
115 of 75 percent;

116 b. A masonry wall at least 6 feet in height and finished

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117 on all sides with brick, stone, or painted or pigmented stucco;

118 c. A solid wood or PVC fence at least 6 feet in height  
119 with the finished side of the fence facing out;

120 d. A row of evergreen shade trees that, at the time of  
121 planting, are at least 10 feet in height, a minimum of 2-inch  
122 caliper, and spaced no more than 20 feet apart; or

123 e. A berm made with a combination of the materials listed  
124 in sub-subparagraphs a.-d., which is at least 6 feet in height  
125 and provides an overall screening capacity of 75 percent at the  
126 time of installation.

127 7. All access drives that serve the housing site must be  
128 made of packed shell, gravel, or a similar material that will  
129 provide a relatively dust-free surface.

130 (c) Any local ordinance adopted pursuant to this  
131 subsection must comply with all state and federal regulations  
132 for migrant farmworker housing, as applicable, including rules  
133 adopted by the Department of Health pursuant to ss. 381.008-  
134 381.00897 and federal regulations under the Migrant and Seasonal  
135 Agricultural Worker Protection Act or the H-2A visa program. A  
136 governmental entity may adopt local government land use  
137 regulations that are less restrictive than this subsection, but  
138 which still meet regulations established by the Department of  
139 Health pursuant to ss. 381.008-381.00897 and federal regulations  
140 under the Migrant and Seasonal Agricultural Worker Protection  
141 Act or the H-2A visa program. An ordinance adopted pursuant to

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142 this paragraph may not conflict with the definition and  
143 requirements of a legally verified agricultural worker.

144 (d) Beginning July 1, 2025, a property owner must maintain  
145 records of all approved permits, including successor permits,  
146 for migrant labor camps or residential migrant housing as  
147 required under s. 381.0081. A property owner must maintain such  
148 records for at least 3 years and make the records available for  
149 inspection within 14 days after receipt of a request for records  
150 by a governmental entity.

151 (e) A housing site may not continue to be used and may be  
152 required to be removed under the following circumstances:

153 1. If, for any reason, a housing site is not being used  
154 for legally verified agricultural workers for longer than 365  
155 days, any structure used as living quarters must be removed from  
156 the housing site within 180 days after receipt of written  
157 notification from the county unless the property owner can  
158 demonstrate that use of the site for housing legally verified  
159 agricultural workers will occur within 90 days after the written  
160 notification.

161 2. If the property on which the housing site is located  
162 ceases to be classified as agricultural land pursuant to s.  
163 193.461.

164 3. If the permit authorized by the Department of Health  
165 for the housing site is revoked, all structures must be removed  
166 from the housing site within 180 days after receipt of written

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167 notification from the county unless the permit is reinstated by  
168 the Department of Health.

169 4. If a housing site is found to be occupied by any person  
170 who does not meet the definition of a legally verified  
171 agricultural worker, or is otherwise unlawfully present in the  
172 United States. A property owner who violates this subparagraph  
173 is subject to a Class I fine pursuant to s. 570.971, not to  
174 exceed \$1,000, for the first violation, and a Class II fine, not  
175 to exceed \$5,000, for any subsequent violations. The fines shall  
176 be collected by the clerk of the court of the county in which  
177 the violation occurred.

178 (f) Notwithstanding this subsection, the construction or  
179 installation of housing for legally verified agricultural  
180 workers in the Florida Keys Area of Critical State Concern and  
181 the City of Key West Area of Critical State Concern is subject  
182 to the permit allocation systems of the Florida Keys Area of  
183 Critical State Concern and City of Key West Area of Critical  
184 State Concern, respectively.

185 (g) A housing site that was constructed and in use before  
186 July 1, 2024, may continue to be used, and the property owner  
187 may not be required by a governmental entity to make changes to  
188 meet the requirements of this subsection, unless the housing  
189 site will be enlarged, remodeled, renovated, or rehabilitated.  
190 The property owner of a housing site authorized under this  
191 paragraph must provide regular maintenance and repair, including

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192 compliance with health and safety regulations and maintenance  
193 standards, for such housing site to ensure the health, safety,  
194 and habitability of the housing site.

195 (6) DATA COLLECTION.—The department shall adopt rules  
196 providing for:

197 (a) A method for government entities to submit reports of  
198 property owners who have a housing site for legally verified  
199 agriculture workers on lands classified as agricultural land  
200 pursuant to s. 193.461, as provided in this section.

201 (b) A method for persons to submit complaints for review  
202 and investigation by the department.

203  
204 Government entities shall provide this information quarterly to  
205 the department in a format and timeframe prescribed by rule.

206 (7) ENFORCEMENT.—

207 (a) In addition to the enforcement methods of employment  
208 verification outlined in s. 448.095, the department shall  
209 enforce the requirements of subsection (5). Enforcement includes  
210 completing routine inspections based on a random sample of data  
211 collected by government entities and submitted to the  
212 department, the investigation and review of complaints, and the  
213 enforcement of violations.

214 (b) The department shall submit the information collected  
215 to the State Board of Immigration Enforcement on a quarterly  
216 basis, except that the first quarter shall begin 60 days after

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217 the first quarterly data report under subsection (6) by a  
218 government entity is received and reviewed by the department.

219 **Section 3. Subsection (3) of section 201.25, Florida**  
220 **Statutes, is amended to read:**

221 201.25 Tax exemptions for certain loans.—There shall be  
222 exempt from all taxes imposed by this chapter:

223 (3) Any loan made by the Agriculture and Aquaculture  
224 Producers Emergency Natural Disaster Recovery Loan Program  
225 pursuant to s. 570.822.

226 **Section 4. Subsection (19) is added to section 253.0341,**  
227 **Florida Statutes, to read:**

228 253.0341 Surplus of state-owned lands.—

229 (19) Notwithstanding any other law or rule, the Department  
230 of Agriculture and Consumer Services may surplus lands acquired  
231 pursuant to s. 366.20 which are determined to be suitable for  
232 bona fide agricultural production, as defined in s. 193.461. The  
233 Department of Agriculture and Consumer Services shall consult  
234 with the Department of Environmental Protection in the process  
235 of making such determination. In the event that lands acquired  
236 pursuant to s. 366.20, which are determined to be suitable for  
237 bona fide agricultural production are surplus, the Department  
238 of Agriculture and Consumer Services must retain a rural-lands-  
239 protection easements pursuant to s. 570.71(3), and all proceeds  
240 must be deposited into the Incidental Trust Fund within the  
241 Department of Agriculture and Consumer Services for less than

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242 fee simple land acquisition pursuant to ss. 570.71 and 570.715.  
243 By January 1, 2026, and each January 1 thereafter, the  
244 Department of Agriculture and Consumer Services shall provide a  
245 report of lands surplused pursuant to this subsection to the  
246 board.

247 (a) Any lands designated as a state forest, state park, or  
248 wildlife management area are ineligible to be surplused pursuant  
249 to this subsection.

250 (b) This subsection is retroactive to January 1, 2009.

251 **Section 5. Paragraphs (a) through (d) and (e) of**  
252 **subsection (2) of section 330.41, Florida Statutes, are**  
253 **redesignated as paragraphs (b) through (e) and (j) of subsection**  
254 **(2) and subsection (8), respectively, subsection (6) is**  
255 **renumbered as subsection (8), paragraph (d) of subsection (4)**  
256 **and present subsection (6) are amended, new paragraphs (a), (f),**  
257 **(g), (h), and (i) are added to subsection (2), and new**  
258 **subsections (6) and (7) are added to that section, to read:**

259 330.41 Unmanned Aircraft Systems Act.—

260 (2) DEFINITIONS.—As used in this act, the term:

261 (a) "Commercial property" means real property other than  
262 residential property. The term includes, but is not limited to,  
263 a property zoned multifamily residential which is comprised of  
264 five or more dwelling units, and real property used for  
265 commercial, industrial, or agricultural purposes.

266 (f) "Private property" means any residential or commercial

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267 property.

268 (g) "Property owner" means the owner or owners of record  
269 of real property. The term includes real property held in trust  
270 for the benefit of one or more individuals, in which case the  
271 individual or individuals may be considered as the property  
272 owner or owners, provided that the trustee provides written  
273 consent. The term does not include persons renting, using,  
274 living, or otherwise occupying real property.

275 (h) "Residential property" means real property zoned as  
276 residential or multifamily residential and composed of four or  
277 fewer dwelling units.

278 (i) "Sport shooting and training range" has the same  
279 meaning as in s. 790.333(3)(h).

280 (4) PROTECTION OF CRITICAL INFRASTRUCTURE FACILITIES.—

281 (d) This subsection and paragraph (2)(b) ~~paragraph (2)(a)~~  
282 shall sunset 60 days after the date that a process pursuant to  
283 s. 2209 of the FAA Extension, Safety and Security Act of 2016  
284 becomes effective.

285 (6) PROTECTION OF AGRICULTURAL LANDS.—

286 (a) A person may not knowingly or willfully do any of the  
287 following on lands classified as agricultural lands pursuant to  
288 s. 193.461:

289 1. Operate a drone.

290 2. Allow a drone to make contact with any person or object  
291 on the premises of or within the boundaries of such lands.

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292 3. Allow a drone to come within a distance close enough to  
293 such lands to interfere with or cause a disturbance to  
294 agricultural production.

295 (b) A person who violates paragraph (a) commits a  
296 misdemeanor of the second degree, punishable as provided in s.  
297 775.082 or s. 775.083. A person who commits a second or  
298 subsequent violation commits a misdemeanor of the first degree,  
299 punishable as provided in s. 775.082 or s. 775.083.

300 (c) This subsection does not apply to actions identified  
301 in paragraph (a) which are committed by:

302 1. The owner of the agricultural lands;

303 2. A person acting under the prior written consent of the  
304 owner of the agricultural lands; or

305 3. A person or entity acting in compliance with the  
306 provisions of s. 934.50.

307 (7) PROTECTION OF PRIVATE PROPERTY AND STATE HUNTING  
308 LANDS.—

309 (a) A person may not knowingly or willfully allow a drone  
310 to make contact with private property, state wildlife management  
311 lands, or a sport shooting and training range or any person or  
312 object on the premises of or within such property with the  
313 intent to harass.

314 (b) A person who violates paragraph (a) commits a  
315 misdemeanor of the second degree, punishable as provided in s.  
316 775.082 or s. 775.083. A person who commits a second or

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317 subsequent violation commits a misdemeanor of the first degree,  
318 punishable as provided in s. 775.082 or s. 775.083.

319 (c) A person who violates paragraph (a) and records video  
320 of the private property, state wildlife management lands, or  
321 sport shooting and training range, including any person or  
322 object on the premises of or within the private property, state  
323 wildlife management lands, or sport shooting and training range,  
324 commits a misdemeanor of the first degree, punishable as  
325 provided in s. 775.082 or s. 775.083. A person who commits a  
326 second or subsequent violation commits a felony of the third  
327 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
328 775.084.

329 (d) This subsection does not apply to actions identified  
330 in paragraph (a) which are committed by:

331 1. The owner of the private property or sport shooting and  
332 training range;

333 2. A person acting under the prior written consent of the  
334 owner of the private property or sport shooting and training  
335 range; or

336 3. A person or entity acting in compliance with the  
337 provisions of s. 934.50.

338 **Section 6. Section 366.20, Florida Statutes, is created to**  
339 **read:**

340 366.20 Sale and management of lands owned by electric  
341 utilities.—

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342       (1) Lands acquired by an electric utility as defined in s.  
343 361.11(2) which have been classified as agricultural lands  
344 pursuant to s. 193.461 at any time in the 5 years preceding the  
345 acquisition of the land by the electric utility must be offered  
346 for fee simple acquisition by the Department of Agriculture and  
347 Consumer Services before offering for sale or transferring the  
348 land to a private individual or entity.

349       (2) Lands owned by an electric utility as defined in s.  
350 361.11(2) which were classified as agricultural lands pursuant  
351 to s. 193.461 at any time in the 5 years preceding the date of  
352 acquisition of the land by the electric utility must be offered  
353 for fee simple acquisition by the Department of Agriculture and  
354 Consumer Services before offering for sale or transferring the  
355 land to a private individual or entity.

356       (3) This section is retroactive to January 1, 2009.

357       **Section 7. Subsections (3) and (4) of section 366.94,**  
358 **Florida Statutes, are renumbered as subsections (4) and (5),**  
359 **respectively, a new subsection (3) is added to that section, and**  
360 **subsection (2) of that section is amended, to read:**

361       366.94 Electric vehicle charging.—

362       (2) (a) As used in this section, the term "electric vehicle  
363 charging station" means the area in the immediate vicinity of  
364 electric vehicle supply equipment and includes the electric  
365 vehicle supply equipment, supporting equipment, and associated  
366 parking spaces. The regulation of electric vehicle charging

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367 stations is preempted to the state.

368 (b) ~~(a)~~ A local governmental entity may not enact or  
369 enforce an ordinance or regulation related to electric vehicle  
370 charging stations.

371 (3) (a) ~~(b)~~ The Department of Agriculture and Consumer  
372 Services shall adopt rules to implement this subsection and to  
373 provide requirements for electric vehicle charging stations to  
374 allow for consistency for consumers and the industry.

375 (b) The department may adopt rules to protect the public  
376 health, safety, and welfare and establish standards for the  
377 placement, design, installation, maintenance, and operation of  
378 electric vehicle charging stations.

379 (c) Local governmental entities shall issue permits for  
380 electric vehicle charging stations based solely upon standards  
381 established by department rule and other applicable provisions  
382 of state law. The department shall prescribe by rule the time  
383 period for approving or denying permit applications.

384 (d) Before a charger at an electric vehicle charging  
385 station is placed into service for use by the public, the  
386 charger must be registered with the department on a form  
387 prescribed by department rule.

388 (e) The department shall have the authority to inspect  
389 electric vehicle charging stations, conduct investigations, and  
390 enforce this subsection and any rules adopted under this  
391 subsection. The department may impose one or more of the

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392 following penalties against a person who violates this  
393 subsection or any rule adopted under this subsection:

394 1. Issuance of a warning letter.

395 2. Imposition of an administrative fine in the Class II  
396 category pursuant to s. 570.971 for each violation.

397 (f) If the department determines that an electric vehicle  
398 charging station or any associated equipment presents a threat  
399 to the public health, safety, or welfare, the department may  
400 issue an immediate final order prohibiting the use of the  
401 electric vehicle charging station or any portion thereof.

402 (g) In addition to the remedies provided in this  
403 subsection, and notwithstanding the existence of any adequate  
404 remedy at law, the department may bring an action to enjoin a  
405 violation of this subsection or rules adopted under this  
406 subsection in the circuit court of the county in which the  
407 violation occurs or is about to occur. Upon demonstration of  
408 competent and substantial evidence by the department to the  
409 court of the violation or threatened violation, the court shall  
410 immediately issue the temporary or permanent injunction sought  
411 by the department. The injunction shall be issued without bond.

412 **Section 8. Subsections (10) and (11) of section 388.011,**  
413 **Florida Statutes, are renumbered as subsections (11) and (12),**  
414 **respectively, subsections (2) and (5) of that section are**  
415 **amended, and a new subsection (10) is added to that section, to**  
416 **read:**

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417 388.011 Definitions.—As used in this chapter:

418 (2) "Board of commissioners" means the governing body of  
419 any mosquito control program district, and may include boards of  
420 county commissioners, city councils, municipalities, or other  
421 similar governing bodies when context so indicates.

422 (5) "District" means any mosquito control special district  
423 established in this state by law for the express purpose of  
424 controlling arthropods within boundaries of such ~~said~~ districts.

425 (10) "Program" means any governmental jurisdiction that  
426 conducts mosquito control, whether it be a special district,  
427 county, or municipality.

428 **Section 9. Section 388.021, Florida Statutes, is amended**  
429 **to read:**

430 388.021 Creation of mosquito control special districts.—

431 (1) The abatement or suppression of arthropods, whether  
432 disease-bearing or merely pestiferous, within any or all  
433 counties of this state is advisable and necessary for the  
434 maintenance and betterment of the comfort, health, and welfare  
435 of the people thereof and is found and declared to be for public  
436 purposes. Areas where arthropods incubate, hatch, or occur in  
437 significant numbers so as to constitute a public health,  
438 welfare, or nuisance problem may be controlled or abated as  
439 provided in this chapter or the rules adopted under this chapter  
440 ~~promulgated hereunder~~. Therefore, any municipality ~~city~~, town,  
441 or county, or any portion or portions thereof, whether such

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442 portion or portions include incorporated territory or portions  
443 of two or more counties in the state, may be created into a  
444 special taxing district for the control of arthropods under ~~the~~  
445 ~~provisions of~~ this chapter.

446 (2) It is the legislative intent that ~~those~~ mosquito  
447 control districts established prior to July 1, 1980, pursuant to  
448 the petition process contained in former s. 388.031, may  
449 continue to operate as outlined in this chapter. However, on and  
450 after that date, no mosquito control districts may be created  
451 except pursuant to s. 125.01.

452 **Section 10. Section 388.181, Florida Statutes, is amended**  
453 **to read:**

454 388.181 Power to do all things necessary.—The respective  
455 programs ~~districts~~ of the state are ~~hereby~~ fully authorized to  
456 do and perform all things necessary to carry out the intent and  
457 purposes of this law.

458 **Section 11. Subsections (1), (2), (4), and (5) of section**  
459 **388.201, Florida Statutes, are amended to read:**

460 388.201 Program ~~District~~ budgets; hearing.—

461 (1) The fiscal year of programs ~~districts~~ operating under  
462 ~~the provisions of~~ this chapter shall be the 12-month period  
463 extending from October 1 of one year through September 30 of the  
464 following year. The governing board of the programs ~~district~~  
465 shall before July 15 of each year complete the preparation of a  
466 tentative detailed work plan budget covering its proposed

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467 operations and requirements for arthropod control measures  
468 during the ensuing fiscal year and, for the purpose of  
469 determining eligibility for state aid, shall submit copies as  
470 may be required to the department for review and approval. The  
471 tentative detailed work plan budget must ~~shall~~ set forth,  
472 classified by account number, title and program items, and by  
473 fund from which to be paid, the proposed expenditures of the  
474 program district for construction, for acquisition of land, and  
475 other purposes, for the operation and maintenance of the  
476 program's district's works, the conduct of the program district  
477 generally, to which may be added an amount to be held as a  
478 reserve.

479 (2) The tentative detailed work plan budget must ~~shall~~  
480 also show the estimated amount which will appear at the  
481 beginning of the fiscal year as obligated upon commitments made  
482 but uncompleted, ~~There shall be shown~~ the estimated unobligated  
483 or net balance which will be on hand at the beginning of the  
484 fiscal year, and the estimated amount to be raised by county,  
485 municipality, or district taxes and from any and all other  
486 sources for meeting the program's ~~the district's~~ requirements.

487 (4) The governing board shall:

488 (a) ~~Shall~~ Consider objections filed against adoption of  
489 the tentative detailed work plan budget and in its discretion  
490 may amend, modify, or change such budget; and

491 (b) ~~Shall~~ By September 30, adopt and execute on a form

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492 furnished by the department a certified budget for the programs  
493 ~~district~~ which shall be the operating and fiscal guide for the  
494 program district. Certified copies of this budget must ~~shall~~ be  
495 submitted by September 30 to the department for approval.

496 (5) County commissioners' mosquito and arthropod control  
497 budgets or the budgets of a similar governing body of a county,  
498 city, or town must ~~shall~~ be made and adopted as prescribed by  
499 subsections (1) and (2); summary figures must ~~shall~~ be  
500 incorporated into the county budgets as prescribed by the  
501 Department of Financial Services.

502 **Section 12. Section 388.241, Florida Statutes, is amended**  
503 **to read:**

504 388.241 Board of ~~county~~ commissioners vested with powers  
505 and duties of board of commissioners ~~in certain counties~~.—In  
506 those counties or cities where there has been no formation of a  
507 separate or special board of commissioners, all the rights,  
508 powers, and duties of a board of commissioners as conferred in  
509 this chapter shall be vested in the board of ~~county~~  
510 commissioners or similar governing body of such ~~said~~ county or  
511 city.

512 **Section 13. Subsections (1), (2), and (5) through (8) of**  
513 **section 388.261, Florida Statutes, are amended to read:**

514 388.261 State aid to counties, municipalities, and  
515 districts for arthropod control; distribution priorities and  
516 limitations.—

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517 (1) A county, municipality, or district may, without  
518 contributing matching funds, receive state funds, supplies,  
519 services, or equipment in an amount of no more than \$75,000  
520 ~~\$50,000~~ per year for up to 3 years for any new program for the  
521 control of mosquitoes and other arthropods which serves an area  
522 not previously served by the county, municipality, or district.  
523 These funds may be expended for any and all types of control  
524 measures approved by the department.

525 (2) Every county, municipality, or district budgeting  
526 local funds to be used exclusively for the control of mosquitoes  
527 and other arthropods, under a plan submitted by the county,  
528 municipality, or district and approved by the department, is  
529 eligible to receive state funds and supplies, services, and  
530 equipment on a dollar-for-dollar matching basis to the amount of  
531 local funds budgeted. If state funds appropriated by the  
532 Legislature are insufficient to grant each county, municipality,  
533 or district state funds on a dollar-for-dollar matching basis to  
534 the amount budgeted in local funds, the department shall  
535 distribute the funds as prescribed by rule. Such rules must  
536 ~~shall~~ provide for up to 80 percent of the funds to be  
537 distributed to programs with local funds for mosquito control  
538 budgets of less than \$1 million, if the county, municipality, or  
539 district meets the eligibility requirements. The funds must  
540 ~~shall~~ be distributed as equally as possible within the category  
541 of counties pursuant to this section. The remaining funds must

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542 ~~shall~~ be distributed as prescribed by rule among the remaining  
543 counties to support mosquito control and to support research,  
544 education, and outreach.

545 (5) If more than one program ~~local mosquito control agency~~  
546 exists in a county or municipality, the funds must ~~shall~~ be  
547 prorated between the programs ~~agencies~~ based on the population  
548 served by each program ~~agency~~.

549 (6) The Commissioner of Agriculture may exempt counties,  
550 municipalities, or districts from the requirements in subsection  
551 (1), subsection (2), or subsection (3) when the department  
552 determines state funds, supplies, services, or equipment are  
553 necessary for the immediate control of mosquitoes and other  
554 arthropods that pose a threat to human or animal health.

555 (7) The department may use state funds appropriated for a  
556 county, municipality, or district under subsection (1) or  
557 subsection (2) to provide state mosquito or other arthropod  
558 control equipment, supplies, or services when requested by a  
559 county, municipality, or district eligible to receive state  
560 funds under s. 388.271.

561 (8) The department is authorized to use up to 5 percent of  
562 the funds appropriated annually by the Legislature under this  
563 section to provide technical assistance to the counties,  
564 municipalities, or districts, or to purchase equipment,  
565 supplies, or services necessary to administer ~~the provisions of~~  
566 this chapter.

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567           **Section 14. Subsections (1) and (2) of section 388.271,**  
568 **Florida Statutes, are amended to read:**

569           388.271 Prerequisites to participation.—

570           (1) When state funds are involved, it is the duty of the  
571 department to guide, review, approve, and coordinate the  
572 activities of all county and municipal governments and special  
573 districts receiving state funds in furtherance of the goal of  
574 integrated arthropod control. Each program county eligible to  
575 participate may, and each district must, begin participation on  
576 October 1 of any year by filing with the department not later  
577 than July 15 a tentative integrated arthropod management plan  
578 ~~work plan~~ and tentative detailed ~~work plan~~ budget providing for  
579 the control of arthropods. Following approval of the plan and  
580 budget by the department, a copy ~~two copies~~ of the program's  
581 ~~county's or district's~~ certified budget based on the approved  
582 integrated arthropod management ~~work~~ plan and detailed ~~work plan~~  
583 budget must ~~shall~~ be submitted to the department by September 30  
584 ~~following~~. State funds, supplies, and services must ~~shall~~ be  
585 made available to such program county ~~or district~~ by and through  
586 the department ~~immediately~~ upon release of funds by the  
587 Executive Office of the Governor.

588           (2) All purchases of supplies, materials, and equipment by  
589 programs must ~~counties or districts shall~~ be made in accordance  
590 with the laws governing purchases by boards of ~~county~~  
591 commissioners or similar governing bodies, except that programs

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592 ~~districts~~ with special laws relative to competitive bidding  
593 shall make purchases in accordance therewith.

594 **Section 15. Subsections (1) and (3) of section 388.281,**  
595 **Florida Statutes, are amended to read:**

596 388.281 Use of state matching funds.—

597 (1) All funds, supplies, and services released to programs  
598 under this chapter must ~~counties and districts hereunder shall~~  
599 be used in accordance with the integrated arthropod management  
600 ~~detailed work~~ plan and certified budget approved by both the  
601 department and the board of commissioners or an appropriate  
602 representative county or district. The integrated arthropod  
603 management plan and budget may be amended at any time upon prior  
604 approval of the department.

605 (3) In any program ~~county or district~~ where the arthropod  
606 problem has been eliminated, or reduced to such an extent that  
607 it does not constitute a health, comfort, or economic problem as  
608 determined by the department, the maximum amount of state funds  
609 available under this chapter shall be reduced to the amount  
610 necessary to meet actual need.

611 **Section 16. Subsections (1) and (2) of section 388.291,**  
612 **Florida Statutes, are amended to read:**

613 388.291 Source reduction measures; supervision by  
614 department.—

615 (1) Any program ~~county or district~~ may perform source  
616 reduction measures in conformity with good engineering practices

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617 in any area, provided that the department cooperating with the  
618 county, municipality, or district has approved the operating or  
619 construction plan as outlined in the integrated arthropod  
620 management plan and that it has been determined by criteria  
621 contained in rule that the area or areas to be controlled would  
622 produce arthropods in significant numbers to constitute a health  
623 or nuisance problem.

624 (2) The program ~~county or district~~ shall manage the  
625 detailed business affairs and supervise the ~~said~~ work, and the  
626 department shall advise the programs ~~districts~~ as to the best  
627 and most effective measures to be used in bringing about better  
628 temporary control and the permanent elimination of breeding  
629 conditions. The department may at its discretion discontinue any  
630 state aid provided under this chapter ~~hereunder~~ in the event it  
631 finds the jointly agreed upon program is not being followed or  
632 is not efficiently and effectively administered.

633 **Section 17. Section 388.301, Florida Statutes, is amended**  
634 **to read:**

635 388.301 Payment of state funds; supplies and services.—  
636 State funds shall be payable ~~quarterly~~, in accordance with the  
637 rules of the department, upon requisition by the department to  
638 the Chief Financial Officer. The department is authorized to  
639 furnish insecticides, chemicals, materials, equipment, vehicles,  
640 and personnel in lieu of state funds where mass purchasing may  
641 save funds for the state, or where it would be more practical

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642 and economical to use equipment, supplies, and services between  
643 two or more programs ~~counties or districts~~.

644 **Section 18. Section 388.311, Florida Statutes, is amended**  
645 **to read:**

646 388.311 Carry over of state funds and local funds.—State  
647 and local funds budgeted for the control of mosquitoes and other  
648 arthropods shall be carried over at the end of the program's  
649 ~~county or district's~~ fiscal year, and rebudgeted for such  
650 control measures the following fiscal year.

651 **Section 19. Section 388.321, Florida Statutes, is amended**  
652 **to read:**

653 388.321 Equipment to become property of a program ~~the~~  
654 ~~county or district~~.—All equipment purchased under this chapter  
655 with state funds made available directly to a program ~~the county~~  
656 ~~or district~~ shall become the property of the program ~~county or~~  
657 ~~district~~ unless otherwise provided, and may be traded in on  
658 other equipment, or sold, when no longer needed by the program  
659 ~~county or district~~.

660 **Section 20. Section 388.322, Florida Statutes, is amended**  
661 **to read:**

662 388.322 Record and inventory of certain property.—A record  
663 and inventory of certain property purchased with state funds for  
664 arthropod control use owned by the program ~~must~~ ~~district shall~~  
665 be maintained in accordance with s. 274.02.

666 **Section 21. Section 388.323, Florida Statutes, is amended**

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667 **to read:**

668 388.323 Disposal of surplus property.—Surplus property  
669 shall be disposed of according to the provisions set forth in s.  
670 274.05 with the following exceptions:

671 (1) Serviceable equipment purchased using state funds for  
672 arthropod control use no longer needed by a program must ~~county~~  
673 ~~or district shall~~ first be offered to any ~~or all~~ other programs  
674 ~~counties or districts~~ engaged in arthropod control at a price  
675 established by the board of commissioners owning the equipment.

676 (2) The alternative procedure for disposal of surplus  
677 property, as prescribed in s. 274.06, must ~~shall~~ be followed if  
678 it is determined that no other program ~~county or district~~  
679 engaged in arthropod control has need for the equipment.

680 (3) All proceeds from the sale of any real or tangible  
681 personal property owned by the program and purchased using state  
682 funds ~~county or district~~ shall be deposited in the program's  
683 ~~county's or district's~~ state fund account unless otherwise  
684 specifically designated by the department.

685 **Section 22. Section 388.341, Florida Statutes, is amended**  
686 **to read:**

687 388.341 Reports of expenditures and accomplishments.—Each  
688 program receiving state aid ~~county and district participating~~  
689 ~~under the provisions of~~ this chapter shall within 30 days after  
690 the end of each month submit to the department a monthly report  
691 for the preceding month of expenditures from all funds for

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692 arthropod control, and each program participating under this  
693 chapter shall provide such reports of activities and  
694 accomplishments as may be required by the department.

695 **Section 23. Section 388.351, Florida Statutes, is amended**  
696 **to read:**

697 388.351 Transfer of equipment, personnel, and supplies  
698 during an emergency.—The department, upon notifying a program  
699 ~~county or district~~ and obtaining its approval, is authorized to  
700 transfer equipment, materials, and personnel from one program  
701 ~~district~~ to another in the event of an emergency brought about  
702 by an arthropod-borne epidemic or other disaster requiring  
703 emergency control.

704 **Section 24. Subsection (7) of section 388.361, Florida**  
705 **Statutes, is amended to read:**

706 388.361 Department authority and rules; administration.—

707 (7) The department shall have the authority to collect,  
708 detect, suppress, and control mosquitoes and other arthropods  
709 that are determined by the State Health Officer to pose a threat  
710 to public health, or determined by the Commissioner of  
711 Agriculture to pose a threat to animal health, wherever they may  
712 occur on public or private land in this state, and to do all  
713 things necessary in the exercise of such authority. Before ~~Prior~~  
714 ~~to~~ the start of treatments for the control of mosquitoes or  
715 other arthropods, the department shall consult with the mosquito  
716 control programs ~~districts~~ in the proposed treatment areas, the

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717 Department of Health, the Department of Environmental  
718 Protection, and the Fish and Wildlife Conservation Commission  
719 regarding the proposed locations, dates, and methods to be used.

720 **Section 25. Subsections (2) and (3) of section 388.3711,**  
721 **Florida Statutes, are amended to read:**

722 388.3711 Enforcement.—

723 (2) The department may issue a written warning, impose a  
724 fine; deny, suspend, or revoke any license or certification, or  
725 the disbursal of state aid; or deny participation, in accordance  
726 with ~~the provisions of~~ chapter 120, upon any one or more of the  
727 following grounds as may be applicable:

728 (a) Violation of any rule of the department or provision  
729 of this chapter.

730 (b) Violation of FIFRA or any relevant EPA rule or  
731 regulation pertaining to the use of arthropod control pesticides  
732 by the licensee.

733 (c) Failure to give the department, or any authorized  
734 representative thereof, true information upon request regarding  
735 methods and materials used, work performed, or other information  
736 essential to the administration of this chapter.

737 (3) The department may, if it finds a violation is of such  
738 nature or circumstances that imposition of a fine, or denial,  
739 revocation, or suspension of a certification or license or  
740 disbursal of state aid would be detrimental to the public or be  
741 unnecessarily harsh under the circumstances, in its discretion,

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742 place the offending party on probation for a period of not more  
743 than 2 years. If the department determines that the terms of  
744 such probation have been violated, it may reinstitute license or  
745 certification or state aid denial, suspension, or revocation  
746 proceedings.

747 **Section 26. Section 388.381, Florida Statutes, is amended**  
748 **to read:**

749 388.381 Cooperation by programs ~~counties and district~~.—Any  
750 program conducting county or district carrying on an arthropod  
751 control ~~program~~ may cooperate with another county, district, or  
752 municipality in carrying out work ~~a program~~ for the control of  
753 mosquitoes and other arthropods, by agreement as to the program  
754 and reimbursement thereof, when approved by the department.

755 **Section 27. Section 388.391, Florida Statutes, is amended**  
756 **to read:**

757 388.391 Control measures in municipalities and portions of  
758 counties located outside boundaries of programs ~~districts~~.—Any  
759 program ~~district~~ whose operation is limited to a portion of the  
760 county in which it is located may perform any control measures  
761 authorized by this chapter in any municipality located in the  
762 same county or in any portions of the same county, where there  
763 is no established program ~~district~~, when requested to do so by  
764 the municipality or county, pursuant to s. 388.381.

765 **Section 28. Section 388.401, Florida Statutes, is amended**  
766 **to read:**

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767           388.401 Penalty for damage to property or operations.—  
768 Whoever ~~shall~~ willfully damages ~~damage~~ any of the property of  
769 any program ~~county or district~~ created under this or other  
770 chapters, or any works constructed, maintained, or controlled by  
771 such program ~~county or district~~, or who obstructs ~~shall obstruct~~  
772 or causes ~~cause~~ to be obstructed any of the operations of such  
773 program ~~county or district~~, or who ~~shall~~ knowingly or willfully  
774 violates ~~violate~~ any provisions of this chapter or any rule or  
775 regulation adopted ~~promulgated~~ by any board of commissioners of  
776 any program, ~~commits~~ ~~county or district shall be guilty of a~~  
777 misdemeanor of the second degree, punishable as provided in s.  
778 775.082 or s. 775.083.

779           **Section 29. Paragraph (a) of subsection (2) of section**  
780 **388.46, Florida Statutes, is amended to read:**

781           388.46 Florida Coordinating Council on Mosquito Control;  
782 establishment; membership; organization; responsibilities.—

783           (2) MEMBERSHIP, ORGANIZATION, AND RESPONSIBILITIES.—

784           (a) *Membership*.—The Florida Coordinating Council on  
785 Mosquito Control shall be composed ~~comprised~~ of the following  
786 representatives or their authorized designees:

- 787           1. The Secretary of Environmental Protection.
- 788           2. The State Surgeon General.
- 789           3. The executive director of the Fish and Wildlife  
790 Conservation Commission.
- 791           4. The state epidemiologist.

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- 792 5. The Commissioner of Agriculture.
- 793 6. The Board of Trustees of the Internal Improvement Trust  
794 Fund.
- 795 7. Representatives from:
- 796 a. The University of Florida, Institute of Food and  
797 Agricultural Sciences, Florida Medical Entomological Research  
798 Laboratory.
- 799 b. The United States Environmental Protection Agency.
- 800 c. The United States Department of Agriculture, Center of  
801 Medical, Agricultural, and Veterinary Entomology ~~Insects~~  
802 ~~Affecting Man~~ Laboratory.
- 803 d. The United States Fish and Wildlife Service.
- 804 8. Four ~~Two~~ mosquito control directors to be nominated by  
805 the Florida Mosquito Control Association, two representatives of  
806 Florida environmental groups, and two private citizens who are  
807 property owners whose lands are regularly subject to mosquito  
808 control operations, to be appointed to 4-year terms by the  
809 Commissioner of Agriculture and serve until his or her successor  
810 is appointed.

811 **Section 30. Paragraph (d) of subsection (7) of section**  
812 **403.067, Florida Statutes, is amended to read:**

813 403.067 Establishment and implementation of total maximum  
814 daily loads.—

815 (7) DEVELOPMENT OF BASIN MANAGEMENT PLANS AND  
816 IMPLEMENTATION OF TOTAL MAXIMUM DAILY LOADS.—

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817 (d) *Enforcement and verification of basin management*  
818 *action plans and management strategies.*—

819 1. Basin management action plans are enforceable pursuant  
820 to this section and ss. 403.121, 403.141, and 403.161.

821 Management strategies, including best management practices and  
822 water quality monitoring, are enforceable under this chapter.

823 2. No later than January 1, 2017:

824 a. The department, in consultation with the water  
825 management districts and the Department of Agriculture and  
826 Consumer Services, shall initiate rulemaking to adopt procedures  
827 to verify implementation of water quality monitoring required in  
828 lieu of implementation of best management practices or other  
829 measures pursuant to sub-subparagraph (b)2.g.;

830 b. The department, in consultation with the water  
831 management districts and the Department of Agriculture and  
832 Consumer Services, shall initiate rulemaking to adopt procedures  
833 to verify implementation of nonagricultural interim measures,  
834 best management practices, or other measures adopted by rule  
835 pursuant to subparagraph (c)1.; and

836 c. The Department of Agriculture and Consumer Services, in  
837 consultation with the water management districts and the  
838 department, shall initiate rulemaking to adopt procedures to  
839 verify implementation of agricultural interim measures, best  
840 management practices, or other measures adopted by rule pursuant  
841 to subparagraph (c)2.

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842  
843 The rules required under this subparagraph shall include  
844 enforcement procedures applicable to the landowner, discharger,  
845 or other responsible person required to implement applicable  
846 management strategies, including best management practices or  
847 water quality monitoring as a result of noncompliance.

848 3. At least every 2 years, the Department of Agriculture  
849 and Consumer Services shall perform onsite inspections of each  
850 agricultural producer that enrolls in a best management  
851 practice, except those enrolled by rule in subparagraph 4., to  
852 ensure that such practice is being properly implemented. Such  
853 verification must include a collection and review of the best  
854 management practice documentation from the previous 2 years  
855 required by rules adopted pursuant to subparagraph (c)2.,  
856 including, but not limited to, nitrogen and phosphorus  
857 ~~fertilizer~~ application records, which must be collected and  
858 retained pursuant to subparagraphs (c)3., 4., and 6. The  
859 Department of Agriculture and Consumer Services shall initially  
860 prioritize the inspection of agricultural producers located in  
861 the basin management action plans for Lake Okeechobee, the  
862 Indian River Lagoon, the Caloosahatchee River and Estuary, and  
863 Silver Springs.

864 4. The Department of Agriculture and Consumer Services is  
865 authorized to adopt rules establishing an enrollment in best  
866 management practices by rule process that agricultural pollutant

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867 sources and agricultural producers may use in lieu of the best  
868 management practices adopted in paragraph (c) and identify best  
869 management practices for landowners of parcels which meet all of  
870 the following requirements:

871 a. A parcel not more than 25 acres in size.

872 b. A parcel designated as agricultural land use by the  
873 county in which it is located or the parcel is granted  
874 agricultural tax classification by the county property appraiser  
875 of the county in which it is located.

876 c. A parcel with water use not exceeding 100,000 gallons  
877 per day on average unless the entire use is met using recycled  
878 water from wet detention treatment ponds or reuse water.

879 d. A parcel where the agricultural activity on the parcel  
880 is not a vegetable crop, an agronomic crop, a nursery, or a  
881 dairy operation.

882 e. A parcel not abutting an impaired water body identified  
883 in subsection (4).

884 f. A parcel not part of a larger operation that is  
885 enrolled in the Department of Agriculture and Consumer Services  
886 best management practices or conducting water quality monitoring  
887 prescribed by the department or a water management district.

888  
889 Such requirements must specify design or performance criteria  
890 that, if applied, would result in compliance with appropriate  
891 water quality standards. The Department of Agriculture and

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892 Consumer Services is authorized to adopt additional eligibility  
893 criteria for landowners or producers to use enrollment by rule  
894 and to revoke enrollment by rule.

895 5. The Department of Agriculture and Consumer Services  
896 shall annually perform onsite inspections of 20 percent for all  
897 enrollments that meet the qualifications pursuant to  
898 subparagraph 4. by rule within basin management action plan  
899 areas, to ensure that practices are being properly implemented.  
900 Such inspections must include a collection and review of the  
901 identified best management practice documentation from the  
902 previous 2 years required by rules adopted pursuant to  
903 subparagraph (c)2. All agricultural producers enrolled by rule  
904 in a best management practice must annually submit nutrient  
905 records, including nitrogen and phosphorus application records  
906 for the previous calendar year, to the Department of Agriculture  
907 and Consumer Services as required by rules adopted pursuant to  
908 subparagraph (c)2. The Department of Agriculture and Consumer  
909 Services shall collect and retain these nutrient records  
910 pursuant to subparagraphs (c)3., 4., and 6.

911 **Section 31. Subsection (19) is added to section 403.852,**  
912 **Florida Statutes, to read:**

913 403.852 Definitions; ss. 403.850-403.864.—As used in ss.  
914 403.850-403.864:

915 (19) "Water quality additive" means any chemical or  
916 additive which is used in a public water system for the purpose

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917 of removing contaminants or increasing water quality. The term  
918 does not include additives used for health-related purposes.

919 **Section 32. Subsection (8) is added to section 403.859,**  
920 **Florida Statutes, to read:**

921 403.859 Prohibited acts.—The following acts and the  
922 causing thereof are prohibited and are violations of this act:

923 (8) The use of any additive in a public water system which  
924 does not meet the definition of a water quality additive as  
925 defined in s. 403.852(19), or the use of any additive included  
926 primarily for health-related purposes.

927 **Section 33. Subsection (10) of section 482.111, Florida**  
928 **Statutes, is amended to read:**

929 482.111 Pest control operator's certificate.—

930 (10) In order to renew a certificate, the  
931 certificateholder must complete 2 hours of approved continuing  
932 education on legislation, safety, pesticide labeling, and  
933 integrated pest management and 2 hours of approved continuing  
934 education in each category of her or his certificate or must  
935 pass an examination that the department shall provide in person  
936 and remotely through a third-party vendor. The third-party  
937 vendor may collect and retain a convenience fee ~~given by the~~  
938 department. The department may not renew a certificate if the  
939 continuing education or examination requirement is not met.

940 (a) Courses or programs, to be considered for credit, must  
941 include one or more of the following topics:

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942 1. The law and rules of this state pertaining to pest  
943 control.

944 2. Precautions necessary to safeguard life, health, and  
945 property in the conducting of pest control and the application  
946 of pesticides.

947 3. Pests, their habits, recognition of the damage they  
948 cause, and identification of them by accepted common name.

949 4. Current accepted industry practices in the conducting  
950 of fumigation, termites and other wood-destroying organisms pest  
951 control, lawn and ornamental pest control, and household pest  
952 control.

953 5. How to read labels, a review of current state and  
954 federal laws on labeling, and a review of changes in or  
955 additions to labels used in pest control.

956 6. Integrated pest management.

957 (b) The certificateholder must submit with her or his  
958 application for renewal a statement certifying that she or he  
959 has completed the required number of hours of continuing  
960 education. The statement must be on a form prescribed by the  
961 department and must identify at least the date, location,  
962 provider, and subject of the training and must provide such  
963 other information as required by the department.

964 (c) The department shall charge the same fee for  
965 examination as provided in s. 482.141(2).

966 **Section 34. Subsection (1) of section 482.141, Florida**

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967 **Statutes, is amended to read:**

968 482.141 Examinations.—

969 (1) Each individual seeking certification must  
970 satisfactorily pass an examination which must be written but  
971 ~~which~~ may include practical demonstration. The department shall  
972 provide in-person and remote testing through a third-party  
973 vendor. A third-party vendor may collect and retain a  
974 convenience fee held at least two examinations each year. An  
975 applicant may seek certification in one or more categories.

976 **Section 35. Paragraph (b) of subsection (1) of section**  
977 **482.155, Florida Statutes, is amended to read:**

978 482.155 Limited certification for governmental pesticide  
979 applicators or private applicators.—

980 (1)

981 (b) A person seeking limited certification under this  
982 subsection must pass an examination that the department shall  
983 provide in person and remotely through a third-party vendor. The  
984 third-party vendor may collect and retain a convenience fee  
985 ~~given or approved by the department.~~ Each application for  
986 examination must be accompanied by an examination fee set by the  
987 department, in an amount of not more than \$150 or less than \$50;  
988 and a recertification fee of \$25 every 4 years. Until rules  
989 setting these fees are adopted by the department, the  
990 examination fee is \$50. Application for recertification must be  
991 accompanied by proof of having completed 4 classroom hours of

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992 acceptable continuing education. The limited certificate expires  
993 4 years after the date of issuance. If the certificateholder  
994 fails to renew his or her certificate and provide proof of  
995 completion of the required continuing education units within 60  
996 days after the expiration date, the certificateholder may be  
997 recertified only after reexamination. The department shall make  
998 available ~~provide~~ the appropriate reference material ~~and make~~  
999 ~~the examination readily accessible and available to all~~  
1000 ~~applicants at least quarterly or as necessary in each county.~~

1001 **Section 36. Subsection (2) of section 482.156, Florida**  
1002 **Statutes, is amended to read:**

1003 482.156 Limited certification for commercial landscape  
1004 maintenance personnel.-

1005 (2) (a) A person seeking limited certification under this  
1006 section must pass an examination that the department shall  
1007 provide in person and remotely through a third-party vendor. The  
1008 third-party vendor may collect and retain a convenience fee  
1009 ~~given by the department.~~ Each application for examination must  
1010 be accompanied by an examination fee set by rule of the  
1011 department, in an amount of not more than \$150 or less than \$50.  
1012 Before the department issues a limited certification under this  
1013 section, each person applying for the certification must furnish  
1014 proof of having a certificate of insurance which states that the  
1015 employer meets the requirements for minimum financial  
1016 responsibility for bodily injury and property damage required by

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1017 s. 482.071(4).

1018 (b) The department shall make available ~~provide~~ the  
1019 appropriate reference materials for the examination and provide  
1020 in-person and remote testing through a third-party vendor. A  
1021 third-party vendor may collect and retain a convenience fee ~~make~~  
1022 ~~the examination readily accessible and available to applicants~~  
1023 ~~at least quarterly or as necessary in each county.~~

1024 **Section 37. Subsection (2) of section 482.157, Florida**  
1025 **Statutes, is amended to read:**

1026 482.157 Limited certification for commercial wildlife  
1027 management personnel.—

1028 (2) The department shall issue a limited certificate to an  
1029 applicant who:

1030 (a) Submits an application and examination fee of at least  
1031 \$150, but not more than \$300, as prescribed by the department by  
1032 rule;

1033 (b) Passes an examination that the department shall  
1034 provide in person and remotely through a third-party vendor. The  
1035 third-party vendor may collect and retain a convenience fee  
1036 ~~administered by the department.~~ The department shall make  
1037 available ~~provide~~ the appropriate study materials for the  
1038 examination and ~~make the examination readily available to~~  
1039 ~~applicants in each county as necessary, but not less frequently~~  
1040 ~~than quarterly;~~ and

1041 (c) Provides proof, including a certificate of insurance,

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1042 that the applicant has met the minimum bodily injury and  
1043 property damage insurance requirements in s. 482.071(4).

1044 **Section 38. Paragraph (m) is added to subsection (1) of**  
1045 **section 482.161, Florida Statutes, to read:**

1046 482.161 Disciplinary grounds and actions; reinstatement.—

1047 (1) The department may issue a written warning to or  
1048 impose a fine against, or deny the application for licensure or  
1049 licensure renewal of, a licensee, certified operator, limited  
1050 certificateholder, identification cardholder, or special  
1051 identification cardholder or any other person, or may suspend,  
1052 revoke, or deny the issuance or renewal of any license,  
1053 certificate, limited certificate, identification card, or  
1054 special identification card that is within the scope of this  
1055 chapter, in accordance with chapter 120, upon any of the  
1056 following grounds:

1057 (m) Upon the issuance of a final order imposing civil  
1058 penalties under subsection 14(a) of the Federal Insecticide,  
1059 Fungicide, and Rodenticide Act (FIFRA) or a criminal conviction  
1060 under subsection 14(b), of FIFRA.

1061 **Section 39. Subsection (2) of section 487.044, Florida**  
1062 **Statutes, is amended to read:**

1063 487.044 Certification; examination.—

1064 (2) The department shall require each applicant for a  
1065 certified applicator's license to demonstrate competence by a  
1066 written or oral examination in which the applicant must

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1067 demonstrate adequate knowledge concerning the proper use and  
1068 application of restricted-use pesticides in each classification  
1069 for which application for license is made. The department shall  
1070 provide in-person and remote testing through a third-party  
1071 vendor. A third-party vendor may collect and retain a  
1072 convenience fee. The examination may be prepared, administered,  
1073 and evaluated by the department. Each applicant for a certified  
1074 applicator's license must ~~shall~~ demonstrate minimum competence

1075 as to:

1076 (a) The proper use of the equipment.

1077 (b) The environmental hazards that may be involved in  
1078 applying restricted-use pesticides.

1079 (c) Calculating the concentration of restricted-use  
1080 pesticides to be used in particular circumstances.

1081 (d) Identification of common pests to be controlled and  
1082 the damages caused by such pests.

1083 (e) Protective clothing and respiratory equipment required  
1084 during the handling and application of restricted-use  
1085 pesticides.

1086 (f) General precautions to be followed in the disposal of  
1087 containers, as well as the cleaning and decontamination of the  
1088 equipment which the applicant proposes to use.

1089 (g) Applicable state and federal pesticide laws, rules,  
1090 and regulations.

1091 (h) General safety precautions.

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1092           **Section 40. Subsection (6) is added to section 487.175,**  
1093 **Florida Statutes, to read:**

1094           487.175 Penalties; administrative fine; injunction.-

1095           (6) Licensure may be suspended, revoked, or denied by the  
1096 department, upon the issuance of a final order to a licensee  
1097 imposing civil penalties under subsection 14(a) of the Federal  
1098 Insecticide, Fungicide, and Rodenticide Act (FIFRA) or a  
1099 criminal conviction under subsection 14(b) of FIFRA.

1100           **Section 41. Subsections (13) through (28) of section**  
1101 **496.404, Florida Statutes, are renumbered as subsections (15)**  
1102 **through (30), respectively, and new subsections (13) and (14)**  
1103 **are added to that section, to read:**

1104           496.404 Definitions.—As used in ss. 496.401-496.424, the  
1105 term:

1106           (13) "Foreign country of concern" has the same meaning as  
1107 s. 286.101(1)(b).

1108           (14) "Foreign source of concern" means any of the  
1109 following:

1110           (a) The government or any official of the government of a  
1111 foreign country of concern;

1112           (b) A political party or member of a political party or  
1113 any subdivision of a political party in a foreign country of  
1114 concern;

1115           (c) A partnership, an association, a corporation, an  
1116 organization, or other combination of persons organized under

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1117 the laws of or having its principal place of business in a  
1118 foreign country of concern, or a subsidiary of such entity;

1119 (d) Any person who is domiciled in a foreign country of  
1120 concern and is not a citizen or lawful permanent citizen of the  
1121 United States;

1122 (e) An agent, including a subsidiary or an affiliate of a  
1123 foreign legal entity, acting on behalf of a foreign source of  
1124 concern; or

1125 (f) An entity in which a person, entity, or collection of  
1126 persons or entities described in paragraphs (a)-(e) has a  
1127 controlling interest. As used in this paragraph, the term  
1128 "controlling interest" means the possession of the power to  
1129 direct or cause the direction of the management or policies of  
1130 an entity, whether through ownership of securities, by contract,  
1131 or otherwise. A person or an entity that directly or indirectly  
1132 has the right to vote 25 percent or more of the voting interest  
1133 of the company or is entitled to 25 percent or more of its  
1134 profits is presumed to possess a controlling interest.

1135 **Section 42. Paragraphs (d) through (g) of subsection (2)**  
1136 **of section 496.405, Florida Statutes, are redesignated as**  
1137 **paragraphs (f) through (i), respectively, new paragraphs (d) and**  
1138 **(e) are added to that subsection, subsection (1) and paragraph**  
1139 **(b) of subsection (7) are amended, and subsection (11) is added**  
1140 **to that section, to read:**

1141 496.405 Registration statements by charitable

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1142 organizations and sponsors.-

1143 (1) A charitable organization or sponsor, unless exempted  
1144 pursuant to s. 496.406, which intends to solicit contributions  
1145 in or from this state by any means or have funds solicited on  
1146 its behalf by any other person, charitable organization,  
1147 sponsor, commercial co-venturer, or professional solicitor, or  
1148 that participates in a charitable sales promotion or sponsor  
1149 sales promotion, must, before engaging in any of these  
1150 activities, file an initial registration statement, which  
1151 includes an attestation statement, and a renewal statement  
1152 annually thereafter, with the department.

1153 (a) Except as provided in paragraph (b), any changes in  
1154 the information submitted on the initial registration statement  
1155 or the last renewal statement must be updated annually on a  
1156 renewal statement provided by the department on or before the  
1157 date that marks 1 year after the date the department approved  
1158 the initial registration statement as provided in this section.  
1159 The department shall annually provide a renewal statement to  
1160 each registrant by mail or by electronic mail at least 30 days  
1161 before the renewal date.

1162 (b) Any changes to the information submitted to the  
1163 department pursuant to paragraph (2) (f) ~~(2) (d)~~ on the initial  
1164 registration statement, which includes an attestation statement,  
1165 or the last renewal statement must be reported to the department  
1166 on a form prescribed by the department within 10 days after the

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1167 change occurs.

1168 (c) A charitable organization or sponsor that is required  
1169 to file an initial registration statement or annual renewal  
1170 statement may not, before approval of its statement by the  
1171 department in accordance with subsection (7), solicit  
1172 contributions or have contributions solicited on its behalf by  
1173 any other person, charitable organization, sponsor, commercial  
1174 co-venturer, or professional solicitor or participate in a  
1175 charitable sales promotion or sponsor sales promotion.

1176 (d) The registration of a charitable organization or  
1177 sponsor may not continue in effect and shall expire without  
1178 further action of the department under either of the following  
1179 circumstances:

1180 1. After the date the charitable organization or sponsor  
1181 should have filed, but failed to file, its renewal statement in  
1182 accordance with this section.

1183 2. For failure to provide a financial statement within any  
1184 extension period provided under s. 496.407.

1185 (2) The initial registration statement must be submitted  
1186 on a form prescribed by the department, signed by an authorized  
1187 official of the charitable organization or sponsor who shall  
1188 certify that the registration statement is true and correct, and  
1189 include the following information or material:

1190 (d) An attestation statement, which must be submitted on a  
1191 form prescribed by the department and signed by an authorized



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1192 official of the charitable organization, who shall certify and  
1193 attest that the charitable organization, if engaged in  
1194 activities that would require registration pursuant to chapter  
1195 106 is registered with the Department of State, pursuant to  
1196 chapter 106.

1197 (e) An attestation statement on a form prescribed by the  
1198 department, signed by an authorized official of the charitable  
1199 organization, who shall certify and attest that the charitable  
1200 organization, if prohibited by applicable federal or state law,  
1201 is not engaged in activities that would require registration  
1202 with the Department of State pursuant to chapter 106.

1203 (7)

1204 (b) If a charitable organization or sponsor discloses  
1205 information specified in subparagraphs (2) (f) 2.-7. ~~(2) (d) 2.-7.~~  
1206 in the initial registration statement or annual renewal  
1207 statement, the time limits set forth in paragraph (a) are  
1208 waived, and the department shall process such initial  
1209 registration statement or annual renewal statement in accordance  
1210 with the time limits set forth in chapter 120. The registration  
1211 of a charitable organization or sponsor shall be automatically  
1212 suspended for failure to disclose any information specified in  
1213 subparagraphs (2) (f) 2.-7. ~~(2) (d) 2.-7.~~ until such time as the  
1214 required information is submitted to the department.

1215 (11) The department may investigate and refer a charitable  
1216 organization or sponsor to the Florida Elections Commission for

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1217 investigation of violations pursuant to chapters 104 and 106.

1218 **Section 43. Subsection (20) is added to section 496.415,**  
1219 **Florida Statutes, to read:**

1220 496.415 Prohibited acts.—It is unlawful for any person in  
1221 connection with the planning, conduct, or execution of any  
1222 solicitation or charitable or sponsor sales promotion to:

1223 (20) Solicit or accept contributions or anything of value  
1224 from a foreign source of concern.

1225 **Section 44. Section 496.417, Florida Statutes, is amended**  
1226 **to read:**

1227 496.417 Criminal penalties.—Except as otherwise provided  
1228 in ss. 496.401-496.424, and in addition to any administrative or  
1229 civil penalties, any person who willfully and knowingly violates  
1230 ss. 496.401-496.424 commits a felony of the third degree,  
1231 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.  
1232 For a second or subsequent conviction, such violation  
1233 constitutes a felony of the second degree, punishable as  
1234 provided in s. 775.082, s. 775.083, or s. 775.084. The  
1235 department may also investigate and refer a charitable  
1236 organization or sponsor to the Florida Elections Commission for  
1237 investigation of violations pursuant to chapters 104 and 106.

1238 **Section 45. Subsection (11) is added to section 496.419,**  
1239 **Florida Statutes, to read:**

1240 496.419 Powers of the department.—

1241 (11) A charitable organization or sponsor whose

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1242 registration is denied or revoked for submitting a false  
1243 attestation required pursuant to s. 496.405(2)(d) or (2)(e) is  
1244 subject to the penalties specified in subsection (5) at the  
1245 discretion of the department.

1246 **Section 46. Section 496.431, Florida Statutes, is created**  
1247 **to read:**

1248 496.431 Honest Service Registry.—

1249 (1) The department shall create the Honest Services  
1250 Registry to provide the residents of this state with the  
1251 information necessary to make an informed choice when deciding  
1252 which charitable organizations to support.

1253 (2) To be included on the Honest Services Registry, a  
1254 charitable organization must, at a minimum, submit to the  
1255 department an attestation statement on a form prescribed by the  
1256 department, verified as provided in s. 92.525, attesting to all  
1257 of the following:

1258 (a) That the organization does not solicit or accept,  
1259 directly or indirectly, contributions, funding, support, or  
1260 services from a foreign source of concern.

1261 (b) That the organization's messaging and content are not  
1262 directly or indirectly produced or influenced by a foreign  
1263 source of concern.

1264 (3) The department shall publish the Honest Services  
1265 Registry on the department's website.

1266 (4) The department shall adopt rules to implement this

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1267 section.

1268 **Section 47. Paragraph (j) of subsection (1) of section**  
1269 **500.03, Florida Statutes, is amended to read:**

1270 500.03 Definitions; construction; applicability.—

1271 (1) For the purpose of this chapter, the term:

1272 (j) "Cottage food product" means food that is not time or  
1273 temperature controlled for safety or a potentially hazardous  
1274 food as defined by department rule which is sold by a cottage  
1275 food operation in accordance with s. 500.80.

1276 **Section 48. Paragraphs (a) and (b) of subsection (1) of**  
1277 **section 500.12, Florida Statutes, are amended to read:**

1278 500.12 Food permits; building permits.—

1279 (1) (a) A food permit from the department is required of  
1280 any person or business that ~~who~~ operates a food establishment,  
1281 except:

1282 1. Persons or businesses operating minor food outlets that  
1283 sell food that is commercially prepackaged, not potentially  
1284 hazardous, not age restricted, and not time or temperature  
1285 controlled for safety, if the shelf space for those items does  
1286 not exceed 12 total linear feet and no other food is sold by the  
1287 person or business minor food outlet.

1288 2. Persons subject to continuous, onsite federal or state  
1289 inspection.

1290 3. Persons selling only legumes in the shell, either  
1291 parched, roasted, or boiled.

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1292 4. Persons selling sugar cane or sorghum syrup that has  
1293 been boiled and bottled on a premise located within this state.  
1294 Such bottles must contain a label listing the producer's name  
1295 and street address, all added ingredients, the net weight or  
1296 volume of the product, and a statement that reads, "This product  
1297 has not been produced in a facility permitted by the Florida  
1298 Department of Agriculture and Consumer Services."

1299 (b) Each food establishment regulated under this chapter  
1300 must apply for and receive a food permit before operation  
1301 begins. An application for a food permit from the department  
1302 must be accompanied by a fee in an amount determined by  
1303 department rule. The department shall adopt by rule a schedule  
1304 of fees to be paid by each food establishment as a condition of  
1305 issuance or renewal of a food permit. Such fees may not exceed  
1306 \$650 and must be used solely for the recovery of costs for the  
1307 services provided, except that the fee accompanying an  
1308 application for a food permit for operating a bottled water  
1309 plant may not exceed \$1,000 and the fee accompanying an  
1310 application for a food permit for operating a packaged ice plant  
1311 may not exceed \$250. The fee for operating a bottled water plant  
1312 or a packaged ice plant must be set by rule of the department.  
1313 Food permits are not transferable from one person or physical  
1314 location to another. Food permits must be renewed in accordance  
1315 with subparagraphs 1.-3. If an application for renewal of a food  
1316 permit is not received by the department on or before its due

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1317 date, a late fee not exceeding \$100 must be paid in addition to  
1318 the food permit fee before the department may issue the food  
1319 permit. The moneys collected must be deposited in the General  
1320 Inspection Trust Fund.

1321 1. A food permit issued to a new food establishment ~~on or~~  
1322 ~~after September 1, 2023,~~ is valid for 1 calendar year after the  
1323 date of issuance and must be renewed annually on or before that  
1324 date thereafter.

1325 2. ~~Effective January 1, 2024,~~ A food permit issued before  
1326 September 1, 2023, expires on the month and day the initial  
1327 permit was issued to the food establishment and must be renewed  
1328 annually on or before that date thereafter. The department may  
1329 charge a prorated permit fee for purposes of this subparagraph.

1330 3. The department may establish a single permit renewal  
1331 date for multiple food establishments owned by the same entity  
1332 ~~The owner of 100 or more permitted food establishment locations~~  
1333 ~~may elect to set the expiration of food permits for such~~  
1334 ~~establishments as December 31 of each calendar year.~~

1335 **Section 49. Section 500.166, Florida Statutes, is amended**  
1336 **to read:**

1337 500.166 Records of interstate shipment.—For the purpose of  
1338 enforcing this chapter, carriers engaged in interstate commerce  
1339 and persons receiving food in interstate commerce shall retain  
1340 all records for 3 years from the date of the record showing the  
1341 movement in interstate commerce of any food, and the quantity,

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1342 shipper and consignee thereof and, upon the request by an  
1343 officer or employee duly designated by the department, permit  
1344 the officer or employee to have access to and to copy all  
1345 records showing the movement in interstate commerce of any food,  
1346 and the quantity, shipper, and consignee thereof.

1347 **Section 50. Subsection (1) of section 500.172, Florida**  
1348 **Statutes, is amended to read:**

1349 500.172 Embargoing, detaining, destroying of food, food  
1350 processing equipment, or areas that are in violation.—

1351 (1) When the department, or its duly authorized agent who  
1352 has received appropriate education and training regarding the  
1353 legal requirements of this chapter, finds or has probable cause  
1354 to believe that any food, food processing equipment, food  
1355 processing area, or food storage area is in violation of this  
1356 chapter or any rule adopted under this chapter so as to be  
1357 dangerous, unwholesome, mislabeled, fraudulent, or insanitary  
1358 within the meaning of this chapter, an agent of the department  
1359 may issue and enforce a stop-sale, stop-use, removal, or hold  
1360 order, which order gives notice that such article, processing  
1361 equipment, processing area, or storage area is or is suspected  
1362 of being in violation and has been detained or embargoed and  
1363 which order warns all persons not to remove, use, or dispose of  
1364 such article, processing equipment, processing area, or storage  
1365 area by sale or otherwise until permission for removal, use, or  
1366 disposal is given by the department or the court. The department

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1367 is authorized to enter into a written agreement with the owner  
1368 of such food, food processing equipment, food processing area,  
1369 or food storage area, or otherwise facilitate the destruction of  
1370 any article found or suspected by the department to be in  
1371 violation of this section. A person may not remove, use, or  
1372 dispose of such detained or embargoed article, processing  
1373 equipment, processing area, or storage area by sale or otherwise  
1374 without such permission from or in accordance with a written  
1375 agreement with the department.

1376 **Section 51. Section 500.75, Florida Statutes, is created**  
1377 **to read:**

1378 500.75 Mushroom spores and mycelium; offenses.—It is  
1379 unlawful to transport, import, sell, offer for sale, furnish, or  
1380 give away spores or mycelium capable of producing mushrooms or  
1381 other material which will contain a controlled substance,  
1382 including psilocybin or psilocyn, during its lifecycle. A person  
1383 who transports, imports into this state, sells, offers for sale,  
1384 furnishes, gives away, or offers to transport, import into this  
1385 state, sell, furnish, or give away any spores or mycelium  
1386 capable of producing mushrooms or other material which will  
1387 contain a controlled substance commits a misdemeanor of the  
1388 first degree, punishable as provided in s. 775.082 or s.  
1389 775.083.

1390 **Section 52. Section 500.93, Florida Statutes, is created**  
1391 **to read:**

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1392 500.93 Mislabeling of plant-based products as milk, meat,  
1393 poultry, or eggs.—

1394 (1) As used in this section, the term:

1395 (a) "Egg" and "egg product" have the same meanings as in  
1396 21 U.S.C. s. 1033 and the Egg Products Inspection Act.

1397 (b) "FDA" means the United States Food and Drug  
1398 Administration.

1399 (c) "Meat" has the same meaning as in 9 C.F.R. s. 301.2  
1400 and the Federal Meat Inspection Act.

1401 (d) "Milk" has the same meaning as in 21 C.F.R. s. 131.110  
1402 and the Grade "A" pasteurized milk ordinance.

1403 (e) "Poultry" and "poultry product" have the same meanings  
1404 as in 9 C.F.R. s. 381.1 and the Poultry Products Inspection Act.

1405 (2) (a) In accordance with the established standard of  
1406 identity for milk defined in 21 C.F.R. s. 131.110 and the Grade  
1407 "A" pasteurized milk ordinance, the department shall adopt rules  
1408 to enforce the FDA's standard of identity for milk, as adopted  
1409 in state law, to prohibit the sale of plant-based products  
1410 mislabeled as milk in this state.

1411 (b) This subsection is effective upon the enactment into  
1412 law of a mandatory labeling requirement to prohibit the sale of  
1413 plant-based products mislabeled as milk that is consistent with  
1414 this section by any 11 of the group of 14 states composed of  
1415 Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana,  
1416 Maryland, Mississippi, Oklahoma, South Carolina, Tennessee,

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1417 Texas, Virginia, and West Virginia.

1418 (3) (a) In accordance with the established standard of  
1419 identity for meat defined in 9 C.F.R. s. 301.2 and the Federal  
1420 Meat Inspection Act, and both poultry and poultry products  
1421 defined in 9 C.F.R. s. 381.1 and the Poultry Products Inspection  
1422 Act, the department shall adopt rules to enforce the FDA's  
1423 standard of identity for meat, poultry, and poultry products as  
1424 adopted in this section, to prohibit the sale of plant-based  
1425 products mislabeled as meat, poultry, or poultry products in  
1426 this state.

1427 (b) This subsection is effective upon the enactment into  
1428 law of a mandatory labeling requirement to prohibit the sale of  
1429 plant-based products mislabeled as meat, poultry, or poultry  
1430 products which is consistent with this section by any 11 of the  
1431 group of 14 states composed of Alabama, Arkansas, Florida,  
1432 Georgia, Kentucky, Louisiana, Maryland, Mississippi, Oklahoma,  
1433 South Carolina, Tennessee, Texas, Virginia, and West Virginia.

1434 (4) (a) In accordance with the established standard of  
1435 identity for eggs and egg products defined in 21 U.S.C. s. 1033  
1436 and the Egg Products Inspection Act, the department shall adopt  
1437 rules to enforce the FDA's standard of identity for eggs and egg  
1438 products, as adopted in state law, to prohibit the sale of  
1439 plant-based products mislabeled as egg or egg products in this  
1440 state.

1441 (b) This subsection is effective upon the enactment into

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1442 law of a mandatory labeling requirement to prohibit the sale of  
1443 plant-based products mislabeled as egg or egg products that is  
1444 consistent with this section by any 11 of the group of 14 states  
1445 composed of Alabama, Arkansas, Florida, Georgia, Kentucky,  
1446 Louisiana, Maryland, Mississippi, Oklahoma, South Carolina,  
1447 Tennessee, Texas, Virginia, and West Virginia.

1448 (5) The Department of Agriculture and Consumer Services  
1449 shall notify the Division of Law Revision upon the enactment  
1450 into law by any 11 of the group of 14 states composed of  
1451 Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana,  
1452 Maryland, Mississippi, Oklahoma, South Carolina, Tennessee,  
1453 Texas, Virginia, and West Virginia of the mandatory labeling  
1454 requirements pursuant to subsections (2) and (3).

1455 (6) The department shall adopt rules to implement this  
1456 section.

1457 (7) This section does not limit the department's authority  
1458 to enforce its laws and regulations.

1459 **Section 53.** Section 501.135, Florida Statutes, is  
1460 repealed.

1461 **Section 54. Subsection (1) of section 501.912, Florida**  
1462 **Statutes, is amended to read:**

1463 501.912 Definitions.—As used in ss. 501.91-501.923:

1464 (1) "Antifreeze" means any substance or preparation,  
1465 including, but not limited to, coolant, antifreeze-coolant,  
1466 antifreeze and summer coolant, or summer coolant, that is sold,

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1467 distributed, or intended for use:

1468 (a) As the cooling liquid, or to be added to the cooling  
1469 liquid, in the cooling system of ~~internal combustion engines of~~  
1470 motor vehicles to prevent freezing of the cooling liquid or to  
1471 lower its freezing point; or

1472 (b) To raise the boiling point of water, aid in vehicle  
1473 component cooling, or for the prevention of engine overheating,  
1474 whether or not the liquid is used as a year-round cooling system  
1475 fluid.

1476 **Section 55. Section 525.19, Florida Statutes, is created**  
1477 **to read:**

1478 525.19 Petroleum registration.—

1479 (1) The department shall create an annual petroleum  
1480 registration program for petroleum owners or operators and shall  
1481 adopt rules detailing the requirements for such registration  
1482 that include, at minimum:

1483 (a) Name of the petroleum owner or operator;

1484 (b) Address of the petroleum owner or operator;

1485 (c) Phone number of the petroleum owner or operator;

1486 (d) E-mail address of the petroleum owner or operator;

1487 (e) Requirements for the transfer switch;

1488 (f) Fuel and petroleum infrastructure; and

1489 (g) Fuel and petroleum inventory and delivery information.

1490 (2) The registration program must be free for all  
1491 registrants.

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1492 (3) The department has the authority to require  
1493 registrants to provide updates related to the status of  
1494 infrastructure, inventory, and delivery information during a  
1495 state of emergency as declared by an executive order issued by  
1496 the Governor.

1497 **Section 56. Section 526.147, Florida Statutes, is created**  
1498 **to read:**

1499 526.147 Florida Retail Fuel Transfer Switch Modernization  
1500 Grant Program.—

1501 (1)(a) There is created, subject to appropriation, the  
1502 Florida Retail Fuel Transfer Switch Modernization Grant Program  
1503 within the Department of Agriculture and Consumer Services.

1504 (b) The grant program shall provide grant funds, not to  
1505 exceed \$10,000 per retail fuel facility, to be used for  
1506 installation and equipment costs related to installing or  
1507 modernizing transfer switch infrastructure at retail fuel  
1508 facilities to allow for the continuity of fueling operations  
1509 under generated power.

1510 (c) The department shall award funds based upon the  
1511 following criteria:

1512 1. Up to \$10,000, of costs for transfer switch purchase  
1513 and installation for retail fuel locations in fiscally  
1514 constrained counties as designated under s. 218.67(1).

1515 2. Up to \$5,000, of costs for transfer switch purchase and  
1516 installation for all other retail fuel locations.

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1517 (d) Retail fuel facilities which are awarded grant funds  
1518 must comply with s. 526.143 and must install a transfer switch  
1519 capable of operating all fuel pumps, dispensing equipment, life  
1520 safety systems, and payment acceptance equipment using an  
1521 alternative generated power source.

1522 (e) Before being awarded funding from the department,  
1523 retail fuel facilities must provide documentation on transfer  
1524 switch installation and required generator sizing to the  
1525 department.

1526 (f) Marinas and fueling facilities with fewer than 4  
1527 fueling positions are excluded from being awarded funding  
1528 through this program.

1529 (g) Fueling facilities subject to s. 526.143(2) are  
1530 excluded from being awarded funding through this program.

1531 (2) The department, in consultation with the Division of  
1532 Emergency Management, shall adopt rules to implement and  
1533 administer this section, including establishing grant  
1534 application processes for the Florida Retail Fuel Transfer  
1535 Switch Modernization Grant Program. The rules must include  
1536 application deadlines and establish the supporting documentation  
1537 necessary to be provided to the department.

1538 **Section 57. Section 531.48, Florida Statutes, is amended**  
1539 **to read:**

1540 531.48 Declarations of unit price on random packages.—In  
1541 addition to the declarations required by s. 531.47, any package

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1542 being one of a lot containing random weights of the same  
1543 commodity must and bearing the total selling price of the  
1544 ~~package shall~~ bear on the outside of the package a plain and  
1545 conspicuous declaration of the price per single unit of weight  
1546 and the total retail price of the package, as defined by  
1547 department rule.

1548 **Section 58. Section 531.49, Florida Statutes, is amended**  
1549 **to read:**

1550 531.49 Advertising packages for sale.—~~Whenever~~ A packaged  
1551 commodity ~~is advertised in any manner with the retail price~~  
1552 ~~stated, there shall be~~ closely and conspicuously associated with  
1553 the retail price must have a declaration of quantity as is  
1554 required by law or rule to appear on the package.

1555 **Section 59. Subsection (10) of section 564.06, Florida**  
1556 **Statutes, is amended to read:**

1557 564.06 Excise taxes on wines and beverages.—

1558 (10) Fifty percent of all revenues collected from the  
1559 excise taxes imposed by this section on wine produced by  
1560 manufacturers in this state from products grown in the state  
1561 must be deposited into the Florida Wine ~~Viticulture~~ Trust Fund  
1562 established pursuant to s. 599.012.

1563 **Section 60. Subsections (44), (45), and (46) of section**  
1564 **570.07, Florida Statutes, are renumbered as subsections (47),**  
1565 **(48), and (49), respectively, and new subsections (44), (45),**  
1566 **and (46) are added to that section, to read:**

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1567 570.07 Department of Agriculture and Consumer Services;  
1568 functions, powers, and duties.—The department shall have and  
1569 exercise the following functions, powers, and duties:

1570 (44) (a) To foster and encourage the employment and  
1571 retention of qualified veterinary pathologists. The department  
1572 may reimburse the educational expenses of qualified veterinary  
1573 pathologists who enter into an agreement with the department to  
1574 retain employment for a specified period of time.

1575 (b) The department shall adopt rules to administer this  
1576 subsection.

1577 (45) Subject to appropriation, to extend state and  
1578 national Future Farmers of America opportunities to any public  
1579 school student enrolled in agricultural education, at little or  
1580 no cost to the student or school district, and to support  
1581 statewide Future Farmers of America programming that helps such  
1582 students develop their potential for premier leadership,  
1583 personal growth, and career success.

1584 (46) (a) Notwithstanding ss. 287.042 and 287.057, to use  
1585 contracts procured by another agency.

1586 (b) As used in this subsection, the term "agency" has the  
1587 same meaning as provided in s. 287.012.

1588 **Section 61. Subsection (2) of section 570.544, Florida**  
1589 **Statutes, is amended to read:**

1590 570.544 Division of Consumer Services; director; powers;  
1591 processing of complaints; records.—

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1592 (2) The director shall supervise, direct, and coordinate  
1593 the activities of the division and shall, under the direction of  
1594 the department, enforce the provisions of ss. 366.94 and ss.  
1595 604.15-604.34 and chapters 177, 472, 496, 501, 507, 525, 526,  
1596 527, 531, 534, 535, 539, 559, 616, 692, 817, and 849.

1597 **Section 62. Section 570.546, Florida Statutes, is created**  
1598 **to read:**

1599 570.546 Licensing.-

1600 (1) The department is authorized to:

1601 (a) Create a process for the bulk renewal of licenses  
1602 which will allow licensees the ability, upon request, to submit  
1603 all license applications of the same type, notwithstanding any  
1604 provisions of law applicable to each application process.

1605 (b) Create a process that will allow licensees, upon  
1606 request, to align the expiration dates of licenses within a  
1607 statutory program.

1608 (c) Change the expiration dates for current licensees for  
1609 the purpose of reducing large numbers of license expirations  
1610 that occur during the same month.

1611 (2) The department shall prorate any licensing fee for  
1612 which the term of the license was reduced for the purposes of  
1613 alignment.

1614 (3) The department shall adopt rules to implement this  
1615 section.

1616 **Section 63. Section 570.694, Florida Statutes, is created**

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1617 **to read:**

1618 570.694 Florida Aquaculture Foundation.—

1619 (1) The Florida Aquaculture Foundation is established as a  
1620 direct-support organization within the Department of Agriculture  
1621 and Consumer Services. The purpose of the foundation is to:

1622 (a) Conduct programs and activities related to the  
1623 assistance, promotion, and furtherance of aquaculture and  
1624 aquaculture producers in this state.

1625 (b) Identify and pursue methods to provide statewide  
1626 resources and materials for these programs.

1627 (2) The foundation shall be governed by s. 570.691.

1628 (3) The department is authorized to appoint an advisory  
1629 committee adjunct to the foundation pursuant to s. 570.232.

1630 **Section 64. Section 570.822, Florida Statutes, is amended**

1631 **to read:**

1632 570.822 Agriculture and Aquaculture Producers Emergency  
1633 Natural Disaster Recovery Loan Program.—

1634 (1) DEFINITIONS.—As used in this section, the term:

1635 (a) "Bona fide farm operation" means a farm operation  
1636 engaged in a good faith commercial agricultural use of land on  
1637 land classified as agricultural pursuant to s. 193.461 or on  
1638 sovereign submerged land that is leased to the applicant by the  
1639 department pursuant to s. 597.010 and that produces agricultural  
1640 products within the definition of agriculture under s. 570.02.

1641 (b) "Declared emergency ~~natural disaster~~" means an

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1642 emergency ~~a natural disaster~~ for which a state of emergency is  
1643 declared pursuant to s. 252.36 or s. 570.07(21).

1644 (c) "Department" means the Department of Agriculture and  
1645 Consumer Services.

1646 (d) "Essential physical property" means fences; equipment;  
1647 structural production facilities, such as shade houses and  
1648 greenhouses; or other agriculture or aquaculture facilities or  
1649 infrastructure.

1650 (e) "Program" means the Agriculture and Aquaculture  
1651 Producers Emergency ~~Natural Disaster~~ Recovery Loan Program.

1652 (2) USE OF LOAN FUNDS; LOAN TERMS.—

1653 (a) The program is established within the department to  
1654 make loans to agriculture and aquaculture producers that have  
1655 experienced damage or destruction from a declared emergency  
1656 ~~natural disaster~~. Loan funds may be used to restore, repair, ~~or~~  
1657 replace essential physical property or remove vegetative debris  
1658 from essential physical property, or restock aquaculture. A  
1659 structure or building constructed using loan proceeds must  
1660 comply with storm-hardening standards for nonresidential farm  
1661 buildings as defined in s. 604.50(2). The department shall adopt  
1662 such standards by rule.

1663 (b) The department may make a low-interest or interest-  
1664 free loan to an eligible applicant. The maximum amount that an  
1665 applicant may receive during the application period for a loan  
1666 is \$500,000. An applicant may not receive more than one loan per

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1667 application period and no more than two loans per year or no  
1668 more than five loans in any 3-year period. A loan term is 10  
1669 years.

1670 (3) ELIGIBLE APPLICANTS.—To be eligible for the program,  
1671 an applicant must:

1672 (a) Own or lease a bona fide farm operation that is  
1673 located in a county named in a declared emergency ~~natural~~  
1674 ~~disaster~~ and that was damaged or destroyed as a result of such  
1675 declared emergency ~~natural~~ ~~disaster~~.

1676 (b) Maintain complete and acceptable farm records,  
1677 pursuant to criteria published by the department, and present  
1678 them as proof of production levels and bona fide farm  
1679 operations.

1680 (4) LOAN APPLICATION AND AGREEMENT.—

1681 (a) Requests for loans must be made by application to the  
1682 department. Upon a determination that funding for loans is  
1683 available, the department shall publicly notice an application  
1684 period for the declared emergency ~~natural~~ ~~disaster~~, beginning  
1685 within 60 days after the date of the declared emergency ~~natural~~  
1686 ~~disaster~~ and running up to 1 year after the date of the declared  
1687 emergency ~~natural~~ ~~disaster~~ or until all available loan funds are  
1688 exhausted, whichever occurs first. The application may be  
1689 renewed upon a determination from the department and pursuant to  
1690 an active declared emergency.

1691 (b) An applicant must demonstrate the need for financial

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1692 assistance and an ability to repay or meet a standard credit  
1693 rating determined by the department.

1694 (c) Loans must be made pursuant to written agreements  
1695 specifying the terms and conditions agreed to by the approved  
1696 applicant and the department. The loan agreement must specify  
1697 that the loan is due upon sale if the property or other  
1698 collateral for the loan is sold.

1699 (d) An approved applicant must agree to stay in production  
1700 for the duration of the loan. A loan is not assumable.

1701 (5) LOAN SECURITY REQUIREMENTS.—All loans must be secured  
1702 by a lien, subordinate only to any mortgage held by a financial  
1703 institution as defined in s. 655.005, on property or other  
1704 collateral as set forth in the loan agreement. The specific type  
1705 of collateral required may vary depending upon the loan purpose,  
1706 repayment ability, and the particular circumstances of the  
1707 applicant. The department shall record the lien in public  
1708 records in the county where the property is located and, in the  
1709 case of personal property, perfect the security interest by  
1710 filing appropriate Uniform Commercial Code forms with the  
1711 Florida Secured Transaction Registry as required pursuant to  
1712 chapter 679.

1713 (6) LOAN REPAYMENT.—

1714 (a) A loan is due and payable in accordance with the terms  
1715 of the loan agreement.

1716 (b) The department shall defer payments for the first 3

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1717 years of the loan. After 3 years, the department shall reduce  
1718 the principal balance annually through the end of the loan term  
1719 such that the original principal balance is reduced by 30  
1720 percent. If the principal balance is repaid before the end of  
1721 the 10th year, the applicant may not be required to pay more  
1722 than 70 percent of the original principal balance. The approved  
1723 applicant must continue to be actively engaged in production in  
1724 order to receive the original principal balance reductions and  
1725 must continue to meet the loan agreement terms to the  
1726 satisfaction of the department.

1727 (c) An approved applicant may make payments on the loan at  
1728 any time without penalty. Early repayment is encouraged as other  
1729 funding sources or revenues become available to the approved  
1730 applicant.

1731 (d) All repayments of principal and interest, if  
1732 applicable, received by the department in a fiscal year must be  
1733 returned to the loan fund and made available for loans to other  
1734 applicants in the next application period.

1735 (e) The department may periodically review an approved  
1736 applicant to determine whether he or she continues to be in  
1737 compliance with the terms of the loan agreement. If the  
1738 department finds that an applicant is no longer in production or  
1739 has otherwise violated the loan agreement, the department may  
1740 seek repayment of the full original principal balance  
1741 outstanding, including any interest or costs, as applicable, and

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1742 excluding any applied or anticipated original principal balance  
1743 reductions.

1744 (f) The department may defer or waive loan payments if at  
1745 any time during the repayment period of a loan, the approved  
1746 applicant experiences a significant hardship such as crop loss  
1747 from a weather-related event or from impacts from a natural  
1748 disaster or declared emergency.

1749 (7) ADMINISTRATION.—

1750 (a) The department shall create and maintain a separate  
1751 account in the General Inspection Trust Fund as a fund for the  
1752 program. All repayments must be returned to the loan fund and  
1753 made available as provided in this section. Notwithstanding s.  
1754 216.301, funds appropriated for the loan program are not subject  
1755 to reversion. The department shall manage the fund, establishing  
1756 loan practices that must include, but are not limited to,  
1757 procedures for establishing loan interest rates, uses of  
1758 funding, application procedures, and application review  
1759 procedures. The department is authorized to contract with a  
1760 third-party administrator to administer the program and manage  
1761 the loan fund. A contract for a third-party administrator that  
1762 includes management of the loan fund must, at a minimum, require  
1763 maintenance of the loan fund to ensure that the program may  
1764 operate in a revolving manner.

1765 (b) The department shall coordinate with other state  
1766 agencies and other entities to ensure to the greatest extent

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1767 possible that agriculture and aquaculture producers in this  
1768 state have access to the maximum financial assistance available  
1769 following a declared emergency ~~natural disaster~~. The  
1770 coordination must endeavor to ensure that there is no  
1771 duplication of financial assistance between the loan program and  
1772 other funding sources, such as any federal or other state  
1773 programs, including public assistance requests to the Federal  
1774 Emergency Management Agency or financial assistance from the  
1775 United States Department of Agriculture, which could render the  
1776 approved applicant ineligible for other financial assistance.

1777 (8) PUBLIC RECORDS EXEMPTION.—

1778 (a) The following information held by the department  
1779 pursuant to its administration of the program is exempt from s.  
1780 119.07(1) and s. 24(a), Art. I of the State Constitution:

1781 1. Tax returns.

1782 2. Credit history information, credit reports, and credit  
1783 scores.

1784 (b) This subsection does not prohibit the disclosure of  
1785 information held by the department pursuant to its  
1786 administration of the program in an aggregated and anonymized  
1787 format.

1788 (c) This subsection is subject to the Open Government  
1789 Sunset Review Act in accordance with s. 119.15 and shall stand  
1790 repealed on October 2, 2029, unless reviewed and saved from  
1791 repeal through reenactment by the Legislature.

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1792 (9) RULES.—The department shall adopt rules to implement  
1793 this section.

1794 (10) REPORTS.—By December 1, 2024, and each December 1  
1795 thereafter, the department shall provide a report on program  
1796 activities during the previous fiscal year to the President of  
1797 the Senate and the Speaker of the House of Representatives. The  
1798 report must include information on noticed application periods,  
1799 the number and value of loans awarded under the program for each  
1800 application period, the number and value of loans outstanding,  
1801 the number and value of any loan repayments received, and an  
1802 anticipated repayment schedule for all loans.

1803 (11) SUNSET.—This section expires July 1, 2043, unless  
1804 reviewed and saved from repeal through reenactment by the  
1805 Legislature.

1806 **Section 65. Section 570.823, Florida Statutes, is created**  
1807 **to read:**

1808 570.823 Silviculture emergency recovery program.—

1809 (1) DEFINITIONS.—As used in this section, the term:

1810 (a) "Bona fide farm operation" means a farm operation  
1811 engaged in a good faith commercial agricultural use of land on  
1812 land classified as agricultural pursuant to s. 193.461 that  
1813 produces agricultural products within the definition of  
1814 agriculture under s. 570.02.

1815 (b) "Declared emergency" means an emergency for which a  
1816 state of emergency is declared pursuant to s. 252.36 or s.

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1817 570.07(21).

1818 (c) "Department" means the Department of Agriculture and  
1819 Consumer Services.

1820 (d) "Program" means the silviculture emergency recovery  
1821 program.

1822 (2) USE OF GRANT FUNDS; GRANT TERMS.-

1823 (a) The silviculture emergency recovery program is  
1824 established within the department to administer a grant program  
1825 to assist timber landowners whose timber land was damaged as a  
1826 result of a declared emergency. Grants provided to eligible  
1827 timber landowners must be used for:

1828 1. Timber stand restoration, including downed tree removal  
1829 on land which will retain the existing trees on site which are  
1830 lightly or completely undamaged;

1831 2. Site preparation, and tree replanting; or

1832 3. Road and trail clearing on private timber lands to  
1833 provide emergency access and facilitate salvage operations.

1834 (b) Only timber land located on lands classified as  
1835 agricultural lands under s. 193.461 are eligible for the  
1836 program.

1837 (c) The department shall coordinate with state agencies  
1838 and other entities to ensure to the greatest extent possible  
1839 that timber landowners have access to the maximum financial  
1840 assistance available following a specified declared emergency.

1841 The coordination must endeavor to ensure that there is no

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1842 duplication of financial assistance between these funds and  
1843 other funding sources, such as any federal or other state  
1844 programs, including public assistance requests to the Federal  
1845 Emergency Management Agency or financial assistance from the  
1846 United States Department of Agriculture, which would render the  
1847 approved applicant ineligible for other financial assistance.

1848 (d) The department is authorized to adopt rules to  
1849 implement this section, including emergency rules.

1850 Notwithstanding any other provision of law, emergency rules  
1851 adopted pursuant to this subsection are effective for 6 months  
1852 after adoption and may be renewed during the pendency of  
1853 procedures to adopt permanent rules addressing the subject of  
1854 the emergency rules.

1855 **Section 66. Subsections (6) and (7) of section 581.1843,**  
1856 **Florida Statutes, are renumbered as subsections (5) and (6),**  
1857 **respectively, and subsection (2) and present subsection (5) of**  
1858 **that section are amended, to read:**

1859 581.1843 Citrus nursery stock propagation and production  
1860 and the establishment of regulated areas around citrus  
1861 nurseries.—

1862 (2) Effective January 1, 2007, it is unlawful for any  
1863 person to propagate for sale or movement any citrus nursery  
1864 stock that was not propagated or grown on a site and within a  
1865 protective structure approved by the department ~~and that is not~~  
1866 ~~at least 1 mile away from commercial citrus groves. A citrus~~

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1867 ~~nursery registered with the department prior to April 1, 2006,~~  
1868 ~~shall not be required to comply with the 1-mile setback from~~  
1869 ~~commercial citrus groves while continuously operating at the~~  
1870 ~~same location for which it was registered. However, the nursery~~  
1871 ~~shall be required to propagate citrus within a protective~~  
1872 ~~structure approved by the department. Effective January 1, 2008,~~  
1873 ~~it is shall be unlawful to distribute any citrus nursery stock~~  
1874 ~~that was not produced in a protective structure approved by the~~  
1875 ~~department.~~

1876 ~~(5) The department shall establish regulated areas around~~  
1877 ~~the perimeter of commercial citrus nurseries that were~~  
1878 ~~established on sites after April 1, 2006, not to exceed a radius~~  
1879 ~~of 1 mile. The planting of citrus in an established regulated~~  
1880 ~~area is prohibited. The planting of citrus within a 1-mile~~  
1881 ~~radius of commercial citrus nurseries that were established on~~  
1882 ~~sites prior to April 1, 2006, must be approved by the~~  
1883 ~~department. Citrus plants planted within a regulated area prior~~  
1884 ~~to the establishment of the regulated area may remain in the~~  
1885 ~~regulated area unless the department determines the citrus~~  
1886 ~~plants to be infected or infested with citrus canker or citrus~~  
1887 ~~greening. The department shall require the removal of infected~~  
1888 ~~or infested citrus, nonapproved planted citrus, and citrus that~~  
1889 ~~has sprouted by natural means in regulated areas. The property~~  
1890 ~~owner shall be responsible for the removal of citrus planted~~  
1891 ~~without proper approval. Notice of the removal of citrus trees,~~

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1892 ~~by immediate final order of the department, shall be provided to~~  
1893 ~~the owner of the property on which the trees are located. An~~  
1894 ~~immediate final order issued by the department under this~~  
1895 ~~section shall notify the property owner that the citrus trees,~~  
1896 ~~which are the subject of the immediate final order, must be~~  
1897 ~~removed and destroyed unless the property owner, no later than~~  
1898 ~~10 days after delivery of the immediate final order, requests~~  
1899 ~~and obtains a stay of the immediate final order from the~~  
1900 ~~district court of appeal with jurisdiction to review such~~  
1901 ~~requests. The property owner shall not be required to seek a~~  
1902 ~~stay from the department of the immediate final order prior to~~  
1903 ~~seeking a stay from the district court of appeal.~~

1904 **Section 67.** Sections 593.101, 593.102, 593.103, 593.104,  
1905 593.105, 593.106, 593.107, 593.108, 593.109, 593.11, 593.111,  
1906 593.112, 593.113, 593.114, 593.1141, 593.1142, 593.115, 593.116,  
1907 and 593.117, Florida Statutes, are repealed.

1908 **Section 68. Subsection (11) of section 595.404, Florida**  
1909 **Statutes, is amended to read:**

1910 595.404 School food and other nutrition programs; powers  
1911 and duties of the department.—The department has the following  
1912 powers and duties:

1913 (11) To adopt and implement an appeal process by rule, as  
1914 required by federal regulations, for applicants and participants  
1915 under the programs implemented pursuant to this chapter,  
1916 notwithstanding ss. 120.569, 120.57-120.595, and 120.68 ~~ss.~~

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1917 | ~~120.569 and 120.57-120.595.~~

1918 |       **Section 69. Section 599.002, Florida Statutes, is amended**  
1919 | **to read:**

1920 |       599.002 Florida Wine ~~Viticulture~~ Advisory Council.—

1921 |       (1) There is created within the Department of Agriculture  
1922 | and Consumer Services the Florida Wine ~~Viticulture~~ Advisory  
1923 | Council, to be composed ~~consist~~ of eight members as follows: the  
1924 | president of the Florida Wine and Grape Growers Association  
1925 | ~~Florida Grape Growers' Association~~ or a designee thereof; a  
1926 | representative from the Institute of Food and Agricultural  
1927 | Sciences; a representative from the viticultural science program  
1928 | at Florida Agricultural and Mechanical University; and five  
1929 | additional commercial members, to be appointed for a 2-year term  
1930 | each by the Commissioner of Agriculture, including a wine  
1931 | producer, a fresh fruit producer, a nonwine product (juice,  
1932 | jelly, pie fillings, etc.) producer, and a viticultural nursery  
1933 | operator.

1934 |       (2) The meetings, powers and duties, procedures, and  
1935 | recordkeeping of the Florida Wine ~~Viticulture~~ Advisory Council  
1936 | shall be pursuant to s. 570.232.

1937 |       (3) The primary responsibilities of the Florida Wine  
1938 | ~~Viticulture~~ Advisory Council are to submit to the Commissioner  
1939 | of Agriculture, annually, the industry's recommendations for  
1940 | wine and viticultural research, promotion, and education and, as  
1941 | necessary, the industry's recommendations for revisions to the

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1942 State Wine Viticulture Plan.

1943 **Section 70. Section 599.003, Florida Statutes, is amended**  
1944 **to read:**

1945 599.003 State Wine Viticulture Plan.—

1946 (1) The Commissioner of Agriculture, in consultation with  
1947 the Florida Wine Viticulture Advisory Council, shall develop and  
1948 coordinate the implementation of the State Wine Viticulture  
1949 Plan, which shall identify problems and constraints of the wine  
1950 and viticulture industry, propose possible solutions to those  
1951 problems, and develop planning mechanisms for the orderly growth  
1952 of the industry, including:

1953 (a) Criteria for wine and viticultural research, service,  
1954 and management priorities.

1955 (b) Additional proposed legislation that may be required.

1956 (c) Plans and goals to improve research and service  
1957 capabilities at Florida Agricultural and Mechanical University  
1958 and the University of Florida in their efforts to address  
1959 current and future needs of the industry.

1960 (d) The potential for viticulture products in terms of  
1961 market and needs for development.

1962 (e) Evaluation of wine policy alternatives, including, but  
1963 not limited to, continued improvement in wine quality, blending  
1964 considerations, promotion and advertising, labeling and vineyard  
1965 designations, and development of production and marketing  
1966 strategies.

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1967 (f) Evaluation of production and fresh fruit policy  
1968 alternatives, including, but not limited to, setting minimum  
1969 grades and standards, promotion and advertising, development of  
1970 production and marketing strategies, and setting minimum  
1971 standards on types and quality of nursery plants.

1972 (g) Evaluation of policy alternatives for nonwine  
1973 processed products, including, but not limited to, setting  
1974 minimum quality standards and development of production and  
1975 marketing strategies.

1976 (h) Research and service priorities for further  
1977 development of the wine and viticulture industry.

1978 (i) The identification of state agencies and public and  
1979 private institutions concerned with research, education,  
1980 extension, services, planning, promotion, and marketing  
1981 functions related to wine and viticultural development and the  
1982 delineation of contributions and responsibilities.

1983 (j) Business planning, investment potential, financial  
1984 risks, and economics of production and utilization.

1985 (2) A revision and update of the State Wine Viticulture  
1986 Plan must ~~shall~~ be submitted biennially to the President of the  
1987 Senate, the Speaker of the House of Representatives, and the  
1988 chairs of appropriate committees of the Senate and House of  
1989 Representatives, and a progress report and budget request must  
1990 ~~shall~~ be submitted annually.

1991 **Section 71. Paragraph (a) of subsection (2) and subsection**



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1992 **(3) of section 599.004, Florida Statutes, are amended, and**  
1993 **paragraph (d) is added to subsection (2) of that section, to**  
1994 **read:**

1995 599.004 Florida Farm Winery Program; registration; logo;  
1996 fees.—

1997 (2) (a) The department, in coordination with the Florida  
1998 Wine Viticulture Advisory Council, shall develop and designate  
1999 by rule a Florida Farm Winery logo, emblem, and directional sign  
2000 to guide the public to certified Florida Farm Wineries ~~Winery~~  
2001 ~~tourist attractions~~. The logo and emblem of certified Florida  
2002 Farm Winery signs must ~~shall~~ be uniform.

2003 (d) Wineries that fail to recertify annually or pay the  
2004 licensing fee required in paragraph (c) are subject to having  
2005 the signs referenced in paragraph (b) removed and will be  
2006 responsible for all costs incurred by the Department of  
2007 Transportation in connection with the removal.

2008 (3) All fees collected, except as otherwise provided by  
2009 this section, shall be deposited into the Florida Wine  
2010 Viticulture Trust Fund and used to develop consumer information  
2011 on the native characteristics and proper use of wines.

2012 **Section 72. Section 599.012, Florida Statutes, is amended**  
2013 **to read:**

2014 599.012 Florida Wine ~~Viticulture~~ Trust Fund; creation.—

2015 (1) There is established the Florida Wine ~~Viticulture~~  
2016 Trust Fund within the Department of Agriculture and Consumer

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2017 Services. The department shall use the moneys deposited in the  
2018 trust fund pursuant to subsection (2) to do all the following:

2019 (a) Develop and coordinate the implementation of the State  
2020 Viticulture Plan.

2021 (b) Promote viticulture products manufactured from  
2022 products grown in the state.

2023 (c) Provide grants for viticultural research.

2024 (2) Fifty percent of the revenues collected from the  
2025 excise taxes imposed under s. 564.06 on wine produced by  
2026 manufacturers in this state from products grown in the state  
2027 will be deposited in the Florida Wine Viticulture Trust Fund in  
2028 accordance with that section.

2029 **Section 73. Subsection (1) of section 616.12, Florida**  
2030 **Statutes, is amended to read:**

2031 616.12 Licenses upon certain shows; distribution of fees;  
2032 exemptions.—

2033 (1) Each person who operates any traveling show,  
2034 exhibition, amusement enterprise, carnival, vaudeville, exhibit,  
2035 ~~minstrel~~, rodeo, theatrical, game or test of skill, riding  
2036 device, dramatic repertoire, other show or amusement, or  
2037 concession, including a concession operating in a tent,  
2038 enclosure, or other temporary structure, within the grounds of,  
2039 and in connection with, any annual public fair held by a fair  
2040 association shall pay the license taxes provided by law.

2041 However, if the association satisfies the requirements of this

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2042 chapter, including securing the required fair permit from the  
2043 department, the license taxes and local business tax authorized  
2044 in chapter 205 are waived and the department shall issue a tax  
2045 exemption certificate. The department shall adopt the proper  
2046 forms and rules to administer this section, including the  
2047 necessary tax exemption certificate, showing that the fair  
2048 association has met all requirements and that the traveling  
2049 show, exhibition, amusement enterprise, carnival, vaudeville,  
2050 exhibit, ~~minstrel~~, rodeo, theatrical, game or test of skill,  
2051 riding device, dramatic repertoire, other show or amusement, or  
2052 concession is exempt.

2053 **Section 74. Section 687.16, Florida Statutes, is created**  
2054 **to read:**

2055 687.16 Florida Farmer Financial Protection Act.—

2056 (1) SHORT TITLE.—This section may be cited as the "Florida  
2057 Farmer Financial Protection Act."

2058 (2) DEFINITIONS.—

2059 (a) "Agriculture producer" means a person or company  
2060 authorized to do business in this state and engaged in the  
2061 production of goods derived from plants or animals, including,  
2062 but not limited to, the growing of crops, silviculture, animal  
2063 husbandry, or the production of livestock or dairy products.

2064 (b) "Agritourism activity" has the same meaning as  
2065 provided in s. 570.86.

2066 (c) "Commissioner" means the Commissioner of Agriculture.

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2067 (d) "Company" means a for-profit organization,  
2068 association, corporation, partnership, joint venture, sole  
2069 proprietorship, limited partnership, limited liability  
2070 partnership, or limited liability company, including a wholly  
2071 owned subsidiary, majority-owned subsidiary, parent company, or  
2072 affiliate of those entities or business associations authorized  
2073 to do business in this state.

2074 (e) "Denies or restricts" means refusing to provide  
2075 services, terminating existing services, or restricting or  
2076 burdening the scope or nature of services offered or provided.

2077 (f) "Discriminate in the provision of financial services"  
2078 means to deny or restrict services and thereby decline to  
2079 provide financial services.

2080 (g) "ESG factor" means any factor or consideration that is  
2081 collateral to or not reasonably likely to affect or impact  
2082 financial risk and includes the promotion, furtherance, or  
2083 achievement of environmental, social, or political goals,  
2084 objectives, or outcomes, which may include the agriculture  
2085 producer's greenhouse gas emissions, use of fossil-fuel derived  
2086 fertilizer, or use of fossil-fuel powered machinery.

2087 (h) "Farm" means the land, buildings, support facilities,  
2088 machinery, and other appurtenances used in the production of  
2089 farm or aquaculture products.

2090 (i) "Financial institution" means a company authorized to  
2091 do business in this state which has total assets of more than

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2092 \$100 million and offers financial services. A financial  
2093 institution includes any affiliate or subsidiary company, even  
2094 if that affiliate or subsidiary company is also a financial  
2095 institution.

2096 (j) "Financial service" means any product or service that  
2097 is of a financial nature and is offered by a financial  
2098 institution.

2099 (3) FINANCIAL DISCRIMINATION; AGRICULTURAL PRODUCERS.—

2100 (a) A financial institution may not discriminate in the  
2101 provision of financial services to an agriculture producer  
2102 based, in whole or in part, upon an ESG factor.

2103 (b) If a financial institution has made any ESG commitment  
2104 related to agriculture, there is an inference that the  
2105 institution's denial or restriction of a financial service to an  
2106 agriculture producer violates paragraph (a).

2107 (c) A financial institution may overcome the inference in  
2108 paragraph (b) by demonstrating that its denial or restriction of  
2109 a financial service was based solely on documented risk  
2110 analysis, and not on any ESG factor.

2111 (4) ENFORCEMENT; COMPENSATORY DAMAGES.—The Attorney  
2112 General, in consultation with the Office of Financial  
2113 Regulation, is authorized to enforce subsection (3). Any  
2114 violation of subsection (3) constitutes an unfair trade practice  
2115 under part II of chapter 501 and the Attorney General is  
2116 authorized to investigate and seek remedies as provided in

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2117 general law. Actions for damages may be sought by an aggrieved  
2118 party.

2119 **Section 75. Paragraph (a) of subsection (3) of section**  
2120 **741.0305, Florida Statutes, is amended to read:**

2121 741.0305 Marriage fee reduction for completion of  
2122 premarital preparation course.—

2123 (3)(a) All individuals electing to participate in a  
2124 premarital preparation course shall choose from the following  
2125 list of qualified instructors:

2126 1. A psychologist licensed under chapter 490.  
2127 2. A clinical social worker licensed under chapter 491.  
2128 3. A marriage and family therapist licensed under chapter  
2129 491.

2130 4. A mental health counselor licensed under chapter 491.

2131 5. An official representative of a religious institution  
2132 which is recognized under s. 496.404 ~~s. 496.404(23)~~, if the  
2133 representative has relevant training.

2134 6. Any other provider designated by a judicial circuit,  
2135 including, but not limited to, school counselors who are  
2136 certified to offer such courses. Each judicial circuit may  
2137 establish a roster of area course providers, including those who  
2138 offer the course on a sliding fee scale or for free.

2139 **Section 76. Paragraph (h) of subsection (2), subsection**  
2140 **(3), paragraph (c) of subsection (6), and subsection (10) of**  
2141 **section 790.06, Florida Statutes, are amended to read:**

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2142 790.06 License to carry concealed weapon or concealed  
2143 firearm.—

2144 (2) The Department of Agriculture and Consumer Services  
2145 shall issue a license if the applicant:

2146 (h) Demonstrates competence with a firearm by any one of  
2147 the following:

2148 1. Completion of any hunter education or hunter safety  
2149 course approved by the Fish and Wildlife Conservation Commission  
2150 or a similar agency of another state;

2151 2. Completion of any National Rifle Association firearms  
2152 safety or training course;

2153 3. Completion of any firearms safety or training course or  
2154 class available to the general public offered by a law  
2155 enforcement agency, junior college, college, or private or  
2156 public institution or organization or firearms training school,  
2157 using instructors certified by the National Rifle Association,  
2158 Criminal Justice Standards and Training Commission, or the  
2159 Department of Agriculture and Consumer Services;

2160 4. Completion of any law enforcement firearms safety or  
2161 training course or class offered for security guards,  
2162 investigators, special deputies, or any division or subdivision  
2163 of a law enforcement agency or security enforcement;

2164 5. Presents evidence of equivalent experience with a  
2165 firearm through participation in organized shooting competition  
2166 or United States military service;

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2167           6. Is licensed or has been licensed to carry a concealed  
2168 weapon or concealed firearm in this state or a county or  
2169 municipality of this state, unless such license has been revoked  
2170 for cause; or

2171           7. Completion of any firearms training or safety course or  
2172 class conducted by a state-certified or National Rifle  
2173 Association certified firearms instructor;

2174  
2175 A photocopy of a certificate of completion of any of the courses  
2176 or classes; an affidavit from the instructor, school, club,  
2177 organization, or group that conducted or taught such course or  
2178 class attesting to the completion of the course or class by the  
2179 applicant; or a copy of any document that shows completion of  
2180 the course or class or evidences participation in firearms  
2181 competition shall constitute evidence of qualification under  
2182 this paragraph. A person who conducts a course pursuant to  
2183 subparagraph 2., subparagraph 3., or subparagraph 7., or who, as  
2184 an instructor, attests to the completion of such courses, must  
2185 maintain records certifying that he or she observed the student  
2186 safely handle and discharge the firearm in his or her physical  
2187 presence and that the discharge of the firearm included live  
2188 fire using a firearm and ammunition as defined in s. 790.001;

2189           (3) (a) The Department of Agriculture and Consumer Services  
2190 shall deny a license if the applicant has been found guilty of,  
2191 had adjudication of guilt withheld for, or had imposition of



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2192 sentence suspended for one or more crimes of violence  
2193 constituting a misdemeanor, unless 3 years have elapsed since  
2194 probation or any other conditions set by the court have been  
2195 fulfilled or the record has been sealed or expunged. The  
2196 Department of Agriculture and Consumer Services shall revoke a  
2197 license if the licensee has been found guilty of, had  
2198 adjudication of guilt withheld for, or had imposition of  
2199 sentence suspended for one or more crimes of violence within the  
2200 preceding 3 years. The department shall, upon notification by a  
2201 law enforcement agency, a court, clerk's office, or the Florida  
2202 Department of Law Enforcement ~~and subsequent written~~  
2203 ~~verification~~, temporarily suspend a license or the processing of  
2204 an application for a license if the licensee or applicant is  
2205 arrested or formally charged with a crime that would disqualify  
2206 such person from having a license under this section, until  
2207 final disposition of the case. The department shall suspend a  
2208 license or the processing of an application for a license if the  
2209 licensee or applicant is issued an injunction that restrains the  
2210 licensee or applicant from committing acts of domestic violence  
2211 or acts of repeat violence. The department shall notify the  
2212 licensee or applicant suspended under this section of his or her  
2213 right to a hearing pursuant to chapter 120. A hearing conducted  
2214 regarding the temporary suspension must be for the limited  
2215 purpose of determining whether the licensee has been arrested or  
2216 charged with a disqualifying crime or issued an injunction or

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2217 court order. If the criminal case or injunction results in a  
2218 nondisqualifying disposition, the department must issue an order  
2219 lifting the suspension upon the applicant or licensee's  
2220 submission to the department of a certified copy of the final  
2221 resolution. If the criminal case results in a disqualifying  
2222 disposition, the suspension remains in effect and the department  
2223 must proceed with denial or revocation proceedings pursuant to  
2224 chapter 120.

2225 (b) This subsection does not limit, restrict, or inhibit  
2226 the constitutional right to bear arms and carry a concealed  
2227 weapon in this state. The Legislature finds it a matter of  
2228 public policy and public safety that it is necessary to ensure  
2229 that potentially disqualifying information about an applicant or  
2230 licensee is investigated and processed in a timely manner by the  
2231 department pursuant to this section. The Legislature intends to  
2232 clarify that suspensions pursuant to this section are temporary,  
2233 and the department has the duty to make an eligibility  
2234 determination and issue a license in the time frame prescribed  
2235 in this subsection.

2236 (6)

2237 (c) The Department of Agriculture and Consumer Services  
2238 shall, within 90 days after the date of receipt of the items  
2239 listed in subsection (5):

2240 1. Issue the license; or

2241 2. Deny the application based solely on the ground that

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2242 the applicant fails to qualify under the criteria listed in  
2243 subsection (2) or subsection (3). If the Department of  
2244 Agriculture and Consumer Services denies the application, it  
2245 shall notify the applicant in writing, stating the ground for  
2246 denial and informing the applicant of any right to a hearing  
2247 pursuant to chapter 120.

2248 3. In the event the result of the criminal history  
2249 screening identifies department receives criminal history  
2250 information related to a crime that may disqualify the applicant  
2251 but does not contain with no final disposition of the crime or  
2252 lacks sufficient information to make an eligibility  
2253 determination on a crime which may disqualify the applicant, the  
2254 time limitation prescribed by this paragraph may be extended for  
2255 up to an additional 90 days after the receipt of the information  
2256 suspended until receipt of the final disposition or proof of  
2257 restoration of civil and firearm rights. The department may make  
2258 a request for information to the jurisdiction where the criminal  
2259 history information originated but must issue a license if it  
2260 does not obtain a disposition or sufficient information to make  
2261 an eligibility determination within the additional 90 days if  
2262 the applicant is otherwise eligible. The department may take any  
2263 action authorized in this section if it receives disqualifying  
2264 criminal history information during the additional 90-day review  
2265 or after issuance of a license.

2266 (10) A license issued under this section must ~~shall~~ be

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2267 temporarily suspended as provided for in subparagraph (6)(c)3.,  
2268 or revoked pursuant to chapter 120 if the license was issued in  
2269 error or if the licensee:

2270 (a) Is found to be ineligible under the criteria set forth  
2271 in subsection (2);

2272 (b) Develops or sustains a physical infirmity which  
2273 prevents the safe handling of a weapon or firearm;

2274 (c) Is convicted of a felony which would make the licensee  
2275 ineligible to possess a firearm pursuant to s. 790.23;

2276 (d) Is found guilty of a crime under chapter 893, or  
2277 similar laws of any other state, relating to controlled  
2278 substances;

2279 (e) Is committed as a substance abuser under chapter 397,  
2280 or is deemed a habitual offender under s. 856.011(3), or similar  
2281 laws of any other state;

2282 (f) Is convicted of a second violation of s. 316.193, or a  
2283 similar law of another state, within 3 years after a first  
2284 conviction of such section or similar law of another state, even  
2285 though the first violation may have occurred before the date on  
2286 which the application was submitted;

2287 (g) Is adjudicated an incapacitated person under s.  
2288 744.331, or similar laws of any other state; or

2289 (h) Is committed to a mental institution under chapter  
2290 394, or similar laws of any other state.

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2292 Notwithstanding s. 120.60(5), service of a notice of the  
2293 suspension or revocation of a concealed weapon or concealed  
2294 firearm license must be given by either certified mail, return  
2295 receipt requested, to the licensee at his or her last known  
2296 mailing address furnished to the Department of Agriculture and  
2297 Consumer Services, or by personal service. If a notice given by  
2298 certified mail is returned as undeliverable, a second attempt  
2299 must be made to provide notice to the licensee at that address,  
2300 by either first-class mail in an envelope, postage prepaid,  
2301 addressed to the licensee at his or her last known mailing  
2302 address furnished to the department, or, if the licensee has  
2303 provided an e-mail address to the department, by e-mail. Such  
2304 mailing by the department constitutes notice, and any failure by  
2305 the licensee to receive such notice does not stay the effective  
2306 date or term of the suspension or revocation. A request for  
2307 hearing must be filed with the department within 21 days after  
2308 notice is received by personal delivery, or within 26 days after  
2309 the date the department deposits the notice in the United States  
2310 mail (21 days plus 5 days for mailing). The department shall  
2311 document its attempts to provide notice, and such documentation  
2312 is admissible in the courts of this state and constitutes  
2313 sufficient proof that notice was given.

2314 **Section 77. Subsection (2) of section 812.0151, Florida**  
2315 **Statutes, is amended to read:**

2316 812.0151 Retail fuel theft.—

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2317 (2) (a) A person commits a felony of the third degree,  
2318 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
2319 if he or she willfully, knowingly, and without authorization:

2320 1. Breaches a retail fuel dispenser or accesses any  
2321 internal portion of a retail fuel dispenser; ~~or~~

2322 2. Possesses any device constructed for the purpose of  
2323 fraudulently altering, manipulating, or interrupting the normal  
2324 functioning of a retail fuel dispenser; or

2325 3. Possesses any form of a payment instrument that can be  
2326 used, alone or in conjunction with another access device, to  
2327 authorize a fuel transaction or obtain fuel, including, but not  
2328 limited to, a plastic payment card with a magnetic stripe or a  
2329 chip encoded with account information or both, with the intent  
2330 to defraud the fuel retailer, the authorized payment instrument  
2331 financial account holder, or the banking institution that issued  
2332 the payment instrument financial account.

2333 (b) A person commits a felony of the second degree,  
2334 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
2335 if he or she willfully, knowingly, and without authorization:

2336 1. Physically tampers with, manipulates, removes,  
2337 replaces, or interrupts any mechanical or electronic component  
2338 located on ~~within~~ the internal or external portion of a retail  
2339 fuel dispenser; or

2340 2. Uses any form of electronic communication to  
2341 fraudulently alter, manipulate, or interrupt the normal

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2342 functioning of a retail fuel dispenser.

2343 (c) A person commits a felony of the third degree,  
2344 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
2345 if he or she:

2346 1. Obtains fuel as a result of violating paragraph (a) or  
2347 paragraph (b); ~~or~~

2348 2. Modifies a vehicle's factory installed fuel tank or  
2349 possesses any item used to hold fuel which was not fitted to a  
2350 vehicle or conveyance at the time of manufacture with the intent  
2351 to use such fuel tank or item to hold or transport fuel obtained  
2352 as a result of violating paragraph (a) or paragraph (b); or

2353 3. Uses any form of a payment instrument that can be used,  
2354 alone or in conjunction with another access device, to authorize  
2355 a fuel transaction or obtain fuel, including, but not limited  
2356 to, a plastic payment card with a magnetic stripe or a chip  
2357 encoded with account information or both, with the intent to  
2358 defraud the fuel retailer, the authorized payment instrument  
2359 financial account holder, or the banking institution that issued  
2360 the payment instrument financial account.

2361 **Section 78. Section 812.136, Florida Statutes, is created**  
2362 **to read:**

2363 812.136 Mail theft.—

2364 (1) As used in this section, unless the context otherwise  
2365 requires:

2366 (a) "Mail" means any letter, postal card, parcel,

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2367 envelope, package, bag, or any other sealed article addressed to  
2368 another, along with its contents.

2369 (b) "Mail depository" means a mail box, letter box, mail  
2370 route, or mail receptacle of a postal service, an office of a  
2371 postal service, or mail carrier of a postal service, or a  
2372 vehicle of a postal service.

2373 (c) "Postal service" means the United States Postal  
2374 Service or its contractors, or any commercial courier that  
2375 delivers mail.

2376 (2) Any of the following acts constitutes mail theft:

2377 (a) Removing mail from a mail depository or taking mail  
2378 from a mail carrier of a postal service with an intent to steal.

2379 (b) Obtaining custody of mail by fraud or deception with  
2380 an intent to steal.

2381 (c) Selling, receiving, possessing, transferring, buying,  
2382 or concealing mail obtained by acts described in paragraph (a)  
2383 or paragraph (b) of this subsection, while knowing or having  
2384 reason to know the mail was obtained illegally.

2385 (3) Any of the following constitutes theft of or  
2386 unauthorized reproduction of a mail depository key or lock:

2387 (a) Stealing or obtaining by false pretense any key or  
2388 lock adopted by a postal service for a mail depository or other  
2389 authorized receptacle for the deposit or delivery of mail.

2390 (b) Knowingly and unlawfully making, forging, or  
2391 counterfeiting any such key or possessing any such key or lock



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2392 adopted by a postal service with the intent to unlawfully or  
2393 improperly use, sell, or otherwise dispose of the key or lock,  
2394 or to cause the key or lock to be unlawfully or improperly used,  
2395 sold, or otherwise disposed.

2396 (4) The first violation of this section constitutes a  
2397 misdemeanor of the first degree, punishable by a term of  
2398 imprisonment not exceeding 1 year pursuant to s. 775.082(4) (a)  
2399 or a fine not to exceed \$1,000 pursuant to s. 775.083(1) (d), or  
2400 both. A second or subsequent violation of this section  
2401 constitutes a felony of the third degree, punishable by a term  
2402 of imprisonment not exceeding 5 years pursuant to s.  
2403 775.82(3) (e) or a fine not to exceed \$5,000 pursuant to s.  
2404 775.083(1) (c), or both.

2405 **Section 79. Paragraph (i) of subsection (4) of section**  
2406 **934.50, Florida Statutes, is amended to read:**

2407 934.50 Searches and seizure using a drone.—

2408 (4) EXCEPTIONS.—This section does not prohibit the use of  
2409 a drone:

2410 ~~(i) By a person or an entity engaged in a business or~~  
2411 ~~profession licensed by the state, or by an agent, employee, or~~  
2412 ~~contractor thereof, if the drone is used only to perform~~  
2413 ~~reasonable tasks within the scope of practice or activities~~  
2414 ~~permitted under such person's or entity's license. However, this~~  
2415 ~~exception does not apply to a profession in which the licensee's~~  
2416 ~~authorized scope of practice includes obtaining information~~

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2417 ~~about the identity, habits, conduct, movements, whereabouts,~~  
2418 ~~affiliations, associations, transactions, reputation, or~~  
2419 ~~character of any society, person, or group of persons.~~

2420 **Section 80. Section 1013.373, Florida Statutes, is created**  
2421 **to read:**

2422 1013.373 Educational facilities used for agricultural  
2423 education.—

2424 (1) Notwithstanding any other provision of law, a local  
2425 government may not adopt any ordinance, regulation, rule, or  
2426 policy to prohibit, restrict, regulate, or otherwise limit any  
2427 activities of public educational facilities and auxiliary  
2428 facilities constructed by a board for agricultural education,  
2429 for Future Farmers of America or 4-H activities, or the storage  
2430 of any animal or equipment therein.

2431 (2) Lands used for agricultural education or for Future  
2432 Farmers of America or 4-H activities are considered agricultural  
2433 lands pursuant to s. 193.461 and subject to s. 823.14.

2434 **Section 81. For the purpose of incorporating the amendment**  
2435 **made by this act to section 110.205, Florida Statutes, in a**  
2436 **reference thereto, paragraph (a) of subsection (5) of section**  
2437 **295.07, Florida Statutes, is reenacted to read:**

2438 295.07 Preference in appointment and retention.—

2439 (5) The following positions are exempt from this section:

2440 (a) Those positions that are exempt from the state Career  
2441 Service System under s. 110.205(2); however, all positions under

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2442 the University Support Personnel System of the State University  
2443 System as well as all Career Service System positions under the  
2444 Florida College System and the School for the Deaf and the  
2445 Blind, or the equivalent of such positions at state  
2446 universities, Florida College System institutions, or the School  
2447 for the Deaf and the Blind, are not exempt.

2448 **Section 82. For the purpose of incorporating the amendment**  
2449 **made by this act to section 193.461, Florida Statutes, in a**  
2450 **reference thereto, paragraph (r) of subsection (1) of section**  
2451 **125.01, Florida Statutes, is reenacted to read:**

2452 125.01 Powers and duties.—

2453 (1) The legislative and governing body of a county shall  
2454 have the power to carry on county government. To the extent not  
2455 inconsistent with general or special law, this power includes,  
2456 but is not restricted to, the power to:

2457 (r) Levy and collect taxes, both for county purposes and  
2458 for the providing of municipal services within any municipal  
2459 service taxing unit, and special assessments; borrow and expend  
2460 money; and issue bonds, revenue certificates, and other  
2461 obligations of indebtedness, which power shall be exercised in  
2462 such manner, and subject to such limitations, as may be provided  
2463 by general law. There shall be no referendum required for the  
2464 levy by a county of ad valorem taxes, both for county purposes  
2465 and for the providing of municipal services within any municipal  
2466 service taxing unit.

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2467 1. Notwithstanding any other provision of law, a county  
2468 may not levy special assessments on lands classified as  
2469 agricultural lands under s. 193.461 unless the revenue from such  
2470 assessments has been pledged for debt service and is necessary  
2471 to meet obligations of bonds or certificates issued by the  
2472 county which remain outstanding on July 1, 2023, including  
2473 refundings thereof for debt service savings where the maturity  
2474 of the debt is not extended. For bonds or certificates issued  
2475 after July 1, 2023, special assessments securing such bonds may  
2476 not be levied on lands classified as agricultural under s.  
2477 193.461.

2478 2. The provisions of subparagraph 1. do not apply to  
2479 residential structures and their curtilage.

2480 **Section 83. For the purpose of incorporating the amendment**  
2481 **made by this act to section 193.461, Florida Statutes, in**  
2482 **references thereto, paragraphs (a) through (d) of subsection (3)**  
2483 **of section 163.3162, Florida Statutes, are reenacted to read:**

2484 163.3162 Agricultural lands and practices.—

2485 (3) DUPLICATION OF REGULATION.—Except as otherwise  
2486 provided in this section and s. 487.051(2), and notwithstanding  
2487 any other law, including any provision of chapter 125 or this  
2488 chapter:

2489 (a) A governmental entity may not exercise any of its  
2490 powers to adopt or enforce any ordinance, resolution,  
2491 regulation, rule, or policy to prohibit, restrict, regulate, or

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2492 otherwise limit an activity of a bona fide farm operation on  
2493 land classified as agricultural land pursuant to s. 193.461, if  
2494 such activity is regulated through implemented best management  
2495 practices, interim measures, or regulations adopted as rules  
2496 under chapter 120 by the Department of Environmental Protection,  
2497 the Department of Agriculture and Consumer Services, or a water  
2498 management district as part of a statewide or regional program;  
2499 or if such activity is expressly regulated by the United States  
2500 Department of Agriculture, the United States Army Corps of  
2501 Engineers, or the United States Environmental Protection Agency.

2502 (b) A governmental entity may not charge a fee on a  
2503 specific agricultural activity of a bona fide farm operation on  
2504 land classified as agricultural land pursuant to s. 193.461, if  
2505 such agricultural activity is regulated through implemented best  
2506 management practices, interim measures, or regulations adopted  
2507 as rules under chapter 120 by the Department of Environmental  
2508 Protection, the Department of Agriculture and Consumer Services,  
2509 or a water management district as part of a statewide or  
2510 regional program; or if such agricultural activity is expressly  
2511 regulated by the United States Department of Agriculture, the  
2512 United States Army Corps of Engineers, or the United States  
2513 Environmental Protection Agency.

2514 (c) A governmental entity may not charge an assessment or  
2515 fee for stormwater management on a bona fide farm operation on  
2516 land classified as agricultural land pursuant to s. 193.461, if

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2517 the farm operation has a National Pollutant Discharge  
2518 Elimination System permit, environmental resource permit, or  
2519 works-of-the-district permit or implements best management  
2520 practices adopted as rules under chapter 120 by the Department  
2521 of Environmental Protection, the Department of Agriculture and  
2522 Consumer Services, or a water management district as part of a  
2523 statewide or regional program.

2524 (d) For each governmental entity that, before March 1,  
2525 2009, adopted a stormwater utility ordinance or resolution,  
2526 adopted an ordinance or resolution establishing a municipal  
2527 services benefit unit, or adopted a resolution stating the  
2528 governmental entity's intent to use the uniform method of  
2529 collection pursuant to s. 197.3632 for such stormwater  
2530 ordinances, the governmental entity may continue to charge an  
2531 assessment or fee for stormwater management on a bona fide farm  
2532 operation on land classified as agricultural pursuant to s.  
2533 193.461, if the ordinance or resolution provides credits against  
2534 the assessment or fee on a bona fide farm operation for the  
2535 water quality or flood control benefit of:

2536 1. The implementation of best management practices adopted  
2537 as rules under chapter 120 by the Department of Environmental  
2538 Protection, the Department of Agriculture and Consumer Services,  
2539 or a water management district as part of a statewide or  
2540 regional program;

2541 2. The stormwater quality and quantity measures required

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2542 as part of a National Pollutant Discharge Elimination System  
2543 permit, environmental resource permit, or works-of-the-district  
2544 permit; or

2545 3. The implementation of best management practices or  
2546 alternative measures which the landowner demonstrates to the  
2547 governmental entity to be of equivalent or greater stormwater  
2548 benefit than those provided by implementation of best management  
2549 practices adopted as rules under chapter 120 by the Department  
2550 of Environmental Protection, the Department of Agriculture and  
2551 Consumer Services, or a water management district as part of a  
2552 statewide or regional program, or stormwater quality and  
2553 quantity measures required as part of a National Pollutant  
2554 Discharge Elimination System permit, environmental resource  
2555 permit, or works-of-the-district permit.

2556 **Section 84. For the purpose of incorporating the amendment**  
2557 **made by this act to section 193.461, Florida Statutes, in a**  
2558 **reference thereto, paragraph (c) of subsection (3) of section**  
2559 **163.3163, Florida Statutes, is reenacted to read:**

2560 163.3163 Applications for development permits; disclosure  
2561 and acknowledgment of contiguous sustainable agricultural land.-

2562 (3) As used in this section, the term:

2563 (c) "Sustainable agricultural land" means land classified  
2564 as agricultural land pursuant to s. 193.461 which is used for a  
2565 farm operation that uses current technology, based on science or  
2566 research and demonstrated measurable increases in productivity,

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2567 to meet future food, feed, fiber, and energy needs, while  
2568 considering the environmental impacts and the social and  
2569 economic benefits to the rural communities.

2570 **Section 85. For the purpose of incorporating the amendment**  
2571 **made by this act to section 193.461, Florida Statutes, in a**  
2572 **reference thereto, subsection (4) of section 163.3164, Florida**  
2573 **Statutes, is reenacted to read:**

2574 163.3164 Community Planning Act; definitions.—As used in  
2575 this act:

2576 (4) "Agricultural enclave" means an unincorporated,  
2577 undeveloped parcel that:

2578 (a) Is owned by a single person or entity;

2579 (b) Has been in continuous use for bona fide agricultural  
2580 purposes, as defined by s. 193.461, for a period of 5 years  
2581 prior to the date of any comprehensive plan amendment  
2582 application;

2583 (c) Is surrounded on at least 75 percent of its perimeter  
2584 by:

2585 1. Property that has existing industrial, commercial, or  
2586 residential development; or

2587 2. Property that the local government has designated, in  
2588 the local government's comprehensive plan, zoning map, and  
2589 future land use map, as land that is to be developed for  
2590 industrial, commercial, or residential purposes, and at least 75  
2591 percent of such property is existing industrial, commercial, or

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2592 residential development;

2593 (d) Has public services, including water, wastewater,  
2594 transportation, schools, and recreation facilities, available or  
2595 such public services are scheduled in the capital improvement  
2596 element to be provided by the local government or can be  
2597 provided by an alternative provider of local government  
2598 infrastructure in order to ensure consistency with applicable  
2599 concurrency provisions of s. 163.3180; and

2600 (e) Does not exceed 1,280 acres; however, if the property  
2601 is surrounded by existing or authorized residential development  
2602 that will result in a density at buildout of at least 1,000  
2603 residents per square mile, then the area shall be determined to  
2604 be urban and the parcel may not exceed 4,480 acres.

2605 **Section 86. For the purpose of incorporating the amendment**  
2606 **made by this act to section 193.461, Florida Statutes, in a**  
2607 **reference thereto, subsection (5) of section 163.3194, Florida**  
2608 **Statutes, is reenacted to read:**

2609 163.3194 Legal status of comprehensive plan.—

2610 (5) The tax-exempt status of lands classified as  
2611 agricultural under s. 193.461 shall not be affected by any  
2612 comprehensive plan adopted under this act as long as the land  
2613 meets the criteria set forth in s. 193.461.

2614 **Section 87. For the purpose of incorporating the amendment**  
2615 **made by this act to section 193.461, Florida Statutes, in a**  
2616 **reference thereto, subsection (4) of section 170.01, Florida**

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2617 **Statutes, is reenacted to read:**

2618 170.01 Authority for providing improvements and levying  
2619 and collecting special assessments against property benefited.-

2620 (4) Notwithstanding any other provision of law, a  
2621 municipality may not levy special assessments for the provision  
2622 of fire protection services on lands classified as agricultural  
2623 lands under s. 193.461 unless the land contains a residential  
2624 dwelling or nonresidential farm building, with the exception of  
2625 an agricultural pole barn, provided the nonresidential farm  
2626 building exceeds a just value of \$10,000. Such special  
2627 assessments must be based solely on the special benefit accruing  
2628 to that portion of the land consisting of the residential  
2629 dwelling and curtilage, and qualifying nonresidential farm  
2630 buildings. As used in this subsection, the term "agricultural  
2631 pole barn" means a nonresidential farm building in which 70  
2632 percent or more of the perimeter walls are permanently open and  
2633 allow free ingress and egress.

2634 **Section 88. For the purpose of incorporating the amendment**  
2635 **made by this act to section 193.461, Florida Statutes, in a**  
2636 **reference thereto, subsection (2) of section 193.052, Florida**  
2637 **Statutes, is reenacted to read:**

2638 193.052 Preparation and serving of returns.-

2639 (2) No return shall be required for real property the  
2640 ownership of which is reflected in instruments recorded in the  
2641 public records of the county in which the property is located,

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2642 unless otherwise required in this title. In order for land to be  
2643 considered for agricultural classification under s. 193.461 or  
2644 high-water recharge classification under s. 193.625, an  
2645 application for classification must be filed on or before March  
2646 1 of each year with the property appraiser of the county in  
2647 which the land is located, except as provided in s.  
2648 193.461(3)(a). The application must state that the lands on  
2649 January 1 of that year were used primarily for bona fide  
2650 commercial agricultural or high-water recharge purposes.

2651 **Section 89. For the purpose of incorporating the amendment**  
2652 **made by this act to section 193.461, Florida Statutes, in a**  
2653 **reference thereto, section 193.4615, Florida Statutes, is**  
2654 **reenacted to read:**

2655 193.4615 Assessment of obsolete agricultural equipment.—  
2656 For purposes of ad valorem property taxation, agricultural  
2657 equipment that is located on property classified as agricultural  
2658 under s. 193.461 and that is no longer usable for its intended  
2659 purpose shall be deemed to have a market value no greater than  
2660 its value for salvage.

2661 **Section 90. For the purpose of incorporating the amendment**  
2662 **made by this act to section 193.461, Florida Statutes, in**  
2663 **references thereto, paragraph (a) of subsection (5) and**  
2664 **paragraph (a) of subsection (19) of section 212.08, Florida**  
2665 **Statutes, are reenacted to read:**

2666 212.08 Sales, rental, use, consumption, distribution, and

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2667 storage tax; specified exemptions.—The sale at retail, the  
2668 rental, the use, the consumption, the distribution, and the  
2669 storage to be used or consumed in this state of the following  
2670 are hereby specifically exempt from the tax imposed by this  
2671 chapter.

2672 (5) EXEMPTIONS; ACCOUNT OF USE.—

2673 (a) *Items in agricultural use and certain nets.*—There are  
2674 exempt from the tax imposed by this chapter nets designed and  
2675 used exclusively by commercial fisheries; disinfectants,  
2676 fertilizers, insecticides, pesticides, herbicides, fungicides,  
2677 and weed killers used for application on crops or groves,  
2678 including commercial nurseries and home vegetable gardens, used  
2679 in dairy barns or on poultry farms for the purpose of protecting  
2680 poultry or livestock, or used directly on poultry or livestock;  
2681 animal health products that are administered to, applied to, or  
2682 consumed by livestock or poultry to alleviate pain or cure or  
2683 prevent sickness, disease, or suffering, including, but not  
2684 limited to, antiseptics, absorbent cotton, gauze for bandages,  
2685 lotions, vaccines, vitamins, and worm remedies; aquaculture  
2686 health products that are used by aquaculture producers, as  
2687 defined in s. 597.0015, to prevent or treat fungi, bacteria, and  
2688 parasitic diseases; portable containers or movable receptacles  
2689 in which portable containers are placed, used for processing  
2690 farm products; field and garden seeds, including flower seeds;  
2691 nursery stock, seedlings, cuttings, or other propagative

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2692 material purchased for growing stock; seeds, seedlings,  
2693 cuttings, and plants used to produce food for human consumption;  
2694 cloth, plastic, and other similar materials used for shade,  
2695 mulch, or protection from frost or insects on a farm; hog wire  
2696 and barbed wire fencing, including gates and materials used to  
2697 construct or repair such fencing, used in agricultural  
2698 production on lands classified as agricultural lands under s.  
2699 193.461; materials used to construct or repair permanent or  
2700 temporary fencing used to contain, confine, or process cattle,  
2701 including gates and energized fencing systems, used in  
2702 agricultural operations on lands classified as agricultural  
2703 lands under s. 193.461; stakes used by a farmer to support  
2704 plants during agricultural production; generators used on  
2705 poultry farms; and liquefied petroleum gas or other fuel used to  
2706 heat a structure in which started pullets or broilers are  
2707 raised; however, such exemption is not allowed unless the  
2708 purchaser or lessee signs a certificate stating that the item to  
2709 be exempted is for the exclusive use designated herein. Also  
2710 exempt are cellophane wrappers, glue for tin and glass  
2711 (apiarists), mailing cases for honey, shipping cases, window  
2712 cartons, and baling wire and twine used for baling hay, when  
2713 used by a farmer to contain, produce, or process an agricultural  
2714 commodity.

2715 (19) FLORIDA FARM TEAM CARD.—

2716 (a) Notwithstanding any other law, a farmer whose property

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2717 has been classified as agricultural pursuant to s. 193.461 or  
2718 who has implemented agricultural best management practices  
2719 adopted by the Department of Agriculture and Consumer Services  
2720 pursuant to s. 403.067(7)(c)2. may apply to the department for a  
2721 Florida farm tax exempt agricultural materials (TEAM) card to  
2722 claim the applicable sales tax exemptions provided in this  
2723 section. A farmer may present the Florida farm TEAM card to a  
2724 selling dealer in lieu of a certificate or affidavit otherwise  
2725 required by this chapter.

2726 **Section 91. For the purpose of incorporating the amendment**  
2727 **made by this act to section 193.461, Florida Statutes, in a**  
2728 **reference thereto, subsection (2) of section 373.406, Florida**  
2729 **Statutes, is reenacted to read:**

2730 373.406 Exemptions.—The following exemptions shall apply:

2731 (2) Notwithstanding s. 403.927, nothing herein, or in any  
2732 rule, regulation, or order adopted pursuant hereto, shall be  
2733 construed to affect the right of any person engaged in the  
2734 occupation of agriculture, silviculture, floriculture, or  
2735 horticulture to alter the topography of any tract of land,  
2736 including, but not limited to, activities that may impede or  
2737 divert the flow of surface waters or adversely impact wetlands,  
2738 for purposes consistent with the normal and customary practice  
2739 of such occupation in the area. However, such alteration or  
2740 activity may not be for the sole or predominant purpose of  
2741 impeding or diverting the flow of surface waters or adversely

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2742 impacting wetlands. This exemption applies to lands classified  
2743 as agricultural pursuant to s. 193.461 and to activities  
2744 requiring an environmental resource permit pursuant to this  
2745 part. This exemption does not apply to any activities previously  
2746 authorized by an environmental resource permit or a management  
2747 and storage of surface water permit issued pursuant to this part  
2748 or a dredge and fill permit issued pursuant to chapter 403. This  
2749 exemption has retroactive application to July 1, 1984.

2750 **Section 92. For the purpose of incorporating the amendment**  
2751 **made by this act to section 193.461, Florida Statutes, in a**  
2752 **reference thereto, paragraph (a) of subsection (11) of section**  
2753 **403.182, Florida Statutes, is reenacted to read:**

2754 403.182 Local pollution control programs.—

2755 (11)(a) Notwithstanding this section or any existing local  
2756 pollution control programs, the Secretary of Environmental  
2757 Protection has exclusive jurisdiction in setting standards or  
2758 procedures for evaluating environmental conditions and assessing  
2759 potential liability for the presence of contaminants on land  
2760 that is classified as agricultural land pursuant to s. 193.461  
2761 and being converted to a nonagricultural use. The exclusive  
2762 jurisdiction includes defining what constitutes all appropriate  
2763 inquiry consistent with 40 C.F.R. part 312 and guidance  
2764 thereunder.

2765 **Section 93. For the purpose of incorporating the amendment**  
2766 **made by this act to section 193.461, Florida Statutes, in a**

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2767 **reference thereto, subsection (4) of section 403.9337, Florida**  
2768 **Statutes, is reenacted to read:**

2769 403.9337 Model Ordinance for Florida-Friendly Fertilizer  
2770 Use on Urban Landscapes.—

2771 (4) This section does not apply to the use of fertilizer  
2772 on farm operations as defined in s. 823.14 or on lands  
2773 classified as agricultural lands pursuant to s. 193.461.

2774 **Section 94. For the purpose of incorporating the amendment**  
2775 **made by this act to section 193.461, Florida Statutes, in a**  
2776 **reference thereto, paragraph (d) of subsection (2) of section**  
2777 **472.029, Florida Statutes, is reenacted to read:**

2778 472.029 Authorization to enter lands of third parties;  
2779 conditions.—

2780 (2) LIABILITY AND DUTY OF CARE ON AGRICULTURAL LAND.—

2781 (d) This subsection applies only to land classified as  
2782 agricultural pursuant to s. 193.461.

2783 **Section 95. For the purpose of incorporating the amendment**  
2784 **made by this act to section 193.461, Florida Statutes, in a**  
2785 **reference thereto, subsection (5) of section 474.2021, Florida**  
2786 **Statutes, is reenacted to read:**

2787 474.2021 Veterinary telehealth.—

2788 (5) A veterinarian personally acquainted with the caring  
2789 and keeping of an animal or group of animals on food-producing  
2790 animal operations on land classified as agricultural pursuant to  
2791 s. 193.461 who has recently seen the animal or group of animals

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2792 or has made medically appropriate and timely visits to the  
2793 premises where the animal or group of animals is kept may  
2794 practice veterinary telehealth for animals on such operations.

2795 **Section 96. For the purpose of incorporating the amendment**  
2796 **made by this act to section 193.461, Florida Statutes, in a**  
2797 **reference thereto, paragraph (d) of subsection (4) of section**  
2798 **474.2165, Florida Statutes, is reenacted to read:**

2799 474.2165 Ownership and control of veterinary medical  
2800 patient records; report or copies of records to be furnished.—

2801 (4) Except as otherwise provided in this section, such  
2802 records may not be furnished to, and the medical condition of a  
2803 patient may not be discussed with, any person other than the  
2804 client or the client's legal representative or other  
2805 veterinarians involved in the care or treatment of the patient,  
2806 except upon written authorization of the client. However, such  
2807 records may be furnished without written authorization under the  
2808 following circumstances:

2809 (d) In any criminal action or situation where a  
2810 veterinarian suspects a criminal violation. If a criminal  
2811 violation is suspected, a veterinarian may, without notice to or  
2812 authorization from the client, report the violation to a law  
2813 enforcement officer, an animal control officer who is certified  
2814 pursuant to s. 828.27(4)(a), or an agent appointed under s.  
2815 828.03. However, if a suspected violation occurs at a commercial  
2816 food-producing animal operation on land classified as

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2817 agricultural under s. 193.461, the veterinarian must provide  
2818 notice to the client or the client's legal representative before  
2819 reporting the suspected violation to an officer or agent under  
2820 this paragraph. The report may not include written medical  
2821 records except upon the issuance of an order from a court of  
2822 competent jurisdiction.

2823 **Section 97. For the purpose of incorporating the amendment**  
2824 **made by this act to section 193.461, Florida Statutes, in a**  
2825 **reference thereto, subsection (6) of section 487.081, Florida**  
2826 **Statutes, is reenacted to read:**

2827 487.081 Exemptions.—

2828 (6) The Department of Environmental Protection is not  
2829 authorized to institute proceedings against any property owner  
2830 or leaseholder of property under the provisions of s. 376.307(5)  
2831 to recover any costs or damages associated with pesticide  
2832 contamination of soil or water, or the evaluation, assessment,  
2833 or remediation of pesticide contamination of soil or water,  
2834 including sampling, analysis, and restoration of soil or potable  
2835 water supplies, subject to the following conditions:

2836 (a) The pesticide contamination of soil or water is  
2837 determined to be the result of the use of pesticides by the  
2838 property owner or leaseholder, in accordance with state and  
2839 federal law, applicable registered labels, and rules on property  
2840 classified as agricultural land pursuant to s. 193.461;

2841 (b) The property owner or leaseholder maintains records of

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2842 such pesticide applications and such records are provided to the  
2843 department upon request;

2844 (c) In the event of pesticide contamination of soil or  
2845 water, the department, upon request, shall make such records  
2846 available to the Department of Environmental Protection;

2847 (d) This subsection does not limit regulatory authority  
2848 under a federally delegated or approved program; and

2849 (e) This subsection is remedial in nature and shall apply  
2850 retroactively.

2851  
2852 The department, in consultation with the secretary of the  
2853 Department of Environmental Protection, may adopt rules  
2854 prescribing the format, content, and retention time for records  
2855 to be maintained under this subsection.

2856 **Section 98. For the purpose of incorporating the amendment**  
2857 **made by this act to section 193.461, Florida Statutes, in a**  
2858 **reference thereto, subsection (1) of section 570.85, Florida**  
2859 **Statutes, is reenacted to read:**

2860 570.85 Agritourism.—

2861 (1) It is the intent of the Legislature to promote  
2862 agritourism as a way to support bona fide agricultural  
2863 production by providing a stream of revenue and by educating the  
2864 general public about the agricultural industry. It is also the  
2865 intent of the Legislature to eliminate duplication of regulatory  
2866 authority over agritourism as expressed in this section. Except

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2867 as otherwise provided for in this section, and notwithstanding  
2868 any other law, a local government may not adopt or enforce a  
2869 local ordinance, regulation, rule, or policy that prohibits,  
2870 restricts, regulates, or otherwise limits an agritourism  
2871 activity on land classified as agricultural land under s.  
2872 193.461. This subsection does not limit the powers and duties of  
2873 a local government to address substantial offsite impacts of  
2874 agritourism activities or an emergency as provided in chapter  
2875 252.

2876 **Section 99. For the purpose of incorporating the amendment**  
2877 **made by this act to section 193.461, Florida Statutes, in a**  
2878 **reference thereto, subsection (1) of section 570.87, Florida**  
2879 **Statutes, is reenacted to read:**

2880 570.87 Agritourism participation impact on land  
2881 classification.—

2882 (1) In order to promote and perpetuate agriculture  
2883 throughout this state, farm operations are encouraged to engage  
2884 in agritourism. An agricultural classification pursuant to s.  
2885 193.461 may not be denied or revoked solely due to the conduct  
2886 of agritourism activity on a bona fide farm or the construction,  
2887 alteration, or maintenance of a nonresidential farm building,  
2888 structure, or facility on a bona fide farm which is used to  
2889 conduct agritourism activities. So long as the building,  
2890 structure, or facility is an integral part of the agricultural  
2891 operation, the land it occupies shall be considered agricultural

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2892 in nature. However, such buildings, structures, and facilities,  
2893 and other improvements on the land, must be assessed under s.  
2894 193.011 at their just value and added to the agriculturally  
2895 assessed value of the land.

2896 **Section 100. For the purpose of incorporating the**  
2897 **amendment made by this act to section 193.461, Florida Statutes,**  
2898 **in a reference thereto, subsection (3) of section 570.94,**  
2899 **Florida Statutes, is reenacted to read:**

2900 570.94 Best management practices for wildlife.—The  
2901 department and the Fish and Wildlife Conservation Commission  
2902 recognize that agriculture provides a valuable benefit to the  
2903 conservation and management of fish and wildlife in the state  
2904 and agree to enter into a memorandum of agreement to develop and  
2905 adopt by rule voluntary best management practices for the  
2906 state's agriculture industry which reflect the industry's  
2907 existing contribution to the conservation and management of  
2908 freshwater aquatic life and wild animal life in the state.

2909 (3) Notwithstanding any other provision of law, including  
2910 s. 163.3162, the implementation of the best management practices  
2911 pursuant to this section is voluntary and except as specifically  
2912 provided under this section and s. 9, Art. IV of the State  
2913 Constitution, an agency, department, district, or unit of local  
2914 government may not adopt or enforce any ordinance, resolution,  
2915 regulation, rule, or policy regarding the best management  
2916 practices on land classified as agricultural land pursuant to s.

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2917 193.461.

2918 **Section 101. For the purpose of incorporating the**  
2919 **amendment made by this act to section 193.461, Florida Statutes,**  
2920 **in a reference thereto, paragraph (a) of subsection (1) of**  
2921 **section 582.19, Florida Statutes, is reenacted to read:**

2922 582.19 Qualifications and tenure of supervisors.—

2923 (1) The governing body of the district shall consist of  
2924 five supervisors, elected as provided in s. 582.18.

2925 (a) To qualify to serve on the governing body of a  
2926 district, a supervisor must be an eligible voter who resides in  
2927 the district and who:

2928 1. Is actively engaged in, or retired after 10 years of  
2929 being engaged in, agriculture as defined in s. 570.02;

2930 2. Is employed by an agricultural producer; or

2931 3. Owns, leases, or is actively employed on land  
2932 classified as agricultural under s. 193.461.

2933 **Section 102. For the purpose of incorporating the**  
2934 **amendment made by this act to section 193.461, Florida Statutes,**  
2935 **in a reference thereto, section 586.055, Florida Statutes, is**  
2936 **reenacted to read:**

2937 586.055 Location of apiaries.—An apiary may be located on  
2938 land classified as agricultural under s. 193.461 or on land that  
2939 is integral to a beekeeping operation.

2940 **Section 103. For the purpose of incorporating the**  
2941 **amendment made by this act to section 193.461, Florida Statutes,**

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2942 **in references thereto, paragraphs (a) and (d) of subsection (2)**  
2943 **of section 604.50, Florida Statutes, are reenacted to read:**

2944 604.50 Nonresidential farm buildings; farm fences; farm  
2945 signs.—

2946 (2) As used in this section, the term:

2947 (a) "Bona fide agricultural purposes" has the same meaning  
2948 as provided in s. 193.461(3)(b).

2949 (d) "Nonresidential farm building" means any temporary or  
2950 permanent building or support structure that is classified as a  
2951 nonresidential farm building on a farm under s. 553.73(10)(c) or  
2952 that is used primarily for agricultural purposes, is located on  
2953 land that is an integral part of a farm operation or is  
2954 classified as agricultural land under s. 193.461, and is not  
2955 intended to be used as a residential dwelling. The term may  
2956 include, but is not limited to, a barn, greenhouse, shade house,  
2957 farm office, storage building, or poultry house.

2958 **Section 104. For the purpose of incorporating the**  
2959 **amendment made by this act to section 193.461, Florida Statutes,**  
2960 **in a reference thereto, paragraph (b) of subsection (3) of**  
2961 **section 604.73, Florida Statutes, is reenacted to read:**

2962 604.73 Urban agriculture pilot projects; local regulation  
2963 of urban agriculture.—

2964 (3) DEFINITIONS.—As used in this section, the term:

2965 (b) "Urban agriculture" means any new or existing  
2966 noncommercial agricultural uses on land that is:

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- 2967 1. Within a dense urban land area, as described in s.  
2968 380.0651(3) (a);
- 2969 2. Not classified as agricultural pursuant to s. 193.461;
- 2970 3. Not zoned as agricultural as its principal use; and
- 2971 4. Designated by a municipality for inclusion in an urban  
2972 agricultural pilot project that has been approved by the  
2973 department.

2974

2975 The term does not include vegetable gardens, as defined in s.  
2976 604.71(4), for personal consumption on residential properties.

2977 **Section 105. For the purpose of incorporating the**  
2978 **amendment made by this act to section 193.461, Florida Statutes,**  
2979 **in a reference thereto, subsection (1) of section 692.201,**  
2980 **Florida Statutes, is reenacted to read:**

2981 692.201 Definitions.—As used in this part, the term:

2982 (1) "Agricultural land" means land classified as  
2983 agricultural under s. 193.461.

2984 **Section 106. For the purpose of incorporating the**  
2985 **amendment made by this act to section 193.461, Florida Statutes,**  
2986 **in references thereto, paragraph (a) of subsection (5) and**  
2987 **paragraph (a) of subsection (6) of section 741.30, Florida**  
2988 **Statutes, are reenacted to read:**

2989 741.30 Domestic violence; injunction; powers and duties of  
2990 court and clerk; petition; notice and hearing; temporary  
2991 injunction; issuance of injunction; statewide verification

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2992 system; enforcement; public records exemption.—

2993 (5) (a) If it appears to the court that an immediate and  
2994 present danger of domestic violence exists, the court may grant  
2995 a temporary injunction ex parte, pending a full hearing, and may  
2996 grant such relief as the court deems proper, including an  
2997 injunction:

2998 1. Restraining the respondent from committing any acts of  
2999 domestic violence.

3000 2. Awarding to the petitioner the temporary exclusive use  
3001 and possession of the dwelling that the parties share or  
3002 excluding the respondent from the residence of the petitioner.

3003 3. On the same basis as provided in s. 61.13, providing  
3004 the petitioner a temporary parenting plan, including a time-  
3005 sharing schedule, which may award the petitioner up to 100  
3006 percent of the time-sharing. If temporary time-sharing is  
3007 awarded to the respondent, the exchange of the child must occur  
3008 at a neutral safe exchange location as provided in s. 125.01(8)  
3009 or a location authorized by a supervised visitation program as  
3010 defined in s. 753.01 if the court determines it is in the best  
3011 interests of the child after consideration of all of the factors  
3012 specified in s. 61.13(3). The temporary parenting plan remains  
3013 in effect until the order expires or an order is entered by a  
3014 court of competent jurisdiction in a pending or subsequent civil  
3015 action or proceeding affecting the placement of, access to,  
3016 parental time with, adoption of, or parental rights and

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3017 responsibilities for the minor child.

3018 4. If the petitioner and respondent have an existing  
3019 parenting plan or time-sharing schedule under another court  
3020 order, designating that the exchange of the minor child or  
3021 children of the parties must occur at a neutral safe exchange  
3022 location as provided in s. 125.01(8) or a location authorized by  
3023 a supervised visitation program as defined in s. 753.01 if the  
3024 court determines it is in the best interests of the child after  
3025 consideration of all of the factors specified in s. 61.13(3).

3026 5. Awarding to the petitioner the temporary exclusive  
3027 care, possession, or control of an animal that is owned,  
3028 possessed, harbored, kept, or held by the petitioner, the  
3029 respondent, or a minor child residing in the residence or  
3030 household of the petitioner or respondent. The court may order  
3031 the respondent to temporarily have no contact with the animal  
3032 and prohibit the respondent from taking, transferring,  
3033 encumbering, concealing, harming, or otherwise disposing of the  
3034 animal. This subparagraph does not apply to an animal owned  
3035 primarily for a bona fide agricultural purpose, as defined under  
3036 s. 193.461, or to a service animal, as defined under s. 413.08,  
3037 if the respondent is the service animal's handler.

3038 (6) (a) Upon notice and hearing, when it appears to the  
3039 court that the petitioner is either the victim of domestic  
3040 violence as defined by s. 741.28 or has reasonable cause to  
3041 believe he or she is in imminent danger of becoming a victim of

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3042 domestic violence, the court may grant such relief as the court  
3043 deems proper, including an injunction:

3044 1. Restraining the respondent from committing any acts of  
3045 domestic violence.

3046 2. Awarding to the petitioner the exclusive use and  
3047 possession of the dwelling that the parties share or excluding  
3048 the respondent from the residence of the petitioner.

3049 3. On the same basis as provided in chapter 61, providing  
3050 the petitioner with 100 percent of the time-sharing in a  
3051 temporary parenting plan that remains in effect until the order  
3052 expires or an order is entered by a court of competent  
3053 jurisdiction in a pending or subsequent civil action or  
3054 proceeding affecting the placement of, access to, parental time  
3055 with, adoption of, or parental rights and responsibilities for  
3056 the minor child.

3057 4. If the petitioner and respondent have an existing  
3058 parenting plan or time-sharing schedule under another court  
3059 order, designating that the exchange of the minor child or  
3060 children of the parties must occur at a neutral safe exchange  
3061 location as provided in s. 125.01(8) or a location authorized by  
3062 a supervised visitation program as defined in s. 753.01 if the  
3063 court determines it is in the best interests of the child after  
3064 consideration of all of the factors specified in s. 61.13(3).

3065 5. On the same basis as provided in chapter 61,  
3066 establishing temporary support for a minor child or children or

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3067 the petitioner. An order of temporary support remains in effect  
3068 until the order expires or an order is entered by a court of  
3069 competent jurisdiction in a pending or subsequent civil action  
3070 or proceeding affecting child support.

3071 6. Ordering the respondent to participate in treatment,  
3072 intervention, or counseling services to be paid for by the  
3073 respondent. When the court orders the respondent to participate  
3074 in a batterers' intervention program, the court, or any entity  
3075 designated by the court, must provide the respondent with a list  
3076 of batterers' intervention programs from which the respondent  
3077 must choose a program in which to participate.

3078 7. Referring a petitioner to a certified domestic violence  
3079 center. The court must provide the petitioner with a list of  
3080 certified domestic violence centers in the circuit which the  
3081 petitioner may contact.

3082 8. Awarding to the petitioner the exclusive care,  
3083 possession, or control of an animal that is owned, possessed,  
3084 harbored, kept, or held by the petitioner, the respondent, or a  
3085 minor child residing in the residence or household of the  
3086 petitioner or respondent. The court may order the respondent to  
3087 have no contact with the animal and prohibit the respondent from  
3088 taking, transferring, encumbering, concealing, harming, or  
3089 otherwise disposing of the animal. This subparagraph does not  
3090 apply to an animal owned primarily for a bona fide agricultural  
3091 purpose, as defined under s. 193.461, or to a service animal, as

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3092 defined under s. 413.08, if the respondent is the service  
3093 animal's handler.

3094 9. Ordering such other relief as the court deems necessary  
3095 for the protection of a victim of domestic violence, including  
3096 injunctions or directives to law enforcement agencies, as  
3097 provided in this section.

3098 **Section 107. For the purpose of incorporating the**  
3099 **amendment made by this act to section 193.461, Florida Statutes,**  
3100 **in a reference thereto, paragraph (a) of subsection (5) of**  
3101 **section 810.011, Florida Statutes, is reenacted to read:**

3102 810.011 Definitions.—As used in this chapter:

3103 (5) (a) "Posted land" is land upon which any of the  
3104 following are placed:

3105 1. Signs placed not more than 500 feet apart along and at  
3106 each corner of the boundaries of the land or, for land owned by  
3107 a water control district that exists pursuant to chapter 298 or  
3108 was created by special act of the Legislature, signs placed at  
3109 or near the intersection of any district canal right-of-way and  
3110 a road right-of-way or, for land classified as agricultural  
3111 pursuant to s. 193.461, signs placed at each point of ingress  
3112 and at each corner of the boundaries of the agricultural land,  
3113 which prominently display in letters of not less than 2 inches  
3114 in height the words "no trespassing" and the name of the owner,  
3115 lessee, or occupant of the land. The signs must be placed along  
3116 the boundary line of posted land in a manner and in such

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3117 position as to be clearly noticeable from outside the boundary  
3118 line; or

3119 2.a. A conspicuous no trespassing notice is painted on  
3120 trees or posts on the property, provided that the notice is:

3121 (I) Painted in an international orange color and  
3122 displaying the stenciled words "No Trespassing" in letters no  
3123 less than 2 inches high and 1 inch wide either vertically or  
3124 horizontally;

3125 (II) Placed so that the bottom of the painted notice is  
3126 not less than 3 feet from the ground or more than 5 feet from  
3127 the ground; and

3128 (III) Placed at locations that are readily visible to any  
3129 person approaching the property and no more than 500 feet apart  
3130 on agricultural land.

3131 b. When a landowner uses the painted no trespassing  
3132 posting to identify a no trespassing area, those painted notices  
3133 must be accompanied by signs complying with subparagraph 1. and  
3134 must be placed conspicuously at all places where entry to the  
3135 property is normally expected or known to occur.

3136 **Section 108. For the purpose of incorporating the**  
3137 **amendment made by this act to section 193.461, Florida Statutes,**  
3138 **in a reference thereto, subsection (6) of section 823.14,**  
3139 **Florida Statutes, is reenacted to read:**

3140 823.14 Florida Right to Farm Act.—

3141 (6) LIMITATION ON DUPLICATION OF GOVERNMENT REGULATION.—It

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3142 is the intent of the Legislature to eliminate duplication of  
3143 regulatory authority over farm operations as expressed in this  
3144 subsection. Except as otherwise provided for in this section and  
3145 s. 487.051(2), and notwithstanding any other provision of law, a  
3146 local government may not adopt any ordinance, regulation, rule,  
3147 or policy to prohibit, restrict, regulate, or otherwise limit an  
3148 activity of a bona fide farm operation on land classified as  
3149 agricultural land pursuant to s. 193.461, where such activity is  
3150 regulated through implemented best management practices or  
3151 interim measures developed by the Department of Environmental  
3152 Protection, the Department of Agriculture and Consumer Services,  
3153 or water management districts and adopted under chapter 120 as  
3154 part of a statewide or regional program. When an activity of a  
3155 farm operation takes place within a wellfield protection area as  
3156 defined in any wellfield protection ordinance adopted by a local  
3157 government, and the adopted best management practice or interim  
3158 measure does not specifically address wellfield protection, a  
3159 local government may regulate that activity pursuant to such  
3160 ordinance. This subsection does not limit the powers and duties  
3161 provided for in s. 373.4592 or limit the powers and duties of  
3162 any local government to address an emergency as provided for in  
3163 chapter 252.

3164 **Section 109. For the purpose of incorporating the**  
3165 **amendment made by this act to section 388.271, Florida Statutes,**  
3166 **in a reference thereto, paragraph (a) of subsection (1) of**

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3167 **section 189.062, Florida Statutes, is reenacted to read:**

3168 189.062 Special procedures for inactive districts.—

3169 (1) The department shall declare inactive any special  
3170 district in this state by documenting that:

3171 (a) The special district meets one of the following  
3172 criteria:

3173 1. The registered agent of the district, the chair of the  
3174 governing body of the district, or the governing body of the  
3175 appropriate local general-purpose government notifies the  
3176 department in writing that the district has taken no action for  
3177 2 or more years;

3178 2. The registered agent of the district, the chair of the  
3179 governing body of the district, or the governing body of the  
3180 appropriate local general-purpose government notifies the  
3181 department in writing that the district has not had a governing  
3182 body or a sufficient number of governing body members to  
3183 constitute a quorum for 2 or more years;

3184 3. The registered agent of the district, the chair of the  
3185 governing body of the district, or the governing body of the  
3186 appropriate local general-purpose government fails to respond to  
3187 an inquiry by the department within 21 days;

3188 4. The department determines, pursuant to s. 189.067, that  
3189 the district has failed to file any of the reports listed in s.  
3190 189.066;

3191 5. The district has not had a registered office and agent

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3192 on file with the department for 1 or more years;

3193 6. The governing body of a special district provides  
3194 documentation to the department that it has unanimously adopted  
3195 a resolution declaring the special district inactive. The  
3196 special district is responsible for payment of any expenses  
3197 associated with its dissolution;

3198 7. The district is an independent special district or a  
3199 community redevelopment district created under part III of  
3200 chapter 163 that has reported no revenue, no expenditures, and  
3201 no debt under s. 189.016(9) or s. 218.32 for at least 5  
3202 consecutive fiscal years beginning no earlier than October 1,  
3203 2018. This subparagraph does not apply to a community  
3204 development district established under chapter 190 or to any  
3205 independent special district operating pursuant to a special act  
3206 that provides that any amendment to chapter 190 to grant  
3207 additional powers constitutes a power of that district; or

3208 8. For a mosquito control district created pursuant to  
3209 chapter 388, the department has received notice from the  
3210 Department of Agriculture and Consumer Services that the  
3211 district has failed to file a tentative work plan and tentative  
3212 detailed work plan budget as required by s. 388.271.

3213 **Section 110. For the purpose of incorporating the**  
3214 **amendment made by this act to section 388.271, Florida Statutes,**  
3215 **in a reference thereto, subsection (7) of section 388.261,**  
3216 **Florida Statutes, is reenacted to read:**

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3217 388.261 State aid to counties and districts for arthropod  
3218 control; distribution priorities and limitations.—

3219 (7) The department may use state funds appropriated for a  
3220 county or district under subsection (1) or subsection (2) to  
3221 provide state mosquito or other arthropod control equipment,  
3222 supplies, or services when requested by a county or district  
3223 eligible to receive state funds under s. 388.271.

3224 **Section 111. For the purpose of incorporating the**  
3225 **amendment made by this act to section 482.161, Florida Statutes,**  
3226 **in a reference thereto, paragraph (b) of subsection (3) of**  
3227 **section 482.072, Florida Statutes, is reenacted to read:**

3228 482.072 Pest control customer contact centers.—

3229 (3)

3230 (b) Notwithstanding any other provision of this section:

3231 1. A customer contact center licensee is subject to  
3232 disciplinary action under s. 482.161 for a violation of this  
3233 section or a rule adopted under this section committed by a  
3234 person who solicits pest control services or provides customer  
3235 service in a customer contact center.

3236 2. A pest control business licensee may be subject to  
3237 disciplinary action under s. 482.161 for a violation of this  
3238 section or a rule adopted under this section committed by a  
3239 person who solicits pest control services or provides customer  
3240 service in a customer contact center operated by a licensee if  
3241 the licensee participates in the violation.

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3242           **Section 112. For the purpose of incorporating the**  
3243 **amendment made by this act to section 482.161, Florida Statutes,**  
3244 **in a reference thereto, section 482.163, Florida Statutes, is**  
3245 **reenacted to read:**

3246           482.163 Responsibility for pest control activities of  
3247 employee.—Proper performance of pest control activities by a  
3248 pest control business employee is the responsibility not only of  
3249 the employee but also of the certified operator in charge, and  
3250 the certified operator in charge may be disciplined pursuant to  
3251 the provisions of s. 482.161 for the pest control activities of  
3252 an employee. A licensee may not automatically be considered  
3253 responsible for violations made by an employee. However, the  
3254 licensee may not knowingly encourage, aid, or abet violations of  
3255 this chapter.

3256           **Section 113. For the purpose of incorporating the**  
3257 **amendment made by this act to section 487.044, Florida Statutes,**  
3258 **in a reference thereto, section 487.156, Florida Statutes, is**  
3259 **reenacted to read:**

3260           487.156 Governmental agencies.—All governmental agencies  
3261 shall be subject to the provisions of this part and rules  
3262 adopted under this part. Public applicators using or supervising  
3263 the use of restricted-use pesticides shall be subject to  
3264 examination as provided in s. 487.044.

3265           **Section 114. For the purpose of incorporating the**  
3266 **amendment made by this act to section 496.405, Florida Statutes,**

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3267 **in a reference thereto, subsection (2) of section 496.4055,**  
3268 **Florida Statutes, is reenacted to read:**

3269 496.4055 Charitable organization or sponsor board duties.—

3270 (2) The board of directors, or an authorized committee  
3271 thereof, of a charitable organization or sponsor required to  
3272 register with the department under s. 496.405 shall adopt a  
3273 policy regarding conflict of interest transactions. The policy  
3274 shall require annual certification of compliance with the policy  
3275 by all directors, officers, and trustees of the charitable  
3276 organization. A copy of the annual certification shall be  
3277 submitted to the department with the annual registration  
3278 statement required by s. 496.405.

3279 **Section 115. For the purpose of incorporating the**  
3280 **amendment made by this act to section 496.405, Florida Statutes,**  
3281 **in references thereto, subsections (2) and (4) of section**  
3282 **496.406, Florida Statutes, are reenacted to read:**

3283 496.406 Exemption from registration.—

3284 (2) Before soliciting contributions, a charitable  
3285 organization or sponsor claiming to be exempt from the  
3286 registration requirements of s. 496.405 under paragraph (1)(d)  
3287 must submit annually to the department, on forms prescribed by  
3288 the department:

3289 (a) The name, street address, and telephone number of the  
3290 charitable organization or sponsor, the name under which it  
3291 intends to solicit contributions, the purpose for which it is

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3292 organized, and the purpose or purposes for which the  
3293 contributions to be solicited will be used.

3294 (b) The tax exempt status of the organization.

3295 (c) The date on which the organization's fiscal year ends.

3296 (d) The names, street addresses, and telephone numbers of  
3297 the individuals or officers who have final responsibility for  
3298 the custody of the contributions and who will be responsible for  
3299 the final distribution of the contributions.

3300 (e) A financial statement of support, revenue, and  
3301 expenses and a statement of functional expenses that must  
3302 include, but not be limited to, expenses in the following  
3303 categories: program, management and general, and fundraising. In  
3304 lieu of the financial statement, a charitable organization or  
3305 sponsor may submit a copy of its Internal Revenue Service Form  
3306 990 and all attached schedules or Internal Revenue Service Form  
3307 990-EZ and Schedule O.

3308 (4) Exemption from the registration requirements of s.  
3309 496.405 does not limit the applicability of other provisions of  
3310 this section to a charitable organization or sponsor.

3311 **Section 116. For the purpose of incorporating the**  
3312 **amendment made by this act to section 500.12, Florida Statutes,**  
3313 **in a reference thereto, paragraph (a) of subsection (1) of**  
3314 **section 500.80, Florida Statutes, is reenacted to read:**

3315 500.80 Cottage food operations.—

3316 (1)(a) A cottage food operation must comply with the

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3317 applicable requirements of this chapter but is exempt from the  
3318 permitting requirements of s. 500.12 if the cottage food  
3319 operation complies with this section and has annual gross sales  
3320 of cottage food products that do not exceed \$250,000.

3321 **Section 117. For the purpose of incorporating the**  
3322 **amendment made by this act to section 500.172, Florida Statutes,**  
3323 **in a reference thereto, subsection (6) of section 500.121,**  
3324 **Florida Statutes, is reenacted to read:**

3325 500.121 Disciplinary procedures.—

3326 (6) If the department determines that a food offered in a  
3327 food establishment is labeled with nutrient claims that are in  
3328 violation of this chapter, the department shall retest or  
3329 reexamine the product within 90 days after notification to the  
3330 manufacturer and to the firm at which the product was collected.  
3331 If the product is again found in violation, the department shall  
3332 test or examine the product for a third time within 60 days  
3333 after the second notification. The product manufacturer shall  
3334 reimburse the department for the cost of the third test or  
3335 examination. If the product is found in violation for a third  
3336 time, the department shall exercise its authority under s.  
3337 500.172 and issue a stop-sale or stop-use order. The department  
3338 may impose additional sanctions for violations of this  
3339 subsection.

3340 **Section 118. For the purpose of incorporating the**  
3341 **amendment made by this act to section 790.06, Florida Statutes,**

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3342 **in a reference thereto, section 790.061, Florida Statutes, is**  
3343 **reenacted to read:**

3344 790.061 Judges and justices; exceptions from licensure  
3345 provisions.—A county court judge, circuit court judge, district  
3346 court of appeal judge, justice of the supreme court, federal  
3347 district court judge, or federal court of appeals judge serving  
3348 in this state is not required to comply with the provisions of  
3349 s. 790.06 in order to receive a license to carry a concealed  
3350 weapon or firearm, except that any such justice or judge must  
3351 comply with the provisions of s. 790.06(2)(h). The Department of  
3352 Agriculture and Consumer Services shall issue a license to carry  
3353 a concealed weapon or firearm to any such justice or judge upon  
3354 demonstration of competence of the justice or judge pursuant to  
3355 s. 790.06(2)(h).

3356 **Section 119.** This act shall take effect July 1, 2025.  
3357

3358 -----  
3359 **T I T L E A M E N D M E N T**

3360 Remove everything before the enacting clause and insert:

3361 A bill to be entitled

3362 An act relating to the Department of Agriculture and  
3363 Consumer Services; amending s. 110.205, F.S.;  
3364 providing that certain positions in the department are  
3365 exempt from the Career Service System; amending s.  
3366 163.3162, F.S.; providing definitions; prohibiting

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3367 governmental entities from adopting or enforcing any  
3368 legislation that inhibits the construction or  
3369 installation of housing for legally verified  
3370 agricultural workers on agricultural land operated as  
3371 a bona fide farm; requiring that the construction or  
3372 installation of such housing units on agricultural  
3373 lands satisfies certain criteria; requiring that local  
3374 ordinances comply with certain regulations;  
3375 authorizing governmental entities to adopt local land  
3376 use regulations that are less restrictive; requiring  
3377 property owners to maintain certain records for a  
3378 specified timeframe; requiring that use of a housing  
3379 site be discontinued and authorizing the removal of a  
3380 such site under certain circumstances; specifying  
3381 applicability of permit allocation systems in certain  
3382 areas of critical state concern; authorizing the  
3383 continued use of housing sites constructed before the  
3384 effective date of the act if certain conditions are  
3385 met; requiring the department to adopt certain rules;  
3386 providing for enforcement; requiring the department to  
3387 submit certain information to the State Board of  
3388 Immigration Enforcement on a certain schedule;  
3389 amending s. 201.25, F.S.; conforming a provision to  
3390 changes made by the act; amending s. 253.0341, F.S.;

3391 authorizing the department to surplus certain lands

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3392 determined to be suitable for bona fide agricultural  
3393 production; requiring the department to consult with  
3394 the Department of Environmental Protection before  
3395 making such determination; requiring the Department of  
3396 Agriculture and Consumer Services to retain a rural-  
3397 lands-protection easement for all surplused lands and  
3398 deposit all proceeds into a specified trust fund;  
3399 requiring the department to provide a report of lands  
3400 surplused to the board of trustees; providing that  
3401 certain lands are ineligible to be surplused;  
3402 providing for retroactive applicability; amending s.  
3403 330.41, F.S.; providing definitions; prohibiting a  
3404 person from knowingly or willfully performing certain  
3405 actions on lands classified as agricultural or on  
3406 private property, state wildlife management lands, or  
3407 a sport shooting and training range; providing  
3408 criminal penalties; providing applicability; creating  
3409 s. 366.20, F.S.; requiring that certain lands acquired  
3410 or owned by an electric utility be offered for fee  
3411 simple acquisition by the department before the land  
3412 may be offered for sale or transferred to a private  
3413 individual or entity; providing retroactive  
3414 applicability; amending s. 366.94, F.S.; defining the  
3415 term "electric vehicle charging station"; authorizing  
3416 the department to adopt rules; requiring local

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3417 governmental entities to issue permits for electric  
3418 vehicle charging stations based on specified standards  
3419 and provisions of law; requiring that an electric  
3420 vehicle charger be registered with the department  
3421 before being placed into service for use by the  
3422 public; providing the department with certain  
3423 authority relating to electric vehicle charging  
3424 stations; providing a penalty; authorizing the  
3425 department to issue an immediate final order to an  
3426 electric vehicle charging station under certain  
3427 circumstances; providing that the department may bring  
3428 an action to enjoin a violation of specified  
3429 provisions or rules; requiring the court to issue a  
3430 temporary or permanent injunction under certain  
3431 circumstances; amending s. 388.011, F.S.; revising the  
3432 definition of the terms "board of commissioners" and  
3433 "district"; defining the term "program"; amending s.  
3434 388.021, F.S.; making a technical change; amending s.  
3435 388.181, F.S.; authorizing programs to perform  
3436 specified actions; amending s. 388.201, F.S.;  
3437 requiring that the tentative work plan budget covering  
3438 the proposed operations and requirements for arthropod  
3439 control measures show the estimated amount to be  
3440 raised by county, municipality, or district taxes;  
3441 requiring that county commissioners' or a similar

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## Amendment No. 1

3442 governing body's mosquito control budget be made and  
3443 adopted pursuant to specified provisions and requiring  
3444 that summary figures be incorporated into the county  
3445 budgets as prescribed by the department; amending s.  
3446 388.241, F.S.; providing that certain rights, powers,  
3447 and duties be vested in the board of county  
3448 commissioners or similar governing body of a county,  
3449 city, or town; amending s. 388.261, F.S.; increasing  
3450 the amount of state funds, supplies, services, or  
3451 equipment for a certain number of years for any new  
3452 program for the control of mosquitos and other  
3453 arthropods which serves an area not previously served  
3454 by a county, municipality, or district; amending s.  
3455 388.271, F.S.; requiring each program participating in  
3456 arthropod control activities to file a tentative  
3457 integrated arthropod management plan with the  
3458 department by a specified date; conforming provisions  
3459 to changes made by the act; amending s. 388.281, F.S.;  
3460 requiring that all funds, supplies, and services  
3461 released to programs be used in accordance with the  
3462 integrated arthropod management plan and certified  
3463 budget; requiring that such integrated arthropod  
3464 management plan and certified budget be approved by  
3465 both the department and the board of county  
3466 commissioners and an appropriate representative;

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3467 conforming provisions to changes made by the act;  
3468 amending s. 388.291, F.S.; providing that a program  
3469 may perform certain source reduction measures in any  
3470 area providing that the department has approved the  
3471 operating or construction plan as outlined in the  
3472 integrated arthropod management plan; conforming  
3473 provisions to changes made by the act; amending s.  
3474 388.301, F.S.; revising the schedule by which state  
3475 funds for the control of mosquitos and other  
3476 arthropods may be paid; amending ss. 388.311 and  
3477 388.321, F.S.; conforming provisions to changes made  
3478 by the act; amending s. 388.322, F.S.; requiring the  
3479 department to maintain a record and inventory of  
3480 certain property purchased with state funds for  
3481 arthropod control use; amending s. 388.323, F.S.;  
3482 providing that certain equipment no longer needed by a  
3483 program be first offered for sale to other programs  
3484 engaged in arthropod control at a specified price;  
3485 requiring that all proceeds from the sale of certain  
3486 property owned by a program and purchased using state  
3487 funds be deposited in the program's state fund  
3488 account; amending s. 388.341, F.S.; requiring a  
3489 program receiving state aid to submit a monthly report  
3490 of all expenditures from all funds for arthropod  
3491 control by a specified timeframe as may be required by

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3492 the department; amending ss. 388.351 and 388.361,  
3493 F.S.; conforming provisions to changes made by the  
3494 act; amending s. 388.3711, F.S.; revising the  
3495 department's enforcement powers; amending ss. 388.381,  
3496 388.391, and 388.401, F.S.; conforming provisions to  
3497 changes made by the act; amending s. 388.46, F.S.;  
3498 revising the composition of the Florida Coordinating  
3499 Council on Mosquito Control; amending s. 403.067,  
3500 F.S.; providing an exception for inspection  
3501 requirements for certain agricultural producers;  
3502 authorizing the department to adopt rules establishing  
3503 an enrollment in best management practices by rule  
3504 process; authorizing the department to identify best  
3505 management practices for specified landowners;  
3506 requiring the department to perform onsite inspections  
3507 annually of a certain percentage of all enrollments  
3508 that meet specified qualifications within a specified  
3509 area; providing requirements for such inspections;  
3510 requiring agricultural producers enrolled by rule in a  
3511 best management practice to submit nutrient records  
3512 annually to the department; requiring the department  
3513 to collect and retain such records; amending s.  
3514 403.852, F.S.; defining the term "water quality  
3515 additive"; amending s. 403.859, F.S.; providing that  
3516 the use of certain additives in a water system which

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3517 do not meet the definition of water quality additive  
3518 or certain other additives is prohibited and violates  
3519 specified provisions; amending s. 482.111, F.S.;

3520 revising requirements for the renewal of a pest  
3521 control operator's certificate; authorizing a third-  
3522 party vendor to collect and retain a convenience fee;  
3523 amending s. 482.141, F.S.; requiring the department to  
3524 provide in-person and remote testing for the  
3525 examination through a third-party vendor for an  
3526 individual seeking pest control operator  
3527 certification; authorizing a third-party vendor to  
3528 collect and retain a convenience fee; amending s.  
3529 482.155, F.S.; requiring the department to provide in-  
3530 person and remote testing for the examination through  
3531 a third-party vendor for an individual seeking limited  
3532 certification for a governmental pesticide applicator  
3533 or a private applicator; authorizing a third-party  
3534 vendor to collect and retain a convenience fee;  
3535 deleting provisions requiring the department to make  
3536 such examination readily accessible and available to  
3537 all applicants on a specified schedule; amending s.  
3538 482.156, F.S.; requiring the department to provide in-  
3539 person and remote testing for the examination through  
3540 a third-party vendor for an individual seeking a  
3541 limited certification for commercial landscape

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3542 maintenance; authorizing a third-party vendor to  
3543 collect and retain a convenience fee; removing  
3544 provisions requiring the department to make such  
3545 examination readily accessible and available to all  
3546 applicants on a specified schedule; amending s.  
3547 482.157, F.S.; revising requirements for issuance of a  
3548 limited certification for commercial wildlife  
3549 management personnel; authorizing a third-party vendor  
3550 to collect and retain a convenience fee; deleting  
3551 provisions requiring the department to make an  
3552 examination readily accessible and available to all  
3553 applicants on a specified schedule; amending s.  
3554 482.161, F.S.; authorizing the department to take  
3555 specified disciplinary action upon the issuance of a  
3556 final order imposing civil penalties or a criminal  
3557 conviction pursuant to the Federal Insecticide,  
3558 Fungicide, and Rodenticide Act; amending s. 487.044,  
3559 F.S.; requiring the department to provide in-person  
3560 and remote testing through a third-party vendor for  
3561 the examination of an individual seeking a limited  
3562 certification for pesticide application; authorizing a  
3563 third-party vendor to collect and retain a convenience  
3564 fee; amending s. 487.175, F.S.; providing that the  
3565 department may suspend, revoke, or deny licensure of a  
3566 pesticide applicator upon issuance of a final order to

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3567 a licensee which imposes civil penalties or a criminal  
3568 conviction under the Federal Insecticide, Fungicide,  
3569 and Rodenticide Act; amending s. 496.404, F.S.;

3570 defining the terms "controlling interest," "foreign  
3571 country of concern," and "foreign source of concern";  
3572 amending s. 496.405, F.S.; revising which documents a  
3573 charitable organization or sponsor must file before  
3574 engaging in specified activities; requiring that any  
3575 changes to such documents be reported to the  
3576 department on a specified form in a specified  
3577 timeframe; revising the requirements of the charitable  
3578 organization's initial registration statement;

3579 authorizing the department to investigate or refer to  
3580 the Florida Elections Commission certain violations of  
3581 the charitable organization or sponsor; amending s.  
3582 496.415, F.S.; prohibiting specified persons from  
3583 soliciting or accepting anything of value from a  
3584 foreign source of concern; amending s. 496.417, F.S.;

3585 authorizing the department to investigate or refer to  
3586 the Florida Elections Commission certain violations of  
3587 a charitable organization or sponsor; amending s.  
3588 496.419, F.S.; providing penalties for a charitable  
3589 organization or sponsor whose registration is denied  
3590 or revoked for submitting a false attestation;

3591 creating s. 496.431, F.S.; requiring the department to

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3592 create the Honest Service Registry to provide  
3593 residents with information relating to charitable  
3594 organizations; requiring a charitable organization  
3595 included in the Honest Services Registry to submit an  
3596 attestation statement to the department; requiring the  
3597 department to publish the Honest Services Registry on  
3598 the department's website; requiring the department to  
3599 adopt rules; amending s. 500.03, F.S.; revising the  
3600 definition of the term "cottage food product";  
3601 amending s. 500.12, F.S.; providing that the  
3602 department requires a food permit from any person or  
3603 business that operates a food establishment; revising  
3604 exceptions; revising the schedule for renewing certain  
3605 food permits; authorizing the department to establish  
3606 a single permit renewal date for certain food  
3607 establishments; amending s. 500.166, F.S.; requiring  
3608 certain persons engaged in interstate commerce to  
3609 retain all records that show certain information for a  
3610 specified timeframe; amending s. 500.172, F.S.;  
3611 authorizing the department to facilitate the  
3612 destruction of certain articles that violate specified  
3613 provisions; prohibiting certain persons from certain  
3614 actions without permission from, or in accord with a  
3615 written agreement with, the department; creating s.  
3616 500.75, F.S.; providing that it is unlawful to import,

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3617 sell, offer for sale, furnish, or give away certain  
3618 spores or mycelium; providing penalties; creating s.  
3619 500.93, F.S.; providing definitions; requiring the  
3620 department to adopt rules to enforce the Food and Drug  
3621 Administration's standard of identity for milk, meat,  
3622 poultry, and eggs to prohibit the sale of plant-based  
3623 products mislabeled as milk, meat, poultry, or eggs;  
3624 providing contingent effective dates; requiring the  
3625 department to adopt rules; providing construction;  
3626 repealing s. 501.135, F.S., relating to consumer unit  
3627 pricing; amending s. 501.912, F.S.; revising the  
3628 definition of the term "antifreeze"; creating s.  
3629 525.19, F.S.; requiring the department to create an  
3630 annual petroleum registration program for petroleum  
3631 owners or operators; requiring the department to adopt  
3632 rules for such registration which include specified  
3633 information; requiring that the registration program  
3634 be free for all registrants; authorizing the  
3635 department to require registrants to provide certain  
3636 information during a state of emergency; creating s.  
3637 526.147, F.S.; creating the Florida Retail Fuel  
3638 Transfer Switch Modernization Grant Program within the  
3639 department; requiring the grant program to provide  
3640 funds up to a certain amount to be used for  
3641 installation and equipment costs relating to

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3642 installing or modernizing transfer switch  
3643 infrastructure at retail fuel facilities; requiring  
3644 the department to award funds based on specified  
3645 criteria; requiring retail fuel facilities awarded  
3646 grant funds to comply with specified provisions;  
3647 requiring such facilities to install a transfer switch  
3648 with specified capabilities; requiring retail fuel  
3649 facilities to provide specified documentation before  
3650 being awarded funding; prohibiting certain facilities  
3651 from being awarded funding; requiring the department,  
3652 in consultation with the Division of Emergency  
3653 Management, to adopt rules; requiring that such rules  
3654 include specified information; amending s. 531.48,  
3655 F.S.; requiring that certain packages bear specified  
3656 information on the outside of the package; amending s.  
3657 531.49, F.S.; revising requirements for the  
3658 advertising of a packaged commodity; amending s.  
3659 564.06, F.S.; conforming a provision to changes made  
3660 by the act; amending s. 570.07, F.S.; requiring the  
3661 department to foster and encourage the employment and  
3662 retention of qualified veterinary pathologists;  
3663 providing that the department may reimburse the  
3664 educational expenses of certain veterinary  
3665 pathologists who enter into a certain agreement with  
3666 the department; requiring the department to adopt

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3667 certain rules; requiring the department to extend  
3668 certain opportunities to public school students  
3669 enrolled in agricultural education to support Future  
3670 Farmers of America programming; requiring the  
3671 department to use contracts procured by agencies;  
3672 defining the term "agency"; amending s. 570.544, F.S.;  
3673 revising which provisions the director of the Division  
3674 of Consumer Services must enforce; creating s.  
3675 570.546, F.S.; authorizing the department to create a  
3676 process for the bulk renewal of licenses; authorizing  
3677 the department to create a process that will allow  
3678 licensees to align the expiration dates of licenses  
3679 within a specified program; authorizing the department  
3680 to change the expiration date for current licenses for  
3681 a certain purpose; requiring the department to prorate  
3682 the licensing fee for certain licenses; requiring the  
3683 department to adopt rules; amending s. 570.694, F.S.;  
3684 creating the Florida Aquaculture Foundation as a  
3685 direct support organization within the department;  
3686 providing the purpose of the foundation; providing  
3687 governance for the foundation; authorizing the  
3688 department to appoint an advisory committee adjunct to  
3689 the foundation; amending s. 570.822, F.S.; revising  
3690 the definition of the terms "declared natural  
3691 disaster" and "program"; providing that loan funds

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3692 from the department may be used to restock  
3693 aquaculture; authorizing the department to renew a  
3694 loan application under certain circumstances;  
3695 authorizing the department to defer or waive loan  
3696 payments under certain circumstances; creating s.  
3697 570.823, F.S.; providing definitions; establishing the  
3698 silviculture emergency recovery program within the  
3699 department to administer a grant program to assist  
3700 certain timber landowners; requiring that such grants  
3701 be used for certain purposes; requiring that only  
3702 timber lands located on agricultural property are  
3703 eligible for the program; requiring the department to  
3704 coordinate with state agencies to provide financial  
3705 assistance to timber landowners after a specified  
3706 declared emergency; providing construction;  
3707 authorizing the department to adopt rules; providing  
3708 construction; amending s. 581.1843, F.S.; removing  
3709 provisions that exclude certain citrus nurseries from  
3710 certain requirements and that regulate areas around  
3711 the perimeter of commercial citrus nurseries;  
3712 repealing ss. 593.101, 593.102, 593.103, 593.104,  
3713 593.105, 593.106, 593.107, 593.108, 593.109, 593.11,  
3714 593.111, 593.112, 593.113, 593.114, 593.1141,  
3715 593.1142, 593.115, 593.116, and 593.117, F.S.,  
3716 relating to the Florida Boll Weevil Eradication Law;

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3717 definitions; powers and duties of Department of  
3718 Agriculture and Consumer Services; the entry of  
3719 premises to carry out boll weevil eradication  
3720 activities and inspections; reports by persons growing  
3721 cotton; quarantine areas and the regulation of  
3722 articles within a boll weevil eradication zone; the  
3723 regulation of collection, transportation,  
3724 distribution, and movement of cotton; cooperative  
3725 programs for persons engaged in growing, processing,  
3726 marketing, or handling cotton; the department's  
3727 authority to designate eradication zones, prohibit  
3728 planting of cotton, and require participation in  
3729 eradication program; regulation of the pasturage of  
3730 livestock, entry by persons, and location of honeybee  
3731 colonies in eradication zones and other areas;  
3732 eligibility for certification of cotton growers'  
3733 organization; the certification of cotton growers'  
3734 organization; a referendum; an assessment; the  
3735 department's authority to enter agreements with the  
3736 Farm Service Agency; liens; mandamus or injunction;  
3737 penalty for violation; and the handling of moneys  
3738 received, respectively; amending s. 595.404, F.S.;  
3739 revising the department's powers and duties regarding  
3740 school nutrition programs; amending s. 599.002, F.S.;  
3741 renaming the Viticulture Advisory Council as the

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3742 Florida Wine Advisory Council; revising the membership  
3743 of the Florida Wine Advisory Council; amending s.  
3744 599.003, F.S.; renaming the State Viticulture Plan as  
3745 the State Wine Plan; amending s. 599.004, F.S.;  
3746 providing that wineries that fail to recertify  
3747 annually or pay a specified licensing fee are subject  
3748 to certain actions and costs; amending s. 599.012,  
3749 F.S.; conforming provisions to changes made by the  
3750 act; amending s. 616.12, F.S.; removing provisions  
3751 requiring a person who operates a minstrel show in  
3752 connection with any certain public fairs to pay  
3753 specified license taxes; removing a provision that  
3754 exempts such person from paying specified taxes;  
3755 creating s. 687.16, F.S.; providing a short title;  
3756 providing definitions; prohibiting a financial  
3757 institution from discriminating in the provision of  
3758 financial services to an agricultural producer based  
3759 on an ESG factor; providing an inference with regard  
3760 to a certain violation; providing that the financial  
3761 institution may overcome the inference by making  
3762 certain demonstrations regarding its denial or  
3763 restriction of financial services to an agricultural  
3764 producer; authorizing the Attorney General to enforce  
3765 specified provisions; providing that a violation of  
3766 specified provisions constitutes an unfair and

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3767 deceptive trade practice; authorizing the Attorney  
3768 General to investigate and seek remedies for such  
3769 unfair trade practices; authorizing an aggrieved party  
3770 to seek an action for damages; amending s. 741.0305,  
3771 F.S.; conforming a cross-reference; amending s.  
3772 790.06, F.S.; revising the circumstances under which  
3773 the department may temporarily suspend a person's  
3774 license to carry a concealed weapon or concealed  
3775 firearm or the processing of an application for such  
3776 license; requiring the department to notify certain  
3777 licensees or applicants of his or her right to a  
3778 hearing; requiring that the hearing regarding such  
3779 suspension of license be for a limited purpose;  
3780 requiring the department to issue an order lifting the  
3781 suspension of an applicant's license upon a certain  
3782 disposition of the criminal case; requiring that the  
3783 suspension remain in effect upon a certain disposition  
3784 of the criminal case; providing construction;  
3785 providing legislative findings; revising the duties of  
3786 the department after the date of receipt of a  
3787 completed application for a license to carry a  
3788 concealed weapon or concealed firearm; requiring that  
3789 a license issued under this section be temporarily  
3790 suspended or revoked if the license was issued in  
3791 error or if the licensee commits certain actions;

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3792 amending s. 812.0151, F.S.; revising the elements of  
3793 third degree and second degree felony retail fuel  
3794 theft; creating s. 812.136, F.S.; providing  
3795 definitions; providing elements for the crime of mail  
3796 theft; providing elements of theft of or unauthorized  
3797 reproduction of a mail depository key or lock;  
3798 providing criminal penalties; amending s. 934.50,  
3799 F.S.; removing certain exceptions from the prohibited  
3800 uses of drones; creating s. 1013.373, F.S.;

3801 prohibiting a local government from adopting any  
3802 measure to limit the activities of public educational  
3803 facilities or auxiliary facilities constructed by  
3804 certain organizations; requiring that lands used for  
3805 agricultural education or for the Future Farmers of  
3806 America or 4-H activities be considered agricultural  
3807 lands; reenacting s. 295.07(5)(a), F.S., relating to  
3808 preference in appointment and retention, to  
3809 incorporate the amendment made to s. 110.205, F.S., in  
3810 a reference thereto; reenacting ss. 125.01(1)(r),  
3811 163.3162(3)(a), (b), (c), and (d), 163.3163(3)(c),  
3812 163.3164(4), 163.3194(5), 170.01(4), 193.052(2),  
3813 193.4615, 212.08(5)(a) and (19)(a), 373.406(2),  
3814 403.182(11)(a), 403.9337(4), 472.029(2)(d),  
3815 474.2021(5), 474.2165(4)(d), 487.081(6), 570.85(1),  
3816 570.87(1), 570.94(3), 582.19(1)(a), 586.055,

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3817 604.50(2)(a) and (d), 604.73(3)(b), 692.201(1),  
3818 741.30(5)(a) and (6)(a), 810.011(5)(a), and 823.14(6),  
3819 F.S., relating to powers and duties; agricultural  
3820 lands and practices; applications for development  
3821 permits; community planning act; legal status of  
3822 comprehensive plan; authority for providing  
3823 improvements and levying and collecting special  
3824 assessments against property benefited; preparation  
3825 and serving of returns; assessment of obsolete  
3826 agricultural equipment; storage tax; exemptions; local  
3827 pollution control programs; the Model Ordinance for  
3828 Florida-Friendly Fertilizer Use on Urban Landscapes;  
3829 authorization to enter lands of third parties;  
3830 veterinary telehealth; ownership and control of  
3831 veterinary medical patient records; exemptions;  
3832 agritourism; agritourism participation impact on land  
3833 classification; best management practices for  
3834 wildlife; qualifications and tenure of supervisors;  
3835 location of apiaries; nonresidential farm buildings;  
3836 urban agriculture pilot projects; definitions;  
3837 domestic violence; definitions; and the Florida Right  
3838 to Farm Act, respectively, to incorporate the  
3839 amendment made to s. 193.461, F.S., in references  
3840 thereto; reenacting ss. 189.062(1)(a) and 388.261(7),  
3841 F.S., relating to special procedures for inactive

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3842 districts and state aid to counties and districts for  
3843 arthropod control, respectively, to incorporate the  
3844 amendment made to s. 388.271, F.S., in references  
3845 thereto; reenacting ss. 482.072(3)(b) and 482.163,  
3846 F.S., relating to pest control customer contact  
3847 centers and responsibility for pest control activities  
3848 of employee, respectively, to incorporate the  
3849 amendment made to s. 482.161, F.S., in references  
3850 thereto; reenacting s. 487.156, F.S., relating to  
3851 governmental agencies, to incorporate the amendment  
3852 made to s. 487.044, F.S., in a reference thereto;  
3853 reenacting ss. 496.4055(2) and 496.406(2) and (4),  
3854 F.S., relating to charitable organization or sponsor  
3855 board duties and exemption from registration,  
3856 respectively, to incorporate the amendment made to s.  
3857 496.405, F.S., in references thereto; reenacting s.  
3858 500.80(1)(a), F.S., relating to cottage food  
3859 operations, to incorporate the amendment made to s.  
3860 500.12, F.S., in a reference thereto; reenacting s.  
3861 500.121(6), F.S., relating to disciplinary procedures,  
3862 to incorporate the amendment made to s. 500.172, F.S.,  
3863 in a reference thereto; reenacting s. 790.061, F.S.,  
3864 relating to judges and justices, to incorporate the  
3865 amendment made to s. 790.06, F.S., in a reference  
3866 thereto; providing an effective date.

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