

1 A bill to be entitled
2 An act relating to the Department of Agriculture and
3 Consumer Services; creating ss. 125.489 and 166.063,
4 F.S.; defining the terms "gasoline-powered farm
5 equipment" and "gasoline-powered landscape equipment";
6 prohibiting counties and municipalities, respectively,
7 from enacting or enforcing any law that restricts or
8 prohibits the use of gasoline-powered farm equipment
9 or gasoline-powered landscape equipment or that
10 distinguishes such equipment from any other equipment
11 under certain circumstances; providing construction;
12 amending s. 253.0341, F.S.; requiring the Acquisition
13 and Restoration Council to determine whether certain
14 surplused lands are suitable for bona fide
15 agricultural purposes; prohibiting a local
16 governmental entity from transferring future
17 development rights for certain surplused lands
18 determined to be suitable for bona fide agricultural
19 purposes; requiring the Department of Environmental
20 Protection, in coordination with the Department of
21 Agriculture and Consumer Services, to determine
22 whether specified state-owned conservation lands are
23 suitable for bona fide agricultural purposes;
24 authorizing the Department of Environmental Protection
25 to surplus state-owned lands determined to be suitable

26 | for bona fide agricultural purposes; requiring the
27 | Department of Environmental Protection to retain a
28 | rural-lands-protection easement for such surplusd
29 | lands; requiring that all proceeds from the sale of
30 | such surplusd lands be deposited in the Department of
31 | Agriculture and Consumer Service's Incidental Trust
32 | Fund for less than fee simple; requiring the
33 | Department of Environmental Protection to annually
34 | provide a report of such surplusd lands to the Board
35 | of Trustees of the Internal Improvement Trust Fund;
36 | prohibiting certain lands from being surplusd;
37 | amending s. 259.1053, F.S.; deleting provisions
38 | relating to the Babcock Ranch Advisory Group; amending
39 | s. 287.1351, F.S.; revising circumstances under which
40 | a vendor is prohibited from submitting a bid,
41 | proposal, or reply to an agency or from entering into
42 | or renewing any contract to provide goods or services
43 | to an agency; amending s. 322.12, F.S.; providing
44 | penalties for an applicant for a commercial driver
45 | license who receives unauthorized assistance on
46 | certain portions of the examination; amending s.
47 | 322.36, F.S.; prohibiting a person from knowingly or
48 | willfully providing unauthorized assistance to an
49 | applicant for the examination required to hold a
50 | commercial driver license; repealing ss. 377.71,

51 377.711, and 377.712, F.S., relating to definitions
52 and the Southern States Energy Compact, Florida as
53 party to the Southern States Energy Compact, and
54 Florida's participation in the Southern States Energy
55 Board, respectively; amending s. 403.0855, F.S.;
56 deleting provisions relating to legislative approval
57 of certain rules adopted by the Department of
58 Environmental Protection; revising requirements for
59 permittees of biosolids land application sites;
60 deleting an obsolete provision; amending s. 489.105,
61 F.S.; defining the terms "subcontractor" and
62 "supplier"; creating s. 489.1295, F.S.; prohibiting
63 licensed contractors or persons holding themselves out
64 as such from failing to pay their subcontractor or
65 supplier within a specified timeframe without
66 reasonable cause after receiving payment for the
67 services the subcontractor or supplier performed;
68 providing penalties; amending s. 500.04, F.S.;
69 revising the list of prohibited acts related to the
70 prevention of fraud, harm, adulteration, misbranding,
71 or false advertising in the preparation, production,
72 manufacture, storage, or sale of food; repealing s.
73 500.81, F.S., relating to the Healthy Food Financing
74 Initiative; amending s. 500.93, F.S.; making a
75 technical change; amending s. 501.013, F.S.;

76 | authorizing the Department of Agriculture and Consumer
77 | Services to provide an exemption from certain health
78 | studio regulations; creating s. 501.062, F.S.;
79 | providing legislative intent; defining the terms
80 | "commercial solicitation" and "dwelling"; prohibiting
81 | a person from engaging in commercial solicitation
82 | under certain circumstances; providing construction;
83 | providing penalties; amending s. 570.07, F.S.;
84 | authorizing the Department of Agriculture and Consumer
85 | Services to reorganize departmental units upon the
86 | approval of the Commissioner of Agriculture; amending
87 | s. 570.822, F.S.; providing additional eligibility
88 | requirements for the Agriculture and Aquaculture
89 | Producers Emergency Recovery Loan Program; creating s.
90 | 570.846, F.S.; establishing the Food Animal Veterinary
91 | Medicine Loan Repayment Program; providing the purpose
92 | of the program; providing definitions; providing
93 | eligibility requirements for the program; authorizing
94 | the Department of Agriculture and Consumer Services to
95 | make loan principal repayments on behalf of eligible
96 | candidates up to a certain amount for a specified
97 | timeframe, subject to legislative appropriation;
98 | providing construction; authorizing the Department of
99 | Agriculture and Consumer Services to adopt rules;
100 | amending s. 583.01, F.S.; revising the definition of

101 the term "dealer"; amending s. 590.02, F.S.; revising
102 the Florida Forest Service powers, authority, and
103 duties; authorizing the Forest Service to manage the
104 Welaka Training Center; conforming provisions to
105 changes made by the act; authorizing the Withlacoochee
106 or Welaka Training Centers to assess certain fees as
107 determined by the Florida Forest Service, regardless
108 of where certain training occurs; creating s. 595.421,
109 F.S.; establishing the Farmers Feeding Florida Program
110 for specified purposes; requiring Feeding Florida to
111 take certain actions to implement the program;
112 prohibiting the food purchased by Feeding Florida
113 through such program from re-entering the wholesale,
114 retail, or secondary market; prohibiting a candidate
115 for elective office from hosting a food distribution
116 event under certain circumstances; providing
117 nonapplicability; amending s. 597.004, F.S.;
118 prohibiting the Department of Agriculture and Consumer
119 Services from renewing a certificate of registration
120 for a noncompliant facility unless certain
121 documentation is provided with the renewal
122 application; prohibiting entities whose certificate of
123 registration has been revoked from reapplying for a
124 specified period of time; amending s. 597.010, F.S.;
125 authorizing, rather than requiring, the periodic

126 adjustment of the annual rental fee charged for
127 certain leases; amending s. 599.012, F.S.; making
128 technical changes; amending s. 616.001, F.S.; revising
129 and deleting definitions relating to public fairs and
130 expositions; amending s. 616.01, F.S.; revising
131 application requirements for a proposed charter for an
132 association to conduct a public fair or exposition;
133 requiring the Department of Agriculture and Consumer
134 Services to provide an applicant for a proposed
135 charter with specified information upon the denial of
136 a proposed charter; revising requirements for
137 information that must be included in the proposed
138 charter; amending s. 616.02, F.S.; limiting the number
139 of incorporated state fair associations per county;
140 providing construction; authorizing the Department of
141 Agriculture and Consumer Services to waive certain
142 requirements at the discretion of the commissioner;
143 authorizing fair associations incorporated before a
144 certain date to conduct their affairs; deleting
145 provisions relating to requirements for a proposed
146 charter; amending s. 616.03, F.S.; revising
147 requirements for the approval and recordation of the
148 charter; amending s. 616.05, F.S.; revising the
149 process by which a proposed charter amendment is
150 incorporated into the original charter; amending s.

151 616.051, F.S.; revising the circumstances under which
152 a circuit judge is authorized to dissolve an
153 association and order the distribution of its
154 remaining assets; requiring that such assets be
155 distributed to certain counties; s. 616.07, F.S.;
156 deleting provisions relating to distribution of public
157 funds after the dissolution of an association;
158 amending s. 616.101, F.S.; specifying the basis for
159 annual public fair attendance records; requiring a
160 fair association to review its charter every 5 years
161 and submit an updated copy of the charter to the
162 Department of Agriculture and Consumer Services;
163 requiring a designated member of the association to
164 make an attestation; amending s. 616.15, F.S.;
165 revising the information that an applicant must submit
166 to the Department of Agriculture and Consumer Services
167 for the department to issue a permit for an
168 association to conduct a fair; revising the timeframe
169 within which the Department of Agriculture and
170 Consumer Services is required to issue the permit upon
171 the receipt of specified information; amending s.
172 616.251, F.S.; exempting the Florida State Fair
173 Authority from specified provisions; amending s.
174 843.085, F.S.; prohibiting a person from wearing or
175 displaying an item that displays the words "concealed

176 | weapon permit" or "concealed weapon permit holder"
177 | with the intent to mislead another to believe that the
178 | person is authorized to wear or display such item;
179 | amending s. 865.065, F.S.; revising definitions;
180 | conforming provisions to changes made by the act;
181 | amending s. 934.02, F.S.; defining the term "signal
182 | jamming device"; creating s. 934.51, F.S.; prohibiting
183 | the possession, manufacture, sale, importation,
184 | distribution, or use of a signal jamming device;
185 | providing exceptions; providing criminal penalties;
186 | amending s. 288.1175, F.S.; conforming cross-
187 | references; reenacting ss. 287.056(4) and 287.138(5),
188 | F.S., relating to disqualification for state term
189 | contract eligibility, and contracting with entities of
190 | foreign countries of concern prohibited, respectively,
191 | to incorporate the amendment made to s. 287.1351,
192 | F.S., in references thereto; reenacting s. 500.177(1),
193 | F.S., relating to penalties for dissemination of a
194 | false advertisement, to incorporate the amendment made
195 | to s. 500.04, F.S., in a reference thereto; reenacting
196 | s. 212.08(13), F.S., relating to taxation and
197 | specified exemptions, to incorporate the amendment
198 | made to s. 616.07, F.S., in a reference thereto;
199 | reenacting s. 616.185, F.S., relating to trespass upon
200 | grounds or facilities of a public fair, to incorporate

201 the amendment made to s. 616.15, F.S., in a reference
 202 thereto; providing an effective date.

203

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

205

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

208 125.489 Preemption of restrictions on gasoline-powered
 209 farm equipment or gasoline-powered landscape equipment.—

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

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

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

221 (2) A county may not enact or enforce a resolution, an
 222 ordinance, a rule, a code, or a policy or take any action that
 223 restricts or prohibits the use of gasoline-powered farm
 224 equipment or gasoline-powered landscape equipment and may not
 225 create differing standards for such equipment or distinguish

226 such equipment from any electric or similar equipment in a
227 retail, manufacturer, or distributor setting.

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

231 **Section 2. Section 166.063, Florida Statutes, is created**
232 **to read:**

233 166.063 Preemption of restrictions on gasoline-powered
234 farm equipment or gasoline-powered landscape equipment.—

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

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

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

246 (2) A municipality may not enact or enforce a resolution,
247 an ordinance, a rule, a code, or a policy or take any action
248 that restricts or prohibits the use of gasoline-powered farm
249 equipment or gasoline-powered landscape equipment and may not
250 create differing standards for such equipment or distinguish

251 such equipment from any electric or similar equipment in a
 252 retail, manufacturer, or distributor setting.

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

256 **Section 3. Present subsection (19) of section 253.0341,**
 257 **Florida Statutes, is redesignated as subsection (21), and new**
 258 **subsections (19) and (20) are added to that section, to read:**

259 253.0341 Surplus of state-owned lands.—

260 (19) The Acquisition and Restoration Council shall
 261 determine whether any lands surplused by a local governmental
 262 entity, as defined in s. 218.72, on or after January 1, 2024,
 263 are suitable for bona fide agricultural purposes, as defined in
 264 s. 193.461(3)(b). A local governmental entity may not transfer
 265 future development rights for any surplused lands determined to
 266 be suitable for bona fide agricultural purposes on or after
 267 January 1, 2024.

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

273 (a) Notwithstanding any other law or rule, the Department
 274 of Environmental Protection may surplus state-owned conservation
 275 lands acquired on or after January 1, 2024, determined to be

276 suitable for bona fide agricultural purposes.

277 (b) For all state-owned conservation lands determined to
 278 be suitable for bona fide agricultural production and surplusd
 279 by the Department of Environmental Protection, the department
 280 shall retain a rural-lands-protection easement pursuant to s.
 281 570.71(3). All proceeds from the sale of such surplusd lands
 282 must be deposited into the Incidental Trust Fund within the
 283 Department of Agriculture and Consumer Services for less than
 284 fee simple land acquisition pursuant to ss. 570.71 and 570.715.

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

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

293 **Section 4. Section 259.1053, Florida Statutes, is amended**
 294 **to read:**

295 259.1053 Babcock Ranch Preserve; ~~Babcock Ranch Advisory~~
 296 ~~Group.~~—

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

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

300 (a) "Babcock Ranch Preserve" and "preserve" mean the lands

301 and facilities acquired in the purchase of the Babcock Crescent
302 B Ranch, as provided in s. 259.1052.

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

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

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

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

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

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

316 (h) "Multiple use" means the management of all of the
317 renewable surface resources of the Babcock Ranch Preserve to
318 best meet the needs of the public, including the use of the land
319 for some or all of the renewable surface resources or related
320 services over areas large enough to allow for periodic
321 adjustments in use to conform to the changing needs and
322 conditions of the preserve while recognizing that a portion of
323 the land will be used for some of the renewable surface
324 resources available on that land. The goal of multiple use is
325 the harmonious and coordinated management of the renewable

326 surface resources without impairing the productivity of the land
327 and considering the relative value of the renewable surface
328 resources, and not necessarily a combination of uses to provide
329 the greatest monetary return or the greatest unit output.

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

335 (3) CREATION OF BABCOCK RANCH PRESERVE.—

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

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

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

350 (d) This section does not affect the constitutional

351 responsibilities of the commission in the exercise of its
352 regulatory and executive power with respect to wild animal life
353 and freshwater aquatic life, including the regulation of
354 hunting, fishing, and trapping within the preserve.

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

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

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

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

373 ~~(b) The Babcock Ranch Advisory Group shall be comprised of~~
374 ~~nine members appointed to 5-year terms. Based on recommendations~~
375 ~~from the Governor and Cabinet, the commission, and the governing~~

376 ~~boards of Charlotte County and Lee County, the commissioner~~
377 ~~shall appoint members as follows:~~

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

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

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

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

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

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

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

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

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

400

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

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

405 ~~1. Elect a chair and vice chair from among the group~~
406 ~~members.~~

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

408 ~~3. Serve without compensation but shall receive~~
409 ~~reimbursement for travel and per diem expenses as provided in s.~~
410 ~~112.061.~~

411 ~~(4)~~(5) MANAGEMENT OF PRESERVE; FEES.-

412 (a) The department shall assume all authority provided by
413 this section to manage and operate the preserve as a working
414 ranch upon the termination or expiration of the management
415 agreement attached as Exhibit "E" to that certain agreement for
416 sale and purchase approved by the Board of Trustees of the
417 Internal Improvement Trust Fund on November 22, 2005, and by Lee
418 County on November 20, 2005.

419 (b) Upon assuming management and operation of the
420 preserve, the department shall:

421 1. Manage and operate the preserve and the uses thereof,
422 including, but not limited to, the activities necessary to
423 administer and operate the preserve as a working ranch; the
424 activities necessary for the preservation and development of the
425 land and renewable surface resources of the preserve; the

426 activities necessary for interpretation of the history of the
427 preserve on behalf of the public; the activities necessary for
428 the management, public use, and occupancy of facilities and
429 lands within the preserve; and the maintenance, rehabilitation,
430 repair, and improvement of property within the preserve.

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

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

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

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

448 1. Establish and implement public hunting and other fish
449 and wildlife management activities. Tier I and Tier II public
450 hunting opportunities shall be provided consistent with the

451 management plan and the recreation master plan. Tier I public
452 hunting shall provide hunting opportunities similar to those
453 offered on wildlife management areas with an emphasis on youth
454 and family-oriented hunts. Tier II public hunting shall be
455 provided specifically by fee-based permitting to ensure
456 compatibility with livestock grazing and other essential
457 agricultural operations on the preserve.

458 2. Establish and administer permit fees for Tier II public
459 hunting to capitalize on the value of hunting on portions of the
460 preserve and to help ensure the preserve is financially self-
461 sufficient. The fees shall be deposited into the State Game
462 Trust Fund of the Fish and Wildlife Conservation Commission to
463 be used to offset the costs of providing public hunting and to
464 support fish and wildlife management and other land management
465 activities on the preserve.

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

468 1. Negotiate directly with and enter into such agreements,
469 leases, contracts, and other arrangements with any person, firm,
470 association, organization, corporation, or governmental entity,
471 including entities of federal, state, and local governments, as
472 are necessary and appropriate to carry out the purposes and
473 activities authorized by this section.

474 2. Grant privileges, leases, concessions, and permits for
475 the use of land for the accommodation of visitors to the

476 preserve, provided no natural curiosities or objects of interest
477 shall be granted, leased, or rented on such terms as shall deny
478 or interfere with free access to them by the public. Such
479 grants, leases, and permits may be made and given without
480 advertisement or securing competitive bids. Such grants, leases,
481 or permits may not be assigned or transferred by any grantee
482 without consent of the Board of Trustees of the Internal
483 Improvement Trust Fund or its designated agent.

484 ~~(5)~~ (6) DISSOLUTION OF BABCOCK RANCH, INC.—Upon dissolution
485 of the Babcock Ranch, Inc., all statutory powers, duties,
486 functions, records, personnel, property, and unexpended balances
487 of appropriations, allocations, and other funds of the
488 corporation shall be transferred to the Department of
489 Agriculture and Consumer Services unless otherwise provided by
490 law. Any cash balances of funds shall revert to the Incidental
491 Trust Fund of the Florida Forest Service.

492 **Section 5. Paragraph (a) of subsection (2) of section**
493 **287.1351, Florida Statutes, is amended, and subsection (3) of**
494 **that section is republished, to read:**

495 287.1351 Suspended vendors; state contracts.—

496 (2) (a) A vendor that is in default on any contract with an
497 agency, has failed to timely compensate its subcontractors or
498 suppliers, or has otherwise repeatedly demonstrated a recent
499 inability to fulfill the terms and conditions of previous state
500 contracts or to adequately perform its duties under those

501 contracts may not submit a bid, proposal, or reply to an agency
502 or enter into or renew a contract to provide any goods or
503 services to an agency after its placement, pursuant to this
504 section, on the suspended vendor list.

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

521 **Section 6. Paragraph (c) is added to subsection (4) of**
522 **section 322.12, Florida Statutes, to read:**

523 322.12 Examination of applicants.—

524 (4) The examination for an applicant for a commercial
525 driver license shall include a test of the applicant's eyesight

526 | given by a driver license examiner designated by the department
527 | or by a licensed ophthalmologist, optometrist, or physician and
528 | a test of the applicant's hearing given by a driver license
529 | examiner or a licensed physician. The examination shall also
530 | include a test of the applicant's ability to read and understand
531 | highway signs regulating, warning, and directing traffic; his or
532 | her knowledge of the traffic laws of this state pertaining to
533 | the class of motor vehicle which he or she is applying to be
534 | licensed to operate, including laws regulating driving under the
535 | influence of alcohol or controlled substances, driving with an
536 | unlawful blood-alcohol level, and driving while intoxicated; his
537 | or her knowledge of the effects of alcohol and controlled
538 | substances and the dangers of driving a motor vehicle after
539 | having consumed alcohol or controlled substances; and his or her
540 | knowledge of any special skills, requirements, or precautions
541 | necessary for the safe operation of the class of vehicle which
542 | he or she is applying to be licensed to operate. In addition,
543 | the examination shall include an actual demonstration of the
544 | applicant's ability to exercise ordinary and reasonable control
545 | in the safe operation of a motor vehicle or combination of
546 | vehicles of the type covered by the license classification which
547 | the applicant is seeking, including an examination of the
548 | applicant's ability to perform an inspection of his or her
549 | vehicle.

550 | (c) An applicant for a commercial driver license who

551 receives unauthorized assistance from another person in
552 completing the portion of the examination which tests the
553 applicant's ability to read and understand highway signs
554 regulating, warning, and directing traffic or his or her
555 knowledge of the traffic laws of this state pertaining to the
556 class of motor vehicle for which he or she is applying to be
557 licensed to operate, including laws regulating driving under the
558 influence of alcohol or controlled substances, driving with an
559 unlawful blood-alcohol level, and driving while intoxicated,
560 commits a misdemeanor of the second degree, punishable as
561 provided in s. 775.082 or s. 775.083.

562 **Section 7. Section 322.36, Florida Statutes, is amended to**
563 **read:**

564 322.36 Permitting unauthorized operator to drive.—

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

570 (2) A person may not knowingly or willfully provide
571 unauthorized assistance to an applicant for the examination
572 required to hold a commercial driver license pursuant to s.
573 322.12(4).

574 (3) A ~~Any~~ person who violates this section commits a
575 misdemeanor of the second degree, punishable as provided in s.

576 775.082 or s. 775.083. If a person violates this section by
577 knowingly loaning a vehicle to a person whose driver license is
578 suspended and if that vehicle is involved in an accident
579 resulting in bodily injury or death, the driver license of the
580 person violating this section must ~~shall~~ be suspended for 1
581 year.

582 **Section 8.** Sections 377.71, 377.711, and 377.712, Florida
583 Statutes, are repealed.

584 **Section 9.** **Present paragraphs (a) and (b) of subsection**
585 **(3) of section 403.0855, Florida Statutes, are redesignated as**
586 **paragraphs (b) and (c), respectively, a new paragraph (a) is**
587 **added to that subsection, and subsections (2) and (4) of that**
588 **section are amended, to read:**

589 403.0855 Biosolids management.—

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

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

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

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

600 **Section 10. Subsections (20) and (21) are added to section**

601 **489.105, Florida Statutes, to read:**

602 489.105 Definitions.—As used in this part:

603 (20) "Subcontractor" has the same meaning as in s.
604 558.002.

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

606 **Section 11. Section 489.1295, Florida Statutes, is created**
607 **to read:**

608 489.1295 Theft of subcontractor or supplier services.—

609 (1) A person licensed as a contractor or who otherwise
610 holds himself or herself out to be a contractor may not
611 knowingly or willfully fail to compensate his or her
612 subcontractors or suppliers without reasonable cause within 15
613 business days after receiving payment for the services performed
614 by the subcontractor or supplier.

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

619 (3) If a person licensed as a contractor or who otherwise
620 holds himself or herself out to be a contractor violates this
621 section and the services performed by the subcontractor or
622 supplier are valued at \$20,000 or more, such person commits a
623 felony of the third degree, punishable as provided in s.
624 775.082, s. 775.083, or s. 775.084.

625 **Section 12. Subsection (6) of section 500.04, Florida**

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

627 500.04 Prohibited acts.—The following acts and the causing
628 thereof within the state are prohibited:

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

632 **Section 13.** Section 500.81, Florida Statutes, is repealed.

633 **Section 14. Subsection (5) of section 500.93, Florida**
634 **Statutes, is amended to read:**

635 500.93 Mislabeling of plant-based products as milk, meat,
636 or poultry.—

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

645 **Section 15. Section 501.013, Florida Statutes, is amended**
646 **to read:**

647 501.013 Health studios; exemptions.—

648 (1) The following businesses or activities may be declared
649 exempt from ~~the provisions of~~ ss. 501.012-501.019 upon the
650 filing of an affidavit with the department establishing that the

651 | stated qualifications are met:

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

654 | (b)~~(2)~~ A gymnastics school which engages only in
655 | instruction and training and in which exercise is only
656 | incidental to such instruction and training.

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

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

664 | (e)~~(5)~~ A country club that has as its primary function the
665 | provision of a social life and recreational amenities to its
666 | members, and for which a program of physical exercise is merely
667 | incidental to membership. As used in this paragraph ~~subsection~~,
668 | the term "country club" means a facility that offers its members
669 | a variety of services that may include, but need not be limited
670 | to, social activities; dining, banquet, catering, and lounge
671 | facilities; swimming; yachting; golf; tennis; card games such as
672 | bridge and canasta; and special programs for members' children.
673 | Upon the filing of an affidavit with the department establishing
674 | that the stated qualifications of this paragraph ~~subsection~~ were
675 | met before July 1, 1997, this paragraph ~~subsection~~ will apply

676 retroactively to the date that the country club met these
677 qualifications.

678 (f)~~(6)~~ A program or facility that is offered by an
679 organization for the exclusive use of its employees and their
680 family members.

681 (2) In addition to the businesses and activities listed in
682 subsection (1), the department may exempt any other business or
683 activity not in existence as of July 1, 2026, from ss. 501.012-
684 501.019.

685 **Section 16. Section 501.062, Florida Statutes, is created**
686 **to read:**

687 501.062 Unauthorized commercial solicitation; legislative
688 intent; definitions; prohibited acts; penalties.-

689 (1) LEGISLATIVE INTENT.-It is the intent of the
690 Legislature to protect, preserve, and promote the safety,
691 welfare, and peace of the citizens of this state by adopting
692 measure to reduce the threat to private property rights,
693 including the right to exclude and to be free from trespass of
694 unauthorized commercial solicitation on private property when
695 noticed by the property owner. It is the intent of this section
696 to protect such private property rights by creating a uniform
697 standard for notifying individuals or groups of individuals that
698 commercial solicitation is prohibited on private property.

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

700 (a) "Commercial solicitation" means the act of attempting

701 to sell goods or services, or to raise funds for a commercial
702 purpose, through direct or indirect contact with individuals,
703 including, but not limited to, using words, body gestures, or
704 signs, on behalf of a business or commercial entity.

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

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

714
715 THIS DWELLING IS DESIGNATED PRIVATE PROPERTY. NO
716 COMMERCIAL SOLICITATION IS PERMITTED PURSUANT TO
717 SECTION 501.062, FLORIDA STATUTES.

718
719 (4) PENALTIES.—A person who violates subsection (3)
720 commits a noncriminal violation, punishable as provided in s.
721 775.083. A person who commits a second or subsequent violation
722 commits a misdemeanor of the second degree, punishable as
723 provided in s. 775.082 or s. 775.083.

724 **Section 17. Subsection (50) is added to section 570.07,**
725 **Florida Statutes, to read:**

726 570.07 Department of Agriculture and Consumer Services;
727 functions, powers, and duties.—The department shall have and
728 exercise the following functions, powers, and duties:

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

731 **Section 18. Paragraph (c) is added to subsection (3) of**
732 **section 570.822, Florida Statutes, to read:**

733 570.822 Agriculture and Aquaculture Producers Emergency
734 Recovery Loan Program.—

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

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

743 **Section 19. Section 570.846, Florida Statutes, is created**
744 **to read:**

745 570.846 Food Animal Veterinary Medicine Loan Repayment
746 Program.—

747 (1) PURPOSE.—To encourage specialized and qualified
748 veterinary professionals to practice in this state, to retain
749 the employment of such professionals in this state, and to
750 promote the care and treatment of food animals intended for

751 human consumption, there is established the Food Animal
752 Veterinary Medicine Loan Repayment Program. The purpose of the
753 program is authorize the department to make payments that offset
754 loans incurred, for up to three new eligible candidates
755 annually, for studies leading to a veterinary degree with a
756 specialization in food animal veterinary medicine.

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

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

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

765 (c) "Food animal veterinary medicine" means veterinary
766 medical practice that encompasses medical care, disease
767 prevention, and consultation on feeding, housing, and overall
768 herd management of food animals to ensure a safe, healthy, and
769 sustainable food supply for the public.

770 (3) ELIGIBILITY.—To be eligible for the program, a
771 candidate must have graduated from an American Veterinary
772 Medical Association-accredited college of veterinary medicine,
773 have received a Florida veterinary medical license, have
774 obtained a Category II Accreditation from the United States
775 Department of Agriculture, and be a practicing food animal

776 veterinarian in this state.

777 (4) FUNDING.—Subject to legislative appropriation, the
 778 department may make loan principal repayments of up to \$25,000 a
 779 year for up to 5 years on behalf of eligible candidates. All
 780 repayments are contingent upon continued proof of employment in
 781 this state as a practicing food animal veterinarian.

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

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

789 **Section 20. Subsection (4) of section 583.01, Florida**
 790 **Statutes, is amended to read:**

791 583.01 Definitions.—For the purpose of this chapter,
 792 unless elsewhere indicated, the term:

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

798 **Section 21. Section 590.02, Florida Statutes, is amended**
 799 **to read:**

800 590.02 Florida Forest Service; powers, authority, and

801 duties; liability; building structures; Withlacoochee and Welaka
 802 Training Centers ~~Center~~.—

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

805 (a) Enforce the provisions of this chapter;

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

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

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

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

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

836 (g) Provide fire management services and emergency
 837 response assistance and set and charge reasonable fees for
 838 performance of those services. Moneys collected from such fees
 839 shall be deposited into the Incidental Trust Fund of the Florida
 840 Forest Service;

841 (h) Require all state, regional, and local government
 842 agencies operating aircraft in the vicinity of an ongoing
 843 wildfire to operate in compliance with the applicable state
 844 Wildfire Aviation Plan;

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

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

849 (2) The Florida Forest Service's employees, and the
 850 firefighting crews under their control and direction, may enter

851 upon any lands for the purpose of preventing, detecting, and
852 suppressing wildfires and investigating smoke complaints or open
853 burning not in compliance with authorization and to enforce the
854 provisions of this chapter.

855 (3) Employees of the Florida Forest Service and of
856 federal, state, and local agencies, and all other persons and
857 entities that are under contract or agreement with the Florida
858 Forest Service to assist in firefighting operations as well as
859 those entities, called upon by the Florida Forest Service to
860 assist in firefighting may, in the performance of their duties,
861 set counterfires, remove fences and other obstacles, dig
862 trenches, cut firelines, use water from public and private
863 sources, and carry on all other customary activities in the
864 fighting of wildfires without incurring liability to any person
865 or entity. The manner in which the Florida Forest Service
866 monitors a smoldering wildfire or smoldering prescribed fire or
867 fights any wildfire are planning level activities for which
868 sovereign immunity applies and is not waived.

869 (4) (a) The department may build structures,
870 notwithstanding chapters 216 and 255, not to exceed a cost of
871 \$50,000 per structure from existing resources on forest lands,
872 federal excess property, and unneeded existing structures. These
873 structures must meet all applicable building codes.

874 (b) Notwithstanding s. 553.80(1), the department shall
875 exclusively enforce the Florida Building Code as it pertains to

876 wildfire, law enforcement, and other Florida Forest Service
877 facilities under the jurisdiction of the department.

878 (5) The Florida Forest Service shall organize its
879 operational units to most effectively prevent, detect, and
880 suppress wildfires, and to that end, may employ the necessary
881 personnel to manage its activities in each unit. The Florida
882 Forest Service may construct lookout towers, roads, bridges,
883 firelines, and other facilities and may purchase or fabricate
884 tools, supplies, and equipment for firefighting. The Florida
885 Forest Service may reimburse the public and private entities
886 that it engages to assist in the suppression of wildfires for
887 their personnel and equipment, including aircraft.

888 (6) The Florida Forest Service shall undertake
889 privatization alternatives for fire prevention activities
890 including constructing fire lines and conducting prescribed
891 burns and, where appropriate, entering into agreements or
892 contracts with the private sector to perform such activities.

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

899 (a) ~~The center~~ May establish cooperative efforts involving
900 federal, state, and local entities; hire appropriate personnel;

901 and engage others by contract or agreement with or without
 902 compensation to assist in carrying out the training and
 903 operations of the centers ~~center~~.

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

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

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

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

924 (b) The Madison Forestry Station shall be named the Harvey
 925 Greene Sr. Forestry Station. This is to honor Mr. Harvey Greene

926 Sr., a World War I veteran and pioneer in forestry in Madison
927 County. In 1947, Mr. Harvey Greene Sr. offered to give the land
928 on which the forestry station is located to the state; however,
929 at that time, the state could not accept donations of land.
930 Instead, Mr. Harvey Greene Sr. sold the land to the state and,
931 with the proceeds of the sale, purchased forestry equipment to
932 be used by the citizens of Madison County to plant trees and
933 fight wildfires.

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

938 (b) All money received from the disposition of state-owned
939 equipment and vehicles that are used for wildland firefighting
940 shall be retained by the department. Money received pursuant to
941 this section is appropriated for and may be disbursed for the
942 acquisition of exchange and surplus equipment used for wildland
943 firefighting, and for all necessary operating expenditures
944 related to such equipment, in the same fiscal year and the
945 fiscal year following the disposition. The department shall
946 maintain records of the accounts into which the money is
947 deposited.

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

951 silvicultural pile burning. An agency, commission, department,
952 county, municipality, or other political subdivision of the
953 state may not adopt or enforce laws, regulations, rules, or
954 policies pertaining to broadcast burning or agricultural and
955 silvicultural pile burning.

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

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

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

964 **Section 22. Section 595.421, Florida Statutes, is created**
965 **to read:**

966 595.421 Farmers Feeding Florida Program.—There is
967 established the Farmers Feeding Florida Program to coordinate
968 with Feeding Florida, or its successor entity, for the
969 acquisition, transportation, and distribution of non-Emergency
970 Food Assistance Program fresh food products for the benefit of
971 residents who are food insecure due to a lack of local food
972 resources, accessibility, and affordability.

973 (1) In order to implement the program, Feeding Florida
974 shall:

975 (a) Enter into an agreement with the department to

976 provide, at a minimum, all of the following services:

977 1. Transportation of non-Emergency Food Assistance Program
978 fresh food products using owned vehicles or contracted
979 commercial vehicles.

980 2. Coordination of the purchase and pickup of food from
981 the purchase location and delivery to the distribution location.

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

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

986 2. Food purchase locations.

987 3. Food purchase dates.

988 4. The date of delivery and locations to which the food
989 was distributed.

990 (c) Submit quarterly reports, beginning July 1, 2026, to
991 the chairs of the legislative appropriations committees,
992 including all of the following information:

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

995 2. The distribution locations.

996 3. An itemized list of the types of commodities
997 distributed.

998 (2) Foods purchased by Feeding Florida through the program
999 are restricted to charitable purposes for hunger relief and may
1000 not reenter the wholesale, retail, or secondary market.

1001 (3) Feeding Florida may not, in implementing this section,
 1002 allow a candidate for elective office to host a food
 1003 distribution event during the period of time between the last
 1004 day of the election qualifying period and the date of the
 1005 election if the candidate is opposed for election or re-election
 1006 at the time of the event. This subsection does not apply if the
 1007 event is in response to a declared state of emergency.

1008 **Section 23. Present paragraph (c) of subsection (7) of**
 1009 **section 597.004, Florida Statutes, is redesignated as paragraph**
 1010 **(d) and amended, a new paragraph (c) is added to that**
 1011 **subsection, and paragraph (a) of subsection (2) of that section**
 1012 **is amended, to read:**

1013 597.004 Aquaculture certificate of registration.—

1014 (2) RULES.—

1015 (a) The department, in consultation with the Department of
 1016 Environmental Protection, the water management districts,
 1017 environmental groups, and representatives from the affected
 1018 farming groups, shall adopt rules to:

1019 1. Specify the requirement of best management practices to
 1020 be implemented by holders of aquaculture certificates of
 1021 registration.

1022 2. Establish procedures for holders of aquaculture
 1023 certificates of registration to submit the notice of intent to
 1024 comply with best management practices.

1025 3. Establish schedules for implementation of best

1026 management practices, and of interim measures that can be taken
 1027 prior to adoption of best management practices. Interim measures
 1028 may include the continuation of regulatory requirements in
 1029 effect on June 30, 1998.

1030 4. Establish a system to assure the implementation of best
 1031 management practices, including recordkeeping requirements.

1032 5. Require any facility that cultures *Micropterus*
 1033 *salmoides floridanus* to maintain stock acquisition documentation
 1034 or records of genetic testing.

1035 (7) REGISTRATION AND RENEWALS.—

1036 (c) The department may not renew a certificate of
 1037 registration for a facility that is not compliant with this
 1038 section unless documentation of corrective action is provided
 1039 with the renewal application.

1040 (d)(e) A Any person whose certificate of registration has
 1041 been revoked or suspended must reapply to the department for
 1042 certification. A person, a company, or an entity, or a principal
 1043 of a company or an entity whose certificate of registration has
 1044 been revoked, may not reapply for a period of 3 years.

1045 **Section 24. Paragraph (a) of subsection (5) of section**
 1046 **597.010, Florida Statutes, is amended to read:**

1047 597.010 Shellfish regulation; leases.—

1048 (5) LEASES IN PERPETUITY; RENT.—

1049 (a) All leases issued previously under ~~the provisions of~~
 1050 s. 379.2525 shall be enforced under the authority of this

1051 chapter, notwithstanding any other law to the contrary, and
 1052 shall continue in perpetuity under such restrictions as stated
 1053 in the lease agreement. The annual rental fee charged for all
 1054 leases shall consist of the minimum rate of \$15 per acre, or any
 1055 fraction of an acre, per year and may ~~shall~~ be adjusted on
 1056 January 1, 1995, and every 5 years thereafter, based on the 5-
 1057 year average change in the Consumer Price Index. Rent must ~~shall~~
 1058 be paid in advance of January 1 of each year or, in the case of
 1059 a new lease, at the time of signing, regardless of who holds the
 1060 lease.

1061 **Section 25. Paragraphs (b) and (c) of subsection (1) of**
 1062 **section 599.012, Florida Statutes, are amended to read:**

1063 599.012 Florida Wine Trust Fund; creation.—

1064 (1) There is established the Florida Wine Trust Fund
 1065 within the Department of Agriculture and Consumer Services. The
 1066 department shall use the moneys deposited in the trust fund
 1067 pursuant to subsection (2) to do all the following:

1068 (b) Promote wine ~~viticulture~~ products manufactured from
 1069 products grown in the state.

1070 (c) Provide grants for wine and viticultural research.

1071 **Section 26. Section 616.001, Florida Statutes, is amended**
 1072 **to read:**

1073 616.001 Definitions.—As used in this chapter, the term:

1074 (1) "Annual public fair" means a ~~community, county,~~
 1075 ~~district, regional, or state~~ fair that is held and conducted by

1076 a fair association and permitted by the department pursuant to
 1077 s. 616.15.

1078 (2) "Authority" means the Florida State Fair Authority.

1079 ~~(3) "Community fair" means an annual public fair that~~
 1080 ~~serves an area of less than an entire county, has exhibits that~~
 1081 ~~are in accordance with s. 616.17, and gives premiums or awards~~
 1082 ~~to exhibitors. Agricultural products shall be produced in the~~
 1083 ~~community the exhibit represents. The majority of the board of~~
 1084 ~~directors of the fair shall reside, be employed, or operate a~~
 1085 ~~business in the community the fair represents.~~

1086 (3)(4) "Concession" means use by a fair association, or a
 1087 grant, lease, or license to a third party, of a portion of the
 1088 land under the ownership, custody, or control of a fair
 1089 association for specific uses, or the right to enter upon the
 1090 land for specific purposes, such as providing rides, games,
 1091 food, beverage, merchandise for sale, exhibits, projects,
 1092 activities, events, programs, or other uses authorized in this
 1093 chapter.

1094 ~~(5) "County fair" means an annual public fair that serves~~
 1095 ~~an entire county and provides exhibitors with premiums or awards~~
 1096 ~~for exhibits that are in accordance with s. 616.17. Agricultural~~
 1097 ~~products must be typical of those produced in the county the~~
 1098 ~~exhibit represents. The majority of the board of directors of~~
 1099 ~~the fair shall reside, be employed, or operate a business in the~~
 1100 ~~county that the fair association represents.~~

HB 433

2026

1101 (4)~~(6)~~ "Department" means the Department of Agriculture
1102 and Consumer Services.

1103 ~~(7) "District fair" means an annual public fair that~~
1104 ~~serves at least five counties and has exhibits that meet the~~
1105 ~~requirements of s. 616.17. A district fair shall pay at least~~
1106 ~~\$25,000 in cash premiums or awards to exhibitors. Agricultural~~
1107 ~~products must be typical of those produced in the counties the~~
1108 ~~exhibit represents. Livestock may originate from outside the~~
1109 ~~district, but must be registered in the exhibitor's name at~~
1110 ~~least 30 days before the opening day of the fair. Each county is~~
1111 ~~encouraged to have proportionate exhibits, typical of its~~
1112 ~~respective natural resources. Each county shall have exhibits~~
1113 ~~representing basic resources in agriculture and industry.~~

1114 (5)~~(8)~~ "Entry" means one item entered for competition or
1115 show. An entry may constitute an exhibit, depending upon the
1116 regulations stated in the premium book.

1117 (6)~~(9)~~ "Exhibit" means one or more entries entered for
1118 exhibition and constituting a unit. An exhibit may consist of
1119 one or more entries, depending upon the regulations stated in
1120 the premium book. The term includes parades and displays of
1121 articles or a collection of articles, whether static,
1122 interactive, or dynamic, by a fair association or a third party
1123 contracting with a fair association, such as exhibits of
1124 animals, art, housewares, or motor vehicles.

1125 (7)~~(10)~~ "Exhibitor" means an individual, a group of

1126 individuals, or a business, including a fair association or
1127 third party contracting with a fair association, which has an
1128 exhibit.

1129 (8)~~(11)~~ "Fair association" or "association" means an
1130 association not for profit incorporated under this chapter for
1131 the purpose of conducting and operating public fairs or
1132 expositions.

1133 (9)~~(12)~~ "Public fair or exposition" means a project,
1134 activity, event, or program, and use by a fair association,
1135 including, but not limited to, the annual public fair, which
1136 serves the purposes specified in s. 616.08 and benefits and
1137 develops the educational, agricultural, horticultural,
1138 livestock, charitable, historical, civic, cultural, scientific,
1139 and other resources of this state, or any county, municipality,
1140 or other community in this state.

1141 ~~(13) "Regional fair" or "interstate fair" means an annual~~
1142 ~~public fair of this state and other states in which fair~~
1143 ~~exhibits meet the requirements of s. 616.17. Agricultural~~
1144 ~~products must be typical of those produced in the area the~~
1145 ~~exhibit represents.~~

1146 (10)~~(14)~~ "Specialized show" means a show or an exhibition
1147 exhibiting and emphasizing livestock or poultry, or a fruit or
1148 vegetable festival, and must meet the minimum exhibit
1149 requirements specified in s. 616.17. ~~A specialized show may~~
1150 ~~qualify under one of the definitions in subsections (3), (5),~~

1151 ~~(7), and (15).~~

1152 (11)~~(15)~~ "State fair" means an annual public fair that
 1153 serves the entire state. ~~Exhibits must comply with s. 616.17,~~
 1154 ~~and cash premiums or awards may be given to exhibitors.~~

1155 **Section 27. Section 616.01, Florida Statutes, is amended**
 1156 **to read:**

1157 616.01 Requirements for ~~Number of persons required;~~
 1158 ~~requisites of~~ proposed charter. ~~Twenty-five or more persons who~~
 1159 ~~are~~ Residents and qualified electors of the county in which the
 1160 annual public fair is to be located, who wish to form an
 1161 association not for profit for the purpose of conducting and
 1162 operating public fairs or expositions, may become incorporated
 1163 in the following manner. The applicant must ~~subscribers shall~~
 1164 submit the proposed charter to the department for review and
 1165 approval or denial. If the proposed charter is denied, the
 1166 department must provide the applicant with a letter sent to the
 1167 mailing address provided on the proposed charter and include a
 1168 complete listing of all deficiencies, if any, which must be
 1169 remedied before resubmittal of the proposed charter for
 1170 approval. If the proposed charter is approved, the applicant
 1171 must ~~subscribers shall~~ sign and present a notarized copy of the
 1172 proposed charter to the judge of the circuit court for the
 1173 county in which the principal office of the association will be
 1174 located. The proposed charter must specify:

1175 (1) The name of the association and the place where the

1176 principal office is to be located. The name of the association
 1177 must ~~shall~~ include the word, "Inc."

1178 (2) The general nature of the objectives and powers of the
 1179 association, including a provision that the association is
 1180 incorporated for the sole purpose of conducting and operating
 1181 public fairs or expositions.

1182 (3) The qualifications and terms of association members
 1183 and criteria for their admission and expulsion. Provision must
 1184 ~~may~~ be made in the charter for ex officio membership.

1185 (4) The time for which the association is to exist.

1186 (5) The name and residence of each subscriber.

1187 (6) Procedures for the election of and governance by
 1188 officers, who may be elected or appointed.

1189 (7) The designation of officers who will manage the
 1190 affairs of the association until the first election or
 1191 appointment under the charter.

1192 (8) Procedures for the adoption, amendment, or rescission
 1193 of bylaws of the association.

1194 (9) The highest amount of indebtedness or liability that
 1195 may be accrued by the association.

1196 (10) The name an elected member of the board of county
 1197 commissioners of the county in which the principal office of the
 1198 association will be located, who will serve as an ex officio
 1199 member of the board of directors the association.

1200 (11) The official e-mail address of the association which

1201 will be used for the purpose of official communication between
1202 the association and governmental entities.

1203 (12) The language for the oath that will be taken by the
1204 applicant, which must include, but is not limited to, all of the
1205 following:

1206 (a) That the primary objective of the association is for
1207 public service and to hold, conduct, and promote public fairs or
1208 expositions.

1209 (b) That money and other available assets in value
1210 exceeding \$5,000 have been provided for purposes designated by
1211 the association.

1212 (c) That the association will operate in good faith to
1213 carry out the purposes and objectives set forth in the charter.

1214 **Section 28. Section 616.02, Florida Statutes, is amended**
1215 **to read:**

1216 616.02 Fair associations per county ~~Acknowledgment of~~
1217 ~~charter.~~—

1218 (1) Beginning July 1, 2026, there may be only one
1219 incorporated fair association per county in this state,
1220 excluding the state fair, which may be incorporated and
1221 conducted in any county. The department may not approve a
1222 proposed charter incorporating a fair association within the
1223 same county in which a fair association currently exists. The
1224 department may waive this requirement at the discretion of the
1225 Commissioner of Agriculture.

1226 (2) Any fair association incorporated before July 1, 2026,
 1227 may conduct public fairs or expositions and exercise the
 1228 authority provided them pursuant to this chapter ~~The proposed~~
 1229 ~~charter of a fair association shall be acknowledged by at least~~
 1230 ~~three of its subscribers before an officer authorized to make~~
 1231 ~~acknowledgment of deeds. Subscribers shall also make and take an~~
 1232 ~~oath, which must be attached to the proposed charter, stating~~
 1233 ~~that the primary objective of the association is public service~~
 1234 ~~and holding, conducting, and promoting public fairs or~~
 1235 ~~expositions; that money and other available assets in value~~
 1236 ~~exceeding \$5,000 have been provided for the purposes of the~~
 1237 ~~association; and that the association will operate in good faith~~
 1238 ~~to carry out the purposes and objectives set forth in its~~
 1239 ~~charter.~~

1240 **Section 29. Section 616.03, Florida Statutes, is amended**
 1241 **to read:**

1242 616.03 ~~Notice of application;~~ Approval and record of
 1243 ~~charter.~~Upon approval by the department, ~~A notice of intention~~
 1244 ~~to apply to the circuit court for the charter of a fair~~
 1245 ~~association must specify the date that application will be made,~~
 1246 ~~shall be sent to the department for approval, and shall be~~
 1247 ~~published in a newspaper in the county where the principal~~
 1248 ~~office of the association will be located once each week for 4~~
 1249 ~~consecutive weeks. The notice must briefly summarize the charter~~
 1250 ~~and objectives of the proposed association. the proposed charter~~

1251 must ~~shall~~ be submitted to and approved by the board of county
1252 commissioners of the county in which the principal office of the
1253 association will be located. After approval by the ~~department~~
1254 ~~and the~~ board of county commissioners, the proposed charter and
1255 proof of approval must ~~and publication shall~~ be submitted to the
1256 circuit judge ~~on the date specified in the notice~~. If no cause
1257 is shown to the contrary and the judge finds that the proposed
1258 charter is in proper form and will serve the primary objective
1259 of public service, the judge must ~~shall~~ approve the charter and
1260 issue an order incorporating the applicant subscribers under the
1261 charter for the objectives and purposes specified in the
1262 charter. The charter and order of incorporation must ~~shall~~ be
1263 recorded in the office of the clerk of the circuit court in the
1264 county where the principal office of the association will be
1265 located and provided to the department. After the order is
1266 recorded, the applicant subscribers and any their associates are
1267 incorporated with the objectives and powers established in the
1268 charter and under the name given in the charter. ~~During the~~
1269 ~~publication period, the proposed charter shall be on file in the~~
1270 ~~office of the clerk of the circuit court~~. This section does not
1271 preclude a fair association from also filing its duly approved
1272 charter with the Department of State pursuant to chapter 617 for
1273 notice purposes.

1274 **Section 30. Subsection (2) of section 616.05, Florida**
1275 **Statutes, is amended to read:**

1276 616.05 Amendment of charter.—A fair association may
 1277 propose an amendment to its charter by resolution as provided in
 1278 its charter or bylaws.

1279 (2) After the department approves the proposed amendment,
 1280 it will be incorporated into the original charter upon:

1281 (a) ~~Publication of notice in the same manner as provided~~
 1282 ~~in s. 616.03;~~

1283 ~~(b)~~ Filing the order of the circuit judge approving the
 1284 amendment with the office of the clerk of the circuit court and
 1285 the department; and

1286 (b) ~~(c)~~ Being recorded in the clerk's office.

1287

1288 If a fair association has filed its charter with the Department
 1289 of State pursuant to chapter 617, a copy of any amendment to the
 1290 charter must be filed with the Department of State for notice
 1291 purposes.

1292 **Section 31. Section 616.051, Florida Statutes, is amended**
 1293 **to read:**

1294 616.051 Dissolving a charter.—

1295 (1) A fair association may dissolve its charter by
 1296 resolution as provided in its charter or bylaws. The proposal
 1297 for dissolving the charter shall be submitted to the department
 1298 for approval.

1299 (2) Upon approval by the department and upon presentation
 1300 of sufficient evidence demonstrating ~~and publication of notice~~

1301 ~~and proof~~ that all indebtedness has been paid and no claims are
 1302 outstanding against the association, the circuit judge may, by
 1303 decree, dissolve the association and order the distribution of
 1304 its remaining assets. Such assets must be distributed, by
 1305 resolution of the board of directors, to the county in which the
 1306 principal office of the association is located unless otherwise
 1307 specified by the deed of the property held by the association
 1308 ~~its remaining public funds to be distributed as recommended by~~
 1309 ~~the board of directors.~~

1310 **Section 32. Subsection (3) of section 616.07, Florida**
 1311 **Statutes, is amended, and subsections (1) and (2) of that**
 1312 **section are republished, to read:**

1313 616.07 Members not personally liable; property of
 1314 association held in trust; exempt from taxation.—

1315 (1) A member, officer, director, or trustee of a fair
 1316 association is not personally liable for any of the debts of the
 1317 association, and money or property of a fair association may not
 1318 be distributed as profits or dividends among its members,
 1319 officers, directors, or trustees.

1320 (2) All money and property of the association, except that
 1321 necessary for the payment of its just debts and liabilities, are
 1322 public property, shall be administered by the association as
 1323 trustee, and shall be used exclusively for the legitimate
 1324 purpose of the association. So long as they are used for that
 1325 purpose, all money and property of the association are exempt

1326 from all forms of taxation, including special assessments, and
1327 any projects, activities, events, programs, and uses authorized
1328 by this part serve an essential governmental purpose and,
1329 therefore, are not taxable and are not subject to assessments.
1330 This subsection does not apply to chapter 212.

1331 ~~(3) Upon order of the circuit judge, any public funds or~~
1332 ~~property remaining in a fair association when the association is~~
1333 ~~dissolved shall be distributed by resolution of the board of~~
1334 ~~directors to any county or any municipality within the county.~~
1335 ~~The board may designate in the distribution resolution the~~
1336 ~~public project that will benefit from the funds or the manner in~~
1337 ~~which the property will be used. If property has been~~
1338 ~~contributed by a municipality or county, the property shall be~~
1339 ~~reconveyed to the municipality or county that gave the property~~
1340 ~~to the association.~~

1341 **Section 33. Section 616.101, Florida Statutes, is amended**
1342 **to read:**

1343 616.101 Annual review of accounts and records; review of
1344 charter.—

1345 (1) The accounts and records of a every fair association
1346 whose annual public fair has an annual attendance of more than
1347 25,000, based upon recorded attendance from the previous year,
1348 must ~~shall~~ be reviewed annually by a qualified accountant
1349 licensed by the state. A fair association whose annual public
1350 fair has an annual attendance of 25,000 or fewer, based upon

1351 recorded attendance from the previous year, or a fair
 1352 association that is holding an annual public fair for the first
 1353 time, must submit an annual financial statement that has been
 1354 signed by an officer of the county. The results of the reviews
 1355 must ~~shall~~ be kept in the official records of each association,
 1356 available to all directors of the association. A certified copy
 1357 of the review must ~~shall~~ be filed with the department:

1358 (a) ~~(1)~~ On request by the department to certify
 1359 expenditures of the premiums awarded to exhibitors of a fair or
 1360 of building funds if ~~when~~ there is evidence of a violation of
 1361 state laws; or

1362 (b) ~~(2)~~ When the association is applying for a fair permit.

1363 (2) A fair association shall, every 5 years beginning July
 1364 1, 2026, review its charter and submit to the department a
 1365 certified copy of the charter which incorporates any amendment
 1366 made during the last 5 years. A designated member of the
 1367 association shall attest that the charter is accurate and
 1368 factual when submitting the certified copy to the department.

1369 **Section 34. Section 616.15, Florida Statutes, is amended**
 1370 **to read:**

1371 616.15 Permit from Department of Agriculture and Consumer
 1372 Services required.—

1373 (1) An annual public fair may not be conducted by a fair
 1374 association without a permit issued by the department. The
 1375 association shall present to the department an application for a

1376 permit, signed by an officer of the association, at least 90
1377 calendar days ~~3 months~~ before holding the annual public fair.
1378 The application must ~~shall~~ be accompanied by a fee in an amount
1379 to be determined by the department for processing the
1380 application and making any required investigation. The
1381 application fee must be at least \$183 and may not exceed \$366.
1382 Fees collected under this subsection shall be deposited in the
1383 General Inspection Trust Fund of the State Treasury in a special
1384 account to be known as the "Agricultural and Livestock Fair
1385 Account." A copy of the application must be sent to each fair
1386 association located within 50 miles of the site of the proposed
1387 annual public fair at the same time the application is sent to
1388 the department. The department may issue a permit if the
1389 applicant provides:

1390 (a) The opening and closing dates of the proposed annual
1391 public fair.

1392 (b) The name and address of the owner of the central
1393 amusement attraction that will operate during the annual public
1394 fair.

1395 (c) An affidavit properly executed by the president or
1396 chief executive officer of the applicant association certifying
1397 the existence of a binding contract entered into by the
1398 association and the owner of the central amusement attraction
1399 covering the period for which the permit from the department is
1400 applied. The contract between the parties must ~~shall~~ be

1401 available for inspection by duly authorized agents of the
1402 department in administering this chapter.

1403 (d) A copy of the association's charter which incorporates
1404 all amendments made ~~A written statement that the main purpose of~~
1405 ~~the association is to conduct and operate a public fair and~~
1406 ~~exposition, including the annual fair, for the benefit and~~
1407 ~~development of the educational, agricultural, horticultural,~~
1408 ~~livestock, charitable, historical, civic, cultural, scientific,~~
1409 ~~and other resources of the geographical area the fair~~
1410 ~~association represents and serves. The statement must be~~
1411 ~~subscribed and acknowledged by an officer of the association~~
1412 ~~before an officer authorized to take acknowledgments.~~

1413 (e) A premium list of the current annual public fair to be
1414 conducted and ~~or~~ a copy of the previous year's premium list
1415 showing all premiums and awards to be offered to exhibitors in
1416 various departments of the annual public fair, which may
1417 include, but are not limited to, art exhibition, beef cattle,
1418 county exhibits, dairy cattle, horticulture, swine, women's
1419 department, 4-H Club activities, Future Farmers of America
1420 activities, Future Homemakers of America activities, poultry and
1421 egg exhibits, and community exhibits. The premium list, which
1422 may be submitted separately from the application, must be
1423 submitted at least 60 calendar days before the annual public
1424 fair begins operation.

1425 (f) A complete listing of all exhibits required pursuant

1426 | ~~to s. 616.17 Proof of liability insurance insuring the~~
 1427 | ~~association against liability for injury to persons, in an~~
 1428 | ~~amount of not less than \$300,000 per occurrence.~~

1429 | ~~(g) A copy of the most recent review.~~

1430 | ~~(h) A list of all current members of the board of~~
 1431 | ~~directors of the association and their contact information,~~
 1432 | ~~including home address.~~

1433 |
 1434 | The department shall issue the permit within 10 calendar days
 1435 | after it receives ~~all~~ the information required by this
 1436 | subsection and the applicant qualifies pursuant to this section.

1437 | (2) At least 21 calendar days before holding the annual
 1438 | public fair, the association shall present the department with
 1439 | all of the following information:

1440 | (a) Proof of liability insurance insuring the association
 1441 | against liability for injury to persons, in an amount not less
 1442 | than \$300,000 per occurrence.

1443 | (b) A copy of the association's most recent annual
 1444 | financial statement pursuant to s. 616.101.

1445 | (c) A list of all current members of the board of
 1446 | directors of the association and their contact information,
 1447 | including home addresses.

1448 | (3)~~(2)~~ The department shall administer and enforce ~~the~~
 1449 | ~~provisions of~~ this chapter except as to the regulation of games,
 1450 | which shall be regulated by local law enforcement agencies. The

1451 department shall adopt rules to administer this chapter,
 1452 including rules governing the form and contents of the
 1453 application for the permit and any reports that it deems ~~may~~
 1454 ~~deem~~ necessary in enforcing the provisions of this chapter.

1455 (4)~~(3)~~ Notwithstanding any fair association meeting the
 1456 requirements set forth in subsection (1), the department may
 1457 order a full investigation to determine if the fair association
 1458 meets the requirements of this part ~~s. 616.01~~, and may withhold
 1459 a permit from, deny a permit to, or withdraw a permit once
 1460 issued to the association. The department shall also consider
 1461 whether any proposed annual public fair, as set forth in an
 1462 application for a permit, will compete with another annual
 1463 public fair within 50 miles of the proposed annual public fair
 1464 with respect to name, dates of operation, or market. The
 1465 department may deny, withhold, or withdraw a permit from a fair
 1466 association if the department determines that such fair
 1467 association will compete with another association. The
 1468 department shall give preference to existing fair associations
 1469 with established dates, locations, and names. The determination
 1470 by the department is final.

1471 **Section 35. Section 616.251, Florida Statutes, is amended**
 1472 **to read:**

1473 616.251 Florida State Fair Authority; creation;
 1474 responsibility for staging annual state fair; exemptions.-

1475 (1) There is created and constituted the "Florida State

1476 Fair Authority," a public body corporate and politic, for the
1477 purposes and with the powers set forth in this part. Such
1478 instrumentality, hereinafter referred to as "the authority,"
1479 shall have perpetual succession. For the purposes of
1480 implementing the intent of this part, the authority shall be
1481 considered an instrumentality of the state, subject to the
1482 jurisdiction of the state. Any conflict with respect to that
1483 jurisdiction will be resolved by the authority and respective
1484 state agencies.

1485 (2) The authority shall operate under the supervision of
1486 the Commissioner of Agriculture, which supervision may include,
1487 but is not limited to, assisting, advising, and making
1488 recommendations regarding the financing and operation of the
1489 authority. In assisting and advising the authority, the
1490 Commissioner of Agriculture may make appropriate staff of the
1491 department available to the authority.

1492 (3) The authority is charged with the responsibility of
1493 staging an annual fair to serve the entire state. Cash premiums
1494 or awards may be given to exhibitors.

1495 (4) The authority shall be exempt from part I of this
1496 chapter.

1497 (5)~~(4)~~ The principal offices of the authority shall be in
1498 such place or places in or near the City of Tampa as the
1499 authority may from time to time designate.

1500 **Section 36. Subsection (1) of section 843.085, Florida**

1501 **Statutes, is amended, and subsection (5) of that section is**
 1502 **republished, to read:**

1503 843.085 Unlawful use of badges or other indicia of
 1504 authority.—

1505 (1) It is unlawful for any person, unless appointed by the
 1506 Governor pursuant to chapter 354, authorized by the appropriate
 1507 agency, or displayed in a closed or mounted case as a collection
 1508 or exhibit, to wear or display any authorized indicia of
 1509 authority, including any badge, insignia, emblem, identification
 1510 card, or uniform, or any colorable imitation thereof, of any
 1511 federal, state, county, or municipal law enforcement agency, or
 1512 other criminal justice agency as defined in s. 943.045, with the
 1513 intent to mislead or cause another person to believe that he or
 1514 she is a member of that agency or is authorized to display or
 1515 wear such item, or to wear or display any item that displays in
 1516 any manner or combination the word or words "police,"
 1517 "patrolman," "patrolwoman," "agent," "sheriff," "deputy,"
 1518 "trooper," "highway patrol," "commission officer," "Wildlife
 1519 Officer," "Department of Environmental Protection officer,"
 1520 "Marine Patrol Officer," "state attorney," "public defender,"
 1521 "marshal," "constable," "bailiff," ~~or~~ "fire department,"
 1522 "concealed weapon permit," or "concealed weapon permitholder"
 1523 with the intent to mislead or cause another person to believe
 1524 that he or she is a member of that agency, if applicable, or is
 1525 authorized to wear or display such item.

1526 (5) A violation of this section is a misdemeanor of the
 1527 first degree, punishable as provided in s. 775.082 or s.
 1528 775.083. This section is cumulative to any law now in force in
 1529 the state.

1530 **Section 37. Section 865.065, Florida Statutes, is amended**
 1531 **to read:**

1532 865.065 Disparagement of ~~perishable~~ agricultural food
 1533 products; cause of action; limitation.-

1534 (1) The Legislature finds, determines, and declares that
 1535 the production of agricultural food products constitutes an
 1536 important and significant portion of the state economy and that
 1537 it is imperative to protect the vitality of the agricultural
 1538 economy for the citizens of this state by providing a cause of
 1539 action for agricultural producers to recover damages for the
 1540 disparagement of any ~~perishable~~ agricultural product.

1541 (2) For purposes of this section, the term:

1542 (a) ~~(b)~~ "Perishable Agricultural food product" means any
 1543 agricultural or aquacultural food product or commodity grown or
 1544 produced within this the state for a commercial purpose. The
 1545 term also includes any agricultural practices used in the
 1546 production of such products of Florida which is sold or
 1547 distributed in a form that will perish or decay within a
 1548 reasonable period of time.

1549 (b) ~~(a)~~ "Disparagement" means the willful or malicious
 1550 dissemination to the public in any manner of any false

1551 information that a ~~perishable~~ agricultural food product is not
1552 safe for human consumption. False information is that
1553 information which is not based on reliable, scientific facts and
1554 reliable, scientific data which the disseminator knows or should
1555 have known to be false.

1556 (c) "Producer" means the person who actually grows or
1557 produces ~~perishable~~ agricultural food products.

1558 (3) Any producer or any association representing producers
1559 of ~~perishable~~ agricultural food products which suffers damages
1560 as a result of another person's disparagement of any such
1561 ~~perishable~~ agricultural food product may bring an action for
1562 damages and for any other relief a court of competent
1563 jurisdiction deems appropriate, including, but not limited to,
1564 compensatory and punitive damages, reasonable attorney fees, and
1565 costs of the action.

1566 (4) The statute of limitations for disparagement of
1567 ~~perishable~~ agricultural food products is 2 years from the date
1568 the disparagement occurs.

1569 **Section 38. Subsection (27) is added to section 934.02,**
1570 **Florida Statutes, to read:**

1571 934.02 Definitions.—As used in this chapter:

1572 (27) "Signal jamming device" means a device or process,
1573 such as a phone jammer, global positioning systems blocker, or
1574 other similar device designed to intentionally block, jam, or
1575 interfere with radio communications, such as cellular and

1576 personal communication services, police radar, or global
1577 positioning systems.

1578 **Section 39. Section 934.51, Florida Statutes, is created**
1579 **to read:**

1580 934.51 Possession, use, and sale of signal jamming device;
1581 prohibition; exceptions; penalties.—

1582 (1) PROHIBITION.—It is unlawful to possess, manufacture,
1583 hold or offer for sale, sell, import, distribute, or use a
1584 signal jamming device in this state.

1585 (2) EXCEPTIONS.—This section does not apply to a federal
1586 or military law enforcement agency that lawfully installs,
1587 places, or uses a signal jamming device as part of a criminal
1588 investigation, or to any person duly authorized by the Federal
1589 Communications Commission.

1590 (3) PENALTIES.—A person who violates this section commits
1591 a misdemeanor of the first degree, punishable as provided in s.
1592 775.082 or s. 775.083.

1593 **Section 40. Paragraph (a) of subsection (4) and subsection**
1594 **(6) of section 288.1175, Florida Statutes, are amended to read:**

1595 288.1175 Agriculture education and promotion facility.—

1596 (4) The Department of Agriculture and Consumer Services
1597 shall certify a facility as an agriculture education and
1598 promotion facility if the Department of Agriculture and Consumer
1599 Services determines that:

1600 (a) The applicant is a unit of local government as defined

1601 in s. 218.369, or a fair association as defined in s. 616.001(8)
1602 ~~s. 616.001(11)~~, which is responsible for the planning, design,
1603 permitting, construction, renovation, management, and operation
1604 of the agriculture education and promotion facility or holds
1605 title to the property on which such facility is to be developed
1606 and located.

1607 (6) Funds may not be expended to develop or subsidize
1608 privately owned facilities, except for facilities owned by fair
1609 associations as defined in s. 616.001(8) ~~s. 616.001(11)~~.

1610 **Section 41. For the purpose of incorporating the amendment**
1611 **made by this act to section 287.1351, Florida Statutes, in a**
1612 **reference thereto, subsection (4) of section 287.056, Florida**
1613 **Statutes, is reenacted to read:**

1614 287.056 Purchases from purchasing agreements and state
1615 term contracts; vendor disqualification.—

1616 (4) A firm or individual placed on the suspended vendor
1617 list pursuant to s. 287.1351 or placed on a disqualified vendor
1618 list pursuant to s. 287.133 or s. 287.134 is immediately
1619 disqualified from state term contract eligibility.

1620 **Section 42. For the purpose of incorporating the amendment**
1621 **made by this act to section 287.1351, Florida Statutes, in a**
1622 **reference thereto, subsection (5) of section 287.138, Florida**
1623 **Statutes, is reenacted to read:**

1624 287.138 Contracting with entities of foreign countries of
1625 concern prohibited.—

1626 (5) The Attorney General may bring a civil action in any
 1627 court of competent jurisdiction against an entity that violates
 1628 this section. Violations of this section may result in:

1629 (a) A civil penalty equal to twice the amount of the
 1630 contract for which the entity submitted a bid or proposal for,
 1631 replied to, or entered into;

1632 (b) Ineligibility to enter into, renew, or extend any
 1633 contract, including any grant agreements, with any governmental
 1634 entity for up to 5 years;

1635 (c) Ineligibility to receive or renew any license,
 1636 certification, or credential issued by a governmental entity for
 1637 up to 5 years; and

1638 (d) Placement on the suspended vendor list pursuant to s.
 1639 287.1351.

1640 **Section 43. For the purpose of incorporating the amendment**
 1641 **made by this act to section 500.04, Florida Statutes, in a**
 1642 **reference thereto, subsection (1) of section 500.177, Florida**
 1643 **Statutes, is reenacted to read:**

1644 500.177 Penalty for violation of s. 500.04; dissemination
 1645 of false advertisement.—

1646 (1) Any person who violates any provision of s. 500.04 is
 1647 guilty of a misdemeanor of the second degree, punishable as
 1648 provided in s. 775.082 or s. 775.083; but, if the violation is
 1649 committed after a conviction of such person under this section
 1650 has become final, such person is guilty of a misdemeanor of the

1651 first degree, punishable as provided in s. 775.082 or s.
 1652 775.083.

1653 **Section 44. For the purpose of incorporating the amendment**
 1654 **made by this act to section 616.07, Florida Statutes, in a**
 1655 **reference thereto, subsection (13) of section 212.08, Florida**
 1656 **Statutes, is reenacted to read:**

1657 212.08 Sales, rental, use, consumption, distribution, and
 1658 storage tax; specified exemptions.—The sale at retail, the
 1659 rental, the use, the consumption, the distribution, and the
 1660 storage to be used or consumed in this state of the following
 1661 are hereby specifically exempt from the tax imposed by this
 1662 chapter.

1663 (13) LIMITATIONS ON EXEMPTIONS.—No transactions shall be
 1664 exempt from the tax imposed by this chapter except those
 1665 expressly exempted herein. All laws granting tax exemptions, to
 1666 the extent they may be inconsistent or in conflict with this
 1667 chapter, including, but not limited to, the following designated
 1668 laws, shall yield to and be superseded by the provisions of this
 1669 subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31,
 1670 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11,
 1671 348.65, 348.762, 349.13, 403.1834, 616.07, and 623.09, and the
 1672 following Laws of Florida, acts of the year indicated: s. 31,
 1673 chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter
 1674 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263,
 1675 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13,

1676 chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754;
1677 s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter
1678 65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681.

1679 This subsection does not supersede the authority of a local
1680 government to adopt financial and local government incentives
1681 pursuant to s. 163.2517.

1682 **Section 45. For the purpose of incorporating the amendment**
1683 **made by this act to section 616.15, Florida Statutes, in a**
1684 **reference thereto, section 616.185, Florida Statutes, is**
1685 **reenacted to read:**

1686 616.185 Trespass upon grounds or facilities of public
1687 fair; penalty; arrests.—

1688 (1) For the purposes of this chapter, trespass upon the
1689 grounds of the Florida State Fair Authority or any other fair
1690 association permitted under s. 616.15 means:

1691 (a) Entering and remaining upon any grounds or facilities
1692 owned, operated, or controlled by the Florida State Fair
1693 Authority or any other association permitted under s. 616.15 and
1694 committing any act that disrupts the orderly conduct of any
1695 authorized activity of the fair association in charge, or its
1696 lessees, licensees, or the general public on those grounds or
1697 facilities; or

1698 (b) Entering and remaining on those grounds or facilities
1699 after being directed not to enter or to leave them by the
1700 executive director of the authority, chief administrative

1701 officer of the fair association, or any employee or agent of the
1702 association designated by the executive director or
1703 administrator to maintain order on those grounds and facilities,
1704 after a determination by the executive director, administrator,
1705 employee, or agent that the entering or remaining on those
1706 grounds or facilities is in violation of the rules and
1707 regulations of the Florida State Fair Authority or permitted
1708 fair association or is disrupting the orderly conduct of any
1709 authorized activity of the fair association in charge, or its
1710 lessees, licensees, or the general public on those grounds or
1711 facilities.

1712 (2) Any person committing the offense of trespass upon the
1713 grounds of the Florida State Fair Authority or any other fair
1714 association permitted under s. 616.15 commits a misdemeanor of
1715 the second degree, punishable as provided in s. 775.082 or s.
1716 775.083.

1717 (3) A law enforcement officer may arrest any person on or
1718 off the premises, without a warrant, if the officer has probable
1719 cause for believing such person has committed the offense of
1720 trespass upon the grounds of the Florida State Fair Authority or
1721 any fair association permitted under s. 616.15. Such an arrest
1722 does not render the law enforcement officer criminally or
1723 civilly liable for false arrest, false imprisonment, or unlawful
1724 detention.

1725 **Section 46.** This act shall take effect July 1, 2026.