

Bill No. CS for CS for SB 386

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Kirkpatrick moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 37, before line 1,		
15			
16	insert:		
17	Section 17. Section 372.87, Florida Statutes, is		
18	amended to read:		
19	372.87 License fee; renewal, revocation.--The Fish and		
20	Wildlife Conservation Commission is hereby authorized and		
21	empowered to issue a license or permit for the keeping,		
22	possessing, or exhibiting of poisonous or venomous reptiles,		
23	upon payment of an annual fee of \$25 \$5 and upon assurance		
24	that all of the provisions of ss. 372.86-372.91 and such other		
25	reasonable rules and regulations as said commission may		
26	prescribe will be fully complied with in all respects. Such		
27	permit may be revoked by the Fish and Wildlife Conservation		
28	Commission upon violation of any of the provisions of ss.		
29	372.86-372.91 or upon violation of any of the rules and		
30	regulations prescribed by said commission relating to the		
31	keeping, possessing, and exhibiting of any poisonous and		

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1 venomous reptiles. Such permits or licenses shall be for an
2 annual period to be prescribed by the said commission and
3 shall be renewable from year to year upon the payment of said
4 ~~\$25~~~~\$5~~ fee and shall be subject to the same conditions,
5 limitations, and restrictions as herein set forth.

6 Section 18. Subsections (1), (2), and (4) of section
7 372.921, Florida Statutes, are amended to read:

8 372.921 Exhibition of wildlife.--

9 (1) In order to provide humane treatment and sanitary
10 surroundings for wild animals kept in captivity, no person,
11 firm, corporation, or association shall have, or be in
12 possession of, in captivity for the purpose of public display
13 with or without charge or for public sale any wildlife,
14 specifically birds, mammals, amphibians, and reptiles, whether
15 indigenous to Florida or not, without having first secured a
16 permit from the Fish and Wildlife Conservation Commission
17 authorizing such person, firm, or corporation to have in its
18 possession in captivity the species and number of wildlife
19 specified within such permit; however, this section does not
20 apply to any wildlife not protected by law and the regulations
21 of the Fish and Wildlife Conservation Commission.

22 (2) The fees to be paid for the issuance of permits
23 required by subsection (1) shall be as follows:

24 (a) For not more than 25 Class I or Class II ~~±0~~
25 individual specimens in the aggregate of all species, the sum
26 of \$100~~\$5~~ per annum.

27 (b) For over 25 Class I or Class II ~~±0~~ individual
28 specimens in the aggregate of all species, the sum of \$250~~\$25~~
29 per annum.

30 (c) For any number of Class III individual specimens
31 in the aggregate of all species, the sum of \$25 per annum.

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2 The fees prescribed by this section shall be submitted to the
3 Fish and Wildlife Conservation Commission with the application
4 for permit required by subsection (1) and shall be deposited
5 in the State Game Fund.

6 (4) Permits issued pursuant to this section and places
7 where wildlife is kept or held in captivity shall be subject
8 to inspection by officers of the Fish and Wildlife
9 Conservation Commission at all times. The commission shall
10 have the power to release or confiscate any specimens of any
11 wildlife, specifically birds, mammals, amphibians, or
12 reptiles, whether indigenous to the state or not, when it is
13 found that conditions under which they are being confined are
14 unsanitary, or unsafe to the public in any manner, or that the
15 species of wildlife are being maltreated, mistreated, or
16 neglected or kept in any manner contrary to the provisions of
17 chapter 828, any such permit to the contrary notwithstanding.
18 Before any such wildlife is confiscated or released under the
19 authority of this section, the owner thereof shall have been
20 advised in writing of the existence of such unsatisfactory
21 conditions; the owner shall have been given 30 days in which
22 to correct such conditions; the owner shall have failed to
23 correct such conditions; the owner shall have had an
24 opportunity for a proceeding pursuant to chapter 120; and the
25 commission shall have ordered such confiscation or release
26 after careful consideration of all evidence in the particular
27 case in question. The final order of the commission shall
28 constitute final agency action.

29 Section 19. Subsections (2) and (3) of section
30 372.922, Florida Statutes, are amended to read:

31 372.922 Personal possession of wildlife.--

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1 (2) The classifications of types of wildlife and fees
2 to be paid for the issuance of permits shall be as follows:
3 (a) Class I--Wildlife which, because of its nature,
4 habits, or status, shall not be possessed as a personal pet.
5 (b) Class II--Wildlife considered to present a real or
6 potential threat to human safety, the sum of \$100 per annum.
7 (c) Class III--Wildlife specified by rule of the
8 commission, the sum of \$25 per annum.
9 (3) The commission shall adopt rules ~~promulgate~~
10 ~~regulations~~ defining Class I, Class ~~and~~ II, and Class III
11 types of wildlife. The commission shall also establish
12 regulations and requirements necessary to ensure that permits
13 are granted only to persons qualified to possess and care
14 properly for wildlife and that permitted wildlife possessed as
15 personal pets will be maintained in sanitary surroundings and
16 appropriate neighborhoods.

17
18 (Redesignate subsequent sections.)
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20

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

22 And the title is amended as follows:

23 On page 3, line 6, after the semicolon,
24
25 insert:
26 amending s. 372.87, F.S.; revising venomous
27 reptile license fees; amending s. 372.921,
28 F.S.; revising wildlife exhibition permit fees;
29 amending s. 372.922, F.S.; revising the
30 classifications and permit fees for wildlife;
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