

1 A bill to be entitled
 2 An act relating to agricultural products; amending s.
 3 618.01, F.S.; revising a definition; defining the term
 4 "vegetative biomass material"; providing an effective
 5 date.

6
 7 Be It Enacted by the Legislature of the State of Florida:

8
 9 Section 1. Section 618.01, Florida Statutes, is amended to
 10 read:

11 618.01 Definitions.—As used in ~~construing~~ this chapter,
 12 ~~where the context permits, the word, phrase, or term:~~

13 (1) "Agricultural products" means any ~~shall include~~
 14 aquacultural, horticultural, viticultural, forestry, aquatic,
 15 dairy, livestock, poultry, or bee products, ~~and any farm~~
 16 products, vegetative biomass material, and any vegetative
 17 biomass material byproducts. As used in this subsection, the
 18 term "vegetative biomass material" means any product that is
 19 derived 100 percent from organic plant vegetation, including,
 20 but not limited to, products derived from plant crops, timber,
 21 trees, fruits, berries, nuts, vegetables, flowers, shrubs, or
 22 turf, excluding material derived from construction waste.

23 (2) "Member" means ~~shall include~~ actual members of
 24 associations without capital stock and holders of common stock
 25 in associations organized with capital stock.

26 (3) "Association" means any corporation organized as a
27 cooperative association, for the mutual benefit of its members
28 ~~either~~ as producers of agricultural products or as nonprofit
29 cooperative organizations of producers of agricultural products,
30 or both, and in which the return on the stock or membership
31 capital is limited to an amount not to exceed 8 percent per
32 annum, and in which during any fiscal year thereof the value of
33 business done with nonmembers may ~~shall~~ not exceed the business
34 done with members during the same period.

35 ~~(4)~~ Associations organized as described in this subsection
36 are hereunder ~~shall be~~ deemed "nonprofit," inasmuch as they are
37 not organized to make profit for themselves, as such, or for
38 their members, as such, but only for their members as producers.

39 Section 2. This act shall take effect July 1, 2020.