

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

Committee/Subcommittee hearing bill: Commerce Committee
Representative Alvarez, D. offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

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

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

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

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

(b) "Gasoline-powered landscape equipment" means any machine powered by an internal combustion engine or motor that

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uses gasoline, diesel, or a blend of gasoline and oil which is used to provide landscape management or maintenance or to move leaves, dirt, grass, or other debris off of sidewalks, driveways, lawns, or other surfaces.

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

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

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

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

(18) "Ecologically significant parcel" means a parcel of land located within the boundaries of a low-density municipality which is currently undeveloped and has been designated as either rural, conservation, agricultural, or greenspace as provided by

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42 | a local government comprehensive plan developed pursuant to the
43 | provisions of s. 163.3177.

44 | (32) "Low-density municipality" means a municipality
45 | existing on or before January 1, 2025, which is less than 2,500
46 | acres in total size and contains a population of 5,000 or fewer
47 | legal residents.

48 | **Section 3. Present subsection (7) of section 163.3202,**
49 | **Florida Statutes, is redesignated as subsection (8), and a new**
50 | **subsection (7) is added to that section, to read:**

51 | 163.3202 Land development regulations.—

52 | (8) (a) Notwithstanding any ordinance to the contrary, an
53 | application for a development on an ecologically significant
54 | parcel in a low-density municipality may not be administratively
55 | approved without an attestation provided by the developer, under
56 | penalty of perjury, to the low-density municipality which states
57 | that the development will not exceed a maximum density of 1
58 | residential unit per 20 acres.

59 | (b) This subsection does not apply to applications for the
60 | construction of residential units on an ecologically significant
61 | parcel for the express purpose of providing housing for family
62 | members of the applicant. However, the applicant must provide an
63 | attestation, under penalty of perjury, to the low-density
64 | municipality which states that the residential units being
65 | constructed will be used for such express purpose before the
66 | administrative approval of an application for development.

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

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

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

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

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

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

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

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

95 **Section 5. Paragraph (d) of subsection (2) of section**
96 **212.055, Florida Statutes, is amended to read:**

97 212.055 Discretionary sales surtaxes; legislative intent;
98 authorization and use of proceeds.—It is the legislative intent
99 that any authorization for imposition of a discretionary sales
100 surtax shall be published in the Florida Statutes as a
101 subsection of this section, irrespective of the duration of the
102 levy. Each enactment shall specify the types of counties
103 authorized to levy; the rate or rates which may be imposed; the
104 maximum length of time the surtax may be imposed, if any; the
105 procedure which must be followed to secure voter approval, if
106 required; the purpose for which the proceeds may be expended;
107 and such other requirements as the Legislature may provide.
108 Taxable transactions and administrative procedures shall be as
109 provided in s. 212.054.

110 (2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.—

111 (d) The proceeds of the surtax authorized by this
112 subsection and any accrued interest shall be expended by the
113 school district, within the county and municipalities within the
114 county, or, in the case of a negotiated joint county agreement,
115 within another county, to finance, plan, and construct
116 infrastructure; to acquire any interest in land for public

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recreation, conservation, or protection of natural resources or to prevent or satisfy private property rights claims resulting from limitations imposed by the designation of an area of critical state concern; to provide loans, grants, or rebates to residential or commercial property owners who make energy efficiency improvements to their residential or commercial property, if a local government ordinance authorizing such use is approved by referendum; or to finance the closure of county-owned or municipally owned solid waste landfills that have been closed or are required to be closed by order of the Department of Environmental Protection. Any use of the proceeds or interest for purposes of landfill closure before July 1, 1993, is ratified. The proceeds and any interest may not be used for the operational expenses of infrastructure, except that a county that has a population of fewer than 75,000 and that is required to close a landfill may use the proceeds or interest for long-term maintenance costs associated with landfill closure. Counties, as defined in s. 125.011, and charter counties may, in addition, use the proceeds or interest to retire or service indebtedness incurred for bonds issued before July 1, 1987, for infrastructure purposes, and for bonds subsequently issued to refund such bonds. Any use of the proceeds or interest for purposes of retiring or servicing indebtedness incurred for refunding bonds before July 1, 1999, is ratified.

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

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

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

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

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

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

e. Any land acquisition expenditure for a residential housing project in which at least 30 percent of the units are affordable to individuals or families whose total annual household income does not exceed 120 percent of the area median income adjusted for household size, if the land is owned by a local government or by a special district that enters into a written agreement with the local government to provide such housing. The local government or special district may enter into a ground lease with a public or private person or entity for

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190 nominal or other consideration for the construction of the
191 residential housing project on land acquired pursuant to this
192 sub-subparagraph.

193 f. Instructional technology used solely in a school
194 district's classrooms. As used in this sub-subparagraph, the
195 term "instructional technology" means an interactive device that
196 assists a teacher in instructing a class or a group of students
197 and includes the necessary hardware and software to operate the
198 interactive device. The term also includes support systems in
199 which an interactive device may mount and is not required to be
200 affixed to the facilities.

201 2. For the purposes of this paragraph, the term "energy
202 efficiency improvement" means any energy conservation and
203 efficiency improvement that reduces consumption through
204 conservation or a more efficient use of electricity, natural
205 gas, propane, or other forms of energy on the property,
206 including, but not limited to, air sealing; installation of
207 insulation; installation of energy-efficient heating, cooling,
208 or ventilation systems; installation of solar panels; building
209 modifications to increase the use of daylight or shade;
210 replacement of windows; installation of energy controls or
211 energy recovery systems; installation of electric vehicle
212 charging equipment; installation of systems for natural gas fuel
213 as defined in s. 206.9951; and installation of efficient
214 lighting equipment.

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215 3. Notwithstanding any other provision of this subsection,
216 a local government infrastructure surtax imposed or extended
217 after July 1, 1998, may allocate up to 15 percent of the surtax
218 proceeds for deposit into a trust fund within the county's
219 accounts created for the purpose of funding economic development
220 projects having a general public purpose of improving local
221 economies, including the funding of operational costs and
222 incentives related to economic development. The ballot statement
223 must indicate the intention to make an allocation under the
224 authority of this subparagraph.

225 4. Surtax revenues that are shared with eligible charter
226 schools pursuant to paragraph (c) shall be allocated among such
227 schools based on each school's proportionate share of total
228 school district capital outlay full-time equivalent enrollment
229 as adopted by the education estimating conference established in
230 s. 216.136. Surtax revenues must be expended by the charter
231 school in a manner consistent with the allowable uses provided
232 in s. 1013.62(4). All revenues and expenditures shall be
233 accounted for in a charter school's monthly or quarterly
234 financial statement pursuant to s. 1002.33(9). If a school's
235 charter is not renewed or is terminated and the school is
236 dissolved under the provisions of law under which the school was
237 organized, any unencumbered funds received under this paragraph
238 shall revert to the sponsor.

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239 **Section 6. Present subsection (19) of section 253.0341,**
240 **Florida Statutes, is redesignated as subsection (21), and new**
241 **subsections (19) and (20) are added to that section, to read:**

242 253.0341 Surplus of state-owned lands.—

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

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

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

260 (b) For all state-owned conservation lands determined to
261 be suitable for bona fide agricultural production and surplusd
262 by the Department of Environmental Protection, the department
263 shall retain a rural-lands-protection easement pursuant to s.

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570.71(3). All proceeds from the sale of such surplus lands must be deposited into the Incidental Trust Fund within the Department of Agriculture and Consumer Services for less than fee simple land acquisition pursuant to ss. 570.71 and 570.715.

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

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

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

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

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

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

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

(b) "Commission" means the Fish and Wildlife Conservation Commission.

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

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

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

(f) "Financially self-sustaining" means having management and operation expenditures not more than the revenues collected from fees and other receipts for resource use and development and from interest and invested funds.

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

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

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

(3) CREATION OF BABCOCK RANCH PRESERVE.—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

391 ~~3. Serve without compensation but shall receive~~
392 ~~reimbursement for travel and per diem expenses as provided in s.~~
393 ~~112.061.~~

394 ~~(4)(5)~~ MANAGEMENT OF PRESERVE; FEES.—

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

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

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

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

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

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

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

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

1. Establish and implement public hunting and other fish and wildlife management activities. Tier I and Tier II public hunting opportunities shall be provided consistent with the management plan and the recreation master plan. Tier I public hunting shall provide hunting opportunities similar to those offered on wildlife management areas with an emphasis on youth

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437 and family-oriented hunts. Tier II public hunting shall be
438 provided specifically by fee-based permitting to ensure
439 compatibility with livestock grazing and other essential
440 agricultural operations on the preserve.

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

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

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

457 2. Grant privileges, leases, concessions, and permits for
458 the use of land for the accommodation of visitors to the
459 preserve, provided no natural curiosities or objects of interest
460 shall be granted, leased, or rented on such terms as shall deny
461 or interfere with free access to them by the public. Such

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grants, leases, and permits may be made and given without advertisement or securing competitive bids. Such grants, leases, or permits may not be assigned or transferred by any grantee without consent of the Board of Trustees of the Internal Improvement Trust Fund or its designated agent.

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

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

287.1351 Suspended vendors; state contracts.—

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

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services to an agency after its placement, pursuant to this section, on the suspended vendor list.

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

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

322.12 Examination of applicants.—

(4) The examination for an applicant for a commercial driver license shall include a test of the applicant's eyesight given by a driver license examiner designated by the department or by a licensed ophthalmologist, optometrist, or physician and

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511 a test of the applicant's hearing given by a driver license
512 examiner or a licensed physician. The examination shall also
513 include a test of the applicant's ability to read and understand
514 highway signs regulating, warning, and directing traffic; his or
515 her knowledge of the traffic laws of this state pertaining to
516 the class of motor vehicle which he or she is applying to be
517 licensed to operate, including laws regulating driving under the
518 influence of alcohol or controlled substances, driving with an
519 unlawful blood-alcohol level, and driving while intoxicated; his
520 or her knowledge of the effects of alcohol and controlled
521 substances and the dangers of driving a motor vehicle after
522 having consumed alcohol or controlled substances; and his or her
523 knowledge of any special skills, requirements, or precautions
524 necessary for the safe operation of the class of vehicle which
525 he or she is applying to be licensed to operate. In addition,
526 the examination shall include an actual demonstration of the
527 applicant's ability to exercise ordinary and reasonable control
528 in the safe operation of a motor vehicle or combination of
529 vehicles of the type covered by the license classification which
530 the applicant is seeking, including an examination of the
531 applicant's ability to perform an inspection of his or her
532 vehicle.

533 (c) An applicant for a commercial driver license who
534 receives unauthorized assistance from another person in
535 completing the portion of the examination which tests the

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applicant's ability to read and understand highway signs
regulating, warning, and directing traffic or his or her
knowledge of the traffic laws of this state pertaining to the
class of motor vehicle for which he or she is applying to be
licensed to operate, including laws regulating driving under the
influence of alcohol or controlled substances, driving with an
unlawful blood-alcohol level, and driving while intoxicated,
commits a misdemeanor of the second degree, punishable as
provided in s. 775.082 or s. 775.083.

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

322.36 Permitting unauthorized operator to drive.—

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

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

(3) A ~~Any~~ person who violates this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. If a person violates this section by knowingly loaning a vehicle to a person whose driver license is

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suspended and if that vehicle is involved in an accident resulting in bodily injury or death, the driver license of the person violating this section must ~~shall~~ be suspended for 1 year.

Section 11. Sections 377.71, 377.711, and 377.712, Florida Statutes, are repealed.

Section 12. Present paragraphs (a) and (b) of subsection (3) of section 403.0855, Florida Statutes, are redesignated as paragraphs (b) and (c), respectively, a new paragraph (a) is added to that subsection, and subsections (2) and (4) of that section are amended, to read:

403.0855 Biosolids management.—

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

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

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

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

Section 13. Subsection (5) of section 482.071, Florida Statutes, is amended, and present subsection (5) is renumbered to read:

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482.071 Licenses.—

(5) Each person making application for a pest control business license or renewal thereof who will offer and perform fumigations as a part of their regular business operations must furnish to the department a certificate of insurance that meets the requirement for minimum financial responsibility for bodily injury and property damage consisting of:

1. Bodily injury: \$1,000,000 per person and \$2,000,000 per occurrence; and property damage: \$1,000,000 per occurrence and \$2,000,000 in the aggregate; or

2. Combined single-limit coverage: \$2,000,000 in the aggregate.

(6)-(5) A license under this section is a prerequisite for the issuance of a local occupational license to engage in pest control, as provided in s. 205.1967.

Section 14. Subsection (7) of section 482.161, Florida Statutes, is amended to read:

482.161 Disciplinary grounds and actions; reinstatement.—

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

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Section 15. Subsections (3) and (5) of section 482.165, Florida Statutes, are amended to read:

482.165 Unlicensed practice of pest control; cease and desist order; injunction; civil suit and penalty.—

(3) In addition to or in lieu of any remedy provided under subsection (2), the department may institute a civil suit in circuit court to recover a civil penalty for any violation for which the department may issue a notice to cease and desist under subsection (2). The civil penalty shall be in the Class III ~~II~~ category pursuant to s. 570.971 for each offense. The court may also award to the prevailing party court costs and reasonable attorney fees.

(5) In addition to or in lieu of any remedy provided under subsections (2) and (3), the department may, even in the case of a first offense, impose a fine not less than twice the cost of a pest control business license, but not more than a fine in the Class III ~~II~~ category pursuant to s. 570.971, upon a determination by the department that a person is in violation of subsection (1). For the purposes of this subsection, the lapse of a previously issued license for a period of less than 1 year is not considered a violation.

Section 16. Subsections (20) and (21) are added to section 489.105, Florida Statutes, to read:

489.105 Definitions.—As used in this part:

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

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

Section 17. Section 489.1295, Florida Statutes, is created to read:

489.1295 Theft of subcontractor or supplier services.—

(1) A person licensed as a contractor or who otherwise holds himself or herself out to be a contractor may not knowingly or willfully fail to compensate his or her subcontractors or suppliers without reasonable cause within 30 days after receiving payment for the services performed by the subcontractor or supplier.

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

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

Section 18. Subsection (6) of section 500.04, Florida Statutes, is amended to read:

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

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

Section 19. Section 500.81, Florida Statutes, is repealed.

Section 20. Subsection (5) of section 500.93, Florida Statutes, is amended to read:

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

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

Section 21. Section 501.013, Florida Statutes, is amended to read:

501.013 Health studios; exemptions.—

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

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

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

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

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

696 (e)~~(5)~~ A country club that has as its primary function the
697 provision of a social life and recreational amenities to its
698 members, and for which a program of physical exercise is merely
699 incidental to membership. As used in this paragraph ~~subsection~~,
700 the term "country club" means a facility that offers its members
701 a variety of services that may include, but need not be limited
702 to, social activities; dining, banquet, catering, and lounge
703 facilities; swimming; yachting; golf; tennis; card games such as
704 bridge and canasta; and special programs for members' children.
705 Upon the filing of an affidavit with the department establishing
706 that the stated qualifications of this paragraph ~~subsection~~ were
707 met before July 1, 1997, this paragraph ~~subsection~~ will apply

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708 retroactively to the date that the country club met these
709 qualifications.

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

713 (2) In addition to the businesses and activities listed in
714 subsection (1), the department may exempt any other business or
715 activity not in existence as of July 1, 2026, from ss. 501.012-
716 501.019.

717 **Section 22. Section 501.062, Florida Statutes, is created**
718 **to read:**

719 501.062 Unauthorized commercial solicitation; legislative
720 intent; definitions; prohibited acts; penalties.-

721 (1) LEGISLATIVE INTENT.-It is the intent of the
722 Legislature to protect, preserve, and promote the safety,
723 welfare, and peace of the citizens of this state by adopting
724 measure to reduce the threat to private property rights,
725 including the right to exclude and to be free from trespass of
726 unauthorized commercial solicitation on private property when
727 noticed by the property owner. It is the intent of this section
728 to protect such private property rights by creating a uniform
729 standard for notifying individuals or groups of individuals that
730 commercial solicitation is prohibited on private property.

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

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

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

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

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

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

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Section 23. Subsection (50) is added to section 570.07, Florida Statutes, to read:

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

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

Section 24. Paragraph (c) is added to subsection (3) of section 570.822, Florida Statutes, to read:

570.822 Agriculture and Aquaculture Producers Emergency Recovery Loan Program.—

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

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

Section 25. Section 570.832, Florida Statutes, is created to read:

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

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781 conduct research designed to expand the availability and uses of
782 native seeds and strengthen the market position of this state's
783 native seed industry through marketing campaigns and promotions
784 within this state and the nation.

785 **Section 26. Section 570.846, Florida Statutes, is created**
786 **to read:**

787 570.846 Food Animal Veterinary Medicine Loan Repayment
788 Program.—

789 (1) PURPOSE.—To encourage specialized and qualified
790 veterinary professionals to practice in this state, to retain
791 the employment of such professionals in this state, and to
792 promote the care and treatment of food animals intended for
793 human consumption, there is established the Food Animal
794 Veterinary Medicine Loan Repayment Program. The purpose of the
795 program is to authorize the department to make payments that
796 offset loans incurred for studies leading to a veterinary degree
797 and a specialization in food animal veterinary medicine.

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

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

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

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806 (c) "Food animal veterinary medicine" means veterinary
807 medical practice that encompasses medical care, disease
808 prevention, and consultation on feeding, housing, and overall
809 herd management of food animals to ensure a safe, healthy, and
810 sustainable food supply for the public.

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

818 (4) FUNDING.—Subject to legislative appropriation, the
819 department may make loan principal repayments of up to \$25,000
820 per eligible candidate per year. Loan principle repayments may
821 be made on behalf of each eligible candidate each year for up to
822 5 years. The department may select up to three new eligible
823 candidates each year. All repayments are contingent upon
824 continued proof of employment in this state as a practicing food
825 animal veterinarian.

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

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

833 **Section 27. Subsection (1) of section 570.85, Florida**
834 **Statutes, is amended to read:**

835 570.85 Agritourism.—

836 (1) It is the intent of the Legislature to promote
837 agritourism as a way to support bona fide agricultural
838 production by providing a stream of revenue and by educating the
839 general public about the agricultural industry. It is also the
840 intent of the Legislature to eliminate duplication of regulatory
841 authority over agritourism as expressed in this section. Except
842 as otherwise provided for in this section, and notwithstanding
843 any other law, a local government may not adopt or enforce a
844 local ordinance, regulation, rule, or policy that prohibits,
845 restricts, regulates, or otherwise limits an agritourism
846 activity on land classified as agricultural land under s.
847 193.461, and may not require a property owner to obtain a rural
848 event venue permit or license. This subsection does not limit
849 the powers and duties of a local government to address
850 substantial offsite impacts of agritourism activities or an
851 emergency as provided in chapter 252.

852 **Section 28. Subsection (6) is added to section 570.86,**
853 **Florida Statutes, to read:**

854 570.86 Definitions.—As used in ss. 570.85-570.89, the term:

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(6) "Rural event venue" means a venue located on property classified as agricultural pursuant to the provisions of s. 193.461, and used for special functions such as weddings, receptions, corporate meetings, or similar gatherings.

Section 29. Subsection (4) of section 583.01, Florida Statutes, is amended to read:

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

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

Section 30. Section 590.02, Florida Statutes, is amended to read:

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

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

(a) Enforce the provisions of this chapter;

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

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

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

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

(f) Pay the cost of the initial commercial driver license examination fee, and renewal, for those employees whose position requires them to operate equipment requiring a license. This

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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

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

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

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

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

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

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

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

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

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

977 (c) ~~The center~~ Shall focus on curriculum related to, but
978 not limited to, fuel reduction, an incident management system,

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979 prescribed burning certification, multiple-use land management,
980 water quality, forest health, environmental education, and
981 wildfire suppression training for structural firefighters.

982 (d) ~~The center~~ May assess appropriate fees for food,
983 lodging, travel, course materials, and supplies in order to meet
984 its operational costs and may grant free meals, room, and
985 scholarships to persons and other entities as determined by the
986 Florida Forest Service, regardless of whether training occurs at
987 the Withlacoochee or Welaka Training Center or at another
988 location ~~in exchange for instructional assistance.~~

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

994 (b) The Madison Forestry Station shall be named the Harvey
995 Greene Sr. Forestry Station. This is to honor Mr. Harvey Greene
996 Sr., a World War I veteran and pioneer in forestry in Madison
997 County. In 1947, Mr. Harvey Greene Sr. offered to give the land
998 on which the forestry station is located to the state; however,
999 at that time, the state could not accept donations of land.
1000 Instead, Mr. Harvey Greene Sr. sold the land to the state and,
1001 with the proceeds of the sale, purchased forestry equipment to
1002 be used by the citizens of Madison County to plant trees and
1003 fight wildfires.

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1004 (c) The Bonifay Forestry Station shall be named the John
1005 Michael Mathis Forestry Station. This is to honor the late Mr.
1006 John Michael Mathis, the Chipola Forestry Center manager whose
1007 distinguished career spanned 18 years, and who received many
1008 awards for his service, including commendation for leadership in
1009 wildfire mitigation for his service during Hurricane Michael.
1010 Mr. John Michael Mathis was a proud husband, father, forester,
1011 and friend.

1012 (9) (a) Notwithstanding ss. 273.055 and 287.16, the
1013 department may retain, transfer, warehouse, bid, destroy, scrap,
1014 or otherwise dispose of surplus equipment and vehicles that are
1015 used for wildland firefighting.

1016 (b) All money received from the disposition of state-owned
1017 equipment and vehicles that are used for wildland firefighting
1018 shall be retained by the department. Money received pursuant to
1019 this section is appropriated for and may be disbursed for the
1020 acquisition of exchange and surplus equipment used for wildland
1021 firefighting, and for all necessary operating expenditures
1022 related to such equipment, in the same fiscal year and the
1023 fiscal year following the disposition. The department shall
1024 maintain records of the accounts into which the money is
1025 deposited.

1026 (10) (a) Notwithstanding the provisions of s. 252.38, the
1027 Florida Forest Service has exclusive authority to require and
1028 issue authorizations for broadcast burning and agricultural and

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1029 silvicultural pile burning. An agency, commission, department,
1030 county, municipality, or other political subdivision of the
1031 state may not adopt or enforce laws, regulations, rules, or
1032 policies pertaining to broadcast burning or agricultural and
1033 silvicultural pile burning.

1034 (b) The Florida Forest Service may delegate to a county,
1035 municipality, or special district its authority:

1036 1. As delegated by the Department of Environmental
1037 Protection pursuant to ss. 403.061(29) and 403.081, to manage
1038 and enforce regulations pertaining to the burning of yard trash
1039 in accordance with s. 590.125(6).

1040 2. To manage the open burning of land clearing debris in
1041 accordance with s. 590.125.

1042 **Section 31. Section 595.421, Florida Statutes, is created**
1043 **to read:**

1044 595.421 Farmers Feeding Florida Program.—There is
1045 established the Farmers Feeding Florida Program to coordinate
1046 with Feeding Florida, or its successor entity, for the
1047 acquisition, transportation, and distribution of non-Emergency
1048 Food Assistance Program fresh food products for the benefit of
1049 residents who are food insecure due to a lack of local food
1050 resources, accessibility, and affordability.

1051 (1) In order to implement the program, Feeding Florida
1052 shall:

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- 1053 (a) Enter into an agreement with the department to
1054 provide, at a minimum, all of the following services:
- 1055 1. Transportation of non-Emergency Food Assistance Program
1056 fresh food products using owned vehicles or contracted
1057 commercial vehicles.
- 1058 2. Coordination of the purchase and pickup of food from
1059 the purchase location and delivery to the distribution location.
- 1060 (b) Submit monthly reports to the department, beginning
1061 July 1, 2026, which include, at a minimum, all of the following:
- 1062 1. A detailed record of the amount of food purchased,
1063 measured per pound and itemized according to its commodity type.
- 1064 2. Food purchase locations.
- 1065 3. Food purchase dates.
- 1066 4. The date of delivery and locations to which the food
1067 was distributed.
- 1068 (c) Submit quarterly reports, beginning July 1, 2026, to
1069 the chairs of the legislative appropriations committees,
1070 including all of the following information:
- 1071 1. A detailed record of the amount of food distributed,
1072 measured per pound and itemized according to its commodity type.
- 1073 2. The distribution locations.
- 1074 3. An itemized list of the types of commodities
1075 distributed.

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1076 (2) Foods purchased by Feeding Florida through the program
1077 are restricted to charitable purposes for hunger relief and may
1078 not reenter the wholesale, retail, or secondary market.

1079 (3) Feeding Florida may not, in implementing this section,
1080 allow a candidate for elective office to host a food
1081 distribution event during the period of time between the last
1082 day of the election qualifying period and the date of the
1083 election if the candidate is opposed for election or re-election
1084 at the time of the event. This subsection does not apply if the
1085 event is in response to a declared state of emergency.

1086 **Section 32. Present paragraph (c) of subsection (7) of**
1087 **section 597.004, Florida Statutes, is redesignated as paragraph**
1088 **(d) and amended, a new paragraph (c) is added to that**
1089 **subsection, and paragraph (a) of subsection (2) of that section**
1090 **is amended, to read:**

1091 597.004 Aquaculture certificate of registration.—

1092 (2) RULES.—

1093 (a) The department, in consultation with the Department of
1094 Environmental Protection, the water management districts,
1095 environmental groups, and representatives from the affected
1096 farming groups, shall adopt rules to:

1097 1. Specify the requirement of best management practices to
1098 be implemented by holders of aquaculture certificates of
1099 registration.

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

3. Establish schedules for implementation of best management practices, and of interim measures that can be taken prior to adoption of best management practices. Interim measures may include the continuation of regulatory requirements in effect on June 30, 1998.

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

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

(7) REGISTRATION AND RENEWALS.—

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

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

Section 33. Paragraph (a) of subsection (5) of section 597.010, Florida Statutes, is amended to read:

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597.010 Shellfish regulation; leases.—

(5) LEASES IN PERPETUITY; RENT.—

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

Section 34. Paragraphs (b) and (c) of subsection (1) of section 599.012, Florida Statutes, are amended to read:

599.012 Florida Wine Trust Fund; creation.—

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

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

(c) Provide grants for wine and viticultural research.

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Section 35. 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.~~

(3)~~(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.

~~(5) "County fair" means an annual public fair that serves an entire county and provides exhibitors with premiums or awards~~

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~~for exhibits that are in accordance with s. 616.17. Agricultural products must be typical of those produced in the county the exhibit represents. The majority of the board of directors of the fair shall reside, be employed, or operate a business in the county that the fair association represents.~~

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

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

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

(6)~~(9)~~ "Exhibit" means one or more entries entered for exhibition and constituting a unit. An exhibit may consist of one or more entries, depending upon the regulations stated in the premium book. The term includes parades and displays of

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articles or a collection of articles, whether static, interactive, or dynamic, by a fair association or a third party contracting with a fair association, such as exhibits of animals, art, housewares, or motor vehicles.

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

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

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

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

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1224 ~~(10)(14)~~ "Specialized show" means a show or an exhibition
1225 exhibiting and emphasizing livestock or poultry, or a fruit or
1226 vegetable festival, and must meet the minimum exhibit
1227 requirements specified in s. 616.17. ~~A specialized show may~~
1228 ~~qualify under one of the definitions in subsections (3), (5),~~
1229 ~~(7), and (15).~~

1230 ~~(11)(15)~~ "State fair" means an annual public fair that
1231 serves the entire state. ~~Exhibits must comply with s. 616.17,~~
1232 ~~and cash premiums or awards may be given to exhibitors.~~

1233 **Section 36. Section 616.01, Florida Statutes, is amended**
1234 **to read:**

1235 616.01 Requirements for ~~Number of persons required;~~
1236 ~~requisites of proposed charter. Twenty-five or more persons who~~
1237 ~~are~~ Residents and qualified electors of the county in which the
1238 annual public fair is to be located, who wish to form an
1239 association not for profit for the purpose of conducting and
1240 operating public fairs or expositions, may become incorporated
1241 in the following manner. The applicant must ~~subscribers shall~~
1242 submit the proposed charter to the department for review and
1243 approval or denial. If the proposed charter is denied, the
1244 department must provide the applicant with a letter sent to the
1245 mailing address provided on the proposed charter and include a
1246 complete listing of all deficiencies, if any, which must be
1247 remedied before resubmittal of the proposed charter for
1248 approval. If the proposed charter is approved, the applicant

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1249 ~~must subscribers shall~~ sign and present a notarized copy of the
1250 proposed charter to the judge of the circuit court for the
1251 county in which the principal office of the association will be
1252 located. The proposed charter must specify:

1253 (1) The name of the association and the place where the
1254 principal office is to be located. The name of the association
1255 must ~~shall~~ include the word, "Inc."

1256 (2) The general nature of the objectives and powers of the
1257 association, including a provision that the association is
1258 incorporated for the sole purpose of conducting and operating
1259 public fairs or expositions.

1260 (3) The qualifications and terms of association members
1261 and criteria for their admission and expulsion. Provision must
1262 ~~may~~ be made in the charter for ex officio membership.

1263 (4) The time for which the association is to exist.

1264 (5) The name and residence of each subscriber.

1265 (6) Procedures for the election of and governance by
1266 officers, who may be elected or appointed.

1267 (7) The designation of officers who will manage the
1268 affairs of the association until the first election or
1269 appointment under the charter.

1270 (8) Procedures for the adoption, amendment, or rescission
1271 of bylaws of the association.

1272 (9) The highest amount of indebtedness or liability that
1273 may be accrued by the association.

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

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

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

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

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

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

Section 37. Section 616.02, Florida Statutes, is amended to read:

616.02 Fair associations per county ~~Acknowledgment of charter.~~

(1) Beginning July 1, 2026, there may be only one incorporated fair association per county in this state, excluding the state fair, which may be incorporated and

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1299 conducted in any county. The department may not approve a
1300 proposed charter incorporating a fair association within the
1301 same county in which a fair association currently exists. The
1302 department may waive this requirement at the discretion of the
1303 Commissioner of Agriculture.

1304 (2) Any fair association incorporated before July 1, 2026,
1305 may conduct public fairs or expositions and exercise the
1306 authority provided them pursuant to this chapter ~~The proposed~~
1307 ~~charter of a fair association shall be acknowledged by at least~~
1308 ~~three of its subscribers before an officer authorized to make~~
1309 ~~acknowledgment of deeds. Subscribers shall also make and take an~~
1310 ~~oath, which must be attached to the proposed charter, stating~~
1311 ~~that the primary objective of the association is public service~~
1312 ~~and holding, conducting, and promoting public fairs or~~
1313 ~~expositions; that money and other available assets in value~~
1314 ~~exceeding \$5,000 have been provided for the purposes of the~~
1315 ~~association; and that the association will operate in good faith~~
1316 ~~to carry out the purposes and objectives set forth in its~~
1317 ~~charter.~~

1318 **Section 38. Section 616.03, Florida Statutes, is amended**
1319 **to read:**

1320 616.03 ~~Notice of application;~~ Approval and record of
1321 charter.~~Upon approval by the department, A notice of intention~~
1322 ~~to apply to the circuit court for the charter of a fair~~
1323 ~~association must specify the date that application will be made,~~

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1324 ~~shall be sent to the department for approval, and shall be~~
1325 ~~published in a newspaper in the county where the principal~~
1326 ~~office of the association will be located once each week for 4~~
1327 ~~consecutive weeks. The notice must briefly summarize the charter~~
1328 ~~and objectives of the proposed association. the proposed charter~~
1329 ~~must shall~~ be submitted to and approved by the board of county
1330 commissioners of the county in which the principal office of the
1331 association will be located. After approval by the ~~department~~
1332 ~~and the~~ board of county commissioners, the proposed charter and
1333 proof of approval must ~~and publication shall~~ be submitted to the
1334 circuit judge ~~on the date specified in the notice~~. If no cause
1335 is shown to the contrary and the judge finds that the proposed
1336 charter is in proper form and will serve the primary objective
1337 of public service, the judge must ~~shall~~ approve the charter and
1338 issue an order incorporating the applicant ~~subscribers~~ under the
1339 charter for the objectives and purposes specified in the
1340 charter. The charter and order of incorporation must ~~shall~~ be
1341 recorded in the office of the clerk of the circuit court in the
1342 county where the principal office of the association will be
1343 located and provided to the department. After the order is
1344 recorded, the applicant ~~subscribers~~ and any ~~their~~ associates are
1345 incorporated with the objectives and powers established in the
1346 charter and under the name given in the charter. ~~During the~~
1347 ~~publication period, the proposed charter shall be on file in the~~
1348 ~~office of the clerk of the circuit court~~. This section does not

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preclude a fair association from also filing its duly approved charter with the Department of State pursuant to chapter 617 for notice purposes.

Section 39. Subsection (2) of section 616.05, Florida Statutes, is amended to read:

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

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

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

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

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

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

Section 40. Section 616.051, Florida Statutes, is amended to read:

616.051 Dissolving a charter.—

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1373 (1) A fair association may dissolve its charter by
1374 resolution as provided in its charter or bylaws. The proposal
1375 for dissolving the charter shall be submitted to the department
1376 for approval.

1377 (2) Upon approval by the department and upon presentation
1378 of sufficient evidence demonstrating ~~and publication of notice~~
1379 ~~and proof~~ that all indebtedness has been paid and no claims are
1380 outstanding against the association, the circuit judge may, by
1381 decree, dissolve the association and order the distribution of
1382 its remaining assets. Such assets must be distributed, by
1383 resolution of the board of directors, to the county in which the
1384 principal office of the association is located unless otherwise
1385 specified by the deed of the property held by the association
1386 ~~its remaining public funds to be distributed as recommended by~~
1387 ~~the board of directors.~~

1388 **Section 41. Subsection (3) of section 616.07, Florida**
1389 **Statutes, is amended, and subsections (1) and (2) of that**
1390 **section are republished, to read:**

1391 616.07 Members not personally liable; property of
1392 association held in trust; exempt from taxation.—

1393 (1) A member, officer, director, or trustee of a fair
1394 association is not personally liable for any of the debts of the
1395 association, and money or property of a fair association may not
1396 be distributed as profits or dividends among its members,
1397 officers, directors, or trustees.

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

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

Section 42. Section 616.101, Florida Statutes, is amended to read:

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

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1423 (1) The accounts and records of a ~~every~~ fair association
1424 whose annual public fair has an annual attendance of more than
1425 25,000, based upon recorded attendance from the previous year,
1426 must ~~shall~~ be reviewed annually by a qualified accountant
1427 licensed by the state. A fair association whose annual public
1428 fair has an annual attendance of 25,000 or fewer, based upon
1429 recorded attendance from the previous year, or a fair
1430 association that is holding an annual public fair for the first
1431 time, must submit an annual financial statement that has been
1432 signed by an officer of the county. The results of the reviews
1433 must ~~shall~~ be kept in the official records of each association,
1434 available to all directors of the association. A certified copy
1435 of the review must ~~shall~~ be filed with the department:

1436 (a) ~~(1)~~ On request by the department to certify
1437 expenditures of the premiums awarded to exhibitors of a fair or
1438 of building funds ~~if~~ ~~when~~ there is evidence of a violation of
1439 state laws; or

1440 (b) ~~(2)~~ When the association is applying for a fair permit.

1441 (2) A fair association shall, every 5 years beginning July
1442 1, 2026, review its charter and submit to the department a
1443 certified copy of the charter which incorporates any amendment
1444 made during the last 5 years. A designated member of the
1445 association shall attest that the charter is accurate and
1446 factual when submitting the certified copy to the department.

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1447 **Section 43. Section 616.15, Florida Statutes, is amended**
1448 **to read:**

1449 616.15 Permit from Department of Agriculture and Consumer
1450 Services required.—

1451 (1) An annual public fair may not be conducted by a fair
1452 association without a permit issued by the department. The
1453 association shall present to the department an application for a
1454 permit, signed by an officer of the association, at least 90
1455 calendar days ~~3 months~~ before holding the annual public fair.

1456 The application must ~~shall~~ be accompanied by a fee in an amount
1457 to be determined by the department for processing the
1458 application and making any required investigation. The
1459 application fee must be at least \$183 and may not exceed \$366.
1460 Fees collected under this subsection shall be deposited in the
1461 General Inspection Trust Fund of the State Treasury in a special
1462 account to be known as the "Agricultural and Livestock Fair
1463 Account." A copy of the application must be sent to each fair
1464 association located within 50 miles of the site of the proposed
1465 annual public fair at the same time the application is sent to
1466 the department. The department may issue a permit if the
1467 applicant provides:

1468 (a) The opening and closing dates of the proposed annual
1469 public fair.

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

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

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

(e) A premium list of the current annual public fair to be conducted and ~~or~~ a copy of the previous year's premium list showing all premiums and awards to be offered to exhibitors in various departments of the annual public fair, which may

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1495 include, but are not limited to, art exhibition;; beef cattle;;
1496 county exhibits;; dairy cattle;; horticulture;; swine;; ~~women's~~
1497 ~~department,~~ 4-H Club activities;; Future Farmers of America
1498 activities;; Family, Career and Community Leaders of America
1499 ~~Future Homemakers of America~~ activities;; poultry and egg
1500 exhibits;; and community exhibits. The premium list, which may
1501 be submitted separately from the application, must be submitted
1502 at least 60 calendar days before the annual public fair begins
1503 operation.

1504 (f) A complete listing of all exhibits required pursuant
1505 to s. 616.17 ~~Proof of liability insurance insuring the~~
1506 ~~association against liability for injury to persons, in an~~
1507 ~~amount of not less than \$300,000 per occurrence.~~

1508 ~~(g) A copy of the most recent review.~~

1509 ~~(h) A list of all current members of the board of~~
1510 ~~directors of the association and their contact information,~~
1511 ~~including home address.~~

1512
1513 The department shall issue the permit within 10 calendar days
1514 after it receives ~~all~~ the information required by this
1515 subsection ~~and the applicant qualifies pursuant to this section.~~

1516 (2) At least 21 calendar days before holding the annual
1517 public fair, the association shall present the department with
1518 all of the following information:

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1519 (a) Proof of liability insurance insuring the association
1520 against liability for injury to persons, in an amount not less
1521 than \$300,000 per occurrence.

1522 (b) A copy of the association's most recent annual
1523 financial statement pursuant to s. 616.101.

1524 (c) A list of all current members of the board of
1525 directors of the association and their contact information,
1526 including mailing addresses.

1527 (3)-(2) The department shall administer and enforce ~~the~~
1528 ~~provisions of~~ this chapter except as to the regulation of games,
1529 which shall be regulated by local law enforcement agencies. The
1530 department shall adopt rules to administer this chapter,
1531 including rules governing the form and contents of the
1532 application for the permit and any reports that it deems ~~may~~
1533 ~~deem~~ necessary in enforcing the provisions of this chapter.

1534 (4)-(3) Notwithstanding any fair association meeting the
1535 requirements set forth in subsection (1), the department may
1536 order a full investigation to determine if the fair association
1537 meets the requirements of this part ~~s. 616.01~~, and may withhold
1538 a permit from, deny a permit to, or withdraw a permit once
1539 issued to the association. The department shall also consider
1540 whether any proposed annual public fair, as set forth in an
1541 application for a permit, will compete with another annual
1542 public fair within 50 miles of the proposed annual public fair
1543 with respect to name, dates of operation, or market. The

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

Section 44. Section 616.251, Florida Statutes, is amended to read:

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

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

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

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Commissioner of Agriculture may make appropriate staff of the department available to the authority.

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

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

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

Section 45. Paragraph (b) of subsection (2) of section 624.4032, Florida Statutes, is amended to read:

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

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

Section 46. Subsection (1) of section 843.085, Florida Statutes, is amended, and subsection (5) of that section is republished, to read:

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

(1) It is unlawful for any person, unless appointed by the Governor pursuant to chapter 354, authorized by the appropriate agency, or displayed in a closed or mounted case as a collection

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

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

Section 47. Section 865.065, Florida Statutes, is amended to read:

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1618 865.065 Disparagement of ~~perishable~~ agricultural food
1619 products; cause of action; limitation.—

1620 (1) The Legislature finds, determines, and declares that
1621 the production of agricultural food products constitutes an
1622 important and significant portion of the state economy and that
1623 it is imperative to protect the vitality of the agricultural
1624 economy for the citizens of this state by providing a cause of
1625 action for agricultural producers to recover damages for the
1626 disparagement of any ~~perishable~~ agricultural product.

1627 (2) For purposes of this section, the term:

1628 ~~(a)-(b)~~ "~~Perishable~~ Agricultural food product" means any
1629 agricultural or aquacultural food product or commodity grown or
1630 produced within this the state for a commercial purpose. The
1631 term also includes any agricultural practices used in the
1632 production of such products ~~of Florida which is sold or~~
1633 ~~distributed in a form that will perish or decay within a~~
1634 ~~reasonable period of time.~~

1635 ~~(b)-(a)~~ "Disparagement" means the willful or malicious
1636 dissemination to the public in any manner of any false
1637 information that a ~~perishable~~ agricultural food product is not
1638 safe for human consumption. False information is that
1639 information which is not based on reliable, scientific facts and
1640 reliable, scientific data which the disseminator knows or should
1641 have known to be false.

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1642 (c) "Producer" means the person who actually grows or
1643 produces ~~perishable~~ agricultural food products.

1644 (3) Any producer or any association representing producers
1645 of ~~perishable~~ agricultural food products which suffers damages
1646 as a result of another person's disparagement of any such
1647 ~~perishable~~ agricultural food product may bring an action for
1648 damages and for any other relief a court of competent
1649 jurisdiction deems appropriate, including, but not limited to,
1650 compensatory and punitive damages, reasonable attorney fees, and
1651 costs of the action.

1652 (4) The statute of limitations for disparagement of
1653 ~~perishable~~ agricultural food products is 2 years from the date
1654 the disparagement occurs.

1655 **Section 48. Subsection (27) is added to section 934.02,**
1656 **Florida Statutes, to read:**

1657 934.02 Definitions.—As used in this chapter:

1658 (27) "Signal jamming device" means a device or process,
1659 such as a phone jammer, global positioning systems blocker, or
1660 other similar device designed to intentionally block, jam, or
1661 interfere with radio communications, such as cellular and
1662 personal communication services, police radar, or global
1663 positioning systems.

1664 **Section 49. Section 934.51, Florida Statutes, is created**
1665 **to read:**

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1666 934.51 Possession, use, and sale of signal jamming device;
1667 prohibition; exceptions; penalties.—

1668 (1) PROHIBITION.—It is unlawful to possess, manufacture,
1669 hold or offer for sale, sell, import, distribute, or use a
1670 signal jamming device in this state.

1671 (2) EXCEPTIONS.—This section does not apply to a federal
1672 or military law enforcement agency that lawfully installs,
1673 places, or uses a signal jamming device as part of a criminal
1674 investigation, or to any person duly authorized by the Federal
1675 Communications Commission.

1676 (3) PENALTIES.—A person who violates this section commits
1677 a misdemeanor of the first degree, punishable as provided in s.
1678 775.082 or s. 775.083.

1679 **Section 50. Paragraph (a) of subsection (4) and subsection**
1680 **(6) of section 288.1175, Florida Statutes, are amended to read:**

1681 288.1175 Agriculture education and promotion facility.—

1682 (4) The Department of Agriculture and Consumer Services
1683 shall certify a facility as an agriculture education and
1684 promotion facility if the Department of Agriculture and Consumer
1685 Services determines that:

1686 (a) The applicant is a unit of local government as defined
1687 in s. 218.369, or a fair association as defined in s. 616.001(8)
1688 ~~s. 616.001(11)~~, which is responsible for the planning, design,
1689 permitting, construction, renovation, management, and operation
1690 of the agriculture education and promotion facility or holds

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1691 title to the property on which such facility is to be developed
1692 and located.

1693 (6) Funds may not be expended to develop or subsidize
1694 privately owned facilities, except for facilities owned by fair
1695 associations as defined in s. 616.001(8) ~~s. 616.001(11)~~.

1696 **Section 51. For the purpose of incorporating the amendment**
1697 **made by this act to section 287.1351, Florida Statutes, in a**
1698 **reference thereto, subsection (4) of section 287.056, Florida**
1699 **Statutes, is reenacted to read:**

1700 287.056 Purchases from purchasing agreements and state
1701 term contracts; vendor disqualification.—

1702 (4) A firm or individual placed on the suspended vendor
1703 list pursuant to s. 287.1351 or placed on a disqualified vendor
1704 list pursuant to s. 287.133 or s. 287.134 is immediately
1705 disqualified from state term contract eligibility.

1706 **Section 52. For the purpose of incorporating the amendment**
1707 **made by this act to section 287.1351, Florida Statutes, in a**
1708 **reference thereto, subsection (5) of section 287.138, Florida**
1709 **Statutes, is reenacted to read:**

1710 287.138 Contracting with entities of foreign countries of
1711 concern prohibited.—

1712 (5) The Attorney General may bring a civil action in any
1713 court of competent jurisdiction against an entity that violates
1714 this section. Violations of this section may result in:

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

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

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

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

Section 53. For the purpose of incorporating the amendment made by this act to section 500.04, Florida Statutes, in a reference thereto, subsection (1) of section 500.177, Florida Statutes, is reenacted to read:

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

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

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Section 54. For the purpose of incorporating the amendment made by this act to section 616.07, Florida Statutes, in a reference thereto, subsection (13) of section 212.08, Florida Statutes, is reenacted to read:

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

(13) LIMITATIONS ON EXEMPTIONS.—No transactions shall be exempt from the tax imposed by this chapter except those expressly exempted herein. All laws granting tax exemptions, to the extent they may be inconsistent or in conflict with this chapter, including, but not limited to, the following designated laws, shall yield to and be superseded by the provisions of this subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31, 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11, 348.65, 348.762, 349.13, 403.1834, 616.07, and 623.09, and the following Laws of Florida, acts of the year indicated: s. 31, chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263, 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13, chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754; s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter

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65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681.
This subsection does not supersede the authority of a local
government to adopt financial and local government incentives
pursuant to s. 163.2517.

**Section 55. For the purpose of incorporating the amendment
made by this act to section 616.15, Florida Statutes, in a
reference thereto, section 616.185, Florida Statutes, is
reenacted to read:**

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

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

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

(b) Entering and remaining on those grounds or facilities
after being directed not to enter or to leave them by the
executive director of the authority, chief administrative
officer of the fair association, or any employee or agent of the
association designated by the executive director or

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1789 administrator to maintain order on those grounds and facilities,
1790 after a determination by the executive director, administrator,
1791 employee, or agent that the entering or remaining on those
1792 grounds or facilities is in violation of the rules and
1793 regulations of the Florida State Fair Authority or permitted
1794 fair association or is disrupting the orderly conduct of any
1795 authorized activity of the fair association in charge, or its
1796 lessees, licensees, or the general public on those grounds or
1797 facilities.

1798 (2) Any person committing the offense of trespass upon the
1799 grounds of the Florida State Fair Authority or any other fair
1800 association permitted under s. 616.15 commits a misdemeanor of
1801 the second degree, punishable as provided in s. 775.082 or s.
1802 775.083.

1803 (3) A law enforcement officer may arrest any person on or
1804 off the premises, without a warrant, if the officer has probable
1805 cause for believing such person has committed the offense of
1806 trespass upon the grounds of the Florida State Fair Authority or
1807 any fair association permitted under s. 616.15. Such an arrest
1808 does not render the law enforcement officer criminally or
1809 civilly liable for false arrest, false imprisonment, or unlawful
1810 detention.

1811 **Section 56.** This act shall take effect July 1, 2026.

1812 -----
1813

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Amendment No.

T I T L E A M E N D M E N T

Remove lines 3-173 and insert:

Consumer Services; creating s. 125.489, F.S.; defining the terms "gasoline-powered farm equipment" and "gasoline-powered landscape equipment"; prohibiting counties from enacting or enforcing any law that restricts or prohibits the use of gasoline-powered farm equipment or gasoline-powered landscape equipment or that distinguishes such equipment from any other equipment under certain circumstances; providing construction; amending s. 163.3164, F.S.; defining the terms "ecologically significant parcel" and "low-density municipality"; amending s. 163.3202, F.S.; prohibiting an application for a development on an ecologically significant parcel in a low-density municipality from being administratively approved without an attestation provided by the developer; specifying requirements for such attestation; providing applicability; specifying requirements for the attestation included in certain applications; providing for a waiver; creating s. 166.063, F.S.; defining the terms "gasoline-powered farm equipment" and "gasoline-powered landscape equipment"; prohibiting municipalities from enacting or enforcing any law that restricts or prohibits the use of

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1839 gasoline-powered farm equipment or gasoline-powered
1840 landscape equipment or that distinguishes such
1841 equipment from any other equipment under certain
1842 circumstances; providing construction; amending s.
1843 212.055, F.S.; conforming a cross-reference; making a
1844 technical change; amending s. 253.0341, F.S.;
1845 requiring the Acquisition and Restoration Council to
1846 determine whether certain surplus lands are suitable
1847 for bona fide agricultural purposes; prohibiting a
1848 local governmental entity from transferring future
1849 development rights for certain surplus lands
1850 determined to be suitable for bona fide agricultural
1851 purposes; requiring the Department of Environmental
1852 Protection, in coordination with the Department of
1853 Agriculture and Consumer Services, to determine
1854 whether specified state-owned conservation lands are
1855 suitable for bona fide agricultural purposes;
1856 authorizing the Department of Environmental Protection
1857 to surplus state-owned lands determined to be suitable
1858 for bona fide agricultural purposes; requiring the
1859 Department of Environmental Protection to retain a
1860 rural-lands-protection easement for such surplus
1861 lands; requiring that all proceeds from the sale of
1862 such surplus lands be deposited in the Department of
1863 Agriculture and Consumer Service's Incidental Trust

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 433 (2026)

Amendment No.

1864 Fund for less than fee simple; requiring the
1865 Department of Environmental Protection to annually
1866 provide a report of such surplus lands to the Board
1867 of Trustees of the Internal Improvement Trust Fund;
1868 prohibiting certain lands from being surplus;
1869 amending s. 259.1053, F.S.; deleting provisions
1870 relating to the Babcock Ranch Advisory Group; amending
1871 s. 287.1351, F.S.; revising circumstances under which
1872 a vendor is prohibited from submitting a bid,
1873 proposal, or reply to an agency or from entering into
1874 or renewing any contract to provide goods or services
1875 to an agency; amending s. 322.12, F.S.; providing
1876 penalties for an applicant for a commercial driver
1877 license who receives unauthorized assistance on
1878 certain portions of the examination; amending s.
1879 322.36, F.S.; prohibiting a person from knowingly or
1880 willfully providing unauthorized assistance to an
1881 applicant for the examination required to hold a
1882 commercial driver license; repealing ss. 377.71,
1883 377.711, and 377.712, F.S., relating to definitions
1884 and the Southern States Energy Compact, Florida as
1885 party to the Southern States Energy Compact, and
1886 Florida's participation in the Southern States Energy
1887 Board, respectively; amending s. 403.0855, F.S.;
1888 deleting provisions relating to legislative approval

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 433 (2026)

Amendment No.

1889 of certain rules adopted by the Department of
1890 Environmental Protection; revising requirements for
1891 permittees of biosolids land application sites;
1892 deleting an obsolete provision; amending s. 482.071,
1893 F.S.; requiring certain persons applying for a pest
1894 control business license or renewal to provide the
1895 department with a certificate of insurance; specifying
1896 requirements for such certificate of insurance;
1897 amending s. 482.161, F.S.; revising the severity of an
1898 administrative fine for violations of certain
1899 provisions; amending s. 482.165, F.S.; revising civil
1900 penalties; amending s. 489.105, F.S.; defining the
1901 terms "subcontractor" and "supplier"; creating s.
1902 489.1295, F.S.; prohibiting licensed contractors or
1903 persons holding themselves out as such from failing to
1904 pay their subcontractor or supplier within a specified
1905 timeframe without reasonable cause after receiving
1906 payment for the services the subcontractor or supplier
1907 performed; providing penalties; amending s. 500.04,
1908 F.S.; revising the list of prohibited acts related to
1909 the prevention of fraud, harm, adulteration,
1910 misbranding, or false advertising in the preparation,
1911 production, manufacture, storage, or sale of food;
1912 repealing s. 500.81, F.S., relating to the Healthy
1913 Food Financing Initiative; amending s. 500.93, F.S.;

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 433 (2026)

Amendment No.

1914 making a technical change; amending s. 501.013, F.S.;
1915 authorizing the Department of Agriculture and Consumer
1916 Services to provide an exemption from certain health
1917 studio regulations; creating s. 501.062, F.S.;
1918 providing legislative intent; defining the terms
1919 "commercial solicitation" and "dwelling"; prohibiting
1920 a person from engaging in commercial solicitation
1921 under certain circumstances; providing construction;
1922 providing penalties; amending s. 570.07, F.S.;
1923 authorizing the Department of Agriculture and Consumer
1924 Services to reorganize departmental units upon the
1925 approval of the Commissioner of Agriculture; amending
1926 s. 570.822, F.S.; providing additional eligibility
1927 requirements for the Agriculture and Aquaculture
1928 Producers Emergency Recovery Loan Program; creating s.
1929 570.832, F.S.; requiring the Florida Wildflower
1930 Foundation, in coordination with the Department of
1931 Agriculture and Consumer Services, to establish the
1932 Florida Native Seed Research and Marketing Program,
1933 subject to legislative appropriation; providing the
1934 purpose of the program; creating s. 570.846, F.S.;
1935 establishing the Food Animal Veterinary Medicine Loan
1936 Repayment Program; providing the purpose of the
1937 program; providing definitions; providing eligibility
1938 requirements for the program; authorizing the

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 433 (2026)

Amendment No.

1939 Department of Agriculture and Consumer Services to
1940 make loan principal repayments on behalf of eligible
1941 candidates up to a certain amount for a specified
1942 timeframe, subject to legislative appropriation;
1943 providing construction; authorizing the Department of
1944 Agriculture and Consumer Services to adopt rules;
1945 amending s. 570.85, F.S.; prohibiting a local
1946 government from requiring a property owner to obtain a
1947 rural event venue permit or license; amending s.
1948 570.86, F.S.; defining "rural event venue"; amending
1949 s. 583.01, F.S.; revising the definition of the term
1950 "dealer"; amending s. 590.02, F.S.; revising the
1951 Florida Forest Service powers, authority, and duties;
1952 authorizing the Forest Service to manage the Welaka
1953 Training Center; conforming provisions to changes made
1954 by the act; authorizing the Withlacoochee or Welaka
1955 Training Centers to assess certain fees as determined
1956 by the Florida Forest Service, regardless of where
1957 certain training occurs; creating s. 595.421, F.S.;
1958 establishing the Farmers Feeding Florida Program for
1959 specified purposes; requiring Feeding Florida to take
1960 certain actions to implement the program; prohibiting
1961 the food purchased by Feeding Florida through such
1962 program from re-entering the wholesale, retail, or
1963 secondary market; prohibiting a candidate for elective

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 433 (2026)

Amendment No.

1964 office from hosting a food distribution event under
1965 certain circumstances; providing nonapplicability;
1966 amending s. 597.004, F.S.; prohibiting the Department
1967 of Agriculture and Consumer Services from renewing a
1968 certificate of registration for a noncompliant
1969 facility unless certain documentation is provided with
1970 the renewal application; prohibiting entities whose
1971 certificate of registration has been revoked from
1972 reapplying for a specified period of time; amending s.
1973 597.010, F.S.; authorizing, rather than requiring, the
1974 periodic adjustment of the annual rental fee charged
1975 for certain leases; amending s. 599.012, F.S.; making
1976 technical changes; amending s. 616.001, F.S.; revising
1977 and deleting definitions relating to public fairs and
1978 expositions; amending s. 616.01, F.S.; revising
1979 application requirements for a proposed charter for an
1980 association to conduct a public fair or exposition;
1981 requiring the Department of Agriculture and Consumer
1982 Services to provide an applicant for a proposed
1983 charter with specified information upon the denial of
1984 a proposed charter; revising requirements for
1985 information that must be included in the proposed
1986 charter; amending s. 616.02, F.S.; limiting the number
1987 of incorporated state fair associations per county;
1988 providing construction; authorizing the Department of

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 433 (2026)

Amendment No.

1989 Agriculture and Consumer Services to waive certain
1990 requirements at the discretion of the commissioner;
1991 authorizing fair associations incorporated before a
1992 certain date to conduct their affairs; deleting
1993 provisions relating to requirements for a proposed
1994 charter; amending s. 616.03, F.S.; revising
1995 requirements for the approval and recordation of the
1996 charter; amending s. 616.05, F.S.; revising the
1997 process by which a proposed charter amendment is
1998 incorporated into the original charter; amending s.
1999 616.051, F.S.; revising the circumstances under which
2000 a circuit judge is authorized to dissolve an
2001 association and order the distribution of its
2002 remaining assets; requiring that such assets be
2003 distributed to certain counties; s. 616.07, F.S.;
2004 deleting provisions relating to distribution of public
2005 funds after the dissolution of an association;
2006 amending s. 616.101, F.S.; specifying the basis for
2007 annual public fair attendance records; requiring a
2008 fair association to review its charter every 5 years
2009 and submit an updated copy of the charter to the
2010 Department of Agriculture and Consumer Services;
2011 requiring a designated member of the association to
2012 make an attestation; amending s. 616.15, F.S.;
2013 revising the information that an applicant must submit

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2014 to the Department of Agriculture and Consumer Services
2015 for the department to issue a permit for an
2016 association to conduct a fair; revising the timeframe
2017 within which the Department of Agriculture and
2018 Consumer Services is required to issue the permit upon
2019 the receipt of specified information; amending s.
2020 616.251, F.S.; exempting the Florida State Fair
2021 Authority from specified provisions; amending s.
2022 843.085, F.S.; prohibiting a person from wearing or
2023 displaying an item that displays the words "concealed
2024 weapon permit" or "concealed weapon permit holder"
2025 with the intent to mislead another to believe that the
2026 person is authorized to wear or display such item;
2027 amending s. 624.4032, F.S.; amending a definition;
2028 amending s.