

By the Committee on Agriculture; and Senators Norman and Hays

575-02798-11

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1 A bill to be entitled

2 An act relating to farms; prohibiting a person from
3 entering onto a farm and making any audio record,
4 photograph, or video record at the farm without the
5 owner's written consent; providing exceptions;
6 providing definitions; providing penalties; providing
7 an effective date.

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

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11 Section 1. (1) Any person, except an employee or agent of
12 the Department of Agriculture and Consumer Services acting
13 pursuant to s. 570.15, Florida Statutes, or a law enforcement
14 officer conducting a lawful inspection or investigation, who
15 enters onto a farm or other property where legal agriculture
16 operations are being conducted and produces audio or video
17 records without the written consent of the owner or an
18 authorized representative of the owner, commits misdemeanor of
19 the first degree, punishable as provided in s. 775.082 or s.
20 775.083, Florida Statutes.

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

22 (a) "Audio or video records" means any audio or video
23 recording, regardless of the recording medium or format,
24 including, but not limited to, photographs, audio or videotapes,
25 cd's, dvd's, or streaming media, whether stored on film stock,
26 hard disks, solid state storage, or any electrical, magnetic, or
27 optical or other form of data storage.

28 (b) "Farm" means any tract of land cultivated for the
29 purpose of agricultural production, the raising and breeding of

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30 domestic animals, or the storage of a commodity.

31 Section 2. This act shall take effect July 1, 2011.