

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Zapata offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5
6 Section 1. Sections 570.96, 570.961, and 570.962, Florida
7 Statutes, are created to read:

8 570.96 Agritourism.--The Department of Agriculture and
9 Consumer Services may provide marketing advice, technical
10 expertise, promotional support, and product development related
11 to agritourism to assist the following in their agritourism
12 initiatives: the Florida Commission on Tourism; convention and
13 visitor bureaus; tourist development councils; economic
14 development organizations; and local governments. In carrying
15 out this responsibility, the department shall focus its
16 agritourism efforts on rural and urban communities.

147621

4/23/2007 11:45:56 AM

Amendment No.

17 570.961 Definitions.--As used in ss. 570.96-570.962, the
18 term:

19 (1) "Agritourism activity" means any activity carried out
20 on a farm or ranch or in a forest that allows members of the
21 general public, for recreational, entertainment, or educational
22 purposes, to view or enjoy rural activities, including farming,
23 ranching, historical, cultural, harvest-your-own, or nature-
24 based activities and attractions. An activity is an agritourism
25 activity whether or not the participant paid to participate in
26 the activity.

27 (2) "Agritourism professional" means any person who is
28 engaged in the business of providing one or more agritourism
29 activities, whether or not for compensation.

30 (3) "Farm" means the land, buildings, support facilities,
31 machinery, and other appurtenances used in the production of
32 farm or aquaculture products, including land used to display
33 plants, animals, farm products, or farm equipment to the public.

34 (4) "Farm operation" has the same meaning as defined in s.
35 823.14.

36 570.962 Agritourism participation impact on land
37 classification.--

38 (1) In order to promote and perpetuate agriculture
39 throughout the state, farm operations are encouraged to engage
40 in agritourism. The conduct of agritourism activity on a bona
41 fide farm or on agricultural lands classified as such pursuant
42 to s. 193.461 shall not limit, restrict, or divest the land of
43 that classification.

147621
4/23/2007 11:45:56 AM

Amendment No.

44 (2) Local governments and agricultural representatives
45 shall meet for the purpose of discussing the benefits of
46 agritourism to local economies and opportunities for
47 cooperation, conflict resolution, regulatory streamlining, and
48 incentives.

49 Section 2. The Department of Agriculture and Consumer
50 Services shall examine the conditions surrounding the sale and
51 purchase of horses and shall adopt rules pursuant to ss.
52 120.536(1) and 120.54, Florida Statutes, to prevent unfair or
53 deceptive trade practices. The department's examination shall
54 include, but not be limited to, the following: the disclosure of
55 the legal owner and buyer of the horse and any dual agency to
56 the buyer and the seller; the disclosure of relevant medical
57 conditions, defects, and surgeries; the need for a written bill
58 of sale or similar documentation; and the disclosure of
59 alterations to the appearance and performance of a horse prior
60 to sale.

61 Section 3. This act shall take effect upon becoming a law.

62

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

64 Remove the entire title and insert:

65

66 A bill to be entitled

67 An act relating to agriculture; creating ss. 570.96-
68 570.962, F.S., relating to agritourism; authorizing the
69 Department of Agriculture and Consumer Services to assist
70 specified entities in agritourism promotion and marketing
71 initiatives; providing definitions; specifying the impact

147621

4/23/2007 11:45:56 AM

Amendment No.

72 | of agritourism participation on certain land
73 | classifications; requiring local governments and
74 | agricultural representatives to meet to discuss
75 | agritourism; prescribing duties of the Department of
76 | Agriculture and Consumer Services with respect to purchase
77 | and sale of horses; requiring rules; providing an
78 | effective date.