

By the Committee on Agriculture; and Senator Truenow

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A bill to be entitled

An act relating to the Department of Agriculture and Consumer Services; creating ss. 125.489 and 166.063, F.S.; defining the terms "gasoline-powered farm equipment" and "gasoline-powered landscape equipment"; prohibiting counties and municipalities, respectively, from enacting or enforcing any law that restricts or prohibits the use of gasoline-powered farm equipment or gasoline-powered landscape equipment or that distinguishes such equipment from any other equipment under certain circumstances; providing construction; amending s. 253.0341, F.S.; requiring the Acquisition and Restoration Council to determine whether certain surplus lands are suitable for bona fide agricultural purposes; prohibiting a local governmental entity from transferring future development rights for surplus lands determined to be suitable for bona fide agricultural purposes; requiring the Department of Environmental Protection, in coordination with the Department of Agriculture and Consumer Services, to determine whether certain state-owned conservation lands are suitable for bona fide agricultural purposes; authorizing the Department of Environmental Protection to surplus certain state-owned lands determined to be suitable for bona fide agricultural purposes; requiring the Department of Environmental Protection to retain a rural-lands-protection easement for such surplus lands; requiring that all proceeds from the sale of such

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surplused lands be deposited in the Department of Agriculture and Consumer Services' Incidental Trust Fund for less than fee simple; requiring the Department of Environmental Protection to annually provide a report of such surplused lands to the Board of Trustees of the Internal Improvement Trust Fund; prohibiting certain lands from being surplused; amending s. 259.1053, F.S.; deleting provisions relating to the Babcock Ranch Advisory Group; amending s. 287.1351, F.S.; revising circumstances under which a vendor is prohibited from submitting a bid, proposal, or reply to an agency or from entering into or renewing any contract to provide goods or services to an agency; amending s. 322.12, F.S.; providing penalties for an applicant for a commercial driver license who receives unauthorized assistance on certain portions of the examination; amending s. 322.36, F.S.; prohibiting a person from knowingly or willfully providing unauthorized assistance to an applicant for the examination required to hold a commercial driver license; repealing ss. 377.71, 377.711, and 377.712, F.S., relating to definitions and the Southern States Energy Compact, Florida as party to the Southern States Energy Compact, and Florida's participation in the Southern States Energy Board, respectively; amending s. 403.0855, F.S.; deleting provisions relating to legislative approval of certain rules adopted by the Department of Environmental Protection; revising requirements for

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59 permittees of biosolids land application sites;
60 deleting an obsolete provision; amending s. 489.105,
61 F.S.; defining the terms "subcontractor" and
62 "supplier"; creating s. 489.1295, F.S.; prohibiting
63 licensed contractors or persons holding themselves out
64 as such from failing to pay their subcontractor or
65 supplier within a specified timeframe without
66 reasonable cause after receiving payment for the
67 services the subcontractor or supplier performed;
68 providing penalties; amending s. 500.04, F.S.;
69 revising the list of prohibited acts related to the
70 prevention of fraud, harm, adulteration, misbranding,
71 or false advertising in the preparation, production,
72 manufacture, storage, or sale of food; repealing s.
73 500.81, F.S., relating to the Healthy Food Financing
74 Initiative; amending s. 500.93, F.S.; making a
75 technical change; amending s. 501.013, F.S.;
76 authorizing the Department of Agriculture and Consumer
77 Services to provide an exemption from certain health
78 studio regulations; creating s. 501.062, F.S.;
79 providing legislative intent; defining the terms
80 "commercial solicitation" and "dwelling"; prohibiting
81 a person from engaging in commercial solicitation
82 under certain circumstances; providing construction;
83 providing penalties; amending s. 570.07, F.S.;
84 authorizing the Department of Agriculture and Consumer
85 Services to reorganize departmental units upon the
86 approval of the Commissioner of Agriculture; amending
87 s. 570.822, F.S.; providing additional eligibility

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88 requirements for the Agriculture and Aquaculture
89 Producers Emergency Recovery Loan Program; creating s.
90 570.832, F.S.; requiring the Florida Wildflower
91 Foundation, in coordination with the Department of
92 Agriculture and Consumer Services, to establish the
93 Florida Native Seed Research and Marketing Program,
94 subject to legislative appropriation; providing the
95 purpose of the program; creating s. 570.846, F.S.;
96 establishing the Food Animal Veterinary Medicine Loan
97 Repayment Program; providing the purpose of the
98 program; defining terms; providing eligibility
99 requirements for the program; authorizing the
100 Department of Agriculture and Consumer Services to
101 make loan principal repayments on behalf of eligible
102 candidates up to a certain amount for a specified
103 timeframe, subject to legislative appropriation;
104 providing construction; authorizing the Department of
105 Agriculture and Consumer Services to adopt rules;
106 amending s. 583.01, F.S.; revising the definition of
107 the term "dealer"; amending s. 590.02, F.S.; revising
108 the Florida Forest Service powers, authority, and
109 duties; authorizing the Forest Service to manage the
110 Welaka Training Center; conforming provisions to
111 changes made by the act; authorizing the Withlacoochee
112 or Welaka Training Centers to assess certain fees as
113 determined by the Florida Forest Service, regardless
114 of where certain training occurs; creating s. 595.421,
115 F.S.; establishing the Farmers Feeding Florida Program
116 for specified purposes; requiring Feeding Florida to

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117 take certain actions to implement the program;
118 prohibiting the food purchased by Feeding Florida
119 through such program from reentering the wholesale,
120 retail, or secondary market; prohibiting a candidate
121 for elective office from hosting a food distribution
122 event under certain circumstances; providing
123 nonapplicability; amending s. 597.004, F.S.; making a
124 technical change; prohibiting the Department of
125 Agriculture and Consumer Services from renewing a
126 certificate of registration for a noncompliant
127 facility unless certain documentation is provided with
128 the renewal application; prohibiting entities whose
129 certificate of registration has been revoked from
130 reapplying for a specified period of time; amending s.
131 597.010, F.S.; authorizing rather than requiring the
132 periodic adjustment of the annual rental fee charged
133 for certain leases; amending s. 599.012, F.S.; making
134 technical changes; amending s. 616.001, F.S.; revising
135 and deleting definitions relating to public fairs and
136 expositions; amending s. 616.01, F.S.; revising
137 application requirements for a proposed charter for an
138 association to conduct a public fair or exposition;
139 requiring the Department of Agriculture and Consumer
140 Services to provide an applicant for a proposed
141 charter with specified information upon the denial of
142 a proposed charter; revising requirements for
143 information that must be included in the proposed
144 charter; amending s. 616.02, F.S.; limiting the number
145 of incorporated state fair associations per county;

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providing construction; authorizing the Department of Agriculture and Consumer Services to waive certain requirements at the discretion of the commissioner; authorizing fair associations incorporated before a certain date to conduct their affairs; deleting provisions relating to requirements for a proposed charter; amending s. 616.03, F.S.; revising requirements for the approval and recordation of the charter; amending s. 616.05, F.S.; revising the process by which a proposed charter amendment is incorporated into the original charter; amending s. 616.051, F.S.; revising the circumstances under which a circuit judge is authorized to dissolve an association and order the distribution of its remaining assets; requiring that such assets be distributed to certain counties; amending s. 616.07, F.S.; deleting provisions relating to distribution of public funds after the dissolution of an association; amending s. 616.101, F.S.; specifying the basis for annual public fair attendance records; requiring a fair association to review its charter every 5 years and submit an updated copy of the charter to the Department of Agriculture and Consumer Services; requiring a designated member of the association to make an attestation; amending s. 616.15, F.S.; making a technical change; revising the information that an applicant must submit to the Department of Agriculture and Consumer Services for the department to issue a permit for an association to conduct a fair; revising

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the timeframe within which the Department of
Agriculture and Consumer Services is required to issue
the permit upon the receipt of specified information;
making technical changes; amending s. 616.251, F.S.;
exempting the Florida State Fair Authority from
specified provisions; amending s. 843.085, F.S.;
prohibiting a person from wearing or displaying an
item that displays the words "concealed weapon permit"
or "concealed weapon permit holder" with the intent to
mislead another to believe that the person is
authorized to wear or display such item; reordering
and amending s. 865.065, F.S.; revising definitions;
conforming provisions to changes made by the act;
amending s. 934.02, F.S.; defining the term, "signal
jamming device"; creating s. 934.51, F.S.; prohibiting
the possession, manufacture, sale, importation,
distribution, or use of a signal jamming device;
providing exceptions; providing criminal penalties;
amending s. 288.1175, F.S.; conforming cross-
references; reenacting ss. 287.056(4) and 287.138(5),
F.S., relating to disqualification for state term
contract eligibility, and contracting with entities of
foreign countries of concern prohibited, respectively,
to incorporate the amendment made to s. 287.1351,
F.S., in references thereto; reenacting s. 500.177(1),
F.S., relating to penalties for dissemination of a
false advertisement, to incorporate the amendment made
to s. 500.04, F.S., in a reference thereto; reenacting
s. 212.08(13), F.S., relating to taxation and

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specified exemptions, to incorporate the amendment made to s. 616.07, F.S., in a reference thereto; reenacting s. 616.185, F.S., relating to trespass upon grounds or facilities of a public fair, to incorporate the amendment made to s. 616.15, F.S., in a reference thereto; providing an effective date.

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

Section 1. Section 125.489, Florida Statutes, is created to read:

125.489 Preemption of restrictions on gasoline-powered farm equipment or gasoline-powered landscape equipment.—

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

(a) "Gasoline-powered farm equipment" means any machine powered by an internal combustion engine or motor that uses gasoline, diesel, or a blend of gasoline and oil which is used on a farm or used to transport farm products.

(b) "Gasoline-powered landscape equipment" means any machine powered by an internal combustion engine or motor that uses gasoline, diesel, or a blend of gasoline and oil which is used to provide landscape management or maintenance or to move leaves, dirt, grass, or other debris off of sidewalks, driveways, lawns, or other surfaces.

(2) A county may not enact or enforce a resolution, an ordinance, a rule, a code, or a policy or take any action that restricts or prohibits the use of gasoline-powered farm equipment or gasoline-powered landscape equipment and may not create differing standards for such equipment or distinguish

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such equipment from any electric or similar equipment in a retail, manufacturer, or distributor setting.

(3) This section does not prohibit or limit a county from encouraging the use of alternative farm or landscape equipment, such as battery-powered farm or landscape equipment.

Section 2. Section 166.063, Florida Statutes, is created to read:

166.063 Preemption of restrictions on gasoline-powered farm equipment or gasoline-powered landscape equipment.—

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

(a) "Gasoline-powered farm equipment" means a machine powered by an internal combustion engine or motor that uses gasoline, diesel, or a blend of gasoline and oil which is used on a farm or used to transport farm products.

(b) "Gasoline-powered landscape equipment" means any machine powered by an internal combustion engine or motor that uses gasoline, diesel, or a blend of gasoline and oil which is used to provide landscape management or maintenance or to move leaves, dirt, grass, or other debris off of sidewalks, driveways, lawns, or other surfaces.

(2) A municipality may not enact or enforce a resolution, an ordinance, a rule, a code, or a policy or take any action that restricts or prohibits the use of gasoline-powered farm equipment or gasoline-powered landscape equipment and may not create differing standards for such equipment or distinguish such equipment from any electric or similar equipment in a retail, manufacturer, or distributor setting.

(3) This section does not prohibit or limit a municipality from encouraging the use of alternative farm or landscape

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equipment, such as battery-powered farm or landscape equipment.

Section 3. Present subsection (19) of section 253.0341, Florida Statutes, is redesignated as subsection (21), and new subsections (19) and (20) are added to that section, to read:

253.0341 Surplus of state-owned lands.—

(19) The Acquisition and Restoration Council shall determine whether any lands surplused by a local governmental entity, as defined in s. 218.72, on or after January 1, 2024, are suitable for bona fide agricultural purposes, as defined in s. 193.461(3)(b). A local governmental entity may not transfer future development rights for any surplused lands determined to be suitable for bona fide agricultural purposes on or after January 1, 2024.

(20) The Department of Environmental Protection, in coordination with the Department of Agriculture and Consumer Services, shall determine whether any state-owned conservation lands acquired on or after January 1, 2024, are suitable for bona fide agricultural purposes, as defined in s. 193.461(3)(b).

(a) Notwithstanding any other law or rule, the Department of Environmental Protection may surplus state-owned conservation lands acquired on or after January 1, 2024, determined to be suitable for bona fide agricultural purposes.

(b) For all state-owned conservation lands determined to be suitable for bona fide agricultural production and surplused by the Department of Environmental Protection, the department shall retain a rural-lands-protection easement pursuant to s. 570.71(3). All proceeds from the sale of such surplused lands must be deposited into the Incidental Trust Fund within the Department of Agriculture and Consumer Services for less than

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fee simple land acquisition pursuant to ss. 570.71 and 570.715.

(c) By January 1, 2027, and each January 1 thereafter, the Department of Environmental Protection shall provide a report of state-owned conversation lands surplusd pursuant to this subsection to the Board of Trustees of the Internal Improvement Trust Fund.

(d) Designated state forest lands, state park lands, or wildlife management areas may not be surplusd pursuant to this subsection.

Section 4. Section 259.1053, Florida Statutes, is amended to read:

259.1053 Babcock Ranch Preserve; ~~Babcock Ranch Advisory Group.~~—

(1) SHORT TITLE.—This section may be cited as the “Babcock Ranch Preserve Act.”

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

(a) “Babcock Ranch Preserve” and “preserve” mean the lands and facilities acquired in the purchase of the Babcock Crescent B Ranch, as provided in s. 259.1052.

(b) “Commission” means the Fish and Wildlife Conservation Commission.

(c) “Commissioner” means the Commissioner of Agriculture.

(d) “Department” means the Department of Agriculture and Consumer Services.

(e) “Executive director” means the Executive Director of the Fish and Wildlife Conservation Commission.

(f) “Financially self-sustaining” means having management and operation expenditures not more than the revenues collected from fees and other receipts for resource use and development

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and from interest and invested funds.

(g) "Florida Forest Service" means the Florida Forest Service of the Department of Agriculture and Consumer Services.

(h) "Multiple use" means the management of all of the renewable surface resources of the Babcock Ranch Preserve to best meet the needs of the public, including the use of the land for some or all of the renewable surface resources or related services over areas large enough to allow for periodic adjustments in use to conform to the changing needs and conditions of the preserve while recognizing that a portion of the land will be used for some of the renewable surface resources available on that land. The goal of multiple use is the harmonious and coordinated management of the renewable surface resources without impairing the productivity of the land and considering the relative value of the renewable surface resources, and not necessarily a combination of uses to provide the greatest monetary return or the greatest unit output.

(i) "Sustained yield of the renewable surface resources" means the achievement and maintenance of a high level of annual or regular periodic output of the various renewable surface resources of the preserve without impairing the productivity of the land.

(3) CREATION OF BABCOCK RANCH PRESERVE.—

(a) Upon the date of acquisition of the Babcock Crescent B Ranch, there is created the Babcock Ranch Preserve, which shall be managed in accordance with the purposes and requirements of this section.

(b) The preserve is established to protect and preserve the environmental, agricultural, scientific, scenic, geologic,

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watershed, fish, wildlife, historic, cultural, and recreational values of the preserve, and to provide for the multiple use and sustained yield of the renewable surface resources within the preserve consistent with this section.

(c) This section does not preclude the use of common varieties of mineral materials such as sand, stone, and gravel for construction and maintenance of roads and facilities within the preserve.

(d) This section does not affect the constitutional responsibilities of the commission in the exercise of its regulatory and executive power with respect to wild animal life and freshwater aquatic life, including the regulation of hunting, fishing, and trapping within the preserve.

(e) This section does not interfere with or prevent the implementation of agricultural practices authorized by the agricultural land use designations established in the local comprehensive plans of either Charlotte County or Lee County as those plans apply to the Babcock Ranch Preserve.

(f) This section does not preclude the maintenance and use of roads and trails or the relocation of roads in existence on the effective date of this section, or the construction, maintenance, and use of new trails, or any motorized access necessary for the administration of the land contained within the preserve, including motorized access necessary for emergencies involving the health or safety of persons within the preserve.

~~(4) BABCOCK RANCH ADVISORY GROUP.~~

~~(a) The purpose of the Babcock Ranch Advisory Group is to assist the department by providing guidance and advice~~

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concerning the management and stewardship of the Babcock Ranch Preserve.

~~(b) The Babcock Ranch Advisory Group shall be comprised of nine members appointed to 5-year terms. Based on recommendations from the Governor and Cabinet, the commission, and the governing boards of Charlotte County and Lee County, the commissioner shall appoint members as follows:~~

~~1. One member with experience in sustainable management of forest lands for commodity purposes.~~

~~2. One member with experience in financial management, budget and program analysis, and small business operations.~~

~~3. One member with experience in management of game and nongame wildlife and fish populations, including hunting, fishing, and other recreational activities.~~

~~4. One member with experience in domesticated livestock management, production, and marketing, including range management and livestock business management.~~

~~5. One member with experience in agriculture operations or forestry management.~~

~~6. One member with experience in hunting, fishing, nongame species management, or wildlife habitat management, restoration, and conservation.~~

~~7. One member with experience in public outreach and education.~~

~~8. One member who is a resident of Lee County, to be designated by the Board of County Commissioners of Lee County.~~

~~9. One member who is a resident of Charlotte County, to be designated by the Board of County Commissioners of Charlotte County.~~

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~~Vacancies will be filled in the same manner in which the original appointment was made. A member appointed to fill a vacancy shall serve for the remainder of that term.~~

~~(c) Members of the Babcock Ranch Advisory Group shall:~~

~~1. Elect a chair and vice chair from among the group members.~~

~~2. Meet regularly as determined by the chair.~~

~~3. Serve without compensation but shall receive reimbursement for travel and per diem expenses as provided in s. 112.061.~~

~~(4)~~ (5) MANAGEMENT OF PRESERVE; FEES.—

(a) The department shall assume all authority provided by this section to manage and operate the preserve as a working ranch upon the termination or expiration of the management agreement attached as Exhibit "E" to that certain agreement for sale and purchase approved by the Board of Trustees of the Internal Improvement Trust Fund on November 22, 2005, and by Lee County on November 20, 2005.

(b) Upon assuming management and operation of the preserve, the department shall:

1. Manage and operate the preserve and the uses thereof, including, but not limited to, the activities necessary to administer and operate the preserve as a working ranch; the activities necessary for the preservation and development of the land and renewable surface resources of the preserve; the activities necessary for interpretation of the history of the preserve on behalf of the public; the activities necessary for the management, public use, and occupancy of facilities and

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lands within the preserve; and the maintenance, rehabilitation, repair, and improvement of property within the preserve.

2. Develop programs and activities relating to the management of the preserve as a working ranch.

3. Establish procedures for entering into lease agreements and other agreements for the use and occupancy of the facilities of the preserve. The procedures shall ensure reasonable competition and set guidelines for determining reasonable fees, terms, and conditions for such agreements.

4. Assess reasonable fees for admission to, use of, and occupancy of the preserve to offset costs of operating the preserve as a working ranch. These fees are independent of fees assessed by the commission for the privilege of hunting, fishing, or pursuing outdoor recreational activities within the preserve, and shall be deposited into the Incidental Trust Fund of the Florida Forest Service, subject to appropriation by the Legislature.

(c) The commission, in cooperation with the department, shall:

1. Establish and implement public hunting and other fish and wildlife management activities. Tier I and Tier II public hunting opportunities shall be provided consistent with the management plan and the recreation master plan. Tier I public hunting shall provide hunting opportunities similar to those offered on wildlife management areas with an emphasis on youth and family-oriented hunts. Tier II public hunting shall be provided specifically by fee-based permitting to ensure compatibility with livestock grazing and other essential agricultural operations on the preserve.

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2. Establish and administer permit fees for Tier II public hunting to capitalize on the value of hunting on portions of the preserve and to help ensure the preserve is financially self-sufficient. The fees shall be deposited into the State Game Trust Fund of the Fish and Wildlife Conservation Commission to be used to offset the costs of providing public hunting and to support fish and wildlife management and other land management activities on the preserve.

(d) The Board of Trustees of the Internal Improvement Trust Fund or its designated agent may:

1. Negotiate directly with and enter into such agreements, leases, contracts, and other arrangements with any person, firm, association, organization, corporation, or governmental entity, including entities of federal, state, and local governments, as are necessary and appropriate to carry out the purposes and activities authorized by this section.

2. Grant privileges, leases, concessions, and permits for the use of land for the accommodation of visitors to the preserve, provided no natural curiosities or objects of interest shall be granted, leased, or rented on such terms as shall deny or interfere with free access to them by the public. Such grants, leases, and permits may be made and given without advertisement or securing competitive bids. Such grants, leases, or permits may not be assigned or transferred by any grantee without consent of the Board of Trustees of the Internal Improvement Trust Fund or its designated agent.

(5)~~(6)~~ DISSOLUTION OF BABCOCK RANCH, INC.—Upon dissolution of the Babcock Ranch, Inc., all statutory powers, duties, functions, records, personnel, property, and unexpended balances

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of appropriations, allocations, and other funds of the corporation shall be transferred to the Department of Agriculture and Consumer Services unless otherwise provided by law. Any cash balances of funds shall revert to the Incidental Trust Fund of the Florida Forest Service.

Section 5. Paragraph (a) of subsection (2) of section 287.1351, Florida Statutes, is amended, and subsection (3) of that section is republished, to read:

287.1351 Suspended vendors; state contracts.—

(2)(a) A vendor that is in default on any contract with an agency, has failed to timely compensate its subcontractors or suppliers, or has otherwise repeatedly demonstrated a recent inability to fulfill the terms and conditions of previous state contracts or to adequately perform its duties under those contracts may not submit a bid, proposal, or reply to an agency or enter into or renew a contract to provide any goods or services to an agency after its placement, pursuant to this section, on the suspended vendor list.

(3) An agency shall notify the department of any vendor that has met the grounds for suspension described in paragraph (2)(a). The agency must provide documentation to the department evidencing the vendor's default or other grounds for suspension. The department shall review the documentation provided and determine whether good cause exists to remove the vendor from the vendor list and to place it on the suspended vendor list. If good cause exists, the department must notify the vendor in writing of its intent to remove the vendor from the vendor list and of the vendor's right to an administrative hearing and the applicable procedures and time requirements for any such

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hearing. If the vendor does not request an administrative hearing, the department must enter a final order removing the vendor from the vendor list. A vendor may not be removed from the vendor list without receiving an individual notice of intent from the department.

Section 6. Paragraph (c) is added to subsection (4) of section 322.12, Florida Statutes, to read:

322.12 Examination of applicants.—

(4) The examination for an applicant for a commercial driver license shall include a test of the applicant's eyesight given by a driver license examiner designated by the department or by a licensed ophthalmologist, optometrist, or physician and a test of the applicant's hearing given by a driver license examiner or a licensed physician. The examination shall also include a test of the applicant's ability to read and understand highway signs regulating, warning, and directing traffic; his or her knowledge of the traffic laws of this state pertaining to the class of motor vehicle which he or she is applying to be licensed to operate, including laws regulating driving under the influence of alcohol or controlled substances, driving with an unlawful blood-alcohol level, and driving while intoxicated; his or her knowledge of the effects of alcohol and controlled substances and the dangers of driving a motor vehicle after having consumed alcohol or controlled substances; and his or her knowledge of any special skills, requirements, or precautions necessary for the safe operation of the class of vehicle which he or she is applying to be licensed to operate. In addition, the examination shall include an actual demonstration of the applicant's ability to exercise ordinary and reasonable control

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in the safe operation of a motor vehicle or combination of vehicles of the type covered by the license classification which the applicant is seeking, including an examination of the applicant's ability to perform an inspection of his or her vehicle.

(c) An applicant for a commercial driver license who receives unauthorized assistance from another person in completing the portion of the examination which tests the applicant's ability to read and understand highway signs regulating, warning, and directing traffic or his or her knowledge of the traffic laws of this state pertaining to the class of motor vehicle for which he or she is applying to be licensed to operate, including laws regulating driving under the influence of alcohol or controlled substances, driving with an unlawful blood-alcohol level, and driving while intoxicated, commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 7. Section 322.36, Florida Statutes, is amended to read:

322.36 Permitting unauthorized operator to drive.—

(1) A person may not authorize or knowingly permit a motor vehicle owned by him or her or under his or her dominion or control to be operated upon any highway or public street except by a person who is duly authorized to operate a motor vehicle under this chapter.

(2) A person may not knowingly or willfully provide unauthorized assistance to an applicant for the examination required to hold a commercial driver license pursuant to s. 322.12(4).

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(3) ~~A~~ Any person who violates this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. If a person violates this section by knowingly loaning a vehicle to a person whose driver license is suspended and if that vehicle is involved in an accident resulting in bodily injury or death, the driver license of the person violating this section must ~~shall~~ be suspended for 1 year.

Section 8. Section 377.71, Florida Statutes, is repealed.

Section 9. Section 377.711, Florida Statutes, is repealed.

Section 10. Section 377.712, Florida Statutes, is repealed.

Section 11. Present paragraphs (a) and (b) of subsection (3) of section 403.0855, Florida Statutes, are redesignated as paragraphs (b) and (c), respectively, a new paragraph (a) is added to that subsection, and subsections (2) and (4) of that section are amended, to read:

403.0855 Biosolids management.—

(2) The department shall adopt rules for biosolids management. ~~Rules adopted by the department pursuant to this section may not take effect until ratified by the Legislature.~~

(3) For a new land application site permit or a permit renewal issued after July 1, 2020, the permittee of a biosolids land application site shall:

(a) Ensure that only Class AA biosolids are applied to the soil.

~~(4) All permits shall comply with the requirements of subsection (3) by July 1, 2022.~~

Section 12. Subsections (20) and (21) are added to section 489.105, Florida Statutes, to read:

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489.105 Definitions.—As used in this part:

(20) "Subcontractor" has the same meaning as in s. 558.002.

(21) "Supplier" has the same meaning as in s. 558.002.

Section 13. Section 489.1295, Florida Statutes, is created to read:

489.1295 Theft of subcontractor or supplier services.—

(1) A person licensed as a contractor or who otherwise holds himself or herself out to be a contractor may not knowingly or willfully fail to compensate his or her subcontractors or suppliers without reasonable cause within 15 business days after receiving payment for the services performed by the subcontractor or supplier.

(2) A person licensed as a contractor or who otherwise holds himself or herself out to be a contractor who violates this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) If a person licensed as a contractor or who otherwise holds himself or herself out to be a contractor violates this section and the services performed by the subcontractor or supplier are valued at \$20,000 or more, such person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 14. Subsection (6) of section 500.04, Florida Statutes, is amended to read:

500.04 Prohibited acts.—The following acts and the causing thereof within the state are prohibited:

(6) The obstruction of or refusal to permit entry or inspection, or to permit the taking of a sample, as authorized by s. 500.147.

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Section 15. Section 500.81, Florida Statutes, is repealed.

Section 16. Subsection (5) of section 500.93, Florida Statutes, is amended to read:

500.93 Mislabeled of plant-based products as milk, meat, or poultry.—

(5) The Department of Agriculture and Consumer Services shall notify the Division of Law Revision upon the enactment into law by any 11 of the group of 14 states composed of Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and West Virginia of the mandatory labeling requirements pursuant to paragraphs (2) (a), (3) (a), and (4) (a) subsections (2) and (3).

Section 17. Section 501.013, Florida Statutes, is amended to read:

501.013 Health studios; exemptions.—

(1) The following businesses or activities may be declared exempt from ~~the provisions of~~ ss. 501.012-501.019 upon the filing of an affidavit with the department establishing that the stated qualifications are met:

(a)(1) A bona fide nonprofit organization which has been granted tax-exempt status by the Internal Revenue Service.

(b)(2) A gymnastics school which engages only in instruction and training and in which exercise is only incidental to such instruction and training.

(c)(3) A golf, tennis, or racquetball club in which sports play is the only activity offered by the club. If the facility offers the use of physical exercise equipment, this exemption shall not apply.

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668 ~~(d)(4)~~ A program or facility which is offered and used
669 solely for the purpose of dance, aerobic exercise, or martial
670 arts, and which utilizes no physical exercise equipment.

671 ~~(e)(5)~~ A country club that has as its primary function the
672 provision of a social life and recreational amenities to its
673 members, and for which a program of physical exercise is merely
674 incidental to membership. As used in this paragraph subsection,
675 the term "country club" means a facility that offers its members
676 a variety of services that may include, but need not be limited
677 to, social activities; dining, banquet, catering, and lounge
678 facilities; swimming; yachting; golf; tennis; card games such as
679 bridge and canasta; and special programs for members' children.
680 Upon the filing of an affidavit with the department establishing
681 that the stated qualifications of this paragraph subsection were
682 met before July 1, 1997, this paragraph subsection will apply
683 retroactively to the date that the country club met these
684 qualifications.

685 ~~(f)(6)~~ A program or facility that is offered by an
686 organization for the exclusive use of its employees and their
687 family members.

688 (2) In addition to the businesses and activities listed in
689 subsection (1), the department may exempt any other business or
690 activity not in existence as of July 1, 2026, from ss. 501.012-
691 501.019.

692 Section 18. Section 501.062, Florida Statutes, is created
693 to read:

694 501.062 Unauthorized commercial solicitation; legislative
695 intent; definitions; prohibited acts; penalties.-

696 (1) LEGISLATIVE INTENT.-It is the intent of the Legislature

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to protect, preserve, and promote the safety, welfare, and peace of the citizens of this state by adopting measures to reduce the threat to private property rights, including the right to exclude and to be free from trespass of unauthorized commercial solicitation on private property when noticed by the property owner. It is the intent of this section to protect such private property rights by creating a uniform standard for notifying individuals or groups of individuals that commercial solicitation is prohibited on private property.

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

(a) “Commercial solicitation” means the act of attempting to sell goods or services, or to raise funds for a commercial purpose, through direct or indirect contact with individuals, including, but not limited to, using words, body gestures, or signs, on behalf of a business or commercial entity.

(b) “Dwelling” has the same meaning as in s. 810.011(2).

(3) PROHIBITED ACTS.—A person may not engage in commercial solicitation on any dwelling that clearly and prominently displays a sign that is no less than 8.5 by 11 inches, is visible to any person approaching the dwelling, and clearly displays a statement which identifies the dwelling as private property on which commercial solicitation is prohibited, in substantially the following manner with letters at least 1 inch in height:

THIS DWELLING IS DESIGNATED PRIVATE PROPERTY. NO
COMMERCIAL SOLICITATION IS PERMITTED PURSUANT TO
SECTION 501.062, FLORIDA STATUTES.

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726 (4) PENALTIES.—A person who violates subsection (3) commits
727 a noncriminal violation, punishable as provided in s. 775.083. A
728 person who commits a second or subsequent violation commits a
729 misdemeanor of the second degree, punishable as provided in s.
730 775.082 or s. 775.083.

731 Section 19. Subsection (50) is added to section 570.07,
732 Florida Statutes, to read:

733 570.07 Department of Agriculture and Consumer Services;
734 functions, powers, and duties.—The department shall have and
735 exercise the following functions, powers, and duties:

736 (50) Notwithstanding s. 20.04(7), to reorganize
737 departmental units upon the approval of the commissioner.

738 Section 20. Paragraph (c) is added to subsection (3) of
739 section 570.822, Florida Statutes, to read:

740 570.822 Agriculture and Aquaculture Producers Emergency
741 Recovery Loan Program.—

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

744 (c) Be a United States citizen and a legal resident of this
745 state before or on the date of the declared emergency. If the
746 applicant is an entity as defined in s. 605.0102, the entity
747 must be wholly owned and operated in the United States and
748 possess an active certificate of status issued by the Department
749 of State pursuant to chapter 605.

750 Section 21. Section 570.832, Florida Statutes, is created
751 to read:

752 570.832 Florida Native Seed Research and Marketing
753 Program.—The Florida Wildflower Foundation, in coordination with
754 the department, shall, subject to appropriation, establish the

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Florida Native Seed Research and Marketing Program to conduct research designed to expand the availability and uses of native seeds and strengthen the market position of this state's native seed industry through marketing campaigns and promotions in this state and the nation.

Section 22. Section 570.846, Florida Statutes, is created to read:

570.846 Food Animal Veterinary Medicine Loan Repayment Program.—

(1) PURPOSE.—To encourage specialized and qualified veterinary professionals to practice in this state, to retain the employment of such professionals in this state, and to promote the care and treatment of food animals intended for human consumption, there is established the Florida Food Animal Veterinary Medicine Loan Repayment Program. The purpose of the program is to authorize the department to make payments that offset loans incurred, for up to three new eligible candidates annually, for studies leading to a veterinary degree with a specialization in food animal veterinary medicine.

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

(a) "Food animal" means a species of animal raised for the human food supply. Food animal species include cattle, swine, sheep, goat, poultry, aquaculture, and apiary species.

(b) "Food animal veterinarian" means a veterinarian working in food animal veterinary medicine who focuses on the management and health of food animals, and who spends a minimum of 20 hours per week on food animal species care and treatment.

(c) "Food animal veterinary medicine" means veterinary medical practice that encompasses medical care, disease

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prevention, and consultation on feeding, housing, and overall
herd management of food animals to ensure a safe, healthy, and
sustainable food supply for the public.

(3) ELIGIBILITY.—To be eligible for the program, a
candidate must have graduated from an American Veterinary
Medical Association-accredited college of veterinary medicine,
have received a Florida veterinary medical license, have
obtained a Category II Accreditation from the United States
Department of Agriculture, and be a practicing food animal
veterinarian in this state.

(4) FUNDING.—Subject to legislative appropriation, the
department may make loan principal repayments of up to \$25,000 a
year for up to 5 years on behalf of eligible candidates. All
repayments are contingent upon continued proof of employment in
this state as a practicing food animal veterinarian.

(5) DUPLICATION OF FINANCIAL ASSISTANCE.—An eligible
candidate receiving financial assistance from the federal
veterinary medicine loan repayment program as established in 7
U.S.C. part 3151a is ineligible to receive financial assistance
from the program under this section.

(6) RULEMAKING.—The department may adopt any rule necessary
for the administration of the program.

Section 23. Subsection (4) of section 583.01, Florida
Statutes, is amended to read:

583.01 Definitions.—For the purpose of this chapter, unless
elsewhere indicated, the term:

(4) "Dealer" means a person, firm, or corporation,
including a producer, processor, retailer, or wholesaler, that
sells, offers for sale, or holds for the purpose of sale in this

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state 30 dozen or more eggs or its equivalent in any one week,
or more than 20,000 ~~384~~ dressed birds annually ~~in any one week~~.

Section 24. Section 590.02, Florida Statutes, is amended to
read:

590.02 Florida Forest Service; powers, authority, and
duties; liability; building structures; Withlacoochee and Welaka
Training Centers ~~Center~~.—

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

(a) Enforce the provisions of this chapter;

(b) Prevent, detect, and suppress wildfires wherever they
may occur on public or private land in this state and do all
things necessary in the exercise of such powers, authority, and
duties;

(c) Provide firefighting crews, who shall be under the
control and direction of the Florida Forest Service and its
designated agents;

(d) Appoint center managers, forest area supervisors,
forestry program administrators, a forest protection bureau
chief, a forest protection assistant bureau chief, a field
operations bureau chief, deputy chiefs of field operations,
district managers, forest operations administrators, senior
forest rangers, investigators, forest rangers, firefighter
rotorcraft pilots, and other employees who may, at the Florida
Forest Service's discretion, be certified as forestry
firefighters pursuant to s. 633.408(8). Other law
notwithstanding, center managers, district managers, forest
protection assistant bureau chief, and deputy chiefs of field
operations have Selected Exempt Service status in the state

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personnel designation;

(e) Develop a training curriculum for wildland firefighters which must contain a minimum of 40 hours of structural firefighter training, a minimum of 40 hours of emergency medical training, and a minimum of 376 hours of wildfire training;

(f) Pay the cost of the initial commercial driver license examination fee, and renewal, for those employees whose position requires them to operate equipment requiring a license. This paragraph is intended to be an authorization to the department to pay such costs, not an obligation;

(g) Provide fire management services and emergency response assistance and set and charge reasonable fees for performance of those services. Moneys collected from such fees shall be deposited into the Incidental Trust Fund of the Florida Forest Service;

(h) Require all state, regional, and local government agencies operating aircraft in the vicinity of an ongoing wildfire to operate in compliance with the applicable state Wildfire Aviation Plan;

(i) Authorize broadcast burning, prescribed burning, pile burning, and land clearing debris burning to carry out the duties of this chapter and the rules adopted thereunder; and

(j) Make rules to accomplish the purposes of this chapter.

(2) The Florida Forest Service's employees, and the firefighting crews under their control and direction, may enter upon any lands for the purpose of preventing, detecting, and suppressing wildfires and investigating smoke complaints or open burning not in compliance with authorization and to enforce the provisions of this chapter.

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(3) Employees of the Florida Forest Service and of federal, state, and local agencies, and all other persons and entities that are under contract or agreement with the Florida Forest Service to assist in firefighting operations as well as those entities, called upon by the Florida Forest Service to assist in firefighting may, in the performance of their duties, set counterfires, remove fences and other obstacles, dig trenches, cut firelines, use water from public and private sources, and carry on all other customary activities in the fighting of wildfires without incurring liability to any person or entity. The manner in which the Florida Forest Service monitors a smoldering wildfire or smoldering prescribed fire or fights any wildfire are planning level activities for which sovereign immunity applies and is not waived.

(4)(a) The department may build structures, notwithstanding chapters 216 and 255, not to exceed a cost of \$50,000 per structure from existing resources on forest lands, federal excess property, and unneeded existing structures. These structures must meet all applicable building codes.

(b) Notwithstanding s. 553.80(1), the department shall exclusively enforce the Florida Building Code as it pertains to wildfire, law enforcement, and other Florida Forest Service facilities under the jurisdiction of the department.

(5) The Florida Forest Service shall organize its operational units to most effectively prevent, detect, and suppress wildfires, and to that end, may employ the necessary personnel to manage its activities in each unit. The Florida Forest Service may construct lookout towers, roads, bridges, firelines, and other facilities and may purchase or fabricate

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tools, supplies, and equipment for firefighting. The Florida Forest Service may reimburse the public and private entities that it engages to assist in the suppression of wildfires for their personnel and equipment, including aircraft.

(6) The Florida Forest Service shall undertake privatization alternatives for fire prevention activities including constructing fire lines and conducting prescribed burns and, where appropriate, entering into agreements or contracts with the private sector to perform such activities.

(7) The Florida Forest Service may organize, staff, equip, and operate the Withlacoochee and Welaka Training Centers ~~Center~~. The centers ~~center~~ shall serve as sites ~~a site~~ where fire and forest resource managers can obtain current knowledge, techniques, skills, and theory as they relate to their respective disciplines, and the centers:-

(a) ~~The center~~ May establish cooperative efforts involving federal, state, and local entities; hire appropriate personnel; and engage others by contract or agreement with or without compensation to assist in carrying out the training and operations of the centers ~~center~~.

(b) ~~The center~~ Shall provide wildfire suppression training opportunities for rural fire departments, volunteer fire departments, and other local fire response units.

(c) ~~The center~~ Shall focus on curriculum related to, but not limited to, fuel reduction, an incident management system, prescribed burning certification, multiple-use land management, water quality, forest health, environmental education, and wildfire suppression training for structural firefighters.

(d) ~~The center~~ May assess appropriate fees for food,

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lodging, travel, course materials, and supplies in order to meet its operational costs and may grant free meals, room, and scholarships to persons and other entities as determined by the Florida Forest Service, regardless of whether training occurs at the Withlacoochee or Welaka Training Center or at another location ~~in exchange for instructional assistance.~~

(8)(a) The Cross City Work Center shall be named the L. Earl Peterson Forestry Station. This is to honor Mr. L. Earl Peterson, Florida's sixth state forester, whose distinguished career in state government has spanned 44 years, and who is a native of Dixie County.

(b) The Madison Forestry Station shall be named the Harvey Greene Sr. Forestry Station. This is to honor Mr. Harvey Greene Sr., a World War I veteran and pioneer in forestry in Madison County. In 1947, Mr. Harvey Greene Sr. offered to give the land on which the forestry station is located to the state; however, at that time, the state could not accept donations of land. Instead, Mr. Harvey Greene Sr. sold the land to the state and, with the proceeds of the sale, purchased forestry equipment to be used by the citizens of Madison County to plant trees and fight wildfires.

(9)(a) Notwithstanding ss. 273.055 and 287.16, the department may retain, transfer, warehouse, bid, destroy, scrap, or otherwise dispose of surplus equipment and vehicles that are used for wildland firefighting.

(b) All money received from the disposition of state-owned equipment and vehicles that are used for wildland firefighting shall be retained by the department. Money received pursuant to this section is appropriated for and may be disbursed for the

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acquisition of exchange and surplus equipment used for wildland firefighting, and for all necessary operating expenditures related to such equipment, in the same fiscal year and the fiscal year following the disposition. The department shall maintain records of the accounts into which the money is deposited.

(10)(a) Notwithstanding the provisions of s. 252.38, the Florida Forest Service has exclusive authority to require and issue authorizations for broadcast burning and agricultural and silvicultural pile burning. An agency, commission, department, county, municipality, or other political subdivision of the state may not adopt or enforce laws, regulations, rules, or policies pertaining to broadcast burning or agricultural and silvicultural pile burning.

(b) The Florida Forest Service may delegate to a county, municipality, or special district its authority:

1. As delegated by the Department of Environmental Protection pursuant to ss. 403.061(29) and 403.081, to manage and enforce regulations pertaining to the burning of yard trash in accordance with s. 590.125(6).

2. To manage the open burning of land clearing debris in accordance with s. 590.125.

Section 25. Section 595.421, Florida Statutes, is created to read:

595.421 Farmers Feeding Florida Program.—There is established the Farmers Feeding Florida Program to coordinate with Feeding Florida, or its successor entity, for the acquisition, transportation, and distribution of non-Emergency Food Assistance Program fresh food products for the benefit of

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residents who are food insecure due to a lack of local food resources, accessibility, and affordability.

(1) In order to implement the program, Feeding Florida shall:

(a) Enter into an agreement with the department to provide, at a minimum, all of the following services:

1. Transportation of non-Emergency Food Assistance Program fresh food products using owned vehicles or contracted commercial vehicles.

2. Coordination of the purchase and pickup of food from the purchase location and delivery to the distribution location.

(b) Submit monthly reports to the department, beginning July 1, 2026, which include, at a minimum, all of the following:

1. A detailed record of the amount of food purchased, measured per pound and itemized according to its commodity type.

2. Food purchase locations.

3. Food purchase dates.

4. The date of delivery and locations to which the food was distributed.

(c) Submit quarterly reports, beginning July 1, 2026, to the chairs of the legislative appropriations committees, including all of the following information:

1. A detailed record of the amount of food distributed, measured per pound and itemized according to its commodity type.

2. The distribution locations.

3. An itemized list of the types of commodities distributed.

(2) Foods purchased by Feeding Florida through the program are restricted to charitable purposes for hunger relief and may

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1016 not reenter the wholesale, retail, or secondary market.

1017 (3) Feeding Florida may not, in implementing this section,
1018 allow a candidate for elective office to host a food
1019 distribution event during the period of time between the last
1020 day of the election qualifying period and the date of the
1021 election if the candidate is opposed for election or reelection
1022 at the time of the event. This subsection does not apply if the
1023 event is in response to a declared state of emergency.

1024 Section 26. Present paragraph (c) of subsection (7) of
1025 section 597.004, Florida Statutes, is redesignated as paragraph
1026 (d) and amended, a new paragraph (c) is added to that
1027 subsection, and paragraph (a) of subsection (2) of that section
1028 is amended, to read:

1029 597.004 Aquaculture certificate of registration.—

1030 (2) RULES.—

1031 (a) The department, in consultation with the Department of
1032 Environmental Protection, the water management districts,
1033 environmental groups, and representatives from the affected
1034 farming groups, shall adopt rules to:

1035 1. Specify the requirement of best management practices to
1036 be implemented by holders of aquaculture certificates of
1037 registration.

1038 2. Establish procedures for holders of aquaculture
1039 certificates of registration to submit the notice of intent to
1040 comply with best management practices.

1041 3. Establish schedules for implementation of best
1042 management practices, and of interim measures that can be taken
1043 prior to adoption of best management practices. Interim measures
1044 may include the continuation of regulatory requirements in

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effect on June 30, 1998.

4. Establish a system to assure the implementation of best management practices, including recordkeeping requirements.

5. Require any facility that cultures *Micropterus salmoides floridanus* to maintain stock acquisition documentation or records of genetic testing.

(7) REGISTRATION AND RENEWALS.—

(c) The department may not renew a certificate of registration for a facility that is not compliant with this section unless documentation of corrective action is provided with the renewal application.

(d) ~~(e)~~ A Any person whose certificate of registration has been revoked or suspended must reapply to the department for certification. A person, a company, or an entity, or a principal of a company or an entity whose certificate of registration has been revoked, may not reapply for a period of 3 years.

Section 27. Paragraph (a) of subsection (5) of section 597.010, Florida Statutes, is amended to read:

597.010 Shellfish regulation; leases.—

(5) LEASES IN PERPETUITY; RENT.—

(a) All leases issued previously under ~~the provisions of s.~~ 379.2525 shall be enforced under the authority of this chapter, notwithstanding any other law to the contrary, and shall continue in perpetuity under such restrictions as stated in the lease agreement. The annual rental fee charged for all leases shall consist of the minimum rate of \$15 per acre, or any fraction of an acre, per year and may ~~shall~~ be adjusted on January 1, 1995, and every 5 years thereafter, based on the 5-year average change in the Consumer Price Index. Rent must ~~shall~~

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be paid in advance of January 1 of each year or, in the case of a new lease, at the time of signing, regardless of who holds the lease.

Section 28. Paragraphs (b) and (c) of subsection (1) of section 599.012, Florida Statutes, are amended to read:

599.012 Florida Wine Trust Fund; creation.—

(1) There is established the Florida Wine Trust Fund within the Department of Agriculture and Consumer Services. The department shall use the moneys deposited in the trust fund pursuant to subsection (2) to do all the following:

(b) Promote wine ~~viticulture~~ products manufactured from products grown in the state.

(c) Provide grants for wine and viticultural research.

Section 29. Section 616.001, Florida Statutes, is amended to read:

616.001 Definitions.—As used in this chapter, the term:

(1) "Annual public fair" means a ~~community, county, district, regional, or state~~ fair that is held and conducted by a fair association and permitted by the department pursuant to s. 616.15.

(2) "Authority" means the Florida State Fair Authority.

(3) ~~"Community fair" means an annual public fair that serves an area of less than an entire county, has exhibits that are in accordance with s. 616.17, and gives premiums or awards to exhibitors. Agricultural products shall be produced in the community the exhibit represents. The majority of the board of directors of the fair shall reside, be employed, or operate a business in the community the fair represents.~~

~~(4)~~ "Concession" means use by a fair association, or a

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grant, lease, or license to a third party, of a portion of the land under the ownership, custody, or control of a fair association for specific uses, or the right to enter upon the land for specific purposes, such as providing rides, games, food, beverage, merchandise for sale, exhibits, projects, activities, events, programs, or other uses authorized in this chapter.

~~(5) "County fair" means an annual public fair that serves an entire county and provides exhibitors with premiums or awards for exhibits that are in accordance with s. 616.17. Agricultural products must be typical of those produced in the county the exhibit represents. The majority of the board of directors of the fair shall reside, be employed, or operate a business in the county that the fair association represents.~~

(4)~~(6)~~ "Department" means the Department of Agriculture and Consumer Services.

~~(7) "District fair" means an annual public fair that serves at least five counties and has exhibits that meet the requirements of s. 616.17. A district fair shall pay at least \$25,000 in cash premiums or awards to exhibitors. Agricultural products must be typical of those produced in the counties the exhibit represents. Livestock may originate from outside the district, but must be registered in the exhibitor's name at least 30 days before the opening day of the fair. Each county is encouraged to have proportionate exhibits, typical of its respective natural resources. Each county shall have exhibits representing basic resources in agriculture and industry.~~

(5)~~(8)~~ "Entry" means one item entered for competition or show. An entry may constitute an exhibit, depending upon the

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regulations stated in the premium book.

(6)~~(9)~~ "Exhibit" means one or more entries entered for exhibition and constituting a unit. An exhibit may consist of one or more entries, depending upon the regulations stated in the premium book. The term includes parades and displays of articles or a collection of articles, whether static, interactive, or dynamic, by a fair association or a third party contracting with a fair association, such as exhibits of animals, art, housewares, or motor vehicles.

(7)~~(10)~~ "Exhibitor" means an individual, a group of individuals, or a business, including a fair association or third party contracting with a fair association, which has an exhibit.

(8)~~(11)~~ "Fair association" or "association" means an association not for profit incorporated under this chapter for the purpose of conducting and operating public fairs or expositions.

(9)~~(12)~~ "Public fair or exposition" means a project, activity, event, or program, and use by a fair association, including, but not limited to, the annual public fair, which serves the purposes specified in s. 616.08 and benefits and develops the educational, agricultural, horticultural, livestock, charitable, historical, civic, cultural, scientific, and other resources of this state, or any county, municipality, or other community in this state.

~~(13) "Regional fair" or "interstate fair" means an annual public fair of this state and other states in which fair exhibits meet the requirements of s. 616.17. Agricultural products must be typical of those produced in the area the~~

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1161 ~~exhibit represents.~~

1162 ~~(10)(14)~~ "Specialized show" means a show or an exhibition
1163 exhibiting and emphasizing livestock or poultry, or a fruit or
1164 vegetable festival, and must meet the minimum exhibit
1165 requirements specified in s. 616.17. ~~A specialized show may~~
1166 ~~qualify under one of the definitions in subsections (3), (5),~~
1167 ~~(7), and (15).~~

1168 ~~(11)(15)~~ "State fair" means an annual public fair that
1169 serves the entire state. ~~Exhibits must comply with s. 616.17,~~
1170 ~~and cash premiums or awards may be given to exhibitors.~~

1171 Section 30. Section 616.01, Florida Statutes, is amended to
1172 read:

1173 616.01 Requirements for ~~Number of persons required;~~
1174 ~~requisites of proposed charter. Twenty-five or more persons who~~
1175 ~~are~~ Residents and qualified electors of the county in which the
1176 annual public fair is to be located, who wish to form an
1177 association not for profit for the purpose of conducting and
1178 operating public fairs or expositions, may become incorporated
1179 in the following manner. The applicant must ~~subscribers shall~~
1180 submit the proposed charter to the department for review and
1181 approval or denial. If the proposed charter is denied, the
1182 department must provide the applicant with a letter sent to the
1183 mailing address provided on the proposed charter and include a
1184 complete listing of all deficiencies, if any, which must be
1185 remedied before resubmittal of the proposed charter for
1186 approval. If the proposed charter is approved, the applicant
1187 must ~~subscribers shall~~ sign and present a notarized copy of the
1188 proposed charter to the judge of the circuit court for the
1189 county in which the principal office of the association will be

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located. The proposed charter must specify:

(1) The name of the association and the place where the principal office is to be located. The name of the association must ~~shall~~ include the word, "Inc."

(2) The general nature of the objectives and powers of the association, including a provision that the association is incorporated for the sole purpose of conducting and operating public fairs or expositions.

(3) The qualifications and terms of association members and criteria for their admission and expulsion. Provision must ~~may~~ be made in the charter for ex officio membership.

(4) The time for which the association is to exist.

(5) The name and residence of each subscriber.

(6) Procedures for the election of and governance by officers, who may be elected or appointed.

(7) The designation of officers who will manage the affairs of the association until the first election or appointment under the charter.

(8) Procedures for the adoption, amendment, or rescission of bylaws of the association.

(9) The highest amount of indebtedness or liability that may be accrued by the association.

(10) The name of an elected member of the board of county commissioners of the county in which the principal office of the association will be located, who will serve as an ex officio member of the board of directors of the association.

(11) The official e-mail address of the association which will be used for the purpose of official communication between the association and governmental entities.

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1219 (12) The language for the oath that will be taken by the
1220 applicant, which must include, but is not limited to, all of the
1221 following:

1222 (a) That the primary objective of the association is for
1223 public service and to hold, conduct, and promote public fairs or
1224 expositions.

1225 (b) That money and other available assets in value
1226 exceeding \$5,000 have been provided for purposes designated by
1227 the association.

1228 (c) That the association will operate in good faith to
1229 carry out the purposes and objectives set forth in the charter.

1230 Section 31. Section 616.02, Florida Statutes, is amended to
1231 read:

1232 616.02 Fair associations per county ~~Acknowledgment of~~
1233 ~~charter.-~~

1234 (1) Beginning July 1, 2026, there may be only one
1235 incorporated fair association per county in this state,
1236 excluding the state fair, which may be incorporated and
1237 conducted in any county. The department may not approve a
1238 proposed charter incorporating a fair association within the
1239 same county in which a fair association currently exists. The
1240 department may waive this requirement at the discretion of the
1241 Commissioner of Agriculture.

1242 (2) Any fair association incorporated before July 1, 2026,
1243 may conduct public fairs or expositions and exercise the
1244 authority provided to them pursuant to this chapter ~~The proposed~~
1245 ~~charter of a fair association shall be acknowledged by at least~~
1246 ~~three of its subscribers before an officer authorized to make~~
1247 ~~acknowledgment of deeds. Subscribers shall also make and take an~~

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oath, which must be attached to the proposed charter, stating that the primary objective of the association is public service and holding, conducting, and promoting public fairs or expositions; that money and other available assets in value exceeding \$5,000 have been provided for the purposes of the association; and that the association will operate in good faith to carry out the purposes and objectives set forth in its charter.

Section 32. Section 616.03, Florida Statutes, is amended to read:

616.03 ~~Notice of application;~~ Approval and record of charter. Upon approval by the department, ~~A notice of intention to apply to the circuit court for the charter of a fair association must specify the date that application will be made, shall be sent to the department for approval, and shall be published in a newspaper in the county where the principal office of the association will be located once each week for 4 consecutive weeks. The notice must briefly summarize the charter and objectives of the proposed association. the proposed charter must shall be submitted to and approved by the board of county commissioners of the county in which the principal office of the association will be located. After approval by the department and the board of county commissioners, the proposed charter and proof of approval must and publication shall be submitted to the circuit judge on the date specified in the notice. If no cause is shown to the contrary and the judge finds that the proposed charter is in proper form and will serve the primary objective of public service, the judge must shall approve the charter and issue an order incorporating the applicant subscribers under the~~

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1277 charter for the objectives and purposes specified in the
1278 charter. The charter and order of incorporation must ~~shall~~ be
1279 recorded in the office of the clerk of the circuit court in the
1280 county where the principal office of the association will be
1281 located and provided to the department. After the order is
1282 recorded, the applicant ~~subscribers~~ and any ~~their~~ associates are
1283 incorporated with the objectives and powers established in the
1284 charter and under the name given in the charter. ~~During the~~
1285 ~~publication period, the proposed charter shall be on file in the~~
1286 ~~office of the clerk of the circuit court.~~ This section does not
1287 preclude a fair association from also filing its duly approved
1288 charter with the Department of State pursuant to chapter 617 for
1289 notice purposes.

1290 Section 33. Subsection (2) of section 616.05, Florida
1291 Statutes, is amended to read:

1292 616.05 Amendment of charter.—A fair association may propose
1293 an amendment to its charter by resolution as provided in its
1294 charter or bylaws.

1295 (2) After the department approves the proposed amendment,
1296 it will be incorporated into the original charter upon:

1297 (a) ~~Publication of notice in the same manner as provided in~~
1298 ~~s. 616.03;~~

1299 ~~(b)~~ Filing the order of the circuit judge approving the
1300 amendment with the office of the clerk of the circuit court and
1301 the department; and

1302 (b) ~~(e)~~ Being recorded in the clerk's office.

1303
1304 If a fair association has filed its charter with the Department
1305 of State pursuant to chapter 617, a copy of any amendment to the

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1306 charter must be filed with the Department of State for notice
1307 purposes.

1308 Section 34. Section 616.051, Florida Statutes, is amended
1309 to read:

1310 616.051 Dissolving a charter.—

1311 (1) A fair association may dissolve its charter by
1312 resolution as provided in its charter or bylaws. The proposal
1313 for dissolving the charter shall be submitted to the department
1314 for approval.

1315 (2) Upon approval by the department and upon presentation
1316 of sufficient evidence demonstrating ~~and publication of notice~~
1317 ~~and proof~~ that all indebtedness has been paid and no claims are
1318 outstanding against the association, the circuit judge may, by
1319 decree, dissolve the association and order the distribution of
1320 its remaining assets. Such assets must be distributed, by
1321 resolution of the board of directors, to the county in which the
1322 principal office of the association is located unless otherwise
1323 specified by the deed of the property held by the association
1324 ~~its remaining public funds to be distributed as recommended by~~
1325 ~~the board of directors.~~

1326 Section 35. Subsection (3) of section 616.07, Florida
1327 Statutes, is amended, and subsections (1) and (2) of that
1328 section are republished, to read:

1329 616.07 Members not personally liable; property of
1330 association held in trust; exempt from taxation.—

1331 (1) A member, officer, director, or trustee of a fair
1332 association is not personally liable for any of the debts of the
1333 association, and money or property of a fair association may not
1334 be distributed as profits or dividends among its members,

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officers, directors, or trustees.

(2) All money and property of the association, except that necessary for the payment of its just debts and liabilities, are public property, shall be administered by the association as trustee, and shall be used exclusively for the legitimate purpose of the association. So long as they are used for that purpose, all money and property of the association are exempt from all forms of taxation, including special assessments, and any projects, activities, events, programs, and uses authorized by this part serve an essential governmental purpose and, therefore, are not taxable and are not subject to assessments. This subsection does not apply to chapter 212.

~~(3) Upon order of the circuit judge, any public funds or property remaining in a fair association when the association is dissolved shall be distributed by resolution of the board of directors to any county or any municipality within the county. The board may designate in the distribution resolution the public project that will benefit from the funds or the manner in which the property will be used. If property has been contributed by a municipality or county, the property shall be reconveyed to the municipality or county that gave the property to the association.~~

Section 36. Section 616.101, Florida Statutes, is amended to read:

616.101 Annual review of accounts and records; review of charter.—

(1) The accounts and records of a ~~every~~ fair association whose annual public fair has an annual attendance of more than 25,000, based upon recorded attendance from the previous year,

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1364 ~~must shall~~ be reviewed annually by a qualified accountant
1365 licensed by the state. A fair association whose annual public
1366 fair has an annual attendance of 25,000 or fewer, based upon
1367 recorded attendance from the previous year, or a fair
1368 association that is holding an annual public fair for the first
1369 time, must submit an annual financial statement that has been
1370 signed by an officer of the county. The results of the reviews
1371 ~~must shall~~ be kept in the official records of each association,
1372 available to all directors of the association. A certified copy
1373 of the review ~~must shall~~ be filed with the department:

1374 (a) ~~(1)~~ On request by the department to certify expenditures
1375 of the premiums awarded to exhibitors of a fair or of building
1376 funds ~~if when~~ there is evidence of a violation of state laws; or

1377 (b) ~~(2)~~ When the association is applying for a fair permit.

1378 (2) A fair association shall, every 5 years beginning July
1379 1, 2026, review its charter and submit to the department a
1380 certified copy of the charter which incorporates any amendment
1381 made during the last 5 years. A designated member of the
1382 association shall attest that the charter is accurate and
1383 factual when submitting the certified copy to the department.

1384 Section 37. Section 616.15, Florida Statutes, is amended to
1385 read:

1386 616.15 Permit from Department of Agriculture and Consumer
1387 Services required.—

1388 (1) An annual public fair may not be conducted by a fair
1389 association without a permit issued by the department. The
1390 association shall present to the department an application for a
1391 permit, signed by an officer of the association, at least 90
1392 calendar days ~~3 months~~ before holding the annual public fair.

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The application must ~~shall~~ be accompanied by a fee in an amount to be determined by the department for processing the application and making any required investigation. The application fee must be at least \$183 and may not exceed \$366. Fees collected under this subsection shall be deposited in the General Inspection Trust Fund of the State Treasury in a special account to be known as the "Agricultural and Livestock Fair Account." A copy of the application must be sent to each fair association located within 50 miles of the site of the proposed annual public fair at the same time the application is sent to the department. The department may issue a permit if the applicant provides:

(a) The opening and closing dates of the proposed annual public fair.

(b) The name and address of the owner of the central amusement attraction that will operate during the annual public fair.

(c) An affidavit properly executed by the president or chief executive officer of the applicant association certifying the existence of a binding contract entered into by the association and the owner of the central amusement attraction covering the period for which the permit from the department is applied. The contract between the parties must ~~shall~~ be available for inspection by duly authorized agents of the department in administering this chapter.

(d) A copy of the association's charter which incorporates all amendments made ~~A written statement that the main purpose of the association is to conduct and operate a public fair and exposition, including the annual fair, for the benefit and~~

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development of the educational, agricultural, horticultural, livestock, charitable, historical, civic, cultural, scientific, and other resources of the geographical area the fair association represents and serves. The statement must be subscribed and acknowledged by an officer of the association before an officer authorized to take acknowledgments.

(e) A premium list of the current annual public fair to be conducted and ~~or~~ a copy of the previous year's premium list showing all premiums and awards to be offered to exhibitors in various departments of the annual public fair, which may include, but are not limited to, art exhibition, beef cattle, county exhibits, dairy cattle, horticulture, swine, women's department, 4-H Club activities, Future Farmers of America activities, Future Homemakers of America activities, poultry and egg exhibits, and community exhibits. The premium list, which may be submitted separately from the application, must be submitted at least 60 calendar days before the annual public fair begins operation.

(f) A complete listing of all exhibits required pursuant to s. 616.17 ~~Proof of liability insurance insuring the association against liability for injury to persons, in an amount of not less than \$300,000 per occurrence.~~

~~(g) A copy of the most recent review.~~

~~(h) A list of all current members of the board of directors of the association and their contact information, including home address.~~

The department shall issue the permit within 10 calendar days after it receives ~~all~~ the information required by this

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subsection ~~and the applicant qualifies pursuant to this section.~~

(2) At least 21 calendar days before holding the annual public fair, the association shall present the department with all of the following information:

(a) Proof of liability insurance insuring the association against liability for injury to persons, in an amount not less than \$300,000 per occurrence.

(b) A copy of the association's most recent annual financial statement pursuant to s. 616.101.

(c) A list of all current members of the board of directors of the association and their contact information, including home addresses.

(3)~~(2)~~ The department shall administer and enforce ~~the provisions of~~ this chapter except as to the regulation of games, which shall be regulated by local law enforcement agencies. The department shall adopt rules to administer this chapter, including rules governing the form and contents of the application for the permit and any reports that it deems ~~may deem~~ necessary in enforcing the provisions of this chapter.

(4)~~(3)~~ Notwithstanding any fair association meeting the requirements set forth in subsection (1), the department may order a full investigation to determine if the fair association meets the requirements of this part ~~s. 616.01~~, and may withhold a permit from, deny a permit to, or withdraw a permit once issued to the association. The department shall also consider whether any proposed annual public fair, as set forth in an application for a permit, will compete with another annual public fair within 50 miles of the proposed annual public fair with respect to name, dates of operation, or market. The

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department may deny, withhold, or withdraw a permit from a fair association if the department determines that such fair association will compete with another association. The department shall give preference to existing fair associations with established dates, locations, and names. The determination by the department is final.

Section 38. Section 616.251, Florida Statutes, is amended to read:

616.251 Florida State Fair Authority; creation; responsibility for staging annual state fair; exemptions.—

(1) There is created and constituted the "Florida State Fair Authority," a public body corporate and politic, for the purposes and with the powers set forth in this part. Such instrumentality, hereinafter referred to as "the authority," shall have perpetual succession. For the purposes of implementing the intent of this part, the authority shall be considered an instrumentality of the state, subject to the jurisdiction of the state. Any conflict with respect to that jurisdiction will be resolved by the authority and respective state agencies.

(2) The authority shall operate under the supervision of the Commissioner of Agriculture, which supervision may include, but is not limited to, assisting, advising, and making recommendations regarding the financing and operation of the authority. In assisting and advising the authority, the Commissioner of Agriculture may make appropriate staff of the department available to the authority.

(3) The authority is charged with the responsibility of staging an annual fair to serve the entire state. Cash premiums

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or awards may be given to exhibitors.

(4) The authority shall be exempt from part I of this chapter.

(5)~~(4)~~ The principal offices of the authority shall be in such place or places in or near the City of Tampa as the authority may from time to time designate.

Section 39. Subsection (1) of section 843.085, Florida Statutes, is amended, and subsection (5) of that section is republished, to read:

843.085 Unlawful use of badges or other indicia of authority.—

(1) It is unlawful for any person, unless appointed by the Governor pursuant to chapter 354, authorized by the appropriate agency, or displayed in a closed or mounted case as a collection or exhibit, to wear or display any authorized indicia of authority, including any badge, insignia, emblem, identification card, or uniform, or any colorable imitation thereof, of any federal, state, county, or municipal law enforcement agency, or other criminal justice agency as defined in s. 943.045, with the intent to mislead or cause another person to believe that he or she is a member of that agency or is authorized to display or wear such item, or to wear or display any item that displays in any manner or combination the word or words "police," "patrolman," "patrolwoman," "agent," "sheriff," "deputy," "trooper," "highway patrol," "commission officer," "Wildlife Officer," "Department of Environmental Protection officer," "Marine Patrol Officer," "state attorney," "public defender," "marshal," "constable," "bailiff," ~~or~~ "fire department," "concealed weapon permit," or "concealed weapon permitholder"

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with the intent to mislead or cause another person to believe that he or she is a member of that agency, if applicable, or is authorized to wear or display such item.

(5) A violation of this section is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. This section is cumulative to any law now in force in the state.

Section 40. Section 865.065, Florida Statutes, is reordered and amended to read:

865.065 Disparagement of ~~perishable~~ agricultural food products; cause of action; limitation.—

(1) The Legislature finds, determines, and declares that the production of agricultural food products constitutes an important and significant portion of the state economy and that it is imperative to protect the vitality of the agricultural economy for the citizens of this state by providing a cause of action for agricultural producers to recover damages for the disparagement of any ~~perishable~~ agricultural product.

(2) For purposes of this section, the term:

(b) ~~(a)~~ "Disparagement" means the willful or malicious dissemination to the public in any manner of any false information that an ~~a~~ ~~perishable~~ agricultural food product is not safe for human consumption. False information is that information which is not based on reliable, scientific facts and reliable, scientific data which the disseminator knows or should have known to be false.

(a) ~~(b)~~ "~~Perishable~~ Agricultural food product" means any agricultural or aquacultural food product or commodity grown or produced within this ~~the~~ state for a commercial purpose. The

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term also includes any agricultural practices used in the production of such products ~~of Florida which is sold or distributed in a form that will perish or decay within a reasonable period of time.~~

(c) "Producer" means the person who actually grows or produces ~~perishable~~ agricultural food products.

(3) Any producer or any association representing producers of ~~perishable~~ agricultural food products which suffers damages as a result of another person's disparagement of any such ~~perishable~~ agricultural food product may bring an action for damages and for any other relief a court of competent jurisdiction deems appropriate, including, but not limited to, compensatory and punitive damages, reasonable attorney fees, and costs of the action.

(4) The statute of limitations for disparagement of ~~perishable~~ agricultural food products is 2 years from the date the disparagement occurs.

Section 41. Subsection (27) is added to section 934.02, Florida Statutes, to read:

934.02 Definitions.—As used in this chapter:

(27) "Signal jamming device" means a device or process, such as a phone jammer, global positioning systems blocker, or other similar device designed to intentionally block, jam, or interfere with radio communications, such as cellular and personal communication services, police radar, or global positioning systems.

Section 42. Section 934.51, Florida Statutes, is created to read:

934.51 Possession, use, and sale of signal jamming device;

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1596 prohibition; exceptions; penalties.—

1597 (1) PROHIBITION.—It is unlawful to possess, manufacture,
1598 hold or offer for sale, sell, import, distribute, or use a
1599 signal jamming device in this state.

1600 (2) EXCEPTIONS.—This section does not apply to a federal or
1601 military law enforcement agency that lawfully installs, places,
1602 or uses a signal jamming device as part of a criminal
1603 investigation, or to any person duly authorized by the Federal
1604 Communications Commission.

1605 (3) PENALTIES.—A person who violates this section commits a
1606 misdemeanor of the first degree, punishable as provided in s.
1607 775.082 or s. 775.083.

1608 Section 43. Paragraph (a) of subsection (4) and subsection
1609 (6) of section 288.1175, Florida Statutes, are amended to read:

1610 288.1175 Agriculture education and promotion facility.—

1611 (4) The Department of Agriculture and Consumer Services
1612 shall certify a facility as an agriculture education and
1613 promotion facility if the Department of Agriculture and Consumer
1614 Services determines that:

1615 (a) The applicant is a unit of local government as defined
1616 in s. 218.369, or a fair association as defined in s. 616.001(8)
1617 ~~s. 616.001(11)~~, which is responsible for the planning, design,
1618 permitting, construction, renovation, management, and operation
1619 of the agriculture education and promotion facility or holds
1620 title to the property on which such facility is to be developed
1621 and located.

1622 (6) Funds may not be expended to develop or subsidize
1623 privately owned facilities, except for facilities owned by fair
1624 associations as defined in s. 616.001(8) ~~s. 616.001(11)~~.

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Section 44. For the purpose of incorporating the amendment made by this act to section 287.1351, Florida Statutes, in a reference thereto, subsection (4) of section 287.056, Florida Statutes, is reenacted to read:

287.056 Purchases from purchasing agreements and state term contracts; vendor disqualification.—

(4) A firm or individual placed on the suspended vendor list pursuant to s. 287.1351 or placed on a disqualified vendor list pursuant to s. 287.133 or s. 287.134 is immediately disqualified from state term contract eligibility.

Section 45. For the purpose of incorporating the amendment made by this act to section 287.1351, Florida Statutes, in a reference thereto, subsection (5) of section 287.138, Florida Statutes, is reenacted to read:

287.138 Contracting with entities of foreign countries of concern prohibited.—

(5) The Attorney General may bring a civil action in any court of competent jurisdiction against an entity that violates this section. Violations of this section may result in:

(a) A civil penalty equal to twice the amount of the contract for which the entity submitted a bid or proposal for, replied to, or entered into;

(b) Ineligibility to enter into, renew, or extend any contract, including any grant agreements, with any governmental entity for up to 5 years;

(c) Ineligibility to receive or renew any license, certification, or credential issued by a governmental entity for up to 5 years; and

(d) Placement on the suspended vendor list pursuant to s.

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287.1351.

Section 46. For the purpose of incorporating the amendment made by this act to section 500.04, Florida Statutes, in a reference thereto, subsection (1) of section 500.177, Florida Statutes, is reenacted to read:

500.177 Penalty for violation of s. 500.04; dissemination of false advertisement.—

(1) Any person who violates any provision of s. 500.04 is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083; but, if the violation is committed after a conviction of such person under this section has become final, such person is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

Section 47. For the purpose of incorporating the amendment made by this act to section 616.07, Florida Statutes, in a reference thereto, subsection (13) of section 212.08, Florida Statutes, is reenacted to read:

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

(13) LIMITATIONS ON EXEMPTIONS.—No transactions shall be exempt from the tax imposed by this chapter except those expressly exempted herein. All laws granting tax exemptions, to the extent they may be inconsistent or in conflict with this chapter, including, but not limited to, the following designated

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laws, shall yield to and be superseded by the provisions of this subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31, 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11, 348.65, 348.762, 349.13, 403.1834, 616.07, and 623.09, and the following Laws of Florida, acts of the year indicated: s. 31, chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263, 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13, chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754; s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter 65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681. This subsection does not supersede the authority of a local government to adopt financial and local government incentives pursuant to s. 163.2517.

Section 48. For the purpose of incorporating the amendment made by this act to section 616.15, Florida Statutes, in a reference thereto, section 616.185, Florida Statutes, is reenacted to read:

616.185 Trespass upon grounds or facilities of public fair; penalty; arrests.—

(1) For the purposes of this chapter, trespass upon the grounds of the Florida State Fair Authority or any other fair association permitted under s. 616.15 means:

(a) Entering and remaining upon any grounds or facilities owned, operated, or controlled by the Florida State Fair Authority or any other association permitted under s. 616.15 and committing any act that disrupts the orderly conduct of any authorized activity of the fair association in charge, or its lessees, licensees, or the general public on those grounds or

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1712 facilities; or

1713 (b) Entering and remaining on those grounds or facilities
1714 after being directed not to enter or to leave them by the
1715 executive director of the authority, chief administrative
1716 officer of the fair association, or any employee or agent of the
1717 association designated by the executive director or
1718 administrator to maintain order on those grounds and facilities,
1719 after a determination by the executive director, administrator,
1720 employee, or agent that the entering or remaining on those
1721 grounds or facilities is in violation of the rules and
1722 regulations of the Florida State Fair Authority or permitted
1723 fair association or is disrupting the orderly conduct of any
1724 authorized activity of the fair association in charge, or its
1725 lessees, licensees, or the general public on those grounds or
1726 facilities.

1727 (2) Any person committing the offense of trespass upon the
1728 grounds of the Florida State Fair Authority or any other fair
1729 association permitted under s. 616.15 commits a misdemeanor of
1730 the second degree, punishable as provided in s. 775.082 or s.
1731 775.083.

1732 (3) A law enforcement officer may arrest any person on or
1733 off the premises, without a warrant, if the officer has probable
1734 cause for believing such person has committed the offense of
1735 trespass upon the grounds of the Florida State Fair Authority or
1736 any fair association permitted under s. 616.15. Such an arrest
1737 does not render the law enforcement officer criminally or
1738 civilly liable for false arrest, false imprisonment, or unlawful
1739 detention.

1740 Section 49. This act shall take effect July 1, 2026.