

1                                   A bill to be entitled  
2           An act relating to the Department of Agriculture and  
3           Consumer Services; creating s. 125.489, F.S.; defining  
4           the terms "gasoline-powered farm equipment" and  
5           "gasoline-powered landscape equipment"; prohibiting  
6           counties from enacting or enforcing any law that  
7           restricts or prohibits the use of gasoline-powered  
8           farm equipment or gasoline-powered landscape equipment  
9           or that distinguishes such equipment from any other  
10          equipment under certain circumstances; providing  
11          construction; amending s. 163.3164, F.S.; defining the  
12          terms "ecologically significant parcel" and "low-  
13          density municipality"; amending s. 163.3202, F.S.;  
14          prohibiting an application for a development on an  
15          ecologically significant parcel in a low-density  
16          municipality from being administratively approved  
17          without an attestation provided by the developer;  
18          specifying requirements for such attestation;  
19          providing applicability; specifying requirements for  
20          the attestation included in certain applications;  
21          providing for a waiver; creating s. 166.063, F.S.;  
22          defining the terms "gasoline-powered farm equipment"  
23          and "gasoline-powered landscape equipment";  
24          prohibiting municipalities from enacting or enforcing  
25          any law that restricts or prohibits the use of

26 gasoline-powered farm equipment or gasoline-powered  
27 landscape equipment or that distinguishes such  
28 equipment from any other equipment under certain  
29 circumstances; providing construction; amending s.  
30 212.055, F.S.; conforming a cross-reference; making a  
31 technical change; amending s. 253.0341, F.S.;

32 requiring the Acquisition and Restoration Council to  
33 determine whether certain surplused lands are suitable  
34 for bona fide agricultural purposes; prohibiting a  
35 local governmental entity from transferring future  
36 development rights for surplused lands determined to  
37 be suitable for bona fide agricultural purposes;

38 requiring the Department of Environmental Protection,  
39 in coordination with the Department of Agriculture and  
40 Consumer Services, to determine whether certain state-  
41 owned conservation lands are suitable for bona fide  
42 agricultural purposes; authorizing the Department of  
43 Environmental Protection to surplus certain state-  
44 owned lands determined to be suitable for bona fide  
45 agricultural purposes; requiring the Department of  
46 Environmental Protection to retain a rural-lands-  
47 protection easement for such surplused lands;

48 requiring that all proceeds from the sale of such  
49 surplused lands be deposited in the Department of  
50 Agriculture and Consumer Services' Incidental Trust

51 Fund for less than fee simple; requiring the  
52 Department of Environmental Protection to annually  
53 provide a report of such surplus lands to the Board  
54 of Trustees of the Internal Improvement Trust Fund;  
55 prohibiting certain lands from being surplus;  
56 amending s. 259.1053, F.S.; deleting provisions  
57 relating to the Babcock Ranch Advisory Group; amending  
58 s. 287.1351, F.S.; revising circumstances under which  
59 a vendor is prohibited from submitting a bid,  
60 proposal, or reply to an agency or from entering into  
61 or renewing any contract to provide goods or services  
62 to an agency; amending s. 322.12, F.S.; providing  
63 penalties for an applicant for a commercial driver  
64 license who receives unauthorized assistance on  
65 certain portions of the examination; amending s.  
66 322.36, F.S.; prohibiting a person from knowingly or  
67 willfully providing unauthorized assistance to an  
68 applicant for the examination required to hold a  
69 commercial driver license; repealing ss. 377.71,  
70 377.711, and 377.712, F.S., relating to definitions  
71 and the Southern States Energy Compact, Florida as  
72 party to the Southern States Energy Compact, and  
73 Florida's participation in the Southern States Energy  
74 Board, respectively; amending s. 403.0855, F.S.;

75 deleting a provision relating to legislative approval

76 of certain rules adopted by the Department of  
77 Environmental Protection; revising requirements for  
78 permittees of biosolids land application sites;  
79 revising the date by which permits must comply with  
80 specified provisions; requiring local governments that  
81 do not transport biosolids outside of their respective  
82 county boundaries to comply with specified provisions  
83 by a specified date; providing construction; amending  
84 s. 482.071, F.S.; requiring certain persons applying  
85 for a pest control business license or renewal to  
86 provide the department with a certificate of  
87 insurance; specifying requirements for such  
88 certificate of insurance; amending s. 482.161, F.S.;  
89 revising the severity of an administrative fine for  
90 violations of certain provisions; amending s. 482.165,  
91 F.S.; revising civil penalties; amending s. 489.105,  
92 F.S.; defining the terms "subcontractor" and  
93 "supplier"; creating s. 489.1295, F.S.; requiring  
94 licensed contractors to compensate subcontractors or  
95 suppliers for services, labor, or materials within a  
96 specified timeframe after receiving payment or in  
97 accordance with the terms of the contract for  
98 services, labor, or materials; providing an exception;  
99 providing disciplinary measures; amending s. 500.04,  
100 F.S.; revising the list of prohibited acts related to

101 the prevention of fraud, harm, adulteration,  
102 misbranding, or false advertising in the preparation,  
103 production, manufacture, storage, or sale of food;  
104 repealing s. 500.81, F.S., relating to the Healthy  
105 Food Financing Initiative; amending s. 500.93, F.S.;  
106 making a technical change; amending s. 501.013, F.S.;  
107 authorizing the Department of Agriculture and Consumer  
108 Services to provide an exemption from certain health  
109 studio regulations; creating s. 501.062, F.S.;  
110 providing legislative intent; defining the terms  
111 "commercial solicitation" and "dwelling"; prohibiting  
112 a person from engaging in commercial solicitation  
113 under certain circumstances; specifying requirements  
114 for certain signage to be displayed on a property;  
115 providing penalties; amending s. 570.07, F.S.;  
116 authorizing the Department of Agriculture and Consumer  
117 Services to reorganize departmental units upon the  
118 approval of the Commissioner of Agriculture; amending  
119 s. 570.822, F.S.; providing additional eligibility  
120 requirements for the Agriculture and Aquaculture  
121 Producers Emergency Recovery Loan Program; creating s.  
122 570.832, F.S.; requiring the Florida Wildflower  
123 Foundation, Inc., in coordination with the Department  
124 of Agriculture and Consumer Services, to establish the  
125 Florida Native Seed Research and Marketing Program,

126 subject to legislative appropriation; providing the  
127 purpose of the program; creating s. 570.846, F.S.;  
128 establishing the Florida Food Animal and Equine  
129 Veterinary Medicine Loan Repayment Program; providing  
130 the purpose of the program; defining terms; providing  
131 eligibility requirements for the program; authorizing  
132 the Department of Agriculture and Consumer Services to  
133 make loan principal repayments on behalf of eligible  
134 candidates up to a certain amount for a specified  
135 timeframe, subject to legislative appropriation;  
136 providing construction; authorizing the Department of  
137 Agriculture and Consumer Services to adopt rules;  
138 amending s. 570.85, F.S.; prohibiting a local  
139 government from requiring a property owner to obtain a  
140 rural event venue permit or license; amending s.  
141 570.86, F.S.; defining the term "rural event venue";  
142 amending s. 573.112, F.S.; renaming the Citrus  
143 Research and Development Foundation, Inc., as the  
144 Citrus Research and Field Trial Foundation, Inc.;  
145 establishing the Citrus Research and Field Trial  
146 Foundation, Inc., as a direct-support organization of  
147 the Department of Agriculture and Consumer Services;  
148 revising provisions relating to membership; amending  
149 s. 581.031, F.S.; conforming a provision to changes  
150 made by the act; amending s. 583.01, F.S.; revising

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

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

201 certain date to conduct their affairs; deleting  
202 provisions relating to requirements for a proposed  
203 charter; amending s. 616.03, F.S.; revising  
204 requirements for the approval and recordation of the  
205 charter; amending s. 616.05, F.S.; revising the  
206 process by which a proposed charter amendment is  
207 incorporated into the original charter; amending s.  
208 616.051, F.S.; revising the circumstances under which  
209 a circuit judge is authorized to dissolve an  
210 association and order the distribution of its  
211 remaining assets; requiring that such assets be  
212 distributed to certain counties; amending s. 616.07,  
213 F.S.; deleting provisions relating to distribution of  
214 public funds after the dissolution of an association;  
215 amending s. 616.101, F.S.; specifying the basis for  
216 annual public fair attendance records; requiring a  
217 fair association to review its charter every 5 years  
218 and submit an updated copy of the charter to the  
219 Department of Agriculture and Consumer Services;  
220 requiring a designated member of the association to  
221 make an attestation; amending s. 616.15, F.S.; making  
222 a technical change; revising the information that an  
223 applicant must submit to the Department of Agriculture  
224 and Consumer Services for the department to issue a  
225 permit for an association to conduct a fair; revising

226 the timeframe within which the Department of  
227 Agriculture and Consumer Services is required to issue  
228 the permit upon the receipt of specified information;  
229 making technical changes; deleting obsolete  
230 provisions; amending s. 616.251, F.S.; exempting the  
231 Florida State Fair Authority from specified  
232 provisions; amending s. 624.4032, F.S.; revising the  
233 definition of the term "nonprofit agricultural  
234 organization"; amending s. 843.085, F.S.; prohibiting  
235 a person from wearing or displaying an item that  
236 displays the words "concealed weapon permit" or  
237 "concealed weapon permitholder" with the intent to  
238 mislead another to believe that the person is  
239 authorized to wear or display such item; amending s.  
240 934.02, F.S.; defining the term "signal jamming  
241 device"; creating s. 934.51, F.S.; prohibiting the  
242 possession, manufacture, sale, importation,  
243 distribution, or use of a signal jamming device;  
244 providing exceptions; providing criminal penalties;  
245 providing for the merger and transfer of the Citrus  
246 Research and Development Foundation, Inc., into the  
247 Citrus Research and Field Trial Foundation, Inc.;  
248 requiring the completion of the merger by a specified  
249 date; providing that the merger is subject to  
250 specified provisions; providing for the transfer of

251 funds; providing for the transfer of any program,  
252 activity, duty, or function; establishing the Citrus  
253 Research and Field Trial Foundation, Inc., as the  
254 custodian of any property of the Citrus Research and  
255 Development Foundation, Inc.; amending s. 288.1175,  
256 F.S.; conforming cross-references; reenacting ss.  
257 287.056(4) and 287.138(5), F.S., relating to  
258 disqualification for state term contract eligibility  
259 and contracting with entities of foreign countries of  
260 concern prohibited, respectively, to incorporate the  
261 amendment made to s. 287.1351, F.S., in references  
262 thereto; reenacting s. 500.177(1), F.S., relating to  
263 penalties for dissemination of a false advertisement,  
264 to incorporate the amendment made to s. 500.04, F.S.,  
265 in a reference thereto; reenacting s. 212.08(13),  
266 F.S., relating to taxation and specified exemptions,  
267 to incorporate the amendment made to s. 616.07, F.S.,  
268 in a reference thereto; reenacting s. 616.185, F.S.,  
269 relating to trespass upon grounds or facilities of a  
270 public fair, to incorporate the amendment made to s.  
271 616.15, F.S., in a reference thereto; providing an  
272 effective date.

273

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

275

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

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

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

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

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

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

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

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

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

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

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

318           **Section 3. Present subsection (7) of section 163.3202,**  
 319 **Florida Statutes, is redesignated as subsection (8), and a new**  
 320 **subsection (7) is added to that section, to read:**

321           163.3202 Land development regulations.—

322           (7) (a) Notwithstanding any ordinance to the contrary, an  
 323 application for a development on an ecologically significant  
 324 parcel in a low-density municipality may not be administratively  
 325 approved without an attestation provided by the developer, under

326 penalty of perjury, to the low-density municipality which states  
327 that the development will not exceed a maximum density of 1  
328 residential unit per 20 acres.

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

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

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

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

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

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

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

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

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

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

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

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

376 required; the purpose for which the proceeds may be expended;  
377 and such other requirements as the Legislature may provide.  
378 Taxable transactions and administrative procedures shall be as  
379 provided in s. 212.054.

380 (2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.—

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

401 that has a population of fewer than 75,000 and that is required  
 402 to close a landfill may use the proceeds or interest for long-  
 403 term maintenance costs associated with landfill closure.

404 Counties, as defined in s. 125.011, and charter counties may, in  
 405 addition, use the proceeds or interest to retire or service  
 406 indebtedness incurred for bonds issued before July 1, 1987, for  
 407 infrastructure purposes, and for bonds subsequently issued to  
 408 refund such bonds. Any use of the proceeds or interest for  
 409 purposes of retiring or servicing indebtedness incurred for  
 410 refunding bonds before July 1, 1999, is ratified.

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

413 a. Any fixed capital expenditure or fixed capital outlay  
 414 associated with the construction, reconstruction, or improvement  
 415 of public facilities that have a life expectancy of 5 or more  
 416 years, any related land acquisition, land improvement, design,  
 417 and engineering costs, and all other professional and related  
 418 costs required to bring the public facilities into service. For  
 419 purposes of this sub-subparagraph, the term "public facilities"  
 420 has the same meaning ~~means facilities as defined in s.~~  
 421 163.3164(43) ~~s. 163.3164(41)~~, s. 163.3221(13), or s. 189.012(5),  
 422 and includes facilities that are necessary to carry out  
 423 governmental purposes, including, but not limited to, fire  
 424 stations, general governmental office buildings, and animal  
 425 shelters, regardless of whether the facilities are owned by the

426 local taxing authority or another governmental entity.

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

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

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

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

463 f. Instructional technology used solely in a school  
464 district's classrooms. As used in this sub-subparagraph, the  
465 term "instructional technology" means an interactive device that  
466 assists a teacher in instructing a class or a group of students  
467 and includes the necessary hardware and software to operate the  
468 interactive device. The term also includes support systems in  
469 which an interactive device may mount and is not required to be  
470 affixed to the facilities.

471 2. For the purposes of this paragraph, the term "energy  
472 efficiency improvement" means any energy conservation and  
473 efficiency improvement that reduces consumption through  
474 conservation or a more efficient use of electricity, natural  
475 gas, propane, or other forms of energy on the property,

476 including, but not limited to, air sealing; installation of  
477 insulation; installation of energy-efficient heating, cooling,  
478 or ventilation systems; installation of solar panels; building  
479 modifications to increase the use of daylight or shade;  
480 replacement of windows; installation of energy controls or  
481 energy recovery systems; installation of electric vehicle  
482 charging equipment; installation of systems for natural gas fuel  
483 as defined in s. 206.9951; and installation of efficient  
484 lighting equipment.

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

495 4. Surtax revenues that are shared with eligible charter  
496 schools pursuant to paragraph (c) shall be allocated among such  
497 schools based on each school's proportionate share of total  
498 school district capital outlay full-time equivalent enrollment  
499 as adopted by the education estimating conference established in  
500 s. 216.136. Surtax revenues must be expended by the charter

501 school in a manner consistent with the allowable uses provided  
502 in s. 1013.62(4). All revenues and expenditures shall be  
503 accounted for in a charter school's monthly or quarterly  
504 financial statement pursuant to s. 1002.33(9). If a school's  
505 charter is not renewed or is terminated and the school is  
506 dissolved under the provisions of law under which the school was  
507 organized, any unencumbered funds received under this paragraph  
508 shall revert to the sponsor.

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

513 253.0341 Surplus of state-owned lands.—

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

522 (20) The Department of Environmental Protection, in  
523 coordination with the Department of Agriculture and Consumer  
524 Services, shall determine whether any state-owned conservation  
525 lands acquired on or after January 1, 2024, are suitable for

526 bona fide agricultural purposes, as defined in s. 193.461(3)(b).

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

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

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

544 (d) Designated state forest lands, state park lands,  
545 wildlife management areas, or lands within the boundaries of the  
546 federally authorized and approved Comprehensive Everglades  
547 Restoration Plan may not be surplusd pursuant to this  
548 subsection.

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

551           259.1053 Babcock Ranch Preserve; ~~Babcock Ranch Advisory~~  
552 ~~Group.~~—  
553           (1) SHORT TITLE.—This section may be cited as the "Babcock  
554 Ranch Preserve Act."  
555           (2) DEFINITIONS.—As used in this section, the term:  
556           (a) "Babcock Ranch Preserve" and "preserve" mean the lands  
557 and facilities acquired in the purchase of the Babcock Crescent  
558 B Ranch, as provided in s. 259.1052.  
559           (b) "Commission" means the Fish and Wildlife Conservation  
560 Commission.  
561           (c) "Commissioner" means the Commissioner of Agriculture.  
562           (d) "Department" means the Department of Agriculture and  
563 Consumer Services.  
564           (e) "Executive director" means the Executive Director of  
565 the Fish and Wildlife Conservation Commission.  
566           (f) "Financially self-sustaining" means having management  
567 and operation expenditures not more than the revenues collected  
568 from fees and other receipts for resource use and development  
569 and from interest and invested funds.  
570           (g) "Florida Forest Service" means the Florida Forest  
571 Service of the Department of Agriculture and Consumer Services.  
572           (h) "Multiple use" means the management of all of the  
573 renewable surface resources of the Babcock Ranch Preserve to  
574 best meet the needs of the public, including the use of the land  
575 for some or all of the renewable surface resources or related

576 services over areas large enough to allow for periodic  
577 adjustments in use to conform to the changing needs and  
578 conditions of the preserve while recognizing that a portion of  
579 the land will be used for some of the renewable surface  
580 resources available on that land. The goal of multiple use is  
581 the harmonious and coordinated management of the renewable  
582 surface resources without impairing the productivity of the land  
583 and considering the relative value of the renewable surface  
584 resources, and not necessarily a combination of uses to provide  
585 the greatest monetary return or the greatest unit output.

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

591 (3) CREATION OF BABCOCK RANCH PRESERVE.—

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

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

601 preserve consistent with this section.

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

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

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

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

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

625 ~~(a) The purpose of the Babcock Ranch Advisory Group is to~~

626 ~~assist the department by providing guidance and advice~~  
627 ~~concerning the management and stewardship of the Babcock Ranch~~  
628 ~~Preserve.~~

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

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

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

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

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

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

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

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

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

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

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

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

661 ~~1. Elect a chair and vice chair from among the group~~  
 662 ~~members.~~

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

664 ~~3. Serve without compensation but shall receive~~  
 665 ~~reimbursement for travel and per diem expenses as provided in s.~~  
 666 ~~112.061.~~

667 (4)~~(5)~~ MANAGEMENT OF PRESERVE; FEES.—

668 (a) The department shall assume all authority provided by  
 669 this section to manage and operate the preserve as a working  
 670 ranch upon the termination or expiration of the management  
 671 agreement attached as Exhibit "E" to that certain agreement for  
 672 sale and purchase approved by the Board of Trustees of the  
 673 Internal Improvement Trust Fund on November 22, 2005, and by Lee  
 674 County on November 20, 2005.

675 (b) Upon assuming management and operation of the

676 | preserve, the department shall:

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

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

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

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

701 Legislature.

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

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

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

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

724 1. Negotiate directly with and enter into such agreements,  
725 leases, contracts, and other arrangements with any person, firm,

726 association, organization, corporation, or governmental entity,  
727 including entities of federal, state, and local governments, as  
728 are necessary and appropriate to carry out the purposes and  
729 activities authorized by this section.

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

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

748 **Section 8. Paragraph (a) of subsection (2) of section**  
749 **287.1351, Florida Statutes, is amended, and subsection (3) of**  
750 **that section is republished, to read:**

751           287.1351   Suspended vendors; state contracts.—

752           (2) (a)   A vendor that is in default on any contract with an  
753 agency, has failed to timely compensate its subcontractors or  
754 suppliers, or has otherwise repeatedly demonstrated a recent  
755 inability to fulfill the terms and conditions of previous state  
756 contracts or to adequately perform its duties under those  
757 contracts may not submit a bid, proposal, or reply to an agency  
758 or enter into or renew a contract to provide any goods or  
759 services to an agency after its placement, pursuant to this  
760 section, on the suspended vendor list.

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

776 | from the department.

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

779 |       322.12 Examination of applicants.—

780 |       (4) The examination for an applicant for a commercial  
781 | driver license shall include a test of the applicant's eyesight  
782 | given by a driver license examiner designated by the department  
783 | or by a licensed ophthalmologist, optometrist, or physician and  
784 | a test of the applicant's hearing given by a driver license  
785 | examiner or a licensed physician. The examination shall also  
786 | include a test of the applicant's ability to read and understand  
787 | highway signs regulating, warning, and directing traffic; his or  
788 | her knowledge of the traffic laws of this state pertaining to  
789 | the class of motor vehicle which he or she is applying to be  
790 | licensed to operate, including laws regulating driving under the  
791 | influence of alcohol or controlled substances, driving with an  
792 | unlawful blood-alcohol level, and driving while intoxicated; his  
793 | or her knowledge of the effects of alcohol and controlled  
794 | substances and the dangers of driving a motor vehicle after  
795 | having consumed alcohol or controlled substances; and his or her  
796 | knowledge of any special skills, requirements, or precautions  
797 | necessary for the safe operation of the class of vehicle which  
798 | he or she is applying to be licensed to operate. In addition,  
799 | the examination shall include an actual demonstration of the  
800 | applicant's ability to exercise ordinary and reasonable control

801 in the safe operation of a motor vehicle or combination of  
802 vehicles of the type covered by the license classification which  
803 the applicant is seeking, including an examination of the  
804 applicant's ability to perform an inspection of his or her  
805 vehicle.

806 (c) An applicant for a commercial driver license who  
807 receives unauthorized assistance from another person in  
808 completing the portion of the examination which tests the  
809 applicant's ability to read and understand highway signs  
810 regulating, warning, and directing traffic or his or her  
811 knowledge of the traffic laws of this state pertaining to the  
812 class of motor vehicle for which he or she is applying to be  
813 licensed to operate, including laws regulating driving under the  
814 influence of alcohol or controlled substances, driving with an  
815 unlawful blood-alcohol level, and driving while intoxicated,  
816 commits a misdemeanor of the second degree, punishable as  
817 provided in s. 775.082 or s. 775.083.

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

820 322.36 Permitting unauthorized operator to drive.—

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

826           (2) A person may not knowingly or willfully provide  
 827 unauthorized assistance to an applicant for the examination  
 828 required to hold a commercial driver license pursuant to s.  
 829 322.12(4).

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

838           **Section 11.** Section 377.71, Florida Statutes, is repealed.

839           **Section 12.** Section 377.711, Florida Statutes, is  
 840 repealed.

841           **Section 13.** Section 377.712, Florida Statutes, is  
 842 repealed.

843           **Section 14. Present paragraphs (a) and (b) of subsection**  
 844 **(3) of section 403.0855, Florida Statutes, are redesignated as**  
 845 **paragraphs (b) and (c), respectively, a new paragraph (a) is**  
 846 **added to that subsection, and subsections (2) and (4) of that**  
 847 **section are amended, to read:**

848           403.0855 Biosolids management.—

849           (2) The department shall adopt rules for biosolids  
 850 management. ~~Rules adopted by the department pursuant to this~~

851 ~~section may not take effect until ratified by the Legislature.~~

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

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

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

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

867 **Section 15. Present subsection (5) of section 482.071,**  
868 **Florida Statutes, is redesignated as subsection (6), and a new**  
869 **subsection (5) is added to that section, to read:**

870 482.071 Licenses.—

871 (5) Each person applying for a pest control business  
872 license or renewal thereof who will offer and perform  
873 fumigations as a part of his or her regular business operations  
874 must furnish to the department a certificate of insurance that  
875 meets the requirement for minimum financial responsibility for

876 bodily injury and property damage, consisting of:

877 (a) Bodily injury coverage of \$1 million per person and \$2  
 878 million per occurrence; and property damage coverage of \$1  
 879 million per occurrence and \$2 million in the aggregate; or

880 (b) Combined single-limit coverage of \$2 million in the  
 881 aggregate.

882 **Section 16. Subsection (7) of section 482.161, Florida**  
 883 **Statutes, is amended to read:**

884 482.161 Disciplinary grounds and actions; reinstatement.—

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

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

898 (b) Any actions taken by the licensee or certified  
 899 operator in charge, or limited certificateholder, to correct the  
 900 violation or to remedy complaints;

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

903 (d) The cost to the department of investigating the  
 904 violation.

905 **Section 17. Subsections (3) and (5) of section 482.165,**  
 906 **Florida Statutes, are amended to read:**

907 482.165 Unlicensed practice of pest control; cease and  
 908 desist order; injunction; civil suit and penalty.—

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

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

926           **Section 18. Subsections (20) and (21) are added to section**  
927 **489.105, Florida Statutes, to read:**

928           489.105 Definitions.—As used in this part:

929           (20) "Subcontractor" has the same meaning as in s.  
930 558.002.

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

932           **Section 19. Section 489.1295, Florida Statutes, is created**  
933 **to read:**

934           489.1295 Prohibition against nonpayment.—

935           (1) A licensed contractor must compensate a subcontractor  
936 or supplier, unless there is a bona fide dispute regarding the  
937 amount due, if any, for services, labor, or materials:

938           (a) Within 45 days after receiving payment for the  
939 services performed or materials supplied by the subcontractor or  
940 supplier; or

941           (b) In accordance with the terms of the contract for such  
942 services, labor, or materials.

943           (2) A licensed contractor who knowingly or willfully  
944 violates this section is subject to disciplinary proceedings as  
945 provided in s. 489.129.

946           **Section 20. Subsection (6) of section 500.04, Florida**  
947 **Statutes, is amended to read:**

948           500.04 Prohibited acts.—The following acts and the causing  
949 thereof within the state are prohibited:

950           (6) The obstruction of or refusal to permit entry or

951 inspection, or to permit the taking of a sample, as authorized  
 952 by s. 500.147.

953 **Section 21.** Section 500.81, Florida Statutes, is repealed.

954 **Section 22. Subsection (5) of section 500.93, Florida**  
 955 **Statutes, is amended to read:**

956 500.93 Mislabeleding of plant-based products as milk, meat,  
 957 or poultry.—

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

966 **Section 23. Section 501.013, Florida Statutes, is amended**  
 967 **to read:**

968 501.013 Health studios; exemptions.—

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

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

975 (b)~~(2)~~ A gymnastics school which engages only in

976 instruction and training and in which exercise is only  
977 incidental to such instruction and training.

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

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

985 (e)~~(5)~~ A country club that has as its primary function the  
986 provision of a social life and recreational amenities to its  
987 members, and for which a program of physical exercise is merely  
988 incidental to membership. As used in this paragraph ~~subsection~~,  
989 the term "country club" means a facility that offers its members  
990 a variety of services that may include, but need not be limited  
991 to, social activities; dining, banquet, catering, and lounge  
992 facilities; swimming; yachting; golf; tennis; card games such as  
993 bridge and canasta; and special programs for members' children.  
994 Upon the filing of an affidavit with the department establishing  
995 that the stated qualifications of this paragraph ~~subsection~~ were  
996 met before July 1, 1997, this paragraph ~~subsection~~ will apply  
997 retroactively to the date that the country club met these  
998 qualifications.

999 (f)~~(6)~~ A program or facility that is offered by an  
1000 organization for the exclusive use of its employees and their

1001 family members.

1002 (2) In addition to the businesses and activities listed in  
 1003 subsection (1), the department may exempt any other business or  
 1004 activity not in existence as of July 1, 2026, from ss. 501.012-  
 1005 501.019.

1006 **Section 24. Section 501.062, Florida Statutes, is created**  
 1007 **to read:**

1008 501.062 Unauthorized commercial solicitation; legislative  
 1009 intent; definitions; prohibited acts; penalties.-

1010 (1) LEGISLATIVE INTENT.-It is the intent of the  
 1011 Legislature to protect, preserve, and promote the safety,  
 1012 welfare, and peace of the citizens of this state by adopting  
 1013 measures to reduce the threat to private property rights,  
 1014 including the right to exclude and to be free from trespass of  
 1015 unauthorized commercial solicitation on private property when  
 1016 noticed by the property owner. It is the intent of this section  
 1017 to protect such private property rights by creating a uniform  
 1018 standard for notifying individuals or groups of individuals that  
 1019 commercial solicitation is prohibited on private property.

1020 (2) DEFINITIONS.-As used in this section, the term:

1021 (a) "Commercial solicitation" means the act of attempting  
 1022 to sell goods or services, or to raise funds for a commercial  
 1023 purpose, through direct or indirect contact with individuals,  
 1024 including, but not limited to, using words, body gestures, or  
 1025 signs, on behalf of a business or commercial entity.

1026 (b) "Dwelling" has the same meaning as in s. 810.011(2).  
 1027 (3) PROHIBITED ACTS.—A person may not engage in commercial  
 1028 solicitation on any dwelling that clearly and prominently  
 1029 displays a sign that is no less than 8.5 by 11 inches, is  
 1030 visible to any person approaching the dwelling, and clearly  
 1031 displays a statement which identifies the dwelling as private  
 1032 property on which commercial solicitation is prohibited, in  
 1033 substantially the following manner with letters at least 1 inch  
 1034 in height:

1035  
 1036 THIS DWELLING IS DESIGNATED PRIVATE PROPERTY. NO  
 1037 COMMERCIAL SOLICITATION IS PERMITTED PURSUANT TO  
 1038 SECTION 501.062, FLORIDA STATUTES.

1039  
 1040 (4) PENALTIES.—A person who violates subsection (3)  
 1041 commits a noncriminal violation, punishable as provided in s.  
 1042 775.083. A person who commits a second or subsequent violation  
 1043 commits a misdemeanor of the second degree, punishable as  
 1044 provided in s. 775.082 or s. 775.083.

1045 **Section 25. Subsection (50) is added to section 570.07,**  
 1046 **Florida Statutes, to read:**

1047 570.07 Department of Agriculture and Consumer Services;  
 1048 functions, powers, and duties.—The department shall have and  
 1049 exercise the following functions, powers, and duties:

1050 (50) Notwithstanding s. 20.04(7), to reorganize

1051 departmental units upon the approval of the commissioner.

1052 **Section 26. Paragraph (c) is added to subsection (3) of**  
 1053 **section 570.822, Florida Statutes, to read:**

1054 570.822 Agriculture and Aquaculture Producers Emergency  
 1055 Recovery Loan Program.—

1056 (3) ELIGIBLE APPLICANTS.—To be eligible for the program,  
 1057 an applicant must:

1058 (c) Be a United States citizen and a legal resident of  
 1059 this state before or on the date of the declared emergency. If  
 1060 the applicant is an entity as defined in s. 605.0102, the entity  
 1061 must be wholly owned and operated in the United States and  
 1062 possess an active certificate of status issued by the Department  
 1063 of State pursuant to chapter 605.

1064 **Section 27. Section 570.832, Florida Statutes, is created**  
 1065 **to read:**

1066 570.832 Florida Native Seed Research and Marketing  
 1067 Program.—The Florida Wildflower Foundation, Inc., in  
 1068 coordination with the department, shall, subject to  
 1069 appropriation, establish the Florida Native Seed Research and  
 1070 Marketing Program to conduct research designed to expand the  
 1071 availability and uses of native seeds and strengthen the market  
 1072 position of this state's native seed industry through marketing  
 1073 campaigns and promotions in this state and across the nation.

1074 **Section 28. Section 570.846, Florida Statutes, is created**  
 1075 **to read:**

1076 570.846 Florida Food Animal and Equine Veterinary Medicine  
 1077 Loan Repayment Program.—

1078 (1) PURPOSE.—To encourage specialized and qualified  
 1079 veterinary professionals to practice in this state, to retain  
 1080 the employment of such professionals in this state, and to  
 1081 promote the care and treatment of food animals and equine  
 1082 animals, there is established the Florida Food Animal and Equine  
 1083 Veterinary Medicine Loan Repayment Program. The purpose of the  
 1084 program is to authorize the department to make payments that  
 1085 offset loans incurred, for up to three new eligible candidates  
 1086 annually, for studies leading to a veterinary degree with a  
 1087 specialization in food animal or equine veterinary medicine.

1088 (2) DEFINITIONS.—As used in this section, the term:

1089 (a) "Equine" means a species of animal belonging to the  
 1090 taxonomic family equidae, which includes horses and donkeys.

1091 (b) "Food animal" means a species of animal raised for the  
 1092 human food supply. Food animals include cattle, swine, sheep,  
 1093 goat, poultry, aquaculture, and apiary species.

1094 (c) "Food animal and equine animal veterinary medicine"  
 1095 means a veterinary medical practice that encompasses medical  
 1096 care, disease prevention, and consultation on the feeding,  
 1097 housing, and overall flock, herd, or equine health management.

1098 (d) "Food animal or equine veterinarian" means a  
 1099 veterinarian working in food and equine animal veterinary  
 1100 medicine who focuses on the management and health of such

1101 animals and who spends a minimum of 20 hours per week on food  
1102 animal species or equine animal species care and treatment.

1103 (3) ELIGIBILITY.—To be eligible for the program, a  
1104 candidate must have graduated from an American Veterinary  
1105 Medical Association-accredited college of veterinary medicine,  
1106 have received a Florida veterinary medical license, have  
1107 obtained a Category II Accreditation from the United States  
1108 Department of Agriculture, and be a practicing food animal or  
1109 equine animal veterinarian in this state.

1110 (4) FUNDING.—Subject to legislative appropriation, the  
1111 department may make loan principal repayments of up to \$25,000  
1112 per eligible candidate per year. Loan principal repayments may  
1113 be made on behalf of each eligible candidate each year for up to  
1114 5 years. The department may select up to three new eligible  
1115 candidates each year. All repayments are contingent upon  
1116 continued proof of employment in this state as a practicing food  
1117 animal or equine animal veterinarian.

1118 (5) DUPLICATION OF FINANCIAL ASSISTANCE.—An eligible  
1119 candidate receiving financial assistance from the federal  
1120 veterinary medicine loan repayment program as established in 7  
1121 U.S.C. part 3151a is ineligible to receive financial assistance  
1122 from the program under this section.

1123 (6) RULEMAKING.—The department may adopt any rule  
1124 necessary for the administration of the program.

1125 **Section 29. Subsection (1) of section 570.85, Florida**

1126 **Statutes, is amended to read:**

1127 570.85 Agritourism.—

1128 (1) It is the intent of the Legislature to promote  
 1129 agritourism as a way to support bona fide agricultural  
 1130 production by providing a stream of revenue and by educating the  
 1131 general public about the agricultural industry. It is also the  
 1132 intent of the Legislature to eliminate duplication of regulatory  
 1133 authority over agritourism as expressed in this section. Except  
 1134 as otherwise provided for in this section, and notwithstanding  
 1135 any other law, a local government may not adopt or enforce a  
 1136 local ordinance, regulation, rule, or policy that prohibits,  
 1137 restricts, regulates, or otherwise limits an agritourism  
 1138 activity on land classified as agricultural land under s.  
 1139 193.461, and may not require a property owner to obtain a rural  
 1140 event venue permit or license. This subsection does not limit  
 1141 the powers and duties of a local government to address  
 1142 substantial offsite impacts of agritourism activities or an  
 1143 emergency as provided in chapter 252.

1144 **Section 30. Subsection (6) is added to section 570.86,**  
 1145 **Florida Statutes, to read:**

1146 570.86 Definitions.—As used in ss. 570.85–570.89, the  
 1147 term:

1148 (6) "Rural event venue" means a venue located on property  
 1149 classified as agricultural pursuant to s. 193.461 and used for  
 1150 special functions, such as weddings, receptions, corporate

1151 meetings, or similar gatherings.

1152 **Section 31. Subsection (7) of section 573.112, Florida**  
 1153 **Statutes, is amended to read:**

1154 573.112 Advisory council.—

1155 (7) Notwithstanding any provision of this section, the  
 1156 Citrus Research and Field Trial Development Foundation, Inc., a  
 1157 direct-support organization of the Department of Agriculture and  
 1158 Consumer Services University of Florida established pursuant to  
 1159 s. 570.691 ~~s. 1004.28~~, shall serve as the advisory council for a  
 1160 citrus research marketing order, provide the department with  
 1161 advice on administering the order, and, in accordance with the  
 1162 order, conduct citrus research and perform other duties assigned  
 1163 by the department. Notwithstanding s. 570.691 ~~s. 1004.28(3)~~ or  
 1164 any provision of this section, the foundation's board of  
 1165 directors shall be composed of the Florida State Plant Health  
 1166 Inspection Service Director and, appointed by the Commissioner  
 1167 of Agriculture, 7 members who are ~~13 members, including 10~~  
 1168 ~~citrus growers, 2 representatives of the university's Institute~~  
 1169 ~~of Food and Agricultural Sciences,~~ and 1 member who is a Florida  
 1170 citrus nursery representative. Members of the board of directors  
 1171 shall serve without compensation but ~~appointed by the~~  
 1172 ~~Commissioner of Agriculture, who~~ are each entitled to  
 1173 reimbursement from the foundation for per diem and travel  
 1174 expenses as provided in s. 112.061.

1175 **Section 32. Subsection (32) of section 581.031, Florida**

1176 **Statutes, is amended to read:**

1177 581.031 Department; powers and duties.—The department has  
1178 the following powers and duties:

1179 (32) To conduct or cause to be conducted research  
1180 projects, including, but not limited to, citrus canker and  
1181 citrus greening, which are recommended by the Citrus Research  
1182 and Field Trial Development Foundation, Inc., within the limits  
1183 of appropriations made specifically for such purpose.

1184 **Section 33. Subsection (4) of section 583.01, Florida**  
1185 **Statutes, is amended to read:**

1186 583.01 Definitions.—For the purpose of this chapter,  
1187 unless elsewhere indicated, the term:

1188 (4) "Dealer" means a person, firm, or corporation,  
1189 including a producer, processor, retailer, or wholesaler, that  
1190 sells, offers for sale, or holds for the purpose of sale in this  
1191 state 30 dozen or more eggs or its equivalent in any one week,  
1192 or more than 20,000 ~~384~~ dressed birds annually ~~in any one week~~.

1193 **Section 34. Section 590.02, Florida Statutes, is amended**  
1194 **to read:**

1195 590.02 Florida Forest Service; powers, authority, and  
1196 duties; liability; building structures; Withlacoochee and Welaka  
1197 Training Centers ~~Center~~.—

1198 (1) The Florida Forest Service has the following powers,  
1199 authority, and duties to:

1200 (a) Enforce the provisions of this chapter;

1201 (b) Prevent, detect, and suppress wildfires wherever they  
1202 may occur on public or private land in this state and do all  
1203 things necessary in the exercise of such powers, authority, and  
1204 duties;

1205 (c) Provide firefighting crews, who shall be under the  
1206 control and direction of the Florida Forest Service and its  
1207 designated agents;

1208 (d) Appoint center managers, forest area supervisors,  
1209 forestry program administrators, a forest protection bureau  
1210 chief, a forest protection assistant bureau chief, a field  
1211 operations bureau chief, deputy chiefs of field operations,  
1212 district managers, forest operations administrators, senior  
1213 forest rangers, investigators, forest rangers, firefighter  
1214 rotorcraft pilots, and other employees who may, at the Florida  
1215 Forest Service's discretion, be certified as forestry  
1216 firefighters pursuant to s. 633.408(8). Other law  
1217 notwithstanding, center managers, district managers, forest  
1218 protection assistant bureau chief, and deputy chiefs of field  
1219 operations have Selected Exempt Service status in the state  
1220 personnel designation;

1221 (e) Develop a training curriculum for wildland  
1222 firefighters which must contain a minimum of 40 hours of  
1223 structural firefighter training, a minimum of 40 hours of  
1224 emergency medical training, and a minimum of 376 hours of  
1225 wildfire training;

1226 (f) Pay the cost of the initial commercial driver license  
 1227 examination fee, and renewal for those employees whose position  
 1228 requires them to operate equipment requiring a license. This  
 1229 paragraph is intended to be an authorization to the department  
 1230 to pay such costs, not an obligation;

1231 (g) Provide fire management services and emergency  
 1232 response assistance and set and charge reasonable fees for  
 1233 performance of those services. Moneys collected from such fees  
 1234 shall be deposited into the Incidental Trust Fund of the Florida  
 1235 Forest Service;

1236 (h) Require all state, regional, and local government  
 1237 agencies operating aircraft in the vicinity of an ongoing  
 1238 wildfire to operate in compliance with the applicable state  
 1239 Wildfire Aviation Plan;

1240 (i) Authorize broadcast burning, prescribed burning, pile  
 1241 burning, and land clearing debris burning to carry out the  
 1242 duties of this chapter and the rules adopted thereunder; and

1243 (j) Make rules to accomplish the purposes of this chapter.

1244 (2) The Florida Forest Service's employees, and the  
 1245 firefighting crews under their control and direction, may enter  
 1246 upon any lands for the purpose of preventing, detecting, and  
 1247 suppressing wildfires and investigating smoke complaints or open  
 1248 burning not in compliance with authorization and to enforce the  
 1249 provisions of this chapter.

1250 (3) Employees of the Florida Forest Service and of

1251 federal, state, and local agencies, and all other persons and  
1252 entities that are under contract or agreement with the Florida  
1253 Forest Service to assist in firefighting operations as well as  
1254 those entities, called upon by the Florida Forest Service to  
1255 assist in firefighting may, in the performance of their duties,  
1256 set counterfires, remove fences and other obstacles, dig  
1257 trenches, cut firelines, use water from public and private  
1258 sources, and carry on all other customary activities in the  
1259 fighting of wildfires without incurring liability to any person  
1260 or entity. The manner in which the Florida Forest Service  
1261 monitors a smoldering wildfire or smoldering prescribed fire or  
1262 fights any wildfire are planning level activities for which  
1263 sovereign immunity applies and is not waived.

1264 (4) (a) The department may build structures,  
1265 notwithstanding chapters 216 and 255, not to exceed a cost of  
1266 \$50,000 per structure from existing resources on forest lands,  
1267 federal excess property, and unneeded existing structures. These  
1268 structures must meet all applicable building codes.

1269 (b) Notwithstanding s. 553.80(1), the department shall  
1270 exclusively enforce the Florida Building Code as it pertains to  
1271 wildfire, law enforcement, and other Florida Forest Service  
1272 facilities under the jurisdiction of the department.

1273 (5) The Florida Forest Service shall organize its  
1274 operational units to most effectively prevent, detect, and  
1275 suppress wildfires, and to that end, may employ the necessary

1276 personnel to manage its activities in each unit. The Florida  
1277 Forest Service may construct lookout towers, roads, bridges,  
1278 firelines, and other facilities and may purchase or fabricate  
1279 tools, supplies, and equipment for firefighting. The Florida  
1280 Forest Service may reimburse the public and private entities  
1281 that it engages to assist in the suppression of wildfires for  
1282 their personnel and equipment, including aircraft.

1283 (6) The Florida Forest Service shall undertake  
1284 privatization alternatives for fire prevention activities  
1285 including constructing fire lines and conducting prescribed  
1286 burns and, where appropriate, entering into agreements or  
1287 contracts with the private sector to perform such activities.

1288 (7) The Florida Forest Service may organize, staff, equip,  
1289 and operate the Withlacoochee and Welaka Training Centers  
1290 Center. The centers ~~center~~ shall serve as sites ~~a site~~ where  
1291 fire and forest resource managers can obtain current knowledge,  
1292 techniques, skills, and theory as they relate to their  
1293 respective disciplines, and the centers:-

1294 (a) ~~The center~~ May establish cooperative efforts involving  
1295 federal, state, and local entities; hire appropriate personnel;  
1296 and engage others by contract or agreement with or without  
1297 compensation to assist in carrying out the training and  
1298 operations of the centers ~~center~~.

1299 (b) ~~The center~~ Shall provide wildfire suppression training  
1300 opportunities for rural fire departments, volunteer fire

1301 departments, and other local fire response units.

1302 (c) ~~The center~~ Shall focus on curriculum related to, but  
 1303 not limited to, fuel reduction, an incident management system,  
 1304 prescribed burning certification, multiple-use land management,  
 1305 water quality, forest health, environmental education, and  
 1306 wildfire suppression training for structural firefighters.

1307 (d) ~~The center~~ May assess appropriate fees for food,  
 1308 lodging, travel, course materials, and supplies in order to meet  
 1309 their ~~its~~ operational costs and may grant free meals, room, and  
 1310 scholarships to persons and other entities as determined by the  
 1311 Florida Forest Service, regardless of whether training occurs at  
 1312 the Withlacoochee Training Center or Welaka Training Center or  
 1313 at another location ~~in exchange for instructional assistance.~~

1314 (8) (a) The Cross City Work Center shall be named the L.  
 1315 Earl Peterson Forestry Station. This is to honor Mr. L. Earl  
 1316 Peterson, Florida's sixth state forester, whose distinguished  
 1317 career in state government has spanned 44 years, and who is a  
 1318 native of Dixie County.

1319 (b) The Madison Forestry Station shall be named the Harvey  
 1320 Greene Sr. Forestry Station. This is to honor Mr. Harvey Greene  
 1321 Sr., a World War I veteran and pioneer in forestry in Madison  
 1322 County. In 1947, Mr. Harvey Greene Sr. offered to give the land  
 1323 on which the forestry station is located to the state; however,  
 1324 at that time, the state could not accept donations of land.  
 1325 Instead, Mr. Harvey Greene Sr. sold the land to the state and,

1326 with the proceeds of the sale, purchased forestry equipment to  
1327 be used by the citizens of Madison County to plant trees and  
1328 fight wildfires.

1329 (c) The Bonifay Forestry Station shall be named the John  
1330 Michael Mathis Forestry Station. This is to honor the late Mr.  
1331 John Michael Mathis, the Chipola Forestry Center manager whose  
1332 distinguished career spanned 18 years, and who received many  
1333 awards for his service, including commendation for leadership in  
1334 wildfire mitigation for his service during Hurricane Michael.  
1335 Mr. John Michael Mathis was a proud husband, father, forester,  
1336 and friend.

1337 (9) (a) Notwithstanding ss. 273.055 and 287.16, the  
1338 department may retain, transfer, warehouse, bid, destroy, scrap,  
1339 or otherwise dispose of surplus equipment and vehicles that are  
1340 used for wildland firefighting.

1341 (b) All money received from the disposition of state-owned  
1342 equipment and vehicles that are used for wildland firefighting  
1343 shall be retained by the department. Money received pursuant to  
1344 this section is appropriated for and may be disbursed for the  
1345 acquisition of exchange and surplus equipment used for wildland  
1346 firefighting, and for all necessary operating expenditures  
1347 related to such equipment, in the same fiscal year and the  
1348 fiscal year following the disposition. The department shall  
1349 maintain records of the accounts into which the money is  
1350 deposited.

1351 (10) (a) Notwithstanding the provisions of s. 252.38, the  
1352 Florida Forest Service has exclusive authority to require and  
1353 issue authorizations for broadcast burning and agricultural and  
1354 silvicultural pile burning. An agency, commission, department,  
1355 county, municipality, or other political subdivision of the  
1356 state may not adopt or enforce laws, regulations, rules, or  
1357 policies pertaining to broadcast burning or agricultural and  
1358 silvicultural pile burning.

1359 (b) The Florida Forest Service may delegate to a county,  
1360 municipality, or special district its authority:

1361 1. As delegated by the Department of Environmental  
1362 Protection pursuant to ss. 403.061(29) and 403.081, to manage  
1363 and enforce regulations pertaining to the burning of yard trash  
1364 in accordance with s. 590.125(6).

1365 2. To manage the open burning of land clearing debris in  
1366 accordance with s. 590.125.

1367 **Section 35. Section 595.421, Florida Statutes, is created**  
1368 **to read:**

1369 595.421 Farmers Feeding Florida Program.—There is  
1370 established the Farmers Feeding Florida Program to coordinate  
1371 with Feeding Florida, or its successor entity, for the  
1372 acquisition, transportation, and distribution of non-Emergency  
1373 Food Assistance Program fresh food products for the benefit of  
1374 residents who are food insecure due to a lack of local food  
1375 resources, accessibility, and affordability.

1376        (1) In order to implement the program, Feeding Florida  
1377 shall:

1378        (a) Enter into an agreement with the department to  
1379 provide, at a minimum, all of the following services:

1380            1. Transportation of non-Emergency Food Assistance Program  
1381 fresh food products using owned vehicles or contracted  
1382 commercial vehicles.

1383            2. Coordination of the purchase and pickup of food from  
1384 the purchase location and delivery to the distribution location.

1385        (b) Submit monthly reports to the department, beginning  
1386 July 1, 2026, which include, at a minimum, all of the following:

1387            1. A detailed record of the amount of food purchased,  
1388 measured per pound and itemized according to its commodity type.

1389            2. Food purchase locations.

1390            3. Food purchase dates.

1391            4. The date of delivery and locations to which the food  
1392 was distributed.

1393        (c) Submit quarterly reports, beginning July 1, 2026, to  
1394 the chairs of the legislative appropriations committees,  
1395 including all of the following information:

1396            1. A detailed record of the amount of food distributed,  
1397 measured per pound and itemized according to its commodity type.

1398            2. The distribution locations.

1399            3. An itemized list of the types of commodities  
1400 distributed.

1401           (2) Foods purchased by Feeding Florida through the program  
 1402 are restricted to charitable purposes for hunger relief and may  
 1403 not reenter the wholesale, retail, or secondary market.

1404           (3) Feeding Florida may not, in implementing this section,  
 1405 allow a candidate for elective office to host a food  
 1406 distribution event during the period of time between the last  
 1407 day of the election qualifying period and the date of the  
 1408 election if the candidate is opposed for election or reelection  
 1409 at the time of the event. This subsection does not apply if the  
 1410 event is in response to a declared state of emergency.

1411           **Section 36. Present paragraph (c) of subsection (7) of**  
 1412 **section 597.004, Florida Statutes, is redesignated as paragraph**  
 1413 **(d) and amended, a new paragraph (c) is added to that**  
 1414 **subsection, and paragraph (a) of subsection (2) of that section**  
 1415 **is amended, to read:**

1416           597.004 Aquaculture certificate of registration.—

1417           (2) RULES.—

1418           (a) The department, in consultation with the Department of  
 1419 Environmental Protection, the water management districts,  
 1420 environmental groups, and representatives from the affected  
 1421 farming groups, shall adopt rules to:

1422           1. Specify the requirement of best management practices to  
 1423 be implemented by holders of aquaculture certificates of  
 1424 registration.

1425           2. Establish procedures for holders of aquaculture

1426 certificates of registration to submit the notice of intent to  
1427 comply with best management practices.

1428 3. Establish schedules for implementation of best  
1429 management practices, and of interim measures that can be taken  
1430 prior to adoption of best management practices. Interim measures  
1431 may include the continuation of regulatory requirements in  
1432 effect on June 30, 1998.

1433 4. Establish a system to assure the implementation of best  
1434 management practices, including recordkeeping requirements.

1435 5. Require any facility that cultures *Micropterus*  
1436 *salmoides floridanus* to maintain stock acquisition documentation  
1437 or records of genetic testing.

1438 (7) REGISTRATION AND RENEWALS.—

1439 (c) The department may not renew a certificate of  
1440 registration for a facility that is not compliant with this  
1441 section unless documentation of corrective action is provided  
1442 with the renewal application.

1443 (d)-(e) A Any person whose certificate of registration has  
1444 been revoked or suspended must reapply to the department for  
1445 certification. A person, a company, or an entity, or a principal  
1446 of a company or an entity whose certificate of registration has  
1447 been revoked, may not reapply for a period of 3 years.

1448 **Section 37. Paragraph (a) of subsection (5) of section**  
1449 **597.010, Florida Statutes, is amended to read:**

1450 597.010 Shellfish regulation; leases.—

1451 (5) LEASES IN PERPETUITY; RENT.—

1452 (a) All leases issued previously under ~~the provisions of~~  
 1453 s. 379.2525 shall be enforced under the authority of this  
 1454 chapter, notwithstanding any other law to the contrary, and  
 1455 shall continue in perpetuity under such restrictions as stated  
 1456 in the lease agreement. The annual rental fee charged for all  
 1457 leases shall consist of the minimum rate of \$15 per acre, or any  
 1458 fraction of an acre, per year and may ~~shall~~ be adjusted on  
 1459 January 1, 1995, and every 5 years thereafter, based on the 5-  
 1460 year average change in the Consumer Price Index. Rent must ~~shall~~  
 1461 be paid in advance of January 1 of each year or, in the case of  
 1462 a new lease, at the time of signing, regardless of who holds the  
 1463 lease.

1464 **Section 38. Paragraphs (b) and (c) of subsection (1) of**  
 1465 **section 599.012, Florida Statutes, are amended to read:**

1466 599.012 Florida Wine Trust Fund; creation.—

1467 (1) There is established the Florida Wine Trust Fund  
 1468 within the Department of Agriculture and Consumer Services. The  
 1469 department shall use the moneys deposited in the trust fund  
 1470 pursuant to subsection (2) to do all the following:

1471 (b) Promote wine ~~viticulture~~ products manufactured from  
 1472 products grown in the state.

1473 (c) Provide grants for wine and viticultural research.

1474 **Section 39. Subsection (3) of section 601.13, Florida**  
 1475 **Statutes, is amended to read:**

1476           601.13 Citrus research; administration by Department of  
1477 Citrus; appropriation.—

1478           (3) An entity that solicits research proposals and awards  
1479 funding for those proposals expending funds received from the  
1480 State Treasury on citrus production research conducted pursuant  
1481 to chapter 573, as recommended by the Citrus Research and Field  
1482 Trial Development Foundation, Inc., or conducted through  
1483 contract with the department shall deliver a report that  
1484 includes all of the following information to the commission  
1485 biannually and at the request of the commission:

- 1486           (a) Project plans selected for funding.
- 1487           (b) The financial status of the projects.
- 1488           (c) Current findings of the funded research.
- 1489           (d) Availability of citrus products or application of  
1490 growers' practices found through funded research.
- 1491           (e) The status of the commercialization process of such  
1492 products or practices.

1493           **Section 40. Section 616.001, Florida Statutes, is amended**  
1494 **to read:**

1495           616.001 Definitions.—As used in this chapter, the term:

- 1496           (1) "Annual public fair" means a ~~community, county,~~  
1497 ~~district, regional, or state~~ fair that is held and conducted by  
1498 a fair association and permitted by the department pursuant to  
1499 s. 616.15.
- 1500           (2) "Authority" means the Florida State Fair Authority.

1501           (3) ~~"Community fair" means an annual public fair that~~  
 1502 ~~serves an area of less than an entire county, has exhibits that~~  
 1503 ~~are in accordance with s. 616.17, and gives premiums or awards~~  
 1504 ~~to exhibitors. Agricultural products shall be produced in the~~  
 1505 ~~community the exhibit represents. The majority of the board of~~  
 1506 ~~directors of the fair shall reside, be employed, or operate a~~  
 1507 ~~business in the community the fair represents.~~

1508           (4) "Concession" means use by a fair association, or a  
 1509 grant, lease, or license to a third party, of a portion of the  
 1510 land under the ownership, custody, or control of a fair  
 1511 association for specific uses, or the right to enter upon the  
 1512 land for specific purposes, such as providing rides, games,  
 1513 food, beverage, merchandise for sale, exhibits, projects,  
 1514 activities, events, programs, or other uses authorized in this  
 1515 chapter.

1516           (5) ~~"County fair" means an annual public fair that serves~~  
 1517 ~~an entire county and provides exhibitors with premiums or awards~~  
 1518 ~~for exhibits that are in accordance with s. 616.17. Agricultural~~  
 1519 ~~products must be typical of those produced in the county the~~  
 1520 ~~exhibit represents. The majority of the board of directors of~~  
 1521 ~~the fair shall reside, be employed, or operate a business in the~~  
 1522 ~~county that the fair association represents.~~

1523           (4)(6) "Department" means the Department of Agriculture  
 1524 and Consumer Services.

1525           (7) ~~"District fair" means an annual public fair that~~

1526 ~~serves at least five counties and has exhibits that meet the~~  
1527 ~~requirements of s. 616.17. A district fair shall pay at least~~  
1528 ~~\$25,000 in cash premiums or awards to exhibitors. Agricultural~~  
1529 ~~products must be typical of those produced in the counties the~~  
1530 ~~exhibit represents. Livestock may originate from outside the~~  
1531 ~~district, but must be registered in the exhibitor's name at~~  
1532 ~~least 30 days before the opening day of the fair. Each county is~~  
1533 ~~encouraged to have proportionate exhibits, typical of its~~  
1534 ~~respective natural resources. Each county shall have exhibits~~  
1535 ~~representing basic resources in agriculture and industry.~~

1536 (5)~~(8)~~ "Entry" means one item entered for competition or  
1537 show. An entry may constitute an exhibit, depending upon the  
1538 regulations stated in the premium book.

1539 (6)~~(9)~~ "Exhibit" means one or more entries entered for  
1540 exhibition and constituting a unit. An exhibit may consist of  
1541 one or more entries, depending upon the regulations stated in  
1542 the premium book. The term includes parades and displays of  
1543 articles or a collection of articles, whether static,  
1544 interactive, or dynamic, by a fair association or a third party  
1545 contracting with a fair association, such as exhibits of  
1546 animals, art, housewares, or motor vehicles.

1547 (7)~~(10)~~ "Exhibitor" means an individual, a group of  
1548 individuals, or a business, including a fair association or  
1549 third party contracting with a fair association, which has an  
1550 exhibit.

1551        (8)~~(11)~~ "Fair association" or "association" means an  
 1552 association not for profit incorporated under this chapter for  
 1553 the purpose of conducting and operating public fairs or  
 1554 expositions.

1555        (9)~~(12)~~ "Public fair or exposition" means a project,  
 1556 activity, event, or program, and use by a fair association,  
 1557 including, but not limited to, the annual public fair, which  
 1558 serves the purposes specified in s. 616.08 and benefits and  
 1559 develops the educational, agricultural, horticultural,  
 1560 livestock, charitable, historical, civic, cultural, scientific,  
 1561 and other resources of this state, or any county, municipality,  
 1562 or other community in this state.

1563        ~~(13) "Regional fair" or "interstate fair" means an annual  
 1564 public fair of this state and other states in which fair  
 1565 exhibits meet the requirements of s. 616.17. Agricultural  
 1566 products must be typical of those produced in the area the  
 1567 exhibit represents.~~

1568        (10)~~(14)~~ "Specialized show" means a show or an exhibition  
 1569 exhibiting and emphasizing livestock or poultry, or a fruit or  
 1570 vegetable festival, and must meet the minimum exhibit  
 1571 requirements specified in s. 616.17. ~~A specialized show may  
 1572 qualify under one of the definitions in subsections (3), (5),  
 1573 (7), and (15).~~

1574        (11)~~(15)~~ "State fair" means an annual public fair that  
 1575 serves the entire state. ~~Exhibits must comply with s. 616.17,~~

1576 ~~and cash premiums or awards may be given to exhibitors.~~

1577 **Section 41. Section 616.01, Florida Statutes, is amended**  
1578 **to read:**

1579 616.01 Requirements for ~~Number of persons required;~~  
1580 ~~requisites of proposed charter. Twenty-five or more persons who~~  
1581 ~~are~~ Residents and qualified electors of the county in which the  
1582 annual public fair is to be located, who wish to form an  
1583 association not for profit for the purpose of conducting and  
1584 operating public fairs or expositions, may become incorporated  
1585 in the following manner. The applicant must ~~subscribers shall~~  
1586 submit the proposed charter to the department for review and  
1587 approval or denial. If the proposed charter is denied, the  
1588 department must provide the applicant with a letter sent to the  
1589 mailing address provided on the proposed charter and include a  
1590 complete listing of all deficiencies, if any, which must be  
1591 remedied before resubmittal of the proposed charter for  
1592 approval. If the proposed charter is approved, the applicant  
1593 must ~~subscribers shall~~ sign and present a notarized copy of the  
1594 proposed charter to the judge of the circuit court for the  
1595 county in which the principal office of the association will be  
1596 located. The proposed charter must specify:

1597 (1) The name of the association and the place where the  
1598 principal office is to be located. The name of the association  
1599 must ~~shall~~ include the word, "Inc."

1600 (2) The general nature of the objectives and powers of the

1601 association, including a provision that the association is  
1602 incorporated for the sole purpose of conducting and operating  
1603 public fairs or expositions.

1604 (3) The qualifications and terms of association members  
1605 and criteria for their admission and expulsion. Provision must  
1606 ~~may~~ be made in the charter for ex officio membership.

1607 (4) The time for which the association is to exist.

1608 (5) The name and residence of each subscriber.

1609 (6) Procedures for the election of and governance by  
1610 officers, who may be elected or appointed.

1611 (7) The designation of officers who will manage the  
1612 affairs of the association until the first election or  
1613 appointment under the charter.

1614 (8) Procedures for the adoption, amendment, or rescission  
1615 of bylaws of the association.

1616 (9) The highest amount of indebtedness or liability that  
1617 may be accrued by the association.

1618 (10) The name of an elected member of the board of county  
1619 commissioners of the county in which the principal office of the  
1620 association will be located, who will serve as an ex officio  
1621 member of the board of directors of the association.

1622 (11) The official e-mail address of the association which  
1623 will be used for the purpose of official communication between  
1624 the association and governmental entities.

1625 (12) The language for the oath that will be taken by the

1626 applicant, which must include, but is not limited to, all of the  
 1627 following:

1628 (a) That the primary objective of the association is for  
 1629 public service and to hold, conduct, and promote public fairs or  
 1630 expositions.

1631 (b) That money and other available assets in value  
 1632 exceeding \$5,000 have been provided for purposes designated by  
 1633 the association.

1634 (c) That the association will operate in good faith to  
 1635 carry out the purposes and objectives set forth in the charter.

1636 **Section 42. Section 616.02, Florida Statutes, is amended**  
 1637 **to read:**

1638 616.02 Fair associations per county ~~Acknowledgment of~~  
 1639 ~~charter.~~—

1640 (1) Beginning July 1, 2026, there may be only one  
 1641 incorporated fair association per county in this state,  
 1642 excluding the state fair, which may be incorporated and  
 1643 conducted in any county. The department may not approve a  
 1644 proposed charter incorporating a fair association within the  
 1645 same county in which a fair association currently exists. The  
 1646 department may waive this requirement at the discretion of the  
 1647 Commissioner of Agriculture.

1648 (2) Any fair association incorporated before July 1, 2026,  
 1649 may conduct public fairs or expositions and exercise the  
 1650 authority provided to them pursuant to this chapter ~~The proposed~~

1651 ~~charter of a fair association shall be acknowledged by at least~~  
1652 ~~three of its subscribers before an officer authorized to make~~  
1653 ~~acknowledgment of deeds. Subscribers shall also make and take an~~  
1654 ~~oath, which must be attached to the proposed charter, stating~~  
1655 ~~that the primary objective of the association is public service~~  
1656 ~~and holding, conducting, and promoting public fairs or~~  
1657 ~~expositions; that money and other available assets in value~~  
1658 ~~exceeding \$5,000 have been provided for the purposes of the~~  
1659 ~~association; and that the association will operate in good faith~~  
1660 ~~to carry out the purposes and objectives set forth in its~~  
1661 ~~charter.~~

1662 **Section 43. Section 616.03, Florida Statutes, is amended**  
1663 **to read:**

1664 616.03 ~~Notice of application;~~ Approval and record of  
1665 charter.~~Upon approval by the department, A notice of intention~~  
1666 ~~to apply to the circuit court for the charter of a fair~~  
1667 ~~association must specify the date that application will be made,~~  
1668 ~~shall be sent to the department for approval, and shall be~~  
1669 ~~published in a newspaper in the county where the principal~~  
1670 ~~office of the association will be located once each week for 4~~  
1671 ~~consecutive weeks. The notice must briefly summarize the charter~~  
1672 ~~and objectives of the proposed association. the proposed charter~~  
1673 must ~~shall~~ be submitted to and approved by the board of county  
1674 commissioners of the county in which the principal office of the  
1675 association will be located. After approval by the department

1676 ~~and the~~ board of county commissioners, the proposed charter and  
1677 proof of approval must ~~and publication shall~~ be submitted to the  
1678 circuit judge ~~on the date specified in the notice~~. If no cause  
1679 is shown to the contrary and the judge finds that the proposed  
1680 charter is in proper form and will serve the primary objective  
1681 of public service, the judge must ~~shall~~ approve the charter and  
1682 issue an order incorporating the applicant ~~subscribers~~ under the  
1683 charter for the objectives and purposes specified in the  
1684 charter. The charter and order of incorporation must ~~shall~~ be  
1685 recorded in the office of the clerk of the circuit court in the  
1686 county where the principal office of the association will be  
1687 located and provided to the department. After the order is  
1688 recorded, the applicant ~~subscribers~~ and any ~~their~~ associates are  
1689 incorporated with the objectives and powers established in the  
1690 charter and under the name given in the charter. ~~During the~~  
1691 ~~publication period, the proposed charter shall be on file in the~~  
1692 ~~office of the clerk of the circuit court~~. This section does not  
1693 preclude a fair association from also filing its duly approved  
1694 charter with the Department of State pursuant to chapter 617 for  
1695 notice purposes.

1696 **Section 44. Subsection (2) of section 616.05, Florida**  
1697 **Statutes, is amended to read:**

1698 616.05 Amendment of charter.—A fair association may  
1699 propose an amendment to its charter by resolution as provided in  
1700 its charter or bylaws.

1701 (2) After the department approves the proposed amendment,  
 1702 it will be incorporated into the original charter upon:

1703 (a) ~~Publication of notice in the same manner as provided~~  
 1704 ~~in s. 616.03;~~

1705 ~~(b)~~ Filing the order of the circuit judge approving the  
 1706 amendment with the office of the clerk of the circuit court and  
 1707 the department; and

1708 (b)~~(c)~~ Being recorded in the clerk's office.

1709

1710 If a fair association has filed its charter with the Department  
 1711 of State pursuant to chapter 617, a copy of any amendment to the  
 1712 charter must be filed with the Department of State for notice  
 1713 purposes.

1714 **Section 45. Section 616.051, Florida Statutes, is amended**  
 1715 **to read:**

1716 616.051 Dissolving a charter.—

1717 (1) A fair association may dissolve its charter by  
 1718 resolution as provided in its charter or bylaws. The proposal  
 1719 for dissolving the charter shall be submitted to the department  
 1720 for approval.

1721 (2) Upon approval by the department and upon presentation  
 1722 of sufficient evidence demonstrating and publication of notice  
 1723 ~~and proof~~ that all indebtedness has been paid and no claims are  
 1724 outstanding against the association, the circuit judge may, by  
 1725 decree, dissolve the association and order the distribution of

1726 its remaining assets. Such assets must be distributed, by  
1727 resolution of the board of directors, to the county in which the  
1728 principal office of the association is located unless otherwise  
1729 specified by the deed of the property held by the association  
1730 ~~its remaining public funds to be distributed as recommended by~~  
1731 ~~the board of directors.~~

1732 **Section 46. Subsection (3) of section 616.07, Florida**  
1733 **Statutes, is amended, and subsections (1) and (2) of that**  
1734 **section are republished, to read:**

1735 616.07 Members not personally liable; property of  
1736 association held in trust; exempt from taxation.—

1737 (1) A member, officer, director, or trustee of a fair  
1738 association is not personally liable for any of the debts of the  
1739 association, and money or property of a fair association may not  
1740 be distributed as profits or dividends among its members,  
1741 officers, directors, or trustees.

1742 (2) All money and property of the association, except that  
1743 necessary for the payment of its just debts and liabilities, are  
1744 public property, shall be administered by the association as  
1745 trustee, and shall be used exclusively for the legitimate  
1746 purpose of the association. So long as they are used for that  
1747 purpose, all money and property of the association are exempt  
1748 from all forms of taxation, including special assessments, and  
1749 any projects, activities, events, programs, and uses authorized  
1750 by this part serve an essential governmental purpose and,

1751 therefore, are not taxable and are not subject to assessments.  
1752 This subsection does not apply to chapter 212.

1753 ~~(3) Upon order of the circuit judge, any public funds or~~  
1754 ~~property remaining in a fair association when the association is~~  
1755 ~~dissolved shall be distributed by resolution of the board of~~  
1756 ~~directors to any county or any municipality within the county.~~  
1757 ~~The board may designate in the distribution resolution the~~  
1758 ~~public project that will benefit from the funds or the manner in~~  
1759 ~~which the property will be used. If property has been~~  
1760 ~~contributed by a municipality or county, the property shall be~~  
1761 ~~reconveyed to the municipality or county that gave the property~~  
1762 ~~to the association.~~

1763 **Section 47. Section 616.101, Florida Statutes, is amended**  
1764 **to read:**

1765 616.101 Annual review of accounts and records; review of  
1766 charter.—

1767 (1) The accounts and records of a every fair association  
1768 whose annual public fair has an annual attendance of more than  
1769 25,000, based upon recorded attendance from the previous year,  
1770 must ~~shall~~ be reviewed annually by a qualified accountant  
1771 licensed by the state. A fair association whose annual public  
1772 fair has an annual attendance of 25,000 or fewer, based upon  
1773 recorded attendance from the previous year, or a fair  
1774 association that is holding an annual public fair for the first  
1775 time, must submit an annual financial statement that has been

1776 signed by an officer of the county. The results of the reviews  
1777 must ~~shall~~ be kept in the official records of each association,  
1778 available to all directors of the association. A certified copy  
1779 of the review must ~~shall~~ be filed with the department:

1780 (a)~~(1)~~ On request by the department to certify  
1781 expenditures of the premiums awarded to exhibitors of a fair or  
1782 of building funds if ~~when~~ there is evidence of a violation of  
1783 state laws; or

1784 (b)~~(2)~~ When the association is applying for a fair permit.

1785 (2) A fair association shall, every 5 years beginning July  
1786 1, 2026, review its charter and submit to the department a  
1787 certified copy of the charter which incorporates any amendment  
1788 made during the last 5 years. A designated member of the  
1789 association shall attest that the charter is accurate and  
1790 factual when submitting the certified copy to the department.

1791 **Section 48. Section 616.15, Florida Statutes, is amended**  
1792 **to read:**

1793 616.15 Permit from Department of Agriculture and Consumer  
1794 Services required.—

1795 (1) An annual public fair may not be conducted by a fair  
1796 association without a permit issued by the department. The  
1797 association shall present to the department an application for a  
1798 permit, signed by an officer of the association, at least 90  
1799 calendar days ~~3 months~~ before holding the annual public fair.

1800 The application must ~~shall~~ be accompanied by a fee in an amount

1801 to be determined by the department for processing the  
1802 application and making any required investigation. The  
1803 application fee must be at least \$183 and may not exceed \$366.  
1804 Fees collected under this subsection shall be deposited in the  
1805 General Inspection Trust Fund of the State Treasury in a special  
1806 account to be known as the "Agricultural and Livestock Fair  
1807 Account." A copy of the application must be sent to each fair  
1808 association located within 50 miles of the site of the proposed  
1809 annual public fair at the same time the application is sent to  
1810 the department. The department may issue a permit if the  
1811 applicant provides:

1812 (a) The opening and closing dates of the proposed annual  
1813 public fair.

1814 (b) The name and address of the owner of the central  
1815 amusement attraction that will operate during the annual public  
1816 fair.

1817 (c) An affidavit properly executed by the president or  
1818 chief executive officer of the applicant association certifying  
1819 the existence of a binding contract entered into by the  
1820 association and the owner of the central amusement attraction  
1821 covering the period for which the permit from the department is  
1822 applied. The contract between the parties must ~~shall~~ be  
1823 available for inspection by duly authorized agents of the  
1824 department in administering this chapter.

1825 (d) A copy of the association's charter which incorporates

1826 all amendments made ~~A written statement that the main purpose of~~  
1827 ~~the association is to conduct and operate a public fair and~~  
1828 ~~exposition, including the annual fair, for the benefit and~~  
1829 ~~development of the educational, agricultural, horticultural,~~  
1830 ~~livestock, charitable, historical, civic, cultural, scientific,~~  
1831 ~~and other resources of the geographical area the fair~~  
1832 ~~association represents and serves. The statement must be~~  
1833 ~~subscribed and acknowledged by an officer of the association~~  
1834 ~~before an officer authorized to take acknowledgments.~~

1835 (e) A premium list of the current annual public fair to be  
1836 conducted and ~~or~~ a copy of the previous year's premium list  
1837 showing all premiums and awards to be offered to exhibitors in  
1838 various departments of the annual public fair, which may  
1839 include, but are not limited to, art exhibition;; beef cattle;;  
1840 county exhibits;; dairy cattle;; horticulture;; swine;; ~~women's~~  
1841 ~~department,~~ 4-H Club activities;; Future Farmers of America  
1842 activities; Family, Career and Community Leaders of America  
1843 ~~Future Homemakers of America~~ activities;; poultry and egg  
1844 exhibits;; and community exhibits. The premium list, which may  
1845 be submitted separately from the application, must be submitted  
1846 at least 60 calendar days before the annual public fair begins  
1847 operation.

1848 (f) A complete listing of all exhibits required pursuant  
1849 to s. 616.17 ~~Proof of liability insurance insuring the~~  
1850 ~~association against liability for injury to persons, in an~~

1851 ~~amount of not less than \$300,000 per occurrence.~~

1852 ~~(g) A copy of the most recent review.~~

1853 ~~(h) A list of all current members of the board of~~  
 1854 ~~directors of the association and their contact information,~~  
 1855 ~~including home address.~~

1856  
 1857 The department shall issue the permit within 10 calendar days  
 1858 after it receives ~~all~~ the information required by this  
 1859 subsection ~~and the applicant qualifies pursuant to this section.~~

1860 (2) At least 21 calendar days before holding the annual  
 1861 public fair, the association shall present the department with  
 1862 all of the following information:

1863 (a) Proof of liability insurance insuring the association  
 1864 against liability for injury to persons, in an amount not less  
 1865 than \$300,000 per occurrence.

1866 (b) A copy of the association's most recent annual  
 1867 financial statement pursuant to s. 616.101.

1868 (c) A list of all current members of the board of  
 1869 directors of the association and their contact information,  
 1870 including mailing addresses.

1871 (3)~~(2)~~ The department shall administer and enforce ~~the~~  
 1872 ~~provisions of~~ this chapter except as to the regulation of games,  
 1873 which shall be regulated by local law enforcement agencies. The  
 1874 department shall adopt rules to administer this chapter,  
 1875 including rules governing the form and contents of the

1876 application for the permit and any reports that it deems ~~may~~  
 1877 ~~deem~~ necessary in enforcing the provisions of this chapter.

1878 (4)~~(3)~~ Notwithstanding any fair association meeting the  
 1879 requirements set forth in subsection (1), the department may  
 1880 order a full investigation to determine if the fair association  
 1881 meets the requirements of this part ~~s. 616.01~~, and may withhold  
 1882 a permit from, deny a permit to, or withdraw a permit once  
 1883 issued to the association. The department shall also consider  
 1884 whether any proposed annual public fair, as set forth in an  
 1885 application for a permit, will compete with another annual  
 1886 public fair within 50 miles of the proposed annual public fair  
 1887 with respect to name, dates of operation, or market. The  
 1888 department may deny, withhold, or withdraw a permit from a fair  
 1889 association if the department determines that such fair  
 1890 association will compete with another association. The  
 1891 department shall give preference to existing fair associations  
 1892 with established dates, locations, and names. The determination  
 1893 by the department is final.

1894 **Section 49. Section 616.251, Florida Statutes, is amended**  
 1895 **to read:**

1896 616.251 Florida State Fair Authority; creation;  
 1897 responsibility for staging annual state fair; exemptions.-

1898 (1) There is created and constituted the "Florida State  
 1899 Fair Authority," a public body corporate and politic, for the  
 1900 purposes and with the powers set forth in this part. Such

1901 instrumentality, hereinafter referred to as "the authority,"  
 1902 shall have perpetual succession. For the purposes of  
 1903 implementing the intent of this part, the authority shall be  
 1904 considered an instrumentality of the state, subject to the  
 1905 jurisdiction of the state. Any conflict with respect to that  
 1906 jurisdiction will be resolved by the authority and respective  
 1907 state agencies.

1908 (2) The authority shall operate under the supervision of  
 1909 the Commissioner of Agriculture, which supervision may include,  
 1910 but is not limited to, assisting, advising, and making  
 1911 recommendations regarding the financing and operation of the  
 1912 authority. In assisting and advising the authority, the  
 1913 Commissioner of Agriculture may make appropriate staff of the  
 1914 department available to the authority.

1915 (3) The authority is charged with the responsibility of  
 1916 staging an annual fair to serve the entire state. Cash premiums  
 1917 or awards may be given to exhibitors.

1918 (4) The authority shall be exempt from the requirements of  
 1919 part I of this chapter.

1920 (5)~~(4)~~ The principal offices of the authority shall be in  
 1921 such place or places in or near the City of Tampa as the  
 1922 authority may from time to time designate.

1923 **Section 50. Paragraph (b) of subsection (2) of section**  
 1924 **624.4032, Florida Statutes, is amended to read:**

1925 624.4032 Nonprofit agricultural organization medical

1926 benefit plans.—

1927 (2) For purposes of this section, the term "nonprofit  
1928 agricultural organization" means an organization that meets all  
1929 of the following criteria:

1930 (b) Is exempt from federal income tax under s. 501(c)(5)  
1931 ~~s. 501(e)(3)~~ of the Internal Revenue Code.

1932 **Section 51. Subsection (1) of section 843.085, Florida**  
1933 **Statutes, is amended, and subsection (5) of that section is**  
1934 **republished, to read:**

1935 843.085 Unlawful use of badges or other indicia of  
1936 authority.—

1937 (1) It is unlawful for any person, unless appointed by the  
1938 Governor pursuant to chapter 354, authorized by the appropriate  
1939 agency, or displayed in a closed or mounted case as a collection  
1940 or exhibit, to wear or display any authorized indicia of  
1941 authority, including any badge, insignia, emblem, identification  
1942 card, or uniform, or any colorable imitation thereof, of any  
1943 federal, state, county, or municipal law enforcement agency, or  
1944 other criminal justice agency as defined in s. 943.045, with the  
1945 intent to mislead or cause another person to believe that he or  
1946 she is a member of that agency or is authorized to display or  
1947 wear such item, or to wear or display any item that displays in  
1948 any manner or combination the word or words "police,"  
1949 "patrolman," "patrolwoman," "agent," "sheriff," "deputy,"  
1950 "trooper," "highway patrol," "commission officer," "Wildlife

1951 Officer," "Department of Environmental Protection officer,"  
 1952 "Marine Patrol Officer," "state attorney," "public defender,"  
 1953 "marshal," "constable," "bailiff," ~~or~~ "fire department,"  
 1954 "concealed weapon permit," or "concealed weapon permitholder,"  
 1955 with the intent to mislead or cause another person to believe  
 1956 that he or she is a member of that agency, if applicable, or is  
 1957 authorized to wear or display such item.

1958 (5) A violation of this section is a misdemeanor of the  
 1959 first degree, punishable as provided in s. 775.082 or s.  
 1960 775.083. This section is cumulative to any law now in force in  
 1961 the state.

1962 **Section 52. Subsection (27) is added to section 934.02,**  
 1963 **Florida Statutes, to read:**

1964 934.02 Definitions.—As used in this chapter:

1965 (27) "Signal jamming device" means a device or process,  
 1966 such as a phone jammer, global positioning systems blocker, or  
 1967 other similar device designed to intentionally block, jam, or  
 1968 interfere with radio communications, such as cellular and  
 1969 personal communication services, police radar, or global  
 1970 positioning systems.

1971 **Section 53. Section 934.51, Florida Statutes, is created**  
 1972 **to read:**

1973 934.51 Possession, use, and sale of signal jamming device;  
 1974 prohibition; exceptions; penalties.—

1975 (1) PROHIBITION.—It is unlawful to possess, manufacture,

1976 | hold or offer for sale, sell, import, distribute, or use a  
 1977 | signal jamming device in this state.

1978 | (2) EXCEPTIONS.—This section does not apply to a federal  
 1979 | or military law enforcement agency that lawfully installs,  
 1980 | places, or uses a signal jamming device as part of a criminal  
 1981 | investigation, or to any person duly authorized by the Federal  
 1982 | Communications Commission.

1983 | (3) PENALTIES.—A person who violates this section commits  
 1984 | a misdemeanor of the first degree, punishable as provided in s.  
 1985 | 775.082 or s. 775.083.

1986 | **Section 54.** (1) The Citrus Research and Development  
 1987 | Foundation, Inc., the nonprofit corporation established in s.  
 1988 | 573.112(7), Florida Statutes, is merged into the Citrus Research  
 1989 | and Field Trial Foundation, Inc.

1990 | (2) The Citrus Research and Development Foundation, Inc.,  
 1991 | must enter into a plan with the Citrus Research and Field Trial  
 1992 | Foundation, Inc., for the merger. Such merger must be completed  
 1993 | by October 1, 2026. The merger is subject to chapter 617,  
 1994 | Florida Statutes, related to the merger of nonprofit  
 1995 | corporations.

1996 | (3) Any funds held in trust which were donated to or  
 1997 | earned by the Citrus Research and Development Foundation, Inc.,  
 1998 | shall be transferred to the Citrus Research and Field Trial  
 1999 | Foundation, Inc., and shall be used for the original purposes of  
 2000 | the funds.

2001           (4) The transfer of any program, activity, duty, or  
 2002 function under this act includes the transfer of any records and  
 2003 unexpected balances of appropriations, allocations, or other  
 2004 funds related to such program, activity, duty, or function.  
 2005 Except as otherwise provided by law, the Citrus Research and  
 2006 Field Trial Foundation, Inc., shall become the custodian of any  
 2007 property of the Citrus Research and Development Foundation,  
 2008 Inc., on the date specified in the plan of merger or October 1,  
 2009 2026, whichever occurs first.

2010           **Section 55. Paragraph (a) of subsection (4) and subsection**  
 2011 **(6) of section 288.1175, Florida Statutes, are amended to read:**

2012           288.1175 Agriculture education and promotion facility.—

2013           (4) The Department of Agriculture and Consumer Services  
 2014 shall certify a facility as an agriculture education and  
 2015 promotion facility if the Department of Agriculture and Consumer  
 2016 Services determines that:

2017           (a) The applicant is a unit of local government as defined  
 2018 in s. 218.369, or a fair association as defined in s. 616.001(8)  
 2019 ~~s. 616.001(11)~~, which is responsible for the planning, design,  
 2020 permitting, construction, renovation, management, and operation  
 2021 of the agriculture education and promotion facility or holds  
 2022 title to the property on which such facility is to be developed  
 2023 and located.

2024           (6) Funds may not be expended to develop or subsidize  
 2025 privately owned facilities, except for facilities owned by fair

2026 associations as defined in s. 616.001(8) ~~s. 616.001(11)~~.

2027 **Section 56. For the purpose of incorporating the amendment**  
 2028 **made by this act to section 287.1351, Florida Statutes, in a**  
 2029 **reference thereto, subsection (4) of section 287.056, Florida**  
 2030 **Statutes, is reenacted to read:**

2031 287.056 Purchases from purchasing agreements and state  
 2032 term contracts; vendor disqualification.—

2033 (4) A firm or individual placed on the suspended vendor  
 2034 list pursuant to s. 287.1351 or placed on a disqualified vendor  
 2035 list pursuant to s. 287.133 or s. 287.134 is immediately  
 2036 disqualified from state term contract eligibility.

2037 **Section 57. For the purpose of incorporating the amendment**  
 2038 **made by this act to section 287.1351, Florida Statutes, in a**  
 2039 **reference thereto, subsection (5) of section 287.138, Florida**  
 2040 **Statutes, is reenacted to read:**

2041 287.138 Contracting with entities of foreign countries of  
 2042 concern prohibited.—

2043 (5) The Attorney General may bring a civil action in any  
 2044 court of competent jurisdiction against an entity that violates  
 2045 this section. Violations of this section may result in:

2046 (a) A civil penalty equal to twice the amount of the  
 2047 contract for which the entity submitted a bid or proposal for,  
 2048 replied to, or entered into;

2049 (b) Ineligibility to enter into, renew, or extend any  
 2050 contract, including any grant agreements, with any governmental

2051 entity for up to 5 years;

2052 (c) Ineligibility to receive or renew any license,  
2053 certification, or credential issued by a governmental entity for  
2054 up to 5 years; and

2055 (d) Placement on the suspended vendor list pursuant to s.  
2056 287.1351.

2057 **Section 58. For the purpose of incorporating the amendment**  
2058 **made by this act to section 500.04, Florida Statutes, in a**  
2059 **reference thereto, subsection (1) of section 500.177, Florida**  
2060 **Statutes, is reenacted to read:**

2061 500.177 Penalty for violation of s. 500.04; dissemination  
2062 of false advertisement.—

2063 (1) Any person who violates any provision of s. 500.04 is  
2064 guilty of a misdemeanor of the second degree, punishable as  
2065 provided in s. 775.082 or s. 775.083; but, if the violation is  
2066 committed after a conviction of such person under this section  
2067 has become final, such person is guilty of a misdemeanor of the  
2068 first degree, punishable as provided in s. 775.082 or s.  
2069 775.083.

2070 **Section 59. For the purpose of incorporating the amendment**  
2071 **made by this act to section 616.07, Florida Statutes, in a**  
2072 **reference thereto, subsection (13) of section 212.08, Florida**  
2073 **Statutes, is reenacted to read:**

2074 212.08 Sales, rental, use, consumption, distribution, and  
2075 storage tax; specified exemptions.—The sale at retail, the

2076 rental, the use, the consumption, the distribution, and the  
 2077 storage to be used or consumed in this state of the following  
 2078 are hereby specifically exempt from the tax imposed by this  
 2079 chapter.

2080 (13) LIMITATIONS ON EXEMPTIONS.—No transactions shall be  
 2081 exempt from the tax imposed by this chapter except those  
 2082 expressly exempted herein. All laws granting tax exemptions, to  
 2083 the extent they may be inconsistent or in conflict with this  
 2084 chapter, including, but not limited to, the following designated  
 2085 laws, shall yield to and be superseded by the provisions of this  
 2086 subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31,  
 2087 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11,  
 2088 348.65, 348.762, 349.13, 403.1834, 616.07, and 623.09, and the  
 2089 following Laws of Florida, acts of the year indicated: s. 31,  
 2090 chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter  
 2091 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263,  
 2092 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13,  
 2093 chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754;  
 2094 s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter  
 2095 65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681.  
 2096 This subsection does not supersede the authority of a local  
 2097 government to adopt financial and local government incentives  
 2098 pursuant to s. 163.2517.

2099 **Section 60. For the purpose of incorporating the amendment**  
 2100 **made by this act to section 616.15, Florida Statutes, in a**

2101 **reference thereto, section 616.185, Florida Statutes, is**  
 2102 **reenacted to read:**

2103           616.185 Trespass upon grounds or facilities of public  
 2104 fair; penalty; arrests.—

2105           (1) For the purposes of this chapter, trespass upon the  
 2106 grounds of the Florida State Fair Authority or any other fair  
 2107 association permitted under s. 616.15 means:

2108           (a) Entering and remaining upon any grounds or facilities  
 2109 owned, operated, or controlled by the Florida State Fair  
 2110 Authority or any other association permitted under s. 616.15 and  
 2111 committing any act that disrupts the orderly conduct of any  
 2112 authorized activity of the fair association in charge, or its  
 2113 lessees, licensees, or the general public on those grounds or  
 2114 facilities; or

2115           (b) Entering and remaining on those grounds or facilities  
 2116 after being directed not to enter or to leave them by the  
 2117 executive director of the authority, chief administrative  
 2118 officer of the fair association, or any employee or agent of the  
 2119 association designated by the executive director or  
 2120 administrator to maintain order on those grounds and facilities,  
 2121 after a determination by the executive director, administrator,  
 2122 employee, or agent that the entering or remaining on those  
 2123 grounds or facilities is in violation of the rules and  
 2124 regulations of the Florida State Fair Authority or permitted  
 2125 fair association or is disrupting the orderly conduct of any

2126 | authorized activity of the fair association in charge, or its  
2127 | lessees, licensees, or the general public on those grounds or  
2128 | facilities.

2129 |       (2) Any person committing the offense of trespass upon the  
2130 | grounds of the Florida State Fair Authority or any other fair  
2131 | association permitted under s. 616.15 commits a misdemeanor of  
2132 | the second degree, punishable as provided in s. 775.082 or s.  
2133 | 775.083.

2134 |       (3) A law enforcement officer may arrest any person on or  
2135 | off the premises, without a warrant, if the officer has probable  
2136 | cause for believing such person has committed the offense of  
2137 | trespass upon the grounds of the Florida State Fair Authority or  
2138 | any fair association permitted under s. 616.15. Such an arrest  
2139 | does not render the law enforcement officer criminally or  
2140 | civilly liable for false arrest, false imprisonment, or unlawful  
2141 | detention.

2142 |       **Section 61.** This act shall take effect July 1, 2026.