

By the Committee on Agriculture and Consumer Services; and  
Senator Bronson

303-1741-01

1                                   A bill to be entitled  
2           An act relating to the Fish and Wildlife  
3           Conservation Commission; amending s. 370.06,  
4           F.S.; recognizing the Railroad Retirement Board  
5           for making certain disability determinations;  
6           amending s. 370.13, F.S.; renaming depredation  
7           endorsements as depredation permits; providing  
8           permit requirements; amending s. 370.19, F.S.;  
9           providing for legislative appointments to the  
10          Atlantic States Marine Fisheries Commission;  
11          amending s. 370.20, F.S.; providing for  
12          legislative appointments to the Gulf States  
13          Marine Fisheries Commission; amending s.  
14          370.25, F.S.; conforming the responsibilities  
15          for issuing artificial-reef permits with  
16          transfer of duties to the Department of  
17          Environmental Protection; amending s. 372.561,  
18          F.S.; recognizing the Railroad Retirement Board  
19          for making certain disability determinations;  
20          amending s. 374.977, F.S.; conforming the  
21          responsibilities for posting and maintaining  
22          regulatory waterway markers with the transfer  
23          of duties to the Fish and Wildlife Conservation  
24          Commission; providing an effective date.

25  
26 Be It Enacted by the Legislature of the State of Florida:

27  
28           Section 1. Paragraph (a) of Subsection (2) of section  
29 370.06, Florida Statutes, is amended to read:

30           370.06 Licenses.--  
31           (2) SALTWATER PRODUCTS LICENSE.--

1           (a) Every person, firm, or corporation that sells,  
2 offers for sale, barter, or exchanges for merchandise any  
3 saltwater products, or which harvests saltwater products with  
4 certain gear or equipment as specified by law, must have a  
5 valid saltwater products license, except that the holder of an  
6 aquaculture certificate under s. 597.004 is not required to  
7 purchase and possess a saltwater products license in order to  
8 possess, transport, or sell marine aquaculture products. Each  
9 saltwater products license allows the holder to engage in any  
10 of the activities for which the license is required. The  
11 license must be in the possession of the licenseholder or  
12 aboard the vessel and shall be subject to inspection at any  
13 time that harvesting activities for which a license is  
14 required are being conducted. A restricted species endorsement  
15 on the saltwater products license is required to sell to a  
16 licensed wholesale dealer those species which the state, by  
17 law or rule, has designated as "restricted species." This  
18 endorsement may be issued only to a person who is at least 16  
19 years of age, or to a firm certifying that over 25 percent of  
20 its income or \$5,000 of its income, whichever is less, is  
21 attributable to the sale of saltwater products pursuant to a  
22 license issued under this paragraph or a similar license from  
23 another state. This endorsement may also be issued to a  
24 for-profit corporation if it certifies that at least \$5,000 of  
25 its income is attributable to the sale of saltwater products  
26 pursuant to a license issued under this paragraph or a similar  
27 license from another state. However, if at least 50 percent of  
28 the annual income of a person, firm, or for-profit corporation  
29 is derived from charter fishing, the person, firm, or  
30 for-profit corporation must certify that at least \$2,500 of  
31 the income of the person, firm, or corporation is attributable

1 to the sale of saltwater products pursuant to a license issued  
2 under this paragraph or a similar license from another state,  
3 in order to be issued the endorsement. Such income attribution  
4 must apply to at least 1 year out of the last 3 years. For the  
5 purpose of this section "income" means that income which is  
6 attributable to work, employment, entrepreneurship, pensions,  
7 retirement benefits, and social security benefits. To renew an  
8 existing restricted species endorsement, a marine aquaculture  
9 producer possessing a valid saltwater products license with a  
10 restricted species endorsement may apply income from the sale  
11 of marine aquaculture products to licensed wholesale dealers.

12 1. The commission is authorized to require  
13 verification of such income. Acceptable proof of income earned  
14 from the sale of saltwater products shall be:

15 a. Copies of trip ticket records generated pursuant to  
16 this subsection (marine fisheries information system),  
17 documenting qualifying sale of saltwater products;

18 b. Copies of sales records from locales other than  
19 Florida documenting qualifying sale of saltwater products;

20 c. A copy of the applicable federal income tax return,  
21 including Form 1099 attachments, verifying income earned from  
22 the sale of saltwater products;

23 d. Crew share statements verifying income earned from  
24 the sale of saltwater products; or

25 e. A certified public accountant's notarized statement  
26 attesting to qualifying source and amount of income.

27

28 Any provision of this section or any other section of the  
29 Florida Statutes to the contrary notwithstanding, any person  
30 who owns a retail seafood market or restaurant at a fixed  
31 location for at least 3 years who has had an occupational

1 license for 3 years prior to January 1, 1990, who harvests  
2 saltwater products to supply his or her retail store and has  
3 had a saltwater products license for 1 of the past 3 years  
4 prior to January 1, 1990, may provide proof of his or her  
5 verification of income and sales value at the person's retail  
6 seafood market or restaurant and in his or her saltwater  
7 products enterprise by affidavit and shall thereupon be issued  
8 a restricted species endorsement.

9           2. Exceptions from income requirements shall be as  
10 follows:

11           a. A permanent restricted species endorsement shall be  
12 available to those persons age 62 and older who have qualified  
13 for such endorsement for at least 3 out of the last 5 years.

14           b. Active military duty time shall be excluded from  
15 consideration of time necessary to qualify and shall not be  
16 counted against the applicant for purposes of qualifying.

17           c. Upon the sale of a used commercial fishing vessel  
18 owned by a person, firm, or corporation possessing or eligible  
19 for a restricted species endorsement, the purchaser of such  
20 vessel shall be exempted from the qualifying income  
21 requirement for the purpose of obtaining a restricted species  
22 endorsement for a period of 1 year after purchase of the  
23 vessel.

24           d. Upon the death or permanent disablement of a person  
25 possessing a restricted species endorsement, an immediate  
26 family member wishing to carry on the fishing operation shall  
27 be exempted from the qualifying income requirement for the  
28 purpose of obtaining a restricted species endorsement for a  
29 period of 1 year after the death or disablement.

30           e. A restricted species endorsement may be issued on  
31 an individual saltwater products license to a person age 62 or

1 older who documents that at least \$2,500 is attributable to  
2 the sale of saltwater products pursuant to the provisions of  
3 this paragraph.

4 f. A permanent restricted species endorsement may also  
5 be issued on an individual saltwater products license to a  
6 person age 70 or older who has held a saltwater products  
7 license for at least 3 of the last 5 license years.

8 g.~~(F)~~ Any resident who is certified to be totally and  
9 permanently disabled by the Railroad Retirement Board, by the  
10 United States Department of Veterans Affairs or its  
11 predecessor, or by any branch of the United States Armed  
12 Forces, or who holds a valid identification card issued by the  
13 Department of Veterans' Affairs pursuant to s. 295.17, upon  
14 proof of the same, or any resident certified to be ~~totally~~  
15 disabled by the United States Social Security Administration,  
16 upon proof of the same, shall be exempted from the income  
17 requirements if he or she also has held a saltwater products  
18 license for at least 3 of the last 5 license years prior to  
19 the date of the disability.

20 ~~(II) A Disability Award Notice issued by the United~~  
21 ~~States Social Security Administration is not sufficient~~  
22 ~~certification for a resident to obtain the income exemption~~  
23 ~~unless the notice certifies that the resident is totally~~  
24 ~~disabled.~~

25  
26 At least one saltwater products license bearing a restricted  
27 species endorsement shall be aboard any vessel harvesting  
28 restricted species in excess of any bag limit or when fishing  
29 under a commercial quota or in commercial quantities, and such  
30 vessel shall have a commercial vessel registration. This  
31 subsection does not apply to any person, firm, or corporation

1 licensed under s. 370.07(1)(a)1. or (b) for activities  
2 pursuant to such licenses. A saltwater products license may be  
3 issued in the name of an individual or a valid boat  
4 registration number. Such license is not transferable. A decal  
5 shall be issued with each saltwater products license issued to  
6 a valid boat registration number. The saltwater products  
7 license decal shall be the same color as the vessel  
8 registration decal issued each year pursuant to s. 328.48(5)  
9 and shall indicate the period of time such license is valid.  
10 The saltwater products license decal shall be placed beside  
11 the vessel registration decal and, in the case of an  
12 undocumented vessel, shall be placed so that the vessel  
13 registration decal lies between the vessel registration number  
14 and the saltwater products license decal. Any saltwater  
15 products license decal for a previous year shall be removed  
16 from a vessel operating on the waters of the state. A resident  
17 shall pay an annual license fee of \$50 for a saltwater  
18 products license issued in the name of an individual or \$100  
19 for a saltwater products license issued to a valid boat  
20 registration number. A nonresident shall pay an annual license  
21 fee of \$200 for a saltwater products license issued in the  
22 name of an individual or \$400 for a saltwater products license  
23 issued to a valid boat registration number. An alien shall pay  
24 an annual license fee of \$300 for a saltwater products license  
25 issued in the name of an individual or \$600 for a saltwater  
26 products license issued to a valid boat registration number.  
27 Any person who sells saltwater products pursuant to this  
28 license may sell only to a licensed wholesale dealer. A  
29 saltwater products license must be presented to the licensed  
30 wholesale dealer each time saltwater products are sold, and an  
31 imprint made thereof. The wholesale dealer shall keep records

1 of each transaction in such detail as may be required by rule  
2 of the commission not in conflict with s. 370.07(6), and shall  
3 provide the holder of the saltwater products license with a  
4 copy of the record. It is unlawful for any licensed wholesale  
5 dealer to buy saltwater products from any unlicensed person  
6 under the provisions of this section, except that a licensed  
7 wholesale dealer may buy from another licensed wholesale  
8 dealer. It is unlawful for any licensed wholesale dealer to  
9 buy saltwater products designated as "restricted species" from  
10 any person, firm, or corporation not possessing a restricted  
11 species endorsement on his or her saltwater products license  
12 under the provisions of this section, except that a licensed  
13 wholesale dealer may buy from another licensed wholesale  
14 dealer. The commission shall be the licensing agency, may  
15 contract with private persons or entities to implement aspects  
16 of the licensing program, and shall establish by rule a marine  
17 fisheries information system in conjunction with the licensing  
18 program to gather fisheries data.

19 Section 2. Subsection (3) of section 370.13, Florida  
20 Statutes, is amended to read:

21 370.13 Stone crab; regulation.--

22 (3) ~~DEPREDACTION PERMITS ENDORSEMENTS.~~--The Fish and  
23 Wildlife Conservation Commission shall issue a depredation  
24 permit upon request to any marine aquaculture producer, as  
25 defined in s. 370.26, engaged in the culture of shellfish  
26 ~~endorsement on the saltwater products license~~, which shall  
27 entitle the aquaculture producer licenseholder to possess and  
28 use up to 75 stone crab traps and up to 75 blue crab traps,  
29 ~~notwithstanding any other provisions of law,~~ for the sole  
30 purpose of taking incidental take of destructive or nuisance  
31 stone crabs or blue crabs within 1 mile of the producer's

1 aquaculture shellfish beds. ~~Any marine aquaculture producer as~~  
2 ~~defined by s. 370.26 who raises shellfish may obtain a~~  
3 ~~depredation endorsement by providing an aquaculture~~  
4 ~~registration certificate to the commission.~~ No Stone crabs or  
5 blue crabs taken under this subsection may not be sold,  
6 bartered, exchanged, or offered for sale, barter, or exchange.

7 Section 3. Subsections (1) and (2) of section 370.19,  
8 Florida Statutes, are amended to read:

9 370.19 Atlantic States Marine Fisheries Compact;  
10 implementing legislation.--

11 (1) FORM.--The Governor of this state is hereby  
12 authorized and directed to execute a compact on behalf of the  
13 State of Florida with any one or more of the States of Maine,  
14 New Hampshire, Massachusetts, Rhode Island, Connecticut, New  
15 York, New Jersey, Delaware, Maryland, Virginia, North  
16 Carolina, South Carolina, and Georgia, and with such other  
17 states as may enter into the compact, legally joining therein  
18 in the form substantially as follows:

19  
20 ATLANTIC STATES MARINE FISHERIES  
21 COMPACT

22  
23 The contracting states solemnly agree:

24  
25 ARTICLE I

26  
27 The purpose of this compact is to promote the better  
28 utilization of the fisheries, marine, shell, and anadromous,  
29 of the Atlantic seaboard by the development of a joint program  
30 for the promotion and protection of such fisheries, and by the  
31 prevention of the physical waste of the fisheries from any



1 cause. It is not the purpose of this compact to authorize the  
2 states joining herein to limit the production of fish or fish  
3 products for the purpose of establishing or fixing the price  
4 thereof, or creating and perpetuating a monopoly.

5  
6 ARTICLE II  
7

8 This agreement shall become operative immediately as to  
9 those states executing it whenever any two or more of the  
10 States of Maine, New Hampshire, Massachusetts, Rhode Island,  
11 Connecticut, New York, New Jersey, Delaware, Maryland,  
12 Virginia, North Carolina, South Carolina, Georgia and Florida  
13 have executed it in the form that is in accordance with the  
14 laws of the executing state and the Congress has given its  
15 consent. Any state contiguous with any of the aforementioned  
16 states and riparian upon waters frequented by anadromous fish,  
17 flowing into waters under the jurisdiction of any of the  
18 aforementioned states, may become a party hereto as  
19 hereinafter provided.

20  
21 ARTICLE III  
22

23 Each state joining herein shall appoint three  
24 representatives to a commission hereby constituted and  
25 designated as the Atlantic States Marine Fisheries Commission.  
26 One shall be the executive officer of the administrative  
27 agency of such state charged with the conservation of the  
28 fisheries resources to which this compact pertains or, if  
29 there be more than one officer or agency, the official of that  
30 state named by the governor thereof. The second shall be a  
31 member of the legislature of such state designated by such

1 legislature or, in the absence of such designation, such  
2 legislator shall be designated by the governor thereof,  
3 provided that if it is constitutionally impossible to appoint  
4 a legislator as a commissioner from such state, the second  
5 member shall be appointed in such manner as is established by  
6 law ~~the house committee on commerce and reciprocal trade of~~  
7 ~~such state.~~ The third shall be a citizen who shall have a  
8 knowledge of and interest in the marine fisheries problem to  
9 be appointed by the governor. This commission shall be a body  
10 corporate with the powers and duties set forth herein.

11  
12 ARTICLE IV  
13

14 The duty of the said commission shall be to make  
15 inquiry and ascertain from time to time such methods,  
16 practices, circumstances and conditions as may be disclosed  
17 for bringing about the conservation and the prevention of the  
18 depletion and physical waste of the fisheries, marine, shell  
19 and anadromous, of the Atlantic seaboard. The commission  
20 shall have power to recommend the coordination of the exercise  
21 of the police powers of the several states within their  
22 respective jurisdictions to promote the preservation of those  
23 fisheries and their protection against overfishing, waste,  
24 depletion or any abuse whatsoever and to assure a continuing  
25 yield from the fisheries resources of the aforementioned  
26 states.

27 To that end the commission shall draft and, after  
28 consultation with the advisory committee hereinafter  
29 authorized, recommend to the governors and legislatures of the  
30 various signatory states legislation dealing with the  
31 conservation of the marine, shell and anadromous fisheries of

1 the Atlantic seaboard. The commission shall, more than one  
2 month prior to any regular meeting of the legislature in any  
3 signatory state, present to the governor of the state its  
4 recommendations relating to enactments to be made by the  
5 legislature of that state in furthering the intents and  
6 purposes of this compact.

7 The commission shall consult with and advise the  
8 pertinent administrative agencies in the states party hereto  
9 with regard to problems connected with the fisheries and  
10 recommend the adoption of such regulations as it deems  
11 advisable.

12 The commission shall have power to recommend to the  
13 states party hereto the stocking of the waters of such states  
14 with fish and fish eggs or joint stocking by some or all of  
15 the states party hereto and when two or more of the states  
16 shall jointly stock waters the commission shall act as the  
17 coordinating agency for such stocking.

18  
19 ARTICLE V  
20

21 The commission shall elect from its number a chair and  
22 a vice chair and shall appoint and at its pleasure remove or  
23 discharge such officers and employees as may be required to  
24 carry the provisions of this compact into effect and shall fix  
25 and determine their duties, qualifications and compensation.  
26 Said commission shall adopt rules and regulations for the  
27 conduct of its business. It may establish and maintain one or  
28 more offices for the transaction of its business and may meet  
29 at any time or place but must meet at least once a year.  
30

31 ARTICLE VI

1  
2           No action shall be taken by the commission in regard to  
3 its general affairs except by the affirmative vote of a  
4 majority of the whole number of compacting states present at  
5 any meeting. No recommendation shall be made by the  
6 commission in regard to any species of fish except by the  
7 affirmative vote of a majority of the compacting states which  
8 have an interest in such species. The commission shall define  
9 what shall be an interest.

10  
11                                   ARTICLE VII  
12

13           The Fish and Wildlife Service of the Department of the  
14 Interior of the Government of the United States shall act as  
15 the primary research agency of the Atlantic States Marine  
16 Fisheries Commission cooperating with the research agencies in  
17 each state for that purpose. Representatives of the said Fish  
18 and Wildlife Service shall attend the meetings of the  
19 commission.

20           An advisory committee to be representative of the  
21 commercial fishers and the saltwater anglers and such other  
22 interests of each state as the commission deems advisable  
23 shall be established by the commission as soon as practicable  
24 for the purpose of advising the commission upon such  
25 recommendations as it may desire to make.

26  
27                                   ARTICLE VIII  
28

29           When any state other than those named specifically in  
30 Article II of this compact shall become a party thereto for  
31 the purpose of conserving its anadromous fish in accordance

1 with the provisions of Article II the participation of such  
2 state in the action of the commission shall be limited to such  
3 species of anadromous fish.

4  
5 ARTICLE IX  
6

7 Nothing in this compact shall be construed to limit the  
8 powers of any signatory state or to repeal or prevent the  
9 enactment of any legislation or the enforcement of any  
10 requirement by any signatory state imposing additional  
11 conditions to conserve its fisheries.

12  
13 ARTICLE X  
14

15 Continued absence of representation or of any  
16 representative on the commission from any state party hereto  
17 shall be brought to the attention of the governor thereof.

18  
19 ARTICLE XI  
20

21 The states party hereto agree to make annual  
22 appropriations to the support of the commission in proportion  
23 to the primary market value of the products of their  
24 fisheries, exclusive of cod and haddock, as recorded in the  
25 most recent published reports of the Fish and Wildlife Service  
26 of the United States Department of the Interior, provided no  
27 state shall contribute less than \$200 per annum and the annual  
28 contribution of each state above the minimum shall be figured  
29 to the nearest \$100.

30 The compacting states agree to appropriate initially  
31 the annual amounts scheduled below, which amounts are

1 calculated in the manner set forth herein, on the basis of the  
2 catch record of 1938. Subsequent budgets shall be recommended  
3 by a majority of the commission and the cost thereof allocated  
4 equitably among the states in accordance with their respective  
5 interests and submitted to the compacting states.

6  
7 Schedule of Initial Annual  
8 State Contributions

9	Maine.....	\$700
10	New Hampshire.....	200
11	Massachusetts.....	2,300
12	Rhode Island.....	300
13	Connecticut.....	400
14	New York.....	1,300
15	New Jersey.....	800
16	Delaware.....	200
17	Maryland.....	700
18	Virginia.....	1,300
19	North Carolina.....	600
20	South Carolina.....	200
21	Georgia.....	200
22	Florida.....	1,500

23  
24 ARTICLE XII

25  
26 This compact shall continue in force and remain binding  
27 upon each compacting state until renounced by it.  
28 Renunciation of this compact must be preceded by sending 6  
29 months' notice in writing of intention to withdraw from the  
30 compact to the other states party hereto.

1           (2) COMMISSIONERS; APPOINTMENT AND REMOVAL.--In  
2     pursuance of Article III of said compact there shall be three  
3     members (hereinafter called commissioners) of the Atlantic  
4     States Marine Fisheries Commission (hereinafter called  
5     commission) from this state. The first commissioner from this  
6     state shall be the Executive Director of the Fish and Wildlife  
7     Conservation Commission, ex officio, and the term of any such  
8     ex officio commissioner shall terminate at the time he or she  
9     ceases to hold said office of Executive Director of the Fish  
10    and Wildlife Conservation Commission, and his or her successor  
11    as commissioner shall be his or her successor as executive  
12    director. The second commissioner from this state shall be a  
13    legislator appointed on a rotating basis by the President of  
14    the Senate or the Speaker of the House of Representatives,  
15    beginning with the appointment of a member of the Senate, and  
16    ~~member of the house committee on commerce and reciprocal trade~~  
17    ~~(of the State of Florida, ex officio, designated by said house~~  
18    ~~committee on commerce and reciprocal trade), and the term of~~  
19    any such ~~ex officio~~ commissioner shall terminate at the time  
20    he or she ceases to hold said legislative office ~~as~~  
21    ~~commissioner on interstate cooperation, and his or her~~  
22    ~~successor as commissioner shall be named in like manner.~~ The  
23    Governor (subject to confirmation by the Senate), shall  
24    appoint a citizen as a third commissioner who shall have a  
25    knowledge of, and interest in, the marine fisheries problem.  
26    The term of said commissioner shall be 3 years and the  
27    commissioner shall hold office until a successor shall be  
28    appointed and qualified. Vacancies occurring in the office of  
29    such commissioner from any reason or cause shall be filled by  
30    appointment by the Governor (subject to confirmation by the  
31    Senate), for the unexpired term. The Executive Director of the

1 Fish and Wildlife Conservation Commission as ex officio  
2 commissioner may delegate, from time to time, to any deputy or  
3 other subordinate in his or her department or office, the  
4 power to be present and participate, including voting, as his  
5 or her representative or substitute at any meeting of or  
6 hearing by or other proceeding of the commission. The terms of  
7 each of the initial three members shall begin at the date of  
8 the appointment of the appointive commissioner, provided the  
9 said compact shall then have gone into effect in accordance  
10 with Article II of the compact; otherwise, they shall begin  
11 upon the date upon which said compact shall become effective  
12 in accordance with said Article II. Any commissioner may be  
13 removed from office by the Governor upon charges and after a  
14 hearing.

15 Section 4. Subsection (2) of section 370.20, Florida  
16 Statutes, is amended to read:

17 370.20 Gulf States Marine Fisheries Compact;  
18 implementing legislation.--

19 (2) MEMBERS OF COMMISSION; TERM OF OFFICE.--In  
20 pursuance of article III of said compact, there shall be three  
21 members (hereinafter called commissioners) of the Gulf States  
22 Marine Fisheries Commission (hereafter called commission) from  
23 the State of Florida. The first commissioner from the State of  
24 Florida shall be the Executive Director of the Fish and  
25 Wildlife Conservation Commission, ex officio, and the term of  
26 any such ex officio commissioner shall terminate at the time  
27 he or she ceases to hold said office of Executive Director of  
28 the Fish and Wildlife Conservation Commission, and his or her  
29 successor as commissioner shall be his or her successor as  
30 executive director. The second commissioner from the State of  
31 Florida shall be a legislator appointed on a rotating basis by



1 the President of the Senate or the Speaker of the House of  
2 Representatives, beginning with the appointment of a member of  
3 the House of Representatives,~~and a member of the house~~  
4 ~~committee on commerce and reciprocal trade (of the State of~~  
5 ~~Florida ex officio, designated by said house committee on~~  
6 ~~commerce and reciprocal trade),~~and the term of any such ~~ex~~  
7 ~~officio~~ commissioner shall terminate at the time he or she  
8 ceases to hold said legislative office ~~as commissioner on~~  
9 ~~interstate cooperation, and his or her successor as~~  
10 ~~commissioner shall be named in like manner.~~ The Governor  
11 (subject to confirmation by the Senate) shall appoint a  
12 citizen as a third commissioner who shall have a knowledge of  
13 and interest in the marine fisheries problem. The term of said  
14 commissioner shall be 3 years and the commissioner shall hold  
15 office until a successor shall be appointed and qualified.  
16 Vacancies occurring in the office of such commissioner from  
17 any reason or cause shall be filled by appointment by the  
18 Governor (subject to confirmation by the Senate) for the  
19 unexpired term. The Executive Director of the Fish and  
20 Wildlife Conservation Commission, as ex officio commissioner,  
21 may delegate, from time to time, to any deputy or other  
22 subordinate in his or her department or office, the power to  
23 be present and participate, including voting, as his or her  
24 representative or substitute at any meeting of or hearing by  
25 or other proceeding of the commission. The terms of each of  
26 the initial three members shall begin at the date of the  
27 appointment of the appointive commissioner, provided the said  
28 compact shall then have gone into effect in accordance with  
29 article II of the compact; otherwise they shall begin upon the  
30 date upon which said compact shall become effective in  
31 accordance with said article II.

1 Any commissioner may be removed from office by the  
2 Governor upon charges and after a hearing.

3 Section 5. Paragraph (a) of subsection (6) of Section  
4 370.25, Florida Statutes, is amended to read:

5 370.25 Artificial reef program; grants and financial  
6 and technical assistance to local governments.--

7 (6) It is unlawful for any person to:

8 (a) Place artificial-reef-construction materials in  
9 state waters outside zones permitted under the terms and  
10 conditions defined in any artificial-reef permits issued by  
11 the United States Army Corps of Engineers or by the Department  
12 of Environmental Protection ~~Fish and Wildlife Conservation~~  
13 ~~Commission~~.

14 Section 6. Section 372.561, Florida Statutes, is  
15 amended to read:

16 372.561 Issuance of licenses to take wild animal life  
17 saltwater aquatic life or freshwater aquatic life; costs;  
18 reporting.--

19 (1) This section applies to such licenses or permits  
20 as are established in s. 372.57.

21 (2) The commission shall issue licenses and permits to  
22 take wild animal life or freshwater aquatic life upon proof by  
23 the applicant for licensure that she or he is entitled to such  
24 license or permit. The commission shall establish the forms  
25 for such licenses and permits. Each applicant for a license,  
26 permit, or authorization shall provide the applicant's social  
27 security number on the application form. Disclosure of social  
28 security numbers obtained through this requirement shall be  
29 limited to the purpose of administration of the Title IV-D  
30 program for child support enforcement and use by the  
31 commission, and as otherwise provided by law.

1           (3) Licenses and permits for the state may be sold by  
2 the commission, by any tax collector in this state, or by any  
3 appointed subagent.

4           (4)(a) In addition to any license or permit fee, the  
5 sum of \$1.50 shall be charged for each license or management  
6 area permit sold. Such charge is for the purpose of, and the  
7 source from which is subtracted, all administrative costs of  
8 issuing a license or permit, including, but not limited to,  
9 printing, distribution, and credit card fees.

10           (b) Tax collectors may retain \$1 for each license or  
11 management area permit sold.

12           (5)(a) Hunting and saltwater or freshwater fishing  
13 licenses and permits shall be issued, without fee, to any  
14 resident who is certified:

15           1. To be totally and permanently disabled by the  
16 Railroad Retirement Board, the United States Department of  
17 Veterans Affairs or its predecessor or by any branch of the  
18 United States Armed Forces or who holds a valid identification  
19 card issued under the provisions of s. 295.17, upon proof of  
20 the same. Any license issued under this provision after  
21 January 1, 1997, expires after 5 years and must be reissued,  
22 upon request, every 5 years thereafter.

23           2. To be ~~totally~~ disabled by the United States Social  
24 Security Administration upon proof of the same. Any license  
25 issued under this provision after October 1, 1999, expires  
26 after 2 years and must be reissued, upon proof of  
27 certification as provided in this subsection, every 2 years  
28 thereafter.

29           (b) Notwithstanding any other provisions of this  
30 section, any person who has received after July 1, 1997, and  
31 before July 1, 2000, a valid disability license issued under

1 this subsection, retains the rights vested thereunder until  
2 the license has expired.

3 (6)(a) Tax collectors shall remit license and permit  
4 moneys, along with a report of funds collected and other  
5 required documentation, to the commission within 7 days  
6 following the last business day of the week in which the fees  
7 were received by the tax collector. The tax collector shall  
8 maintain records of all such licenses and permits which are  
9 sold, voided, stolen, or lost. The tax collector is  
10 responsible to the commission for the fee for all licenses and  
11 permits sold and for the value of all licenses and permits  
12 reported as lost. The tax collector shall report stolen  
13 licenses and permits to the appropriate law enforcement  
14 agency. The tax collector shall submit a written report and a  
15 copy of the law enforcement agency's report to the commission  
16 within 5 days after discovering the theft.

17 (b) Tax collectors are also responsible for fees for  
18 all licenses and permits sold by their subagents and for the  
19 value of all licenses and permits reported as lost. The  
20 commission may adopt rules to implement this section.

21 (c) Not later than August 15 of each year, each county  
22 tax collector shall submit to the commission a written audit  
23 report, on forms prescribed or approved by the commission, as  
24 to the numbers of all unissued licenses and permits for the  
25 previous year along with all unissued pictorial permits.

26 (7) Within 30 days after the submission of the annual  
27 audit report, each county tax collector shall provide the  
28 commission with a written audit report on unissued, sold, and  
29 voided licenses, permits, and stamps with a certified  
30 reconciliation statement prepared by a certified public  
31 accountant. Concurrent with the submission of the

1 certification, the county tax collector shall remit to the  
2 commission the monetary value of all licenses, permits, and  
3 stamps that are unaccounted for. Each tax collector is also  
4 responsible for fees for all licenses, permits, and stamps  
5 distributed by him or her to subagents, sold by him or her, or  
6 reported by him or her as lost.

7 Section 7. Section 374.977, Florida Statutes, is  
8 amended to read:

9 374.977 Inland navigation districts; manatee  
10 protection speed zones, responsibility for sign posting.--Each  
11 inland navigation district shall be responsible for posting  
12 and maintaining regulatory markers, as approved by the Fish  
13 and Wildlife Conservation Commission ~~Department of~~  
14 ~~Environmental Protection~~, for manatee protection speed zones.  
15 Such responsibility shall not be limited to the intracoastal  
16 waterway, but shall include all waters within each member  
17 county for which regulatory markers must be posted. Sign  
18 locations shall be jointly selected by the Fish and Wildlife  
19 Conservation Commission ~~Department of Environmental Protection~~  
20 and the appropriate inland navigation district, pending  
21 necessary federal, state and local approvals. Should an inland  
22 navigation district lack the resources or otherwise be unable  
23 to carry out its sign posting and maintenance duties, this  
24 responsibility shall then be assumed by the Fish and Wildlife  
25 Conservation Commission ~~Department of Environmental~~  
26 ~~Protection~~.

27 Section 8. This act shall take effect July 1, 2001.  
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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
Senate Bill 1204

Committee Substitute for Senate Bill 1204 is different from Senate Bill 1204 in that it:

1. Recognizes that the U.S. Social Security Administration does not certify persons to be totally disabled for the purpose of exemption from the income requirement for a restricted species endorsement or hunting and fishing license fees.
2. Deletes section six of Senate Bill 1204, which redirects the deposit of revenues from the saltwater portion of the lifetime sportsman's license.
3. Clarifies appointments that the Senate and the House of Representatives shall make to the Atlantic States Marine Fisheries Compact and the Gulf States Marine Fisheries Compact.