

REVENUE ESTIMATING CONFERENCE

TAX: FDACS Registration fee

ISSUE: Registration fee for tomato farms, greenhouses, packinghouses

BILL NUMBER(S): /CSCS/HB 7215

SPONSOR(S): Economic Affairs Committee, Appropriations Committee, Agriculture and Natural Resources Subcommittee, Crisafulli

MONTH/YEAR COLLECTION IMPACT BEGINS: July 1, 2011

DATE OF ANALYSIS: June 17, 2011

SECTION 1: NARRATIVE

- a. **Current Law:** In 2007, legislation was passed to establish food safety enhancement programs. "Food establishment" packinghouses were required to have permits and the authority to charge for those permits was already in statute; the fee for those permits (\$100) was established by FDACS rule. In 2010, legislation was passed requiring tomato farms to register with FDACS, but the legislation did not include direct authorization for FDACS to collect a fee for the registration. Without direct authority to charge for the registration of tomato farms, FDACS recovers the cost of the registration process by adding the charge to the farm's inspection/audit fee. Sections 570.48 and 570.481, F.S. authorizes FDACS to charge fees to cover the cost of the program it administers.
- b. **Proposed Change:** Section 500.70, F.S., requires persons who produce, harvest, pack or repack tomatoes, who do not hold a food permit, to register and submit an address for each company location annually by August 1. It authorizes the department to set by rule an annual registration fee not to exceed \$500 to be deposited into the General Inspection Trust fund.

SECTION 2: DESCRIPTION OF DATA AND SOURCES

Conversation with FDACS staff

SECTION 3: METHODOLOGY (INCLUDE ASSUMPTIONS AND ATTACH DETAILS)

FDACS anticipates receiving approximately 100 registrations at \$100 per registration. Currently, this charge is being applied as a line item charge on the audit invoice, so the legislation is NOT resulting in new revenues, but rather allowing the department to charge the cost at the time of registration rather than during inspection/audit.

SECTION 4: PROPOSED FISCAL IMPACT

State Impact: All Funds	FY 2011-12 Cash	FY 2011-12 Annualized	FY 2012-13 Cash	FY 2013-14 Cash	FY 2014-15 Cash
High					
Middle	\$0	\$0	\$0	\$0	\$0
Low					

SECTION 5: CONSENSUS ESTIMATE (ADOPTED 6/17/11) The conference adopted the proposed estimate.

	FY 2011-12 Cash	FY 2011-12 Annualized	FY 2012-13 Cash	FY 2013-14 Cash	FY 2014-15 Cash
General Revenue	0	0	0	0	0
State Trust	0	0	0	0	0
Total State Impact	0	0	0	0	0
Total Local Impact	0	0	0	0	0
Total Impact	0	0	0	0	0