

By the Committees on Rules; Fiscal Policy; and Agriculture; and Senator Truenow

595-02685-26

2026290c3

595-02685-26

2026290c3

30 212.055, F.S.; conforming a cross-reference; making a
31 technical change; amending s. 253.0341, F.S.;
32 requiring the Acquisition and Restoration Council to
33 determine whether certain surplused lands are suitable
34 for bona fide agricultural purposes; prohibiting a
35 local governmental entity from transferring future
36 development rights for surplused lands determined to
37 be suitable for bona fide agricultural purposes;
38 requiring the Department of Environmental Protection,
39 in coordination with the Department of Agriculture and
40 Consumer Services, to determine whether certain state-
41 owned conservation lands are suitable for bona fide
42 agricultural purposes; authorizing the Department of
43 Environmental Protection to surplus certain state-
44 owned lands determined to be suitable for bona fide
45 agricultural purposes; requiring the Department of
46 Environmental Protection to retain a rural-lands-
47 protection easement for such surplused lands;
48 requiring that all proceeds from the sale of such
49 surplused lands be deposited in the Department of
50 Agriculture and Consumer Services' Incidental Trust
51 Fund for less than fee simple; requiring the
52 Department of Environmental Protection to annually
53 provide a report of such surplused lands to the Board
54 of Trustees of the Internal Improvement Trust Fund;
55 prohibiting certain lands from being surplused;
56 amending s. 259.1053, F.S.; deleting provisions
57 relating to the Babcock Ranch Advisory Group; amending
58 s. 287.1351, F.S.; revising circumstances under which

595-02685-26

2026290c3

59 a vendor is prohibited from submitting a bid,
60 proposal, or reply to an agency or from entering into
61 or renewing any contract to provide goods or services
62 to an agency; amending s. 322.12, F.S.; providing
63 penalties for an applicant for a commercial driver
64 license who receives unauthorized assistance on
65 certain portions of the examination; amending s.
66 322.36, F.S.; prohibiting a person from knowingly or
67 willfully providing unauthorized assistance to an
68 applicant for the examination required to hold a
69 commercial driver license; repealing ss. 377.71,
70 377.711, and 377.712, F.S., relating to definitions
71 and the Southern States Energy Compact, Florida as
72 party to the Southern States Energy Compact, and
73 Florida's participation in the Southern States Energy
74 Board, respectively; amending s. 403.0855, F.S.;
75 deleting a provision relating to legislative approval
76 of certain rules adopted by the Department of
77 Environmental Protection; revising requirements for
78 permittees of biosolids land application sites;
79 revising the date by which permits must comply with
80 specified provisions; requiring local governments that
81 do not transport biosolids outside of their respective
82 county boundaries to comply with specified provisions
83 by a specified date; providing construction; amending
84 s. 482.071, F.S.; requiring certain persons applying
85 for a pest control business license or renewal to
86 provide the department with a certificate of
87 insurance; specifying requirements for such

595-02685-26

2026290c3

88 certificate of insurance; amending s. 482.161, F.S.;
89 revising the severity of an administrative fine for
90 violations of certain provisions; amending s. 482.165,
91 F.S.; revising civil penalties; amending s. 489.105,
92 F.S.; defining the terms "subcontractor" and
93 "supplier"; creating s. 489.1295, F.S.; requiring
94 licensed contractors to compensate subcontractors or
95 suppliers for services, labor, or materials within a
96 specified timeframe after receiving payment or in
97 accordance with the terms of the contract for
98 services, labor, or materials; providing an exception;
99 providing disciplinary measures; amending s. 500.04,
100 F.S.; revising the list of prohibited acts related to
101 the prevention of fraud, harm, adulteration,
102 misbranding, or false advertising in the preparation,
103 production, manufacture, storage, or sale of food;
104 repealing s. 500.81, F.S., relating to the Healthy
105 Food Financing Initiative; amending s. 500.93, F.S.;
106 making a technical change; amending s. 501.013, F.S.;
107 authorizing the Department of Agriculture and Consumer
108 Services to provide an exemption from certain health
109 studio regulations; creating s. 501.062, F.S.;
110 providing legislative intent; defining the terms
111 "commercial solicitation" and "dwelling"; prohibiting
112 a person from engaging in commercial solicitation
113 under certain circumstances; specifying requirements
114 for certain signage to be displayed on a property;
115 providing penalties; amending s. 570.07, F.S.;
116 authorizing the Department of Agriculture and Consumer

595-02685-26

2026290c3

117 Services to reorganize departmental units upon the
118 approval of the Commissioner of Agriculture; amending
119 s. 570.822, F.S.; providing additional eligibility
120 requirements for the Agriculture and Aquaculture
121 Producers Emergency Recovery Loan Program; creating s.
122 570.832, F.S.; requiring the Florida Wildflower
123 Foundation, Inc., in coordination with the Department
124 of Agriculture and Consumer Services, to establish the
125 Florida Native Seed Research and Marketing Program,
126 subject to legislative appropriation; providing the
127 purpose of the program; creating s. 570.846, F.S.;
128 establishing the Florida Food Animal and Equine
129 Veterinary Medicine Loan Repayment Program; providing
130 the purpose of the program; defining terms; providing
131 eligibility requirements for the program; authorizing
132 the Department of Agriculture and Consumer Services to
133 make loan principal repayments on behalf of eligible
134 candidates up to a certain amount for a specified
135 timeframe, subject to legislative appropriation;
136 providing construction; authorizing the Department of
137 Agriculture and Consumer Services to adopt rules;
138 amending s. 570.85, F.S.; prohibiting a local
139 government from requiring a property owner to obtain a
140 rural event venue permit or license; amending s.
141 570.86, F.S.; defining the term "rural event venue";
142 amending s. 573.112, F.S.; renaming the Citrus
143 Research and Development Foundation, Inc., as the
144 Citrus Research and Field Trial Foundation, Inc.;
145 establishing the Citrus Research and Field Trial

595-02685-26

2026290c3

146 Foundation, Inc., as a direct-support organization of
147 the Department of Agriculture and Consumer Services;
148 revising provisions relating to membership; amending
149 s. 581.031, F.S.; conforming a provision to changes
150 made by the act; amending s. 583.01, F.S.; revising
151 the definition of the term "dealer"; amending s.
152 590.02, F.S.; revising the Florida Forest Service's
153 powers, authority, and duties; authorizing the Florida
154 Forest Service to manage the Welaka Training Center;
155 conforming provisions to changes made by the act;
156 authorizing the Withlacoochee and Welaka Training
157 Centers to assess fees for specified purposes as
158 determined by the Florida Forest Service, regardless
159 of where certain training occurs; renaming the Bonifay
160 Forestry Station as the John Michael Mathis Forestry
161 Station to honor the late John Michael Mathis;
162 creating s. 595.421, F.S.; establishing the Farmers
163 Feeding Florida Program for specified purposes;
164 requiring Feeding Florida to take certain actions to
165 implement the program; prohibiting the foods purchased
166 by Feeding Florida through such program from
167 reentering the wholesale, retail, or secondary market;
168 prohibiting Feeding Florida from allowing a candidate
169 for elective office to host a food distribution event
170 during a specified timeframe; providing applicability;
171 amending s. 597.004, F.S.; making a technical change;
172 prohibiting the Department of Agriculture and Consumer
173 Services from renewing a certificate of registration
174 for a noncompliant facility unless certain

595-02685-26

2026290c3

175 documentation is provided with the renewal
176 application; prohibiting entities whose certificate of
177 registration has been revoked from reapplying for a
178 specified period of time; amending s. 597.010, F.S.;
179 authorizing, rather than requiring, the periodic
180 adjustment of the annual rental fee charged for
181 certain leases; amending s. 599.012, F.S.; making
182 technical changes; amending s. 601.13, F.S.; renaming
183 the Citrus Research and Development Foundation, Inc.,
184 as the Citrus Research and Field Trial Foundation,
185 Inc.; amending s. 616.001, F.S.; revising and deleting
186 definitions relating to public fairs and expositions;
187 amending s. 616.01, F.S.; revising application
188 requirements for a proposed charter for an association
189 to conduct a public fair or exposition; requiring the
190 Department of Agriculture and Consumer Services to
191 provide an applicant for a proposed charter with
192 specified information upon the denial of a proposed
193 charter; revising requirements for information that
194 must be included in the proposed charter; amending s.
195 616.02, F.S.; limiting the number of incorporated
196 state fair associations per county; providing
197 construction; authorizing the Department of
198 Agriculture and Consumer Services to waive certain
199 requirements at the discretion of the commissioner;
200 authorizing fair associations incorporated before a
201 certain date to conduct their affairs; deleting
202 provisions relating to requirements for a proposed
203 charter; amending s. 616.03, F.S.; revising

595-02685-26

2026290c3

204 requirements for the approval and recordation of the
205 charter; amending s. 616.05, F.S.; revising the
206 process by which a proposed charter amendment is
207 incorporated into the original charter; amending s.
208 616.051, F.S.; revising the circumstances under which
209 a circuit judge is authorized to dissolve an
210 association and order the distribution of its
211 remaining assets; requiring that such assets be
212 distributed to certain counties; amending s. 616.07,
213 F.S.; deleting provisions relating to distribution of
214 public funds after the dissolution of an association;
215 amending s. 616.101, F.S.; specifying the basis for
216 annual public fair attendance records; requiring a
217 fair association to review its charter every 5 years
218 and submit an updated copy of the charter to the
219 Department of Agriculture and Consumer Services;
220 requiring a designated member of the association to
221 make an attestation; amending s. 616.15, F.S.; making
222 a technical change; revising the information that an
223 applicant must submit to the Department of Agriculture
224 and Consumer Services for the department to issue a
225 permit for an association to conduct a fair; revising
226 the timeframe within which the Department of
227 Agriculture and Consumer Services is required to issue
228 the permit upon the receipt of specified information;
229 making technical changes; deleting obsolete
230 provisions; amending s. 616.251, F.S.; exempting the
231 Florida State Fair Authority from specified
232 provisions; amending s. 624.4032, F.S.; revising the

595-02685-26

2026290c3

233 definition of the term "nonprofit agricultural
234 organization"; amending s. 843.085, F.S.; prohibiting
235 a person from wearing or displaying an item that
236 displays the words "concealed weapon permit" or
237 "concealed weapon permitholder" with the intent to
238 mislead another to believe that the person is
239 authorized to wear or display such item; amending s.
240 934.02, F.S.; defining the term "signal jamming
241 device"; creating s. 934.51, F.S.; prohibiting the
242 possession, manufacture, sale, importation,
243 distribution, or use of a signal jamming device;
244 providing exceptions; providing criminal penalties;
245 providing for the merger and transfer of the Citrus
246 Research and Development Foundation, Inc., into the
247 Citrus Research and Field Trial Foundation, Inc.;
248 requiring the completion of the merger by a specified
249 date; providing that the merger is subject to
250 specified provisions; providing for the transfer of
251 funds; providing for the transfer of any program,
252 activity, duty, or function; establishing the Citrus
253 Research and Field Trial Foundation, Inc., as the
254 custodian of any property of the Citrus Research and
255 Development Foundation, Inc.; amending s. 288.1175,
256 F.S.; conforming cross-references; reenacting ss.
257 287.056(4) and 287.138(5), F.S., relating to
258 disqualification for state term contract eligibility
259 and contracting with entities of foreign countries of
260 concern prohibited, respectively, to incorporate the
261 amendment made to s. 287.1351, F.S., in references

595-02685-26

2026290c3

262 thereto; reenacting s. 500.177(1), F.S., relating to
263 penalties for dissemination of a false advertisement,
264 to incorporate the amendment made to s. 500.04, F.S.,
265 in a reference thereto; reenacting s. 212.08(13),
266 F.S., relating to taxation and specified exemptions,
267 to incorporate the amendment made to s. 616.07, F.S.,
268 in a reference thereto; reenacting s. 616.185, F.S.,
269 relating to trespass upon grounds or facilities of a
270 public fair, to incorporate the amendment made to s.
271 616.15, F.S., in a reference thereto; providing an
272 effective date.

273

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

275

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

278 125.489 Preemption of restrictions on gasoline-powered farm
279 equipment or gasoline-powered landscape equipment.—

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

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

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

595-02685-26

2026290c3

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

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

301 Section 2. Present subsections (18) through (30) and (31)
302 through (54) of section 163.3164, Florida Statutes, are
303 redesignated as subsections (19) through (31) and (33) through
304 (56), respectively, and new subsections (18) and (32) are added
305 to that section, to read:

306 163.3164 Community Planning Act; definitions.—As used in
307 this act:

308 (18) “Ecologically significant parcel” means a parcel of
309 land located within the boundaries of a low-density municipality
310 which is currently undeveloped and has been designated as either
311 rural, conservation, agricultural, or greenspace as provided by
312 a local government comprehensive plan developed pursuant to s.
313 163.3177.

314 (32) “Low-density municipality” means a municipality
315 existing on or before January 1, 2025, which is less than 2,500
316 acres in total size and contains a population of 5,000 or fewer
317 legal residents.

318 Section 3. Present subsection (7) of section 163.3202,
319 Florida Statutes, is redesignated as subsection (8), and a new

595-02685-26

2026290c3

320 subsection (7) is added to that section, to read:

321 163.3202 Land development regulations.—

322 (7) (a) Notwithstanding any ordinance to the contrary, an
323 application for a development on an ecologically significant
324 parcel in a low-density municipality may not be administratively
325 approved without an attestation provided by the developer, under
326 penalty of perjury, to the low-density municipality which states
327 that the development will not exceed a maximum density of 1
328 residential unit per 20 acres.

329 (b) This subsection does not apply to applications for the
330 construction of residential units on an ecologically significant
331 parcel for the express purpose of providing housing for family
332 members of the applicant. However, the applicant must provide an
333 attestation, under penalty of perjury, to the low-density
334 municipality which states that the residential units being
335 constructed will be used for such express purpose before the
336 administrative approval of an application for development.

337 (c) The density requirements provided in this subsection
338 may be waived upon a resolution approved by a unanimous vote of
339 the commission or council of the low-density municipality.

340 Section 4. Section 166.063, Florida Statutes, is created to
341 read:

342 166.063 Preemption of restrictions on gasoline-powered farm
343 equipment or gasoline-powered landscape equipment.—

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

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

595-02685-26

2026290c3

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

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

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

365 Section 5. Paragraph (d) of subsection (2) of section
366 212.055, Florida Statutes, is amended to read:

367 212.055 Discretionary sales surtaxes; legislative intent;
368 authorization and use of proceeds.—It is the legislative intent
369 that any authorization for imposition of a discretionary sales
370 surtax shall be published in the Florida Statutes as a
371 subsection of this section, irrespective of the duration of the
372 levy. Each enactment shall specify the types of counties
373 authorized to levy; the rate or rates which may be imposed; the
374 maximum length of time the surtax may be imposed, if any; the
375 procedure which must be followed to secure voter approval, if
376 required; the purpose for which the proceeds may be expended;
377 and such other requirements as the Legislature may provide.

595-02685-26

2026290c3

378 Taxable transactions and administrative procedures shall be as
379 provided in s. 212.054.

380 (2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.—

381 (d) The proceeds of the surtax authorized by this
382 subsection and any accrued interest shall be expended by the
383 school district, within the county and municipalities within the
384 county, or, in the case of a negotiated joint county agreement,
385 within another county, to finance, plan, and construct
386 infrastructure; to acquire any interest in land for public
387 recreation, conservation, or protection of natural resources or
388 to prevent or satisfy private property rights claims resulting
389 from limitations imposed by the designation of an area of
390 critical state concern; to provide loans, grants, or rebates to
391 residential or commercial property owners who make energy
392 efficiency improvements to their residential or commercial
393 property, if a local government ordinance authorizing such use
394 is approved by referendum; or to finance the closure of county-
395 owned or municipally owned solid waste landfills that have been
396 closed or are required to be closed by order of the Department
397 of Environmental Protection. Any use of the proceeds or interest
398 for purposes of landfill closure before July 1, 1993, is
399 ratified. The proceeds and any interest may not be used for the
400 operational expenses of infrastructure, except that a county
401 that has a population of fewer than 75,000 and that is required
402 to close a landfill may use the proceeds or interest for long-
403 term maintenance costs associated with landfill closure.
404 Counties, as defined in s. 125.011, and charter counties may, in
405 addition, use the proceeds or interest to retire or service
406 indebtedness incurred for bonds issued before July 1, 1987, for

595-02685-26

2026290c3

407 infrastructure purposes, and for bonds subsequently issued to
408 refund such bonds. Any use of the proceeds or interest for
409 purposes of retiring or servicing indebtedness incurred for
410 refunding bonds before July 1, 1999, is ratified.

411 1. For the purposes of this paragraph, the term
412 "infrastructure" means:

413 a. Any fixed capital expenditure or fixed capital outlay
414 associated with the construction, reconstruction, or improvement
415 of public facilities that have a life expectancy of 5 or more
416 years, any related land acquisition, land improvement, design,
417 and engineering costs, and all other professional and related
418 costs required to bring the public facilities into service. For
419 purposes of this sub-subparagraph, the term "public facilities"
420 has the same meaning means facilities as defined in s.

421 163.3164(43) s. 163.3164(41), s. 163.3221(13), or s. 189.012(5),
422 and includes facilities that are necessary to carry out
423 governmental purposes, including, but not limited to, fire
424 stations, general governmental office buildings, and animal
425 shelters, regardless of whether the facilities are owned by the
426 local taxing authority or another governmental entity.

427 b. A fire department vehicle, an emergency medical service
428 vehicle, a sheriff's office vehicle, a police department
429 vehicle, or any other vehicle, and the equipment necessary to
430 outfit the vehicle for its official use or equipment that has a
431 life expectancy of at least 5 years.

432 c. Any expenditure for the construction, lease, or
433 maintenance of, or provision of utilities or security for,
434 facilities, as defined in s. 29.008.

435 d. Any fixed capital expenditure or fixed capital outlay

595-02685-26

2026290c3

436 associated with the improvement of private facilities that have
437 a life expectancy of 5 or more years and that the owner agrees
438 to make available for use on a temporary basis as needed by a
439 local government as a public emergency shelter or a staging area
440 for emergency response equipment during an emergency officially
441 declared by the state or by the local government under s.
442 252.38. Such improvements are limited to those necessary to
443 comply with current standards for public emergency evacuation
444 shelters. The owner must enter into a written contract with the
445 local government providing the improvement funding to make the
446 private facility available to the public for purposes of
447 emergency shelter at no cost to the local government for a
448 minimum of 10 years after completion of the improvement, with
449 the provision that the obligation will transfer to any
450 subsequent owner until the end of the minimum period.

451 e. Any land acquisition expenditure for a residential
452 housing project in which at least 30 percent of the units are
453 affordable to individuals or families whose total annual
454 household income does not exceed 120 percent of the area median
455 income adjusted for household size, if the land is owned by a
456 local government or by a special district that enters into a
457 written agreement with the local government to provide such
458 housing. The local government or special district may enter into
459 a ground lease with a public or private person or entity for
460 nominal or other consideration for the construction of the
461 residential housing project on land acquired pursuant to this
462 sub subparagraph.

463 f. Instructional technology used solely in a school
464 district's classrooms. As used in this sub subparagraph, the

595-02685-26

2026290c3

465 term "instructional technology" means an interactive device that
466 assists a teacher in instructing a class or a group of students
467 and includes the necessary hardware and software to operate the
468 interactive device. The term also includes support systems in
469 which an interactive device may mount and is not required to be
470 affixed to the facilities.

471 2. For the purposes of this paragraph, the term "energy
472 efficiency improvement" means any energy conservation and
473 efficiency improvement that reduces consumption through
474 conservation or a more efficient use of electricity, natural
475 gas, propane, or other forms of energy on the property,
476 including, but not limited to, air sealing; installation of
477 insulation; installation of energy-efficient heating, cooling,
478 or ventilation systems; installation of solar panels; building
479 modifications to increase the use of daylight or shade;
480 replacement of windows; installation of energy controls or
481 energy recovery systems; installation of electric vehicle
482 charging equipment; installation of systems for natural gas fuel
483 as defined in s. 206.9951; and installation of efficient
484 lighting equipment.

485 3. Notwithstanding any other provision of this subsection,
486 a local government infrastructure surtax imposed or extended
487 after July 1, 1998, may allocate up to 15 percent of the surtax
488 proceeds for deposit into a trust fund within the county's
489 accounts created for the purpose of funding economic development
490 projects having a general public purpose of improving local
491 economies, including the funding of operational costs and
492 incentives related to economic development. The ballot statement
493 must indicate the intention to make an allocation under the

595-02685-26

2026290c3

494 authority of this subparagraph.

495 4. Surtax revenues that are shared with eligible charter
496 schools pursuant to paragraph (c) shall be allocated among such
497 schools based on each school's proportionate share of total
498 school district capital outlay full-time equivalent enrollment
499 as adopted by the education estimating conference established in
500 s. 216.136. Surtax revenues must be expended by the charter
501 school in a manner consistent with the allowable uses provided
502 in s. 1013.62(4). All revenues and expenditures shall be
503 accounted for in a charter school's monthly or quarterly
504 financial statement pursuant to s. 1002.33(9). If a school's
505 charter is not renewed or is terminated and the school is
506 dissolved under the provisions of law under which the school was
507 organized, any unencumbered funds received under this paragraph
508 shall revert to the sponsor.

509 Section 6. Present subsection (19) of section 253.0341,
510 Florida Statutes, is redesignated as subsection (21), and new
511 subsection (19) and subsection (20) are added to that section,
512 to read:

513 253.0341 Surplus of state-owned lands.—

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

522 (20) The Department of Environmental Protection, in

595-02685-26

2026290c3

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

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

531 (b) For all state-owned conservation lands determined to be
532 suitable for bona fide agricultural production and surplused by
533 the Department of Environmental Protection, the department shall
534 retain a rural-lands-protection easement pursuant to s.
535 570.71(3). All proceeds from the sale of such surplused lands
536 must be deposited into the Incidental Trust Fund within the
537 Department of Agriculture and Consumer Services for less than
538 fee simple land acquisition pursuant to ss. 570.71 and 570.715.

539 (c) By January 1, 2027, and each January 1 thereafter, the
540 Department of Environmental Protection shall provide a report of
541 state-owned conservation lands surplused pursuant to this
542 subsection to the Board of Trustees of the Internal Improvement
543 Trust Fund.

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

547 Section 7. Section 259.1053, Florida Statutes, is amended
548 to read:

549 259.1053 Babcock Ranch Preserve; Babcock Ranch Advisory
550 Group.—

551 (1) SHORT TITLE.—This section may be cited as the "Babcock

595-02685-26

2026290c3

552 Ranch Preserve Act."

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

554 (a) "Babcock Ranch Preserve" and "preserve" mean the lands
555 and facilities acquired in the purchase of the Babcock Crescent
556 B Ranch, as provided in s. 259.1052.557 (b) "Commission" means the Fish and Wildlife Conservation
558 Commission.

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

560 (d) "Department" means the Department of Agriculture and
561 Consumer Services.562 (e) "Executive director" means the Executive Director of
563 the Fish and Wildlife Conservation Commission.564 (f) "Financially self-sustaining" means having management
565 and operation expenditures not more than the revenues collected
566 from fees and other receipts for resource use and development
567 and from interest and invested funds.568 (g) "Florida Forest Service" means the Florida Forest
569 Service of the Department of Agriculture and Consumer Services.570 (h) "Multiple use" means the management of all of the
571 renewable surface resources of the Babcock Ranch Preserve to
572 best meet the needs of the public, including the use of the land
573 for some or all of the renewable surface resources or related
574 services over areas large enough to allow for periodic
575 adjustments in use to conform to the changing needs and
576 conditions of the preserve while recognizing that a portion of
577 the land will be used for some of the renewable surface
578 resources available on that land. The goal of multiple use is
579 the harmonious and coordinated management of the renewable
580 surface resources without impairing the productivity of the land

595-02685-26

2026290c3

581 and considering the relative value of the renewable surface
582 resources, and not necessarily a combination of uses to provide
583 the greatest monetary return or the greatest unit output.

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

589 (3) CREATION OF BABCOCK RANCH PRESERVE.—

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

594 (b) The preserve is established to protect and preserve the
595 environmental, agricultural, scientific, scenic, geologic,
596 watershed, fish, wildlife, historic, cultural, and recreational
597 values of the preserve, and to provide for the multiple use and
598 sustained yield of the renewable surface resources within the
599 preserve consistent with this section.

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

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

609 (e) This section does not interfere with or prevent the

595-02685-26

2026290c3

610 implementation of agricultural practices authorized by the
611 agricultural land use designations established in the local
612 comprehensive plans of either Charlotte County or Lee County as
613 those plans apply to the Babcock Ranch Preserve.

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

622 (4) BABCOCK RANCH ADVISORY GROUP.

623 (a) ~~The purpose of the Babcock Ranch Advisory Group is to~~
624 ~~assist the department by providing guidance and advice~~
625 ~~concerning the management and stewardship of the Babcock Ranch~~
626 ~~Preserve.~~

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

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

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

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

595-02685-26

2026290c3

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

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

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

647 7. One member with experience in public outreach and
648 education.

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

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

654

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

658 (e) Members of the Babcock Ranch Advisory Group shall:

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

661 2. Meet regularly as determined by the chair.

662 3. Serve without compensation but shall receive
663 reimbursement for travel and per diem expenses as provided in s.
664 112.061.

665 (4)-(5) MANAGEMENT OF PRESERVE; FEES.—

666 (a) The department shall assume all authority provided by
667 this section to manage and operate the preserve as a working

595-02685-26

2026290c3

668 ranch upon the termination or expiration of the management
669 agreement attached as Exhibit "E" to that certain agreement for
670 sale and purchase approved by the Board of Trustees of the
671 Internal Improvement Trust Fund on November 22, 2005, and by Lee
672 County on November 20, 2005.

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

675 1. Manage and operate the preserve and the uses thereof,
676 including, but not limited to, the activities necessary to
677 administer and operate the preserve as a working ranch; the
678 activities necessary for the preservation and development of the
679 land and renewable surface resources of the preserve; the
680 activities necessary for interpretation of the history of the
681 preserve on behalf of the public; the activities necessary for
682 the management, public use, and occupancy of facilities and
683 lands within the preserve; and the maintenance, rehabilitation,
684 repair, and improvement of property within the preserve.

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

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

692 4. Assess reasonable fees for admission to, use of, and
693 occupancy of the preserve to offset costs of operating the
694 preserve as a working ranch. These fees are independent of fees
695 assessed by the commission for the privilege of hunting,
696 fishing, or pursuing outdoor recreational activities within the

595-02685-26

2026290c3

697 preserve, and shall be deposited into the Incidental Trust Fund
698 of the Florida Forest Service, subject to appropriation by the
699 Legislature.

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

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

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

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

722 1. Negotiate directly with and enter into such agreements,
723 leases, contracts, and other arrangements with any person, firm,
724 association, organization, corporation, or governmental entity,
725 including entities of federal, state, and local governments, as

595-02685-26

2026290c3

726 are necessary and appropriate to carry out the purposes and
727 activities authorized by this section.

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

738 (5)(6) DISSOLUTION OF BABCOCK RANCH, INC.—Upon dissolution
739 of the Babcock Ranch, Inc., all statutory powers, duties,
740 functions, records, personnel, property, and unexpended balances
741 of appropriations, allocations, and other funds of the
742 corporation shall be transferred to the Department of
743 Agriculture and Consumer Services unless otherwise provided by
744 law. Any cash balances of funds shall revert to the Incidental
745 Trust Fund of the Florida Forest Service.

746 Section 8. Paragraph (a) of subsection (2) of section
747 287.1351, Florida Statutes, is amended, and subsection (3) of
748 that section is republished, to read:

749 287.1351 Suspended vendors; state contracts.—

750 (2) (a) A vendor that is in default on any contract with an
751 agency, has failed to timely compensate its subcontractors or
752 suppliers, or has otherwise repeatedly demonstrated a recent
753 inability to fulfill the terms and conditions of previous state
754 contracts or to adequately perform its duties under those

595-02685-26

2026290c3

755 contracts may not submit a bid, proposal, or reply to an agency
756 or enter into or renew a contract to provide any goods or
757 services to an agency after its placement, pursuant to this
758 section, on the suspended vendor list.

759 (3) An agency shall notify the department of any vendor
760 that has met the grounds for suspension described in paragraph
761 (2) (a). The agency must provide documentation to the department
762 evidencing the vendor's default or other grounds for suspension.
763 The department shall review the documentation provided and
764 determine whether good cause exists to remove the vendor from
765 the vendor list and to place it on the suspended vendor list. If
766 good cause exists, the department must notify the vendor in
767 writing of its intent to remove the vendor from the vendor list
768 and of the vendor's right to an administrative hearing and the
769 applicable procedures and time requirements for any such
770 hearing. If the vendor does not request an administrative
771 hearing, the department must enter a final order removing the
772 vendor from the vendor list. A vendor may not be removed from
773 the vendor list without receiving an individual notice of intent
774 from the department.

775 Section 9. Paragraph (c) is added to subsection (4) of
776 section 322.12, Florida Statutes, to read:

777 322.12 Examination of applicants.—

778 (4) The examination for an applicant for a commercial
779 driver license shall include a test of the applicant's eyesight
780 given by a driver license examiner designated by the department
781 or by a licensed ophthalmologist, optometrist, or physician and
782 a test of the applicant's hearing given by a driver license
783 examiner or a licensed physician. The examination shall also

595-02685-26

2026290c3

784 include a test of the applicant's ability to read and understand
785 highway signs regulating, warning, and directing traffic; his or
786 her knowledge of the traffic laws of this state pertaining to
787 the class of motor vehicle which he or she is applying to be
788 licensed to operate, including laws regulating driving under the
789 influence of alcohol or controlled substances, driving with an
790 unlawful blood-alcohol level, and driving while intoxicated; his
791 or her knowledge of the effects of alcohol and controlled
792 substances and the dangers of driving a motor vehicle after
793 having consumed alcohol or controlled substances; and his or her
794 knowledge of any special skills, requirements, or precautions
795 necessary for the safe operation of the class of vehicle which
796 he or she is applying to be licensed to operate. In addition,
797 the examination shall include an actual demonstration of the
798 applicant's ability to exercise ordinary and reasonable control
799 in the safe operation of a motor vehicle or combination of
800 vehicles of the type covered by the license classification which
801 the applicant is seeking, including an examination of the
802 applicant's ability to perform an inspection of his or her
803 vehicle.

804 (c) An applicant for a commercial driver license who
805 receives unauthorized assistance from another person in
806 completing the portion of the examination which tests the
807 applicant's ability to read and understand highway signs
808 regulating, warning, and directing traffic or his or her
809 knowledge of the traffic laws of this state pertaining to the
810 class of motor vehicle for which he or she is applying to be
811 licensed to operate, including laws regulating driving under the
812 influence of alcohol or controlled substances, driving with an

595-02685-26

2026290c3

813 unlawful blood-alcohol level, and driving while intoxicated,
814 commits a misdemeanor of the second degree, punishable as
815 provided in s. 775.082 or s. 775.083.

816 Section 10. Section 322.36, Florida Statutes, is amended to
817 read:

818 322.36 Permitting unauthorized operator to drive.—

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

824 (2) A person may not knowingly or willfully provide
825 unauthorized assistance to an applicant for the examination
826 required to hold a commercial driver license pursuant to s.
827 322.12(4).

828 (3) A Any person who violates this section commits a
829 misdemeanor of the second degree, punishable as provided in s.
830 775.082 or s. 775.083. If a person violates this section by
831 knowingly loaning a vehicle to a person whose driver license is
832 suspended and if that vehicle is involved in an accident
833 resulting in bodily injury or death, the driver license of the
834 person violating this section must shall be suspended for 1
835 year.

836 Section 11. Section 377.71, Florida Statutes, is repealed.

837 Section 12. Section 377.711, Florida Statutes, is repealed.

838 Section 13. Section 377.712, Florida Statutes, is repealed.

839 Section 14. Present paragraphs (a) and (b) of subsection
840 (3) of section 403.0855, Florida Statutes, are redesignated as
841 paragraphs (b) and (c), respectively, a new paragraph (a) is

595-02685-26

2026290c3

842 added to that subsection, and subsections (2) and (4) of that
843 section are amended, to read:

844 403.0855 Biosolids management.—

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

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

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

853 (4) (a) All permits shall comply with the requirements of
854 paragraph (3) (a) subsection (3) by July 1, 2028 2022.

855 (b) Local governments that do not transport biosolids for
856 land application outside of their respective county boundaries
857 shall comply with the requirements of paragraph (3) (a) by July
858 1, 2031. This paragraph may not be construed to prohibit the
859 transportation of Class B biosolids by a local government
860 outside of its boundaries to a Class AA biosolids treatment
861 facility or waste-to-energy facility located within the
862 boundaries of another local government.

863 Section 15. Present subsection (5) of section 482.071,
864 Florida Statutes, is redesignated as subsection (6), and a new
865 subsection (5) is added to that section, to read:

866 482.071 Licenses.—

867 (5) Each person applying for a pest control business
868 license or renewal thereof who will offer and perform
869 fumigations as a part of his or her regular business operations
870 must furnish to the department a certificate of insurance that

595-02685-26

2026290c3

871 meets the requirement for minimum financial responsibility for
872 bodily injury and property damage, consisting of:

873 (a) Bodily injury coverage of \$1 million per person and \$2
874 million per occurrence; and property damage coverage of \$1
875 million per occurrence and \$2 million in the aggregate; or
876 (b) Combined single-limit coverage of \$2 million in the
877 aggregate.

878 Section 16. Subsection (7) of section 482.161, Florida
879 Statutes, is amended to read:

880 482.161 Disciplinary grounds and actions; reinstatement.—

881 (7) The department, pursuant to chapter 120, in addition to
882 or in lieu of any other remedy provided by state or local law,
883 may impose an administrative fine in the Class III ~~II~~ category
884 pursuant to s. 570.971 for a violation of this chapter or of the
885 rules adopted pursuant to this chapter. In determining the
886 amount of fine to be levied for a violation, the following
887 factors shall be considered:

888 (a) The severity of the violation, including the
889 probability that the death, or serious harm to the health or
890 safety, of any person will result or has resulted; the severity
891 of the actual or potential harm; and the extent to which this
892 chapter or the rules adopted pursuant to this chapter were
893 violated;

894 (b) Any actions taken by the licensee or certified operator
895 in charge, or limited certificateholder, to correct the
896 violation or to remedy complaints;

897 (c) Any previous violations of this chapter or of the rules
898 adopted pursuant to this chapter; and

899 (d) The cost to the department of investigating the

595-02685-26

2026290c3

900 violation.

901 Section 17. Subsections (3) and (5) of section 482.165,
902 Florida Statutes, are amended to read:903 482.165 Unlicensed practice of pest control; cease and
904 desist order; injunction; civil suit and penalty.—905 (3) In addition to or in lieu of any remedy provided under
906 subsection (2), the department may institute a civil suit in
907 circuit court to recover a civil penalty for any violation for
908 which the department may issue a notice to cease and desist
909 under subsection (2). The civil penalty shall be in the Class
910 III ~~II~~ category pursuant to s. 570.971 for each offense. The
911 court may also award to the prevailing party court costs and
912 reasonable attorney fees.913 (5) In addition to or in lieu of any remedy provided under
914 subsections (2) and (3), the department may, even in the case of
915 a first offense, impose a fine not less than twice the cost of a
916 pest control business license, but not more than a fine in the
917 Class III ~~II~~ category pursuant to s. 570.971, upon a
918 determination by the department that a person is in violation of
919 subsection (1). For the purposes of this subsection, the lapse
920 of a previously issued license for a period of less than 1 year
921 is not considered a violation.922 Section 18. Subsections (20) and (21) are added to section
923 489.105, Florida Statutes, to read:

924 489.105 Definitions.—As used in this part:

925 (20) "Subcontractor" has the same meaning as in s. 558.002.926 (21) "Supplier" has the same meaning as in s. 558.002.927 Section 19. Section 489.1295, Florida Statutes, is created
928 to read:

595-02685-26

2026290c3

929 489.1295 Prohibition against nonpayment.—930 (1) A licensed contractor must compensate a subcontractor
931 or supplier, unless there is a bona fide dispute regarding the
932 amount due, if any, for services, labor, or materials:933 (a) Within 45 days after receiving payment for the services
934 performed or materials supplied by the subcontractor or
935 supplier; or936 (b) In accordance with the terms of the contract for such
937 services, labor, or materials.938 (2) A licensed contractor who knowingly or willfully
939 violates this section is subject to disciplinary proceedings as
940 provided in s. 489.129.941 Section 20. Subsection (6) of section 500.04, Florida
942 Statutes, is amended to read:943 500.04 Prohibited acts.—The following acts and the causing
944 thereof within the state are prohibited:945 (6) The obstruction of or refusal to permit entry or
946 inspection, or to permit the taking of a sample, as authorized
947 by s. 500.147.948 Section 21. Section 500.81, Florida Statutes, is repealed.949 Section 22. Subsection (5) of section 500.93, Florida
950 Statutes, is amended to read:951 500.93 Mislabeling of plant-based products as milk, meat,
952 or poultry.—953 (5) The Department of Agriculture and Consumer Services
954 shall notify the Division of Law Revision upon the enactment
955 into law by any 11 of the group of 14 states composed of
956 Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana,
957 Maryland, Mississippi, Oklahoma, South Carolina, Tennessee,

595-02685-26

2026290c3

958 Texas, Virginia, and West Virginia of the mandatory labeling
959 requirements pursuant to paragraphs (2) (a), (3) (a), and (4) (a)
960 subsections (2) and (3).

961 Section 23. Section 501.013, Florida Statutes, is amended
962 to read:

963 501.013 Health studios; exemptions.—

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

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

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

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

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

980 (e) (5) A country club that has as its primary function the
981 provision of a social life and recreational amenities to its
982 members, and for which a program of physical exercise is merely
983 incidental to membership. As used in this paragraph subsection,
984 the term "country club" means a facility that offers its members
985 a variety of services that may include, but need not be limited
986 to, social activities; dining, banquet, catering, and lounge

595-02685-26

2026290c3

987 facilities; swimming; yachting; golf; tennis; card games such as
988 bridge and canasta; and special programs for members' children.
989 Upon the filing of an affidavit with the department establishing
990 that the stated qualifications of this paragraph subsection were
991 met before July 1, 1997, this paragraph subsection will apply
992 retroactively to the date that the country club met these
993 qualifications.

994 (f)(6) A program or facility that is offered by an
995 organization for the exclusive use of its employees and their
996 family members.

997 (2) In addition to the businesses and activities listed in
998 subsection (1), the department may exempt any other business or
999 activity not in existence as of July 1, 2026, from ss. 501.012-
1000 501.019.

1001 Section 24. Section 501.062, Florida Statutes, is created
1002 to read:

1003 501.062 Unauthorized commercial solicitation; legislative
1004 intent; definitions; prohibited acts; penalties.—

1005 (1) LEGISLATIVE INTENT.—It is the intent of the Legislature
1006 to protect, preserve, and promote the safety, welfare, and peace
1007 of the citizens of this state by adopting measures to reduce the
1008 threat to private property rights, including the right to
1009 exclude and to be free from trespass of unauthorized commercial
1010 solicitation on private property when noticed by the property
1011 owner. It is the intent of this section to protect such private
1012 property rights by creating a uniform standard for notifying
1013 individuals or groups of individuals that commercial
1014 solicitation is prohibited on private property.

1015 (2) DEFINITIONS.—As used in this section, the term:

595-02685-26

2026290c3

1016 (a) “Commercial solicitation” means the act of attempting
1017 to sell goods or services, or to raise funds for a commercial
1018 purpose, through direct or indirect contact with individuals,
1019 including, but not limited to, using words, body gestures, or
1020 signs, on behalf of a business or commercial entity.

1021 (b) “Dwelling” has the same meaning as in s. 810.011(2).

1022 (3) PROHIBITED ACTS.—A person may not engage in commercial
1023 solicitation on any dwelling that clearly and prominently
1024 displays a sign that is no less than 8.5 by 11 inches, is
1025 visible to any person approaching the dwelling, and clearly
1026 displays a statement which identifies the dwelling as private
1027 property on which commercial solicitation is prohibited, in
1028 substantially the following manner with letters at least 1 inch
1029 in height:

1030

1031 THIS DWELLING IS DESIGNATED PRIVATE PROPERTY. NO
1032 COMMERCIAL SOLICITATION IS PERMITTED PURSUANT TO
1033 SECTION 501.062, FLORIDA STATUTES.

1034

1035 (4) PENALTIES.—A person who violates subsection (3) commits
1036 a noncriminal violation, punishable as provided in s. 775.083. A
1037 person who commits a second or subsequent violation commits a
1038 misdemeanor of the second degree, punishable as provided in s.
1039 775.082 or s. 775.083.

1040 Section 25. Subsection (50) is added to section 570.07,
1041 Florida Statutes, to read:

1042 570.07 Department of Agriculture and Consumer Services;
1043 functions, powers, and duties.—The department shall have and
1044 exercise the following functions, powers, and duties:

595-02685-26

2026290c3

1045 (50) Notwithstanding s. 20.04(7), to reorganize
1046 departmental units upon the approval of the commissioner.

1047 Section 26. Paragraph (c) is added to subsection (3) of
1048 section 570.822, Florida Statutes, to read:

1049 570.822 Agriculture and Aquaculture Producers Emergency
1050 Recovery Loan Program.—

1051 (3) ELIGIBLE APPLICANTS.—To be eligible for the program, an
1052 applicant must:

1053 (c) Be a United States citizen and a legal resident of this
1054 state before or on the date of the declared emergency. If the
1055 applicant is an entity as defined in s. 605.0102, the entity
1056 must be wholly owned and operated in the United States and
1057 possess an active certificate of status issued by the Department
1058 of State pursuant to chapter 605.

1059 Section 27. Section 570.832, Florida Statutes, is created
1060 to read:

1061 570.832 Florida Native Seed Research and Marketing
1062 Program.—The Florida Wildflower Foundation, Inc., in
1063 coordination with the department, shall, subject to
1064 appropriation, establish the Florida Native Seed Research and
1065 Marketing Program to conduct research designed to expand the
1066 availability and uses of native seeds and strengthen the market
1067 position of this state's native seed industry through marketing
1068 campaigns and promotions in this state and across the nation.

1069 Section 28. Section 570.846, Florida Statutes, is created
1070 to read:

1071 570.846 Florida Food Animal and Equine Veterinary Medicine
1072 Loan Repayment Program.—

1073 (1) PURPOSE.—To encourage specialized and qualified

595-02685-26

2026290c3

1074 veterinary professionals to practice in this state, to retain
1075 the employment of such professionals in this state, and to
1076 promote the care and treatment of food animals and equine
1077 animals, there is established the Florida Food Animal and Equine
1078 Veterinary Medicine Loan Repayment Program. The purpose of the
1079 program is to authorize the department to make payments that
1080 offset loans incurred, for up to three new eligible candidates
1081 annually, for studies leading to a veterinary degree with a
1082 specialization in food animal or equine veterinary medicine.

1083 (2) DEFINITIONS.—As used in this section, the term:

1084 (a) “Equine” means a species of animal belonging to the
1085 taxonomic family equidae, which includes horses and donkeys.

1086 (b) “Food animal” means a species of animal raised for the
1087 human food supply. Food animals include cattle, swine, sheep,
1088 goat, poultry, aquaculture, and apiary species.

1089 (c) “Food animal and equine animal veterinary medicine”
1090 means a veterinary medical practice that encompasses medical
1091 care, disease prevention, and consultation on the feeding,
1092 housing, and overall flock, herd, or equine health management.

1093 (d) “Food animal or equine veterinarian” means a
1094 veterinarian working in food and equine animal veterinary
1095 medicine who focuses on the management and health of such
1096 animals and who spends a minimum of 20 hours per week on food
1097 animal species or equine animal species care and treatment.

1098 (3) ELIGIBILITY.—To be eligible for the program, a
1099 candidate must have graduated from an American Veterinary
1100 Medical Association-accredited college of veterinary medicine,
1101 have received a Florida veterinary medical license, have
1102 obtained a Category II Accreditation from the United States

595-02685-26

2026290c3

1103 Department of Agriculture, and be a practicing food animal or
1104 equine animal veterinarian in this state.

1105 (4) FUNDING.—Subject to legislative appropriation, the
1106 department may make loan principal repayments of up to \$25,000
1107 per eligible candidate per year. Loan principal repayments may
1108 be made on behalf of each eligible candidate each year for up to
1109 5 years. The department may select up to three new eligible
1110 candidates each year. All repayments are contingent upon
1111 continued proof of employment in this state as a practicing food
1112 animal or equine animal veterinarian.

1113 (5) DUPLICATION OF FINANCIAL ASSISTANCE.—An eligible
1114 candidate receiving financial assistance from the federal
1115 veterinary medicine loan repayment program as established in 7
1116 U.S.C. part 3151a is ineligible to receive financial assistance
1117 from the program under this section.

1118 (6) RULEMAKING.—The department may adopt any rule necessary
1119 for the administration of the program.

1120 Section 29. Subsection (1) of section 570.85, Florida
1121 Statutes, is amended to read:

1122 570.85 Agritourism.—

1123 (1) It is the intent of the Legislature to promote
1124 agritourism as a way to support bona fide agricultural
1125 production by providing a stream of revenue and by educating the
1126 general public about the agricultural industry. It is also the
1127 intent of the Legislature to eliminate duplication of regulatory
1128 authority over agritourism as expressed in this section. Except
1129 as otherwise provided for in this section, and notwithstanding
1130 any other law, a local government may not adopt or enforce a
1131 local ordinance, regulation, rule, or policy that prohibits,

595-02685-26

2026290c3

1132 restricts, regulates, or otherwise limits an agritourism
1133 activity on land classified as agricultural land under s.
1134 193.461, and may not require a property owner to obtain a rural
1135 event venue permit or license. This subsection does not limit
1136 the powers and duties of a local government to address
1137 substantial offsite impacts of agritourism activities or an
1138 emergency as provided in chapter 252.

1139 Section 30. Subsection (6) is added to section 570.86,
1140 Florida Statutes, to read:

1141 570.86 Definitions.—As used in ss. 570.85-570.89, the term:
1142 (6) "Rural event venue" means a venue located on property
1143 classified as agricultural pursuant to s. 193.461 and used for
1144 special functions, such as weddings, receptions, corporate
1145 meetings, or similar gatherings.

1146 Section 31. Subsection (7) of section 573.112, Florida
1147 Statutes, is amended to read:

1148 573.112 Advisory council.—

1149 (7) Notwithstanding any provision of this section, the
1150 Citrus Research and Field Trial Development Foundation, Inc., a
1151 direct-support organization of the Department of Agriculture and
1152 Consumer Services University of Florida established pursuant to
1153 s. 570.691 s. 1004.28, shall serve as the advisory council for a
1154 citrus research marketing order, provide the department with
1155 advice on administering the order, and, in accordance with the
1156 order, conduct citrus research and perform other duties assigned
1157 by the department. Notwithstanding s. 570.691 s. 1004.28(3) or
1158 any provision of this section, the foundation's board of
1159 directors shall be composed of the Florida State Plant Health
1160 Inspection Service Director and, appointed by the Commissioner

595-02685-26

2026290c3

1161 of Agriculture, 7 members who are 13 members, including 10
1162 citrus growers, 2 representatives of the university's Institute
1163 of Food and Agricultural Sciences, and 1 member who is a Florida
1164 citrus nursery representative. Members of the board of directors
1165 shall serve without compensation but appointed by the
1166 Commissioner of Agriculture, who are each entitled to
1167 reimbursement from the foundation for per diem and travel
1168 expenses as provided in s. 112.061.

1169 Section 32. Subsection (32) of section 581.031, Florida
1170 Statutes, is amended to read:

1171 581.031 Department; powers and duties.—The department has
1172 the following powers and duties:

1173 (32) To conduct or cause to be conducted research projects,
1174 including, but not limited to, citrus canker and citrus
1175 greening, which are recommended by the Citrus Research and Field
1176 Trial Development Foundation, Inc., within the limits of
1177 appropriations made specifically for such purpose.

1178 Section 33. Subsection (4) of section 583.01, Florida
1179 Statutes, is amended to read:

1180 583.01 Definitions.—For the purpose of this chapter, unless
1181 elsewhere indicated, the term:

1182 (4) "Dealer" means a person, firm, or corporation,
1183 including a producer, processor, retailer, or wholesaler, that
1184 sells, offers for sale, or holds for the purpose of sale in this
1185 state 30 dozen or more eggs or its equivalent in any one week,
1186 or more than 20,000 ~~384~~ dressed birds annually in any one week.

1187 Section 34. Section 590.02, Florida Statutes, is amended to
1188 read:

1189 590.02 Florida Forest Service; powers, authority, and

595-02685-26

2026290c3

1190 duties; liability; building structures; Withlacoochee and Welaka
1191 Training Centers Center.-

1192 (1) The Florida Forest Service has the following powers,
1193 authority, and duties to:

1194 (a) Enforce the provisions of this chapter;

1195 (b) Prevent, detect, and suppress wildfires wherever they
1196 may occur on public or private land in this state and do all
1197 things necessary in the exercise of such powers, authority, and
1198 duties;

1199 (c) Provide firefighting crews, who shall be under the
1200 control and direction of the Florida Forest Service and its
1201 designated agents;

1202 (d) Appoint center managers, forest area supervisors,
1203 forestry program administrators, a forest protection bureau
1204 chief, a forest protection assistant bureau chief, a field
1205 operations bureau chief, deputy chiefs of field operations,
1206 district managers, forest operations administrators, senior
1207 forest rangers, investigators, forest rangers, firefighter
1208 rotorcraft pilots, and other employees who may, at the Florida
1209 Forest Service's discretion, be certified as forestry
1210 firefighters pursuant to s. 633.408(8). Other law
1211 notwithstanding, center managers, district managers, forest
1212 protection assistant bureau chief, and deputy chiefs of field
1213 operations have Selected Exempt Service status in the state
1214 personnel designation;

1215 (e) Develop a training curriculum for wildland firefighters
1216 which must contain a minimum of 40 hours of structural
1217 firefighter training, a minimum of 40 hours of emergency medical
1218 training, and a minimum of 376 hours of wildfire training;

595-02685-26

2026290c3

(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.

(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

595-02685-26

2026290c3

1248 firefighting may, in the performance of their duties, set
1249 counterfires, remove fences and other obstacles, dig trenches,
1250 cut firelines, use water from public and private sources, and
1251 carry on all other customary activities in the fighting of
1252 wildfires without incurring liability to any person or entity.
1253 The manner in which the Florida Forest Service monitors a
1254 smoldering wildfire or smoldering prescribed fire or fights any
1255 wildfire are planning level activities for which sovereign
1256 immunity applies and is not waived.

1257 (4) (a) The department may build structures, notwithstanding
1258 chapters 216 and 255, not to exceed a cost of \$50,000 per
1259 structure from existing resources on forest lands, federal
1260 excess property, and unneeded existing structures. These
1261 structures must meet all applicable building codes.

1262 (b) Notwithstanding s. 553.80(1), the department shall
1263 exclusively enforce the Florida Building Code as it pertains to
1264 wildfire, law enforcement, and other Florida Forest Service
1265 facilities under the jurisdiction of the department.

1266 (5) The Florida Forest Service shall organize its
1267 operational units to most effectively prevent, detect, and
1268 suppress wildfires, and to that end, may employ the necessary
1269 personnel to manage its activities in each unit. The Florida
1270 Forest Service may construct lookout towers, roads, bridges,
1271 firelines, and other facilities and may purchase or fabricate
1272 tools, supplies, and equipment for firefighting. The Florida
1273 Forest Service may reimburse the public and private entities
1274 that it engages to assist in the suppression of wildfires for
1275 their personnel and equipment, including aircraft.

1276 (6) The Florida Forest Service shall undertake

595-02685-26

2026290c3

1277 privatization alternatives for fire prevention activities
1278 including constructing fire lines and conducting prescribed
1279 burns and, where appropriate, entering into agreements or
1280 contracts with the private sector to perform such activities.

1281 (7) The Florida Forest Service may organize, staff, equip,
1282 and operate the Withlacoochee and Welaka Training Centers
1283 ~~Center~~. The centers ~~center~~ shall serve as sites ~~a site~~ where
1284 fire and forest resource managers can obtain current knowledge,
1285 techniques, skills, and theory as they relate to their
1286 respective disciplines, and the centers:-

1287 (a) ~~The center~~ May establish cooperative efforts involving
1288 federal, state, and local entities; hire appropriate personnel;
1289 and engage others by contract or agreement with or without
1290 compensation to assist in carrying out the training and
1291 operations of the centers ~~center~~.

1292 (b) ~~The center~~ Shall provide wildfire suppression training
1293 opportunities for rural fire departments, volunteer fire
1294 departments, and other local fire response units.

1295 (c) ~~The center~~ Shall focus on curriculum related to, but
1296 not limited to, fuel reduction, an incident management system,
1297 prescribed burning certification, multiple-use land management,
1298 water quality, forest health, environmental education, and
1299 wildfire suppression training for structural firefighters.

1300 (d) ~~The center~~ May assess appropriate fees for food,
1301 lodging, travel, course materials, and supplies in order to meet
1302 their ~~its~~ operational costs and may grant free meals, room, and
1303 scholarships to persons and other entities as determined by the
1304 Florida Forest Service, regardless of whether training occurs at
1305 the Withlacoochee Training Center or Welaka Training Center or

595-02685-26

2026290c3

1306 at another location in exchange for instructional assistance.

1307 (8) (a) The Cross City Work Center shall be named the L.
1308 Earl Peterson Forestry Station. This is to honor Mr. L. Earl
1309 Peterson, Florida's sixth state forester, whose distinguished
1310 career in state government has spanned 44 years, and who is a
1311 native of Dixie County.

1312 (b) The Madison Forestry Station shall be named the Harvey
1313 Greene Sr. Forestry Station. This is to honor Mr. Harvey Greene
1314 Sr., a World War I veteran and pioneer in forestry in Madison
1315 County. In 1947, Mr. Harvey Greene Sr. offered to give the land
1316 on which the forestry station is located to the state; however,
1317 at that time, the state could not accept donations of land.
1318 Instead, Mr. Harvey Greene Sr. sold the land to the state and,
1319 with the proceeds of the sale, purchased forestry equipment to
1320 be used by the citizens of Madison County to plant trees and
1321 fight wildfires.

1322 (c) The Bonifay Forestry Station shall be named the John
1323 Michael Mathis Forestry Station. This is to honor the late Mr.
1324 John Michael Mathis, the Chipola Forestry Center manager whose
1325 distinguished career spanned 18 years, and who received many
1326 awards for his service, including commendation for leadership in
1327 wildfire mitigation for his service during Hurricane Michael.
1328 Mr. John Michael Mathis was a proud husband, father, forester,
1329 and friend.

1330 (9) (a) Notwithstanding ss. 273.055 and 287.16, the
1331 department may retain, transfer, warehouse, bid, destroy, scrap,
1332 or otherwise dispose of surplus equipment and vehicles that are
1333 used for wildland firefighting.

1334 (b) All money received from the disposition of state-owned

595-02685-26

2026290c3

1335 equipment and vehicles that are used for wildland firefighting
1336 shall be retained by the department. Money received pursuant to
1337 this section is appropriated for and may be disbursed for the
1338 acquisition of exchange and surplus equipment used for wildland
1339 firefighting, and for all necessary operating expenditures
1340 related to such equipment, in the same fiscal year and the
1341 fiscal year following the disposition. The department shall
1342 maintain records of the accounts into which the money is
1343 deposited.

1344 (10) (a) Notwithstanding the provisions of s. 252.38, the
1345 Florida Forest Service has exclusive authority to require and
1346 issue authorizations for broadcast burning and agricultural and
1347 silvicultural pile burning. An agency, commission, department,
1348 county, municipality, or other political subdivision of the
1349 state may not adopt or enforce laws, regulations, rules, or
1350 policies pertaining to broadcast burning or agricultural and
1351 silvicultural pile burning.

1352 (b) The Florida Forest Service may delegate to a county,
1353 municipality, or special district its authority:

1354 1. As delegated by the Department of Environmental
1355 Protection pursuant to ss. 403.061(29) and 403.081, to manage
1356 and enforce regulations pertaining to the burning of yard trash
1357 in accordance with s. 590.125(6).

1358 2. To manage the open burning of land clearing debris in
1359 accordance with s. 590.125.

1360 Section 35. Section 595.421, Florida Statutes, is created
1361 to read:

1362 595.421 Farmers Feeding Florida Program.—There is
1363 established the Farmers Feeding Florida Program to coordinate

595-02685-26

2026290c3

1364 with Feeding Florida, or its successor entity, for the
1365 acquisition, transportation, and distribution of non-Emergency
1366 Food Assistance Program fresh food products for the benefit of
1367 residents who are food insecure due to a lack of local food
1368 resources, accessibility, and affordability.

1369 (1) In order to implement the program, Feeding Florida
1370 shall:

1371 (a) Enter into an agreement with the department to provide,
1372 at a minimum, all of the following services:

1373 1. Transportation of non-Emergency Food Assistance Program
1374 fresh food products using owned vehicles or contracted
1375 commercial vehicles.

1376 2. Coordination of the purchase and pickup of food from the
1377 purchase location and delivery to the distribution location.

1378 (b) Submit monthly reports to the department, beginning
1379 July 1, 2026, which include, at a minimum, all of the following:

1380 1. A detailed record of the amount of food purchased,
1381 measured per pound and itemized according to its commodity type.

1382 2. Food purchase locations.

1383 3. Food purchase dates.

1384 4. The date of delivery and locations to which the food was
1385 distributed.

1386 (c) Submit quarterly reports, beginning July 1, 2026, to
1387 the chairs of the legislative appropriations committees,
1388 including all of the following information:

1389 1. A detailed record of the amount of food distributed,
1390 measured per pound and itemized according to its commodity type.

1391 2. The distribution locations.

1392 3. An itemized list of the types of commodities

595-02685-26

2026290c3

1393 distributed.

1394 (2) Foods purchased by Feeding Florida through the program
1395 are restricted to charitable purposes for hunger relief and may
1396 not reenter the wholesale, retail, or secondary market.1397 (3) Feeding Florida may not, in implementing this section,
1398 allow a candidate for elective office to host a food
1399 distribution event during the period of time between the last
1400 day of the election qualifying period and the date of the
1401 election if the candidate is opposed for election or reelection
1402 at the time of the event. This subsection does not apply if the
1403 event is in response to a declared state of emergency.1404 Section 36. Present paragraph (c) of subsection (7) of
1405 section 597.004, Florida Statutes, is redesignated as paragraph
1406 (d) and amended, a new paragraph (c) is added to that
1407 subsection, and paragraph (a) of subsection (2) of that section
1408 is amended, to read:

1409 597.004 Aquaculture certificate of registration.—

1410 (2) RULES.—

1411 (a) The department, in consultation with the Department of
1412 Environmental Protection, the water management districts,
1413 environmental groups, and representatives from the affected
1414 farming groups, shall adopt rules to:1415 1. Specify the requirement of best management practices to
1416 be implemented by holders of aquaculture certificates of
1417 registration.1418 2. Establish procedures for holders of aquaculture
1419 certificates of registration to submit the notice of intent to
1420 comply with best management practices.

1421 3. Establish schedules for implementation of best

595-02685-26

2026290c3

1422 management practices, and of interim measures that can be taken
1423 prior to adoption of best management practices. Interim measures
1424 may include the continuation of regulatory requirements in
1425 effect on June 30, 1998.

1426 4. Establish a system to assure the implementation of best
1427 management practices, including recordkeeping requirements.

1428 5. Require any facility that cultures *Micropterus salmoides*
1429 *floridanus* to maintain stock acquisition documentation or
1430 records of genetic testing.

1431 (7) REGISTRATION AND RENEWALS.—

1432 (c) The department may not renew a certificate of
1433 registration for a facility that is not compliant with this
1434 section unless documentation of corrective action is provided
1435 with the renewal application.

1436 (d) ~~(e)~~ A Any person whose certificate of registration has
1437 been revoked or suspended must reapply to the department for
1438 certification. A person, a company, or an entity, or a principal
1439 of a company or an entity whose certificate of registration has
1440 been revoked, may not reapply for a period of 3 years.

1441 Section 37. Paragraph (a) of subsection (5) of section
1442 597.010, Florida Statutes, is amended to read:

1443 597.010 Shellfish regulation; leases.—

1444 (5) LEASES IN PERPETUITY; RENT.—

1445 (a) All leases issued previously under ~~the provisions of s.~~
1446 379.2525 shall be enforced under the authority of this chapter,
1447 notwithstanding any other law to the contrary, and shall
1448 continue in perpetuity under such restrictions as stated in the
1449 lease agreement. The annual rental fee charged for all leases
1450 shall consist of the minimum rate of \$15 per acre, or any

595-02685-26

2026290c3

1451 fraction of an acre, per year and may shall be adjusted on
1452 January 1, 1995, and every 5 years thereafter, based on the 5-
1453 year average change in the Consumer Price Index. Rent must shall
1454 be paid in advance of January 1 of each year or, in the case of
1455 a new lease, at the time of signing, regardless of who holds the
1456 lease.

1457 Section 38. Paragraphs (b) and (c) of subsection (1) of
1458 section 599.012, Florida Statutes, are amended to read:

1459 599.012 Florida Wine Trust Fund; creation.—

1460 (1) There is established the Florida Wine Trust Fund within
1461 the Department of Agriculture and Consumer Services. The
1462 department shall use the moneys deposited in the trust fund
1463 pursuant to subsection (2) to do all the following:

1464 (b) Promote wine ~~witiculture~~ products manufactured from
1465 products grown in the state.

1466 (c) Provide grants for wine and viticultural research.

1467 Section 39. Subsection (3) of section 601.13, Florida
1468 Statutes, is amended to read:

1469 601.13 Citrus research; administration by Department of
1470 Citrus; appropriation.—

1471 (3) An entity that solicits research proposals and awards
1472 funding for those proposals expending funds received from the
1473 State Treasury on citrus production research conducted pursuant
1474 to chapter 573, as recommended by the Citrus Research and Field
1475 Trial Development Foundation, Inc., or conducted through
1476 contract with the department shall deliver a report that
1477 includes all of the following information to the commission
1478 biannually and at the request of the commission:

1479 (a) Project plans selected for funding.

595-02685-26

2026290c3

- (b) The financial status of the projects.
- (c) Current findings of the funded research.
- (d) Availability of citrus products or application of growers' practices found through funded research.
- (e) The status of the commercialization process of such products or practices.

Section 40. 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 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.

595-02685-26

2026290c3

1509 (5) "County fair" means an annual public fair that serves
1510 an entire county and provides exhibitors with premiums or awards
1511 for exhibits that are in accordance with s. 616.17. Agricultural
1512 products must be typical of those produced in the county the
1513 exhibit represents. The majority of the board of directors of
1514 the fair shall reside, be employed, or operate a business in the
1515 county that the fair association represents.

1516 (4)(6) "Department" means the Department of Agriculture and
1517 Consumer Services.

1518 (7) "District fair" means an annual public fair that serves
1519 at least five counties and has exhibits that meet the
1520 requirements of s. 616.17. A district fair shall pay at least
1521 \$25,000 in cash premiums or awards to exhibitors. Agricultural
1522 products must be typical of those produced in the counties the
1523 exhibit represents. Livestock may originate from outside the
1524 district, but must be registered in the exhibitor's name at
1525 least 30 days before the opening day of the fair. Each county is
1526 encouraged to have proportionate exhibits, typical of its
1527 respective natural resources. Each county shall have exhibits
1528 representing basic resources in agriculture and industry.

1529 (5)(8) "Entry" means one item entered for competition or
1530 show. An entry may constitute an exhibit, depending upon the
1531 regulations stated in the premium book.

1532 (6)(9) "Exhibit" means one or more entries entered for
1533 exhibition and constituting a unit. An exhibit may consist of
1534 one or more entries, depending upon the regulations stated in
1535 the premium book. The term includes parades and displays of
1536 articles or a collection of articles, whether static,
1537 interactive, or dynamic, by a fair association or a third party

595-02685-26

2026290c3

1538 contracting with a fair association, such as exhibits of
1539 animals, art, housewares, or motor vehicles.

1540 (7)-(10) "Exhibitor" means an individual, a group of
1541 individuals, or a business, including a fair association or
1542 third party contracting with a fair association, which has an
1543 exhibit.

1544 (8)-(11) "Fair association" or "association" means an
1545 association not for profit incorporated under this chapter for
1546 the purpose of conducting and operating public fairs or
1547 expositions.

1548 (9)-(12) "Public fair or exposition" means a project,
1549 activity, event, or program, and use by a fair association,
1550 including, but not limited to, the annual public fair, which
1551 serves the purposes specified in s. 616.08 and benefits and
1552 develops the educational, agricultural, horticultural,
1553 livestock, charitable, historical, civic, cultural, scientific,
1554 and other resources of this state, or any county, municipality,
1555 or other community in this state.

1556 (13) "Regional fair" or "interstate fair" means an annual
1557 ~~public fair of this state and other states in which fair~~
1558 ~~exhibits meet the requirements of s. 616.17. Agricultural~~
1559 ~~products must be typical of those produced in the area the~~
1560 ~~exhibit represents.~~

1561 (10)-(14) "Specialized show" means a show or an exhibition
1562 exhibiting and emphasizing livestock or poultry, or a fruit or
1563 vegetable festival, and must meet the minimum exhibit
1564 requirements specified in s. 616.17. ~~A specialized show may~~
1565 ~~qualify under one of the definitions in subsections (3), (5),~~
1566 ~~(7), and (15).~~

595-02685-26

2026290c3

1567 (11) ~~(15)~~ "State fair" means an annual public fair that
1568 serves the entire state. ~~Exhibits must comply with s. 616.17,~~
1569 ~~and cash premiums or awards may be given to exhibitors.~~

1570 Section 41. Section 616.01, Florida Statutes, is amended to
1571 read:

1572 616.01 Requirements for Number of persons required;
1573 ~~requisites of proposed charter. Twenty-five or more persons who~~
1574 are Residents and qualified electors of the county in which the
1575 annual public fair is to be located, who wish to form an
1576 association not for profit for the purpose of conducting and
1577 operating public fairs or expositions, may become incorporated
1578 in the following manner. The applicant must ~~subscribers shall~~
1579 submit the proposed charter to the department for review and
1580 approval or denial. If the proposed charter is denied, the
1581 department must provide the applicant with a letter sent to the
1582 mailing address provided on the proposed charter and include a
1583 complete listing of all deficiencies, if any, which must be
1584 remedied before resubmittal of the proposed charter for
1585 approval. If the proposed charter is approved, the applicant
1586 must ~~subscribers shall~~ sign and present a notarized copy of the
1587 proposed charter to the judge of the circuit court for the
1588 county in which the principal office of the association will be
1589 located. The proposed charter must specify:

1590 (1) The name of the association and the place where the
1591 principal office is to be located. The name of the association
1592 must ~~shall~~ include the word, "Inc."

1593 (2) The general nature of the objectives and powers of the
1594 association, including a provision that the association is
1595 incorporated for the sole purpose of conducting and operating

595-02685-26

2026290c3

1596 public fairs or expositions.

1597 (3) The qualifications and terms of association members and
1598 criteria for their admission and expulsion. Provision must ~~may~~
1599 be made in the charter for ex officio membership.

1600 (4) The time for which the association is to exist.

1601 (5) The name and residence of each subscriber.

1602 (6) Procedures for the election of and governance by
1603 officers, who may be elected or appointed.

1604 (7) The designation of officers who will manage the affairs
1605 of the association until the first election or appointment under
1606 the charter.

1607 (8) Procedures for the adoption, amendment, or rescission
1608 of bylaws of the association.

1609 (9) The highest amount of indebtedness or liability that
1610 may be accrued by the association.

1611 (10) The name of an elected member of the board of county
1612 commissioners of the county in which the principal office of the
1613 association will be located, who will serve as an ex officio
1614 member of the board of directors of the association.

1615 (11) The official e-mail address of the association which
1616 will be used for the purpose of official communication between
1617 the association and governmental entities.

1618 (12) The language for the oath that will be taken by the
1619 applicant, which must include, but is not limited to, all of the
1620 following:

1621 (a) That the primary objective of the association is for
1622 public service and to hold, conduct, and promote public fairs or
1623 expositions.

1624 (b) That money and other available assets in value

595-02685-26

2026290c3

1625 exceeding \$5,000 have been provided for purposes designated by
1626 the association.

1627 (c) That the association will operate in good faith to
1628 carry out the purposes and objectives set forth in the charter.

1629 Section 42. Section 616.02, Florida Statutes, is amended to
1630 read:

1631 616.02 Fair associations per county Acknowledgment of
1632 charter.—

1633 (1) Beginning July 1, 2026, there may be only one
1634 incorporated fair association per county in this state,
1635 excluding the state fair, which may be incorporated and
1636 conducted in any county. The department may not approve a
1637 proposed charter incorporating a fair association within the
1638 same county in which a fair association currently exists. The
1639 department may waive this requirement at the discretion of the
1640 Commissioner of Agriculture.

1641 (2) Any fair association incorporated before July 1, 2026,
1642 may conduct public fairs or expositions and exercise the
1643 authority provided to them pursuant to this chapter The proposed
1644 charter of a fair association shall be acknowledged by at least
1645 three of its subscribers before an officer authorized to make
1646 acknowledgment of deeds. Subscribers shall also make and take an
1647 oath, which must be attached to the proposed charter, stating
1648 that the primary objective of the association is public service
1649 and holding, conducting, and promoting public fairs or
1650 expositions; that money and other available assets in value
1651 exceeding \$5,000 have been provided for the purposes of the
1652 association; and that the association will operate in good faith
1653 to carry out the purposes and objectives set forth in its

595-02685-26

2026290c3

1654 charter.

1655 Section 43. Section 616.03, Florida Statutes, is amended to
1656 read:1657 616.03 ~~Notice of application; Approval and record of~~
1658 ~~charter. Upon approval by the department, A notice of intention~~
1659 ~~to apply to the circuit court for the charter of a fair~~
1660 ~~association must specify the date that application will be made,~~
1661 ~~shall be sent to the department for approval, and shall be~~
1662 ~~published in a newspaper in the county where the principal~~
1663 ~~office of the association will be located once each week for 4~~
1664 ~~consecutive weeks. The notice must briefly summarize the charter~~
1665 ~~and objectives of the proposed association. the proposed charter~~
1666 ~~must shall be submitted to and approved by the board of county~~
1667 ~~commissioners of the county in which the principal office of the~~
1668 ~~association will be located. After approval by the department~~
1669 ~~and the board of county commissioners, the proposed charter and~~
1670 ~~proof of approval must and publication shall be submitted to the~~
1671 ~~circuit judge on the date specified in the notice. If no cause~~
1672 ~~is shown to the contrary and the judge finds that the proposed~~
1673 ~~charter is in proper form and will serve the primary objective~~
1674 ~~of public service, the judge must shall approve the charter and~~
1675 ~~issue an order incorporating the applicant subscribers under the~~
1676 ~~charter for the objectives and purposes specified in the~~
1677 ~~charter. The charter and order of incorporation must shall be~~
1678 ~~recorded in the office of the clerk of the circuit court in the~~
1679 ~~county where the principal office of the association will be~~
1680 ~~located and provided to the department. After the order is~~
1681 ~~recorded, the applicant subscribers and any their associates are~~
1682 ~~incorporated with the objectives and powers established in the~~

595-02685-26

2026290c3

1683 charter and under the name given in the charter. ~~During the~~
1684 ~~publication period, the proposed charter shall be on file in the~~
1685 ~~office of the clerk of the circuit court.~~ This section does not
1686 preclude a fair association from also filing its duly approved
1687 charter with the Department of State pursuant to chapter 617 for
1688 notice purposes.

1689 Section 44. Subsection (2) of section 616.05, Florida
1690 Statutes, is amended to read:

1691 616.05 Amendment of charter.—A fair association may propose
1692 an amendment to its charter by resolution as provided in its
1693 charter or bylaws.

1694 (2) After the department approves the proposed amendment,
1695 it will be incorporated into the original charter upon:

1696 ~~(a) Publication of notice in the same manner as provided in~~
1697 ~~s. 616.03;~~

1698 ~~(b)~~ Filing the order of the circuit judge approving the
1699 amendment with the office of the clerk of the circuit court and
1700 the department; and

1701 ~~(b) (e)~~ Being recorded in the clerk's office.

1702
1703 If a fair association has filed its charter with the Department
1704 of State pursuant to chapter 617, a copy of any amendment to the
1705 charter must be filed with the Department of State for notice
1706 purposes.

1707 Section 45. Section 616.051, Florida Statutes, is amended
1708 to read:

1709 616.051 Dissolving a charter.—

1710 (1) A fair association may dissolve its charter by
1711 resolution as provided in its charter or bylaws. The proposal

595-02685-26

2026290c3

1712 for dissolving the charter shall be submitted to the department
1713 for approval.

1714 (2) Upon approval by the department and upon presentation
1715 of sufficient evidence demonstrating and publication of notice
1716 and proof that all indebtedness has been paid and no claims are
1717 outstanding against the association, the circuit judge may, by
1718 decree, dissolve the association and order the distribution of
1719 its remaining assets. Such assets must be distributed, by
1720 resolution of the board of directors, to the county in which the
1721 principal office of the association is located unless otherwise
1722 specified by the deed of the property held by the association
1723 its remaining public funds to be distributed as recommended by
1724 the board of directors.

1725 Section 46. Subsection (3) of section 616.07, Florida
1726 Statutes, is amended, and subsections (1) and (2) of that
1727 section are republished, to read:

1728 616.07 Members not personally liable; property of
1729 association held in trust; exempt from taxation.—

1730 (1) A member, officer, director, or trustee of a fair
1731 association is not personally liable for any of the debts of the
1732 association, and money or property of a fair association may not
1733 be distributed as profits or dividends among its members,
1734 officers, directors, or trustees.

1735 (2) All money and property of the association, except that
1736 necessary for the payment of its just debts and liabilities, are
1737 public property, shall be administered by the association as
1738 trustee, and shall be used exclusively for the legitimate
1739 purpose of the association. So long as they are used for that
1740 purpose, all money and property of the association are exempt

595-02685-26

2026290c3

1741 from all forms of taxation, including special assessments, and
1742 any projects, activities, events, programs, and uses authorized
1743 by this part serve an essential governmental purpose and,
1744 therefore, are not taxable and are not subject to assessments.
1745 This subsection does not apply to chapter 212.

1746 ~~(3) Upon order of the circuit judge, any public funds or~~
1747 ~~property remaining in a fair association when the association is~~
1748 ~~dissolved shall be distributed by resolution of the board of~~
1749 ~~directors to any county or any municipality within the county.~~
1750 ~~The board may designate in the distribution resolution the~~
1751 ~~public project that will benefit from the funds or the manner in~~
1752 ~~which the property will be used. If property has been~~
1753 ~~contributed by a municipality or county, the property shall be~~
1754 ~~reconveyed to the municipality or county that gave the property~~
1755 ~~to the association.~~

1756 Section 47. Section 616.101, Florida Statutes, is amended
1757 to read:

1758 616.101 Annual review of accounts and records; review of
1759 charter.—

1760 (1) The accounts and records of a every fair association
1761 whose annual public fair has an annual attendance of more than
1762 25,000, based upon recorded attendance from the previous year,
1763 must shall be reviewed annually by a qualified accountant
1764 licensed by the state. A fair association whose annual public
1765 fair has an annual attendance of 25,000 or fewer, based upon
1766 recorded attendance from the previous year, or a fair
1767 association that is holding an annual public fair for the first
1768 time, must submit an annual financial statement that has been
1769 signed by an officer of the county. The results of the reviews

595-02685-26

2026290c3

1770 must shall be kept in the official records of each association,
1771 available to all directors of the association. A certified copy
1772 of the review must shall be filed with the department:

1773 (a) (1) On request by the department to certify expenditures
1774 of the premiums awarded to exhibitors of a fair or of building
1775 funds if when there is evidence of a violation of state laws; or
1776 (b) (2) When the association is applying for a fair permit.

1777 (2) A fair association shall, every 5 years beginning July
1778 1, 2026, review its charter and submit to the department a
1779 certified copy of the charter which incorporates any amendment
1780 made during the last 5 years. A designated member of the
1781 association shall attest that the charter is accurate and
1782 factual when submitting the certified copy to the department.

1783 Section 48. Section 616.15, Florida Statutes, is amended to
1784 read:

1785 616.15 Permit from Department of Agriculture and Consumer
1786 Services required.—

1787 (1) An annual public fair may not be conducted by a fair
1788 association without a permit issued by the department. The
1789 association shall present to the department an application for a
1790 permit, signed by an officer of the association, at least 90
1791 calendar days 3 months before holding the annual public fair.
1792 The application must shall be accompanied by a fee in an amount
1793 to be determined by the department for processing the
1794 application and making any required investigation. The
1795 application fee must be at least \$183 and may not exceed \$366.
1796 Fees collected under this subsection shall be deposited in the
1797 General Inspection Trust Fund of the State Treasury in a special
1798 account to be known as the "Agricultural and Livestock Fair

595-02685-26

2026290c3

1799 Account." A copy of the application must be sent to each fair
1800 association located within 50 miles of the site of the proposed
1801 annual public fair at the same time the application is sent to
1802 the department. The department may issue a permit if the
1803 applicant provides:

1804 (a) The opening and closing dates of the proposed annual
1805 public fair.

1806 (b) The name and address of the owner of the central
1807 amusement attraction that will operate during the annual public
1808 fair.

1809 (c) An affidavit properly executed by the president or
1810 chief executive officer of the applicant association certifying
1811 the existence of a binding contract entered into by the
1812 association and the owner of the central amusement attraction
1813 covering the period for which the permit from the department is
1814 applied. The contract between the parties must ~~shall~~ be
1815 available for inspection by duly authorized agents of the
1816 department in administering this chapter.

1817 (d) A copy of the association's charter which incorporates
1818 ~~all amendments made A written statement that the main purpose of~~
1819 ~~the association is to conduct and operate a public fair and~~
1820 ~~exposition, including the annual fair, for the benefit and~~
1821 ~~development of the educational, agricultural, horticultural,~~
1822 ~~livestock, charitable, historical, civic, cultural, scientific,~~
1823 ~~and other resources of the geographical area the fair~~
1824 ~~association represents and serves. The statement must be~~
1825 ~~subscribed and acknowledged by an officer of the association~~
1826 ~~before an officer authorized to take acknowledgments.~~

1827 (e) A premium list of the current annual public fair to be

595-02685-26

2026290c3

1828 conducted and ~~or~~ a copy of the previous year's premium list
1829 showing all premiums and awards to be offered to exhibitors in
1830 various departments of the annual public fair, which may
1831 include, but are not limited to, art exhibition; ~~or~~ beef cattle; ~~or~~
1832 county exhibits; ~~or~~ dairy cattle; ~~or~~ horticulture; ~~or~~ swine; ~~or~~ women's
1833 department, 4-H Club activities; ~~or~~ Future Farmers of America
1834 activities; Family, Career and Community Leaders of America
1835 ~~Future Homemakers of America~~ activities; ~~or~~ poultry and egg
1836 exhibits; ~~or~~ and community exhibits. The premium list, which may
1837 be submitted separately from the application, must be submitted
1838 at least 60 calendar days before the annual public fair begins
1839 operation.

1840 (f) A complete listing of all exhibits required pursuant to
1841 ~~s. 616.17 Proof of liability insurance insuring the association~~
1842 ~~against liability for injury to persons, in an amount of not~~
1843 ~~less than \$300,000 per occurrence.~~

1844 (g) ~~A copy of the most recent review.~~

1845 (h) ~~A list of all current members of the board of directors~~
1846 ~~of the association and their contact information, including home~~
1847 ~~address.~~

1848
1849 The department shall issue the permit within 10 calendar days
1850 after it receives ~~all~~ the information required by this
1851 subsection and the applicant qualifies pursuant to this section.

1852 (2) At least 21 calendar days before holding the annual
1853 public fair, the association shall present the department with
1854 all of the following information:

1855 (a) Proof of liability insurance insuring the association
1856 against liability for injury to persons, in an amount not less

595-02685-26

2026290c3

1857 than \$300,000 per occurrence.

1858 (b) A copy of the association's most recent annual
1859 financial statement pursuant to s. 616.101.

1860 (c) A list of all current members of the board of directors
1861 of the association and their contact information, including
1862 mailing addresses.

1863 (3)-(2) The department shall administer and enforce ~~the~~
1864 ~~provisions~~ of this chapter except as to the regulation of games,
1865 which shall be regulated by local law enforcement agencies. The
1866 department shall adopt rules to administer this chapter,
1867 including rules governing the form and contents of the
1868 application for the permit and any reports that it deems may
1869 ~~deem~~ necessary in enforcing the provisions of this chapter.

1870 (4)-(3) Notwithstanding any fair association meeting the
1871 requirements set forth in subsection (1), the department may
1872 order a full investigation to determine if the fair association
1873 meets the requirements of this part s. 616.01, and may withhold
1874 a permit from, deny a permit to, or withdraw a permit once
1875 issued to the association. The department shall also consider
1876 whether any proposed annual public fair, as set forth in an
1877 application for a permit, will compete with another annual
1878 public fair within 50 miles of the proposed annual public fair
1879 with respect to name, dates of operation, or market. The
1880 department may deny, withhold, or withdraw a permit from a fair
1881 association if the department determines that such fair
1882 association will compete with another association. The
1883 department shall give preference to existing fair associations
1884 with established dates, locations, and names. The determination
1885 by the department is final.

595-02685-26

2026290c3

1886 Section 49. Section 616.251, Florida Statutes, is amended
1887 to read:

1888 616.251 Florida State Fair Authority; creation;
1889 responsibility for staging annual state fair; exemptions.—

1890 (1) There is created and constituted the "Florida State
1891 Fair Authority," a public body corporate and politic, for the
1892 purposes and with the powers set forth in this part. Such
1893 instrumentality, hereinafter referred to as "the authority,"
1894 shall have perpetual succession. For the purposes of
1895 implementing the intent of this part, the authority shall be
1896 considered an instrumentality of the state, subject to the
1897 jurisdiction of the state. Any conflict with respect to that
1898 jurisdiction will be resolved by the authority and respective
1899 state agencies.

1900 (2) The authority shall operate under the supervision of
1901 the Commissioner of Agriculture, which supervision may include,
1902 but is not limited to, assisting, advising, and making
1903 recommendations regarding the financing and operation of the
1904 authority. In assisting and advising the authority, the
1905 Commissioner of Agriculture may make appropriate staff of the
1906 department available to the authority.

1907 (3) The authority is charged with the responsibility of
1908 staging an annual fair to serve the entire state. Cash premiums
1909 or awards may be given to exhibitors.

1910 (4) The authority shall be exempt from the requirements of
1911 part I of this chapter.

1912 (5) ~~(4)~~ The principal offices of the authority shall be in
1913 such place or places in or near the City of Tampa as the
1914 authority may from time to time designate.

595-02685-26

2026290c3

1915 Section 50. Paragraph (b) of subsection (2) of section
1916 624.4032, Florida Statutes, is amended to read:

1917 624.4032 Nonprofit agricultural organization medical
1918 benefit plans.—

1919 (2) For purposes of this section, the term "nonprofit
1920 agricultural organization" means an organization that meets all
1921 of the following criteria:

1922 (b) Is exempt from federal income tax under s. 501(c)(5) ~~s.~~
1923 ~~501(c)(3)~~ of the Internal Revenue Code.

1924 Section 51. Subsection (1) of section 843.085, Florida
1925 Statutes, is amended, and subsection (5) of that section is
1926 republished, to read:

1927 843.085 Unlawful use of badges or other indicia of
1928 authority.—

1929 (1) It is unlawful for any person, unless appointed by the
1930 Governor pursuant to chapter 354, authorized by the appropriate
1931 agency, or displayed in a closed or mounted case as a collection
1932 or exhibit, to wear or display any authorized indicia of
1933 authority, including any badge, insignia, emblem, identification
1934 card, or uniform, or any colorable imitation thereof, of any
1935 federal, state, county, or municipal law enforcement agency, or
1936 other criminal justice agency as defined in s. 943.045, with the
1937 intent to mislead or cause another person to believe that he or
1938 she is a member of that agency or is authorized to display or
1939 wear such item, or to wear or display any item that displays in
1940 any manner or combination the word or words "police,"
1941 "patrolman," "patrolwoman," "agent," "sheriff," "deputy,"
1942 "trooper," "highway patrol," "commission officer," "Wildlife
1943 Officer," "Department of Environmental Protection officer,"

595-02685-26

2026290c3

1944 "Marine Patrol Officer," "state attorney," "public defender,"
1945 "marshal," "constable," "bailiff," or "fire department,"
1946 "concealed weapon permit," or "concealed weapon permitholder,"
1947 with the intent to mislead or cause another person to believe
1948 that he or she is a member of that agency, if applicable, or is
1949 authorized to wear or display such item.

1950 (5) A violation of this section is a misdemeanor of the
1951 first degree, punishable as provided in s. 775.082 or s.
1952 775.083. This section is cumulative to any law now in force in
1953 the state.

1954 Section 52. Subsection (27) is added to section 934.02,
1955 Florida Statutes, to read:

1956 934.02 Definitions.—As used in this chapter:
1957 (27) "Signal jamming device" means a device or process,
1958 such as a phone jammer, global positioning systems blocker, or
1959 other similar device designed to intentionally block, jam, or
1960 interfere with radio communications, such as cellular and
1961 personal communication services, police radar, or global
1962 positioning systems.

1963 Section 53. Section 934.51, Florida Statutes, is created to
1964 read:

1965 934.51 Possession, use, and sale of signal jamming device;
1966 prohibition; exceptions; penalties.—

1967 (1) PROHIBITION.—It is unlawful to possess, manufacture,
1968 hold or offer for sale, sell, import, distribute, or use a
1969 signal jamming device in this state.

1970 (2) EXCEPTIONS.—This section does not apply to a federal or
1971 military law enforcement agency that lawfully installs, places,
1972 or uses a signal jamming device as part of a criminal

595-02685-26

2026290c3

1973 investigation, or to any person duly authorized by the Federal
1974 Communications Commission.

1975 (3) PENALTIES.—A person who violates this section commits a
1976 misdemeanor of the first degree, punishable as provided in s.
1977 775.082 or s. 775.083.

1978 Section 54. (1) The Citrus Research and Development
1979 Foundation, Inc., the nonprofit corporation established in s.
1980 573.112(7), Florida Statutes, is merged into the Citrus Research
1981 and Field Trial Foundation, Inc.

1982 (2) The Citrus Research and Development Foundation, Inc.,
1983 must enter into a plan with the Citrus Research and Field Trial
1984 Foundation, Inc., for the merger. Such merger must be completed
1985 by October 1, 2026. The merger is subject to chapter 617,
1986 Florida Statutes, related to the merger of nonprofit
1987 corporations.

1988 (3) Any funds held in trust which were donated to or earned
1989 by the Citrus Research and Development Foundation, Inc., shall
1990 be transferred to the Citrus Research and Field Trial
1991 Foundation, Inc., and shall be used for the original purposes of
1992 the funds.

1993 (4) The transfer of any program, activity, duty, or
1994 function under this act includes the transfer of any records and
1995 unexpected balances of appropriations, allocations, or other
1996 funds related to such program, activity, duty, or function.
1997 Except as otherwise provided by law, the Citrus Research and
1998 Field Trial Foundation, Inc., shall become the custodian of any
1999 property of the Citrus Research and Development Foundation,
2000 Inc., on the date specified in the plan of merger or October 1,
2001 2026, whichever occurs first.

595-02685-26

2026290c3

2002 Section 55. Paragraph (a) of subsection (4) and subsection
2003 (6) of section 288.1175, Florida Statutes, are amended to read:

2004 288.1175 Agriculture education and promotion facility.—

2005 (4) The Department of Agriculture and Consumer Services
2006 shall certify a facility as an agriculture education and
2007 promotion facility if the Department of Agriculture and Consumer
2008 Services determines that:

2009 (a) The applicant is a unit of local government as defined
2010 in s. 218.369, or a fair association as defined in s. 616.001(8)
2011 ~~s. 616.001(11)~~, which is responsible for the planning, design,
2012 permitting, construction, renovation, management, and operation
2013 of the agriculture education and promotion facility or holds
2014 title to the property on which such facility is to be developed
2015 and located.

2016 (6) Funds may not be expended to develop or subsidize
2017 privately owned facilities, except for facilities owned by fair
2018 associations as defined in s. 616.001(8) ~~s. 616.001(11)~~.

2019 Section 56. For the purpose of incorporating the amendment
2020 made by this act to section 287.1351, Florida Statutes, in a
2021 reference thereto, subsection (4) of section 287.056, Florida
2022 Statutes, is reenacted to read:

2023 287.056 Purchases from purchasing agreements and state term
2024 contracts; vendor disqualification.—

2025 (4) A firm or individual placed on the suspended vendor
2026 list pursuant to s. 287.1351 or placed on a disqualified vendor
2027 list pursuant to s. 287.133 or s. 287.134 is immediately
2028 disqualified from state term contract eligibility.

2029 Section 57. For the purpose of incorporating the amendment
2030 made by this act to section 287.1351, Florida Statutes, in a

595-02685-26

2026290c3

2031 reference thereto, subsection (5) of section 287.138, Florida
2032 Statutes, is reenacted to read:

2033 287.138 Contracting with entities of foreign countries of
2034 concern prohibited.—

2035 (5) The Attorney General may bring a civil action in any
2036 court of competent jurisdiction against an entity that violates
2037 this section. Violations of this section may result in:

2038 (a) A civil penalty equal to twice the amount of the
2039 contract for which the entity submitted a bid or proposal for,
2040 replied to, or entered into;

2041 (b) Ineligibility to enter into, renew, or extend any
2042 contract, including any grant agreements, with any governmental
2043 entity for up to 5 years;

2044 (c) Ineligibility to receive or renew any license,
2045 certification, or credential issued by a governmental entity for
2046 up to 5 years; and

2047 (d) Placement on the suspended vendor list pursuant to s.
2048 287.1351.

2049 Section 58. For the purpose of incorporating the amendment
2050 made by this act to section 500.04, Florida Statutes, in a
2051 reference thereto, subsection (1) of section 500.177, Florida
2052 Statutes, is reenacted to read:

2053 500.177 Penalty for violation of s. 500.04; dissemination
2054 of false advertisement.—

2055 (1) Any person who violates any provision of s. 500.04 is
2056 guilty of a misdemeanor of the second degree, punishable as
2057 provided in s. 775.082 or s. 775.083; but, if the violation is
2058 committed after a conviction of such person under this section
2059 has become final, such person is guilty of a misdemeanor of the

595-02685-26

2026290c3

2060 first degree, punishable as provided in s. 775.082 or s.
2061 775.083.

2062 Section 59. For the purpose of incorporating the amendment
2063 made by this act to section 616.07, Florida Statutes, in a
2064 reference thereto, subsection (13) of section 212.08, Florida
2065 Statutes, is reenacted to read:

2066 212.08 Sales, rental, use, consumption, distribution, and
2067 storage tax; specified exemptions.—The sale at retail, the
2068 rental, the use, the consumption, the distribution, and the
2069 storage to be used or consumed in this state of the following
2070 are hereby specifically exempt from the tax imposed by this
2071 chapter.

2072 (13) LIMITATIONS ON EXEMPTIONS.—No transactions shall be
2073 exempt from the tax imposed by this chapter except those
2074 expressly exempted herein. All laws granting tax exemptions, to
2075 the extent they may be inconsistent or in conflict with this
2076 chapter, including, but not limited to, the following designated
2077 laws, shall yield to and be superseded by the provisions of this
2078 subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31,
2079 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11,
2080 348.65, 348.762, 349.13, 403.1834, 616.07, and 623.09, and the
2081 following Laws of Florida, acts of the year indicated: s. 31,
2082 chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter
2083 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263,
2084 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13,
2085 chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754;
2086 s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter
2087 65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681.
2088 This subsection does not supersede the authority of a local

595-02685-26

2026290c3

2089 government to adopt financial and local government incentives
2090 pursuant to s. 163.2517.

2091 Section 60. For the purpose of incorporating the amendment
2092 made by this act to section 616.15, Florida Statutes, in a
2093 reference thereto, section 616.185, Florida Statutes, is
2094 reenacted to read:

2095 616.185 Trespass upon grounds or facilities of public fair;
2096 penalty; arrests.—

2097 (1) For the purposes of this chapter, trespass upon the
2098 grounds of the Florida State Fair Authority or any other fair
2099 association permitted under s. 616.15 means:

2100 (a) Entering and remaining upon any grounds or facilities
2101 owned, operated, or controlled by the Florida State Fair
2102 Authority or any other association permitted under s. 616.15 and
2103 committing any act that disrupts the orderly conduct of any
2104 authorized activity of the fair association in charge, or its
2105 lessees, licensees, or the general public on those grounds or
2106 facilities; or

2107 (b) Entering and remaining on those grounds or facilities
2108 after being directed not to enter or to leave them by the
2109 executive director of the authority, chief administrative
2110 officer of the fair association, or any employee or agent of the
2111 association designated by the executive director or
2112 administrator to maintain order on those grounds and facilities,
2113 after a determination by the executive director, administrator,
2114 employee, or agent that the entering or remaining on those
2115 grounds or facilities is in violation of the rules and
2116 regulations of the Florida State Fair Authority or permitted
2117 fair association or is disrupting the orderly conduct of any

595-02685-26

2026290c3

2118 authorized activity of the fair association in charge, or its
2119 lessees, licensees, or the general public on those grounds or
2120 facilities.

2121 (2) Any person committing the offense of trespass upon the
2122 grounds of the Florida State Fair Authority or any other fair
2123 association permitted under s. 616.15 commits a misdemeanor of
2124 the second degree, punishable as provided in s. 775.082 or s.
2125 775.083.

2126 (3) A law enforcement officer may arrest any person on or
2127 off the premises, without a warrant, if the officer has probable
2128 cause for believing such person has committed the offense of
2129 trespass upon the grounds of the Florida State Fair Authority or
2130 any fair association permitted under s. 616.15. Such an arrest
2131 does not render the law enforcement officer criminally or
2132 civilly liable for false arrest, false imprisonment, or unlawful
2133 detention.

2134 Section 61. This act shall take effect July 1, 2026.