

By Representative Dockery

1 A bill to be entitled
2 An act relating to fees and penalties assessed
3 by the Fish and Wildlife Conservation
4 Commission; amending s. 328.72, F.S.;
5 specifying source of the county portion of
6 vessel registration fees; increasing vessel
7 registration fees; amending s. 328.76, F.S.;
8 revising provisions relating to distribution
9 and uses of funds in the Marine Resources
10 Conservation Trust Fund; amending ss. 370.062
11 and 370.063, F.S.; correcting cross references;
12 amending s. 372.105, F.S.; revising provisions
13 relating to sources and uses of funds in the
14 Lifetime Fish and Wildlife Trust Fund; amending
15 s. 370.106, F.S.; specifying distribution of
16 certain funds in the Dedicated License Trust
17 Fund; amending s. 372.16, F.S.; increasing the
18 license fee for private game preserves and
19 farms; amending s. 372.561, F.S.; revising
20 provisions relating issuance of recreational
21 licenses, permits, and authorizations to take
22 wild animal life, freshwater aquatic life, and
23 marine life, and administrative costs and
24 reporting related thereto; creating s. 372.562,
25 F.S.; providing exemptions from recreational
26 license and permit fees; providing exemptions
27 from license and permit requirements; amending
28 s. 372.57, F.S.; revising and reorganizing
29 provision specifying fees and requirements for
30 recreational licenses, permits, and
31 authorizations, including hunting licenses,

1 saltwater and freshwater fishing licenses,
2 5-year licenses, and lifetime licenses;
3 providing restrictions on use of Florida turkey
4 permits; increasing the fee for a nonresident
5 Florida turkey permit; providing for pier
6 licenses and recreational vessel licenses, and
7 fees therefor; providing for snook permits and
8 crawfish permits, and uses thereof; amending
9 ss. 372.571, 372.5712, 372.5715, 372.5717,
10 372.573, and 372.65, F.S.; correcting cross
11 references; amending s. 372.574, F.S.;
12 conforming language relating to telephonic and
13 electronic sale of licenses and permits;
14 creating s. 372.579, F.S.; authorizing a
15 processing fee for certain licenses and
16 permits; requiring a report; providing
17 rulemaking authority; amending s. 372.661,
18 F.S.; increasing the license fee for a private
19 hunting preserve; amending s. 372.711, F.S.;
20 providing for dismissal of violations of
21 license or permit possession requirements,
22 under certain conditions; providing a fee;
23 reenacting s. 372.83(1)(h), F.S.; reenacting a
24 provision referencing penalties for violations
25 of hunting, fishing, and trapping license
26 requirements; amending s. 372.921, F.S.;
27 including amphibians in provisions relating to
28 exhibition of wildlife; increasing permit fees;
29 amending s. 372.922, F.S.; providing an
30 additional classification relating to the
31 personal possession of wildlife; providing a

1 permit fee; providing rulemaking authority;
2 amending ss. 212.06 and 215.20, F.S.;
3 correcting cross references; repealing s.
4 370.0605, F.S., relating to saltwater fishing
5 licenses and fees; repealing s. 370.0615, F.S.,
6 relating to lifetime saltwater fishing
7 licenses; repealing s. 370.1111, F.S., relating
8 to snook fishing permits; repealing s.
9 370.14(10) and (11), F.S., relating to
10 recreational crawfish taking permits and
11 issuance of a crawfish stamp; providing an
12 effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Subsection (1) of section 328.72, Florida
17 Statutes, is amended to read:

18 328.72 Classification; registration; fees and charges;
19 surcharge; disposition of fees; fines; marine turtle
20 stickers.--

21 (1) VESSEL REGISTRATION FEE.--Vessels that are
22 required to be registered shall be classified for registration
23 purposes according to the following schedule, and the
24 registration certificate fee shall be in the following
25 amounts. The county portion of the vessel registration fee is
26 derived from recreational vessels only.+

27 Class A-1--Less than 12 feet in length, and all canoes
28 to which propulsion motors have been attached, regardless
29 of length.....\$8.50~~\$3.50~~

30 Class A-2--12 feet or more and less than 16 feet in
31 length.....15.50 ~~10.50~~

1 (To county).....2.85
2 Class 1--16 feet or more and less than 26 feet in
3 length.....28.50 ~~18.50~~
4 (To county).....8.85
5 Class 2--26 feet or more and less than 40 feet in
6 length.....65.50 ~~50.50~~
7 (To county).....32.85
8 Class 3--40 feet or more and less than 65 feet in
9 length.....97.50 ~~82.50~~
10 (To county).....56.85
11 Class 4--65 feet or more and less than 110 feet in
12 length.....113.50 ~~98.50~~
13 (To county).....68.85
14 Class 5--110 feet or more in length.....137.50
15 ~~122.50~~
16 (To county).....86.85
17 Dealer registration certificate26.50 ~~16.50~~
18 Section 2. Subsection (1) of section 328.76, Florida
19 Statutes, is amended to read:
20 328.76 Marine Resources Conservation Trust Fund;
21 vessel registration funds; appropriation and distribution.--
22 (1) Except as otherwise specified and less any
23 administrative costs, all funds collected from the
24 registration of vessels through the Department of Highway
25 Safety and Motor Vehicles and the tax collectors of the state
26 shall be deposited in the Marine Resources Conservation Trust
27 Fund for recreational channel marking; public launching
28 facilities; law enforcement and quality control programs;
29 aquatic weed control; manatee protection, recovery, rescue,
30 rehabilitation, and release; and marine mammal protection and
31

1 recovery. The funds collected pursuant to s. 328.72(1) shall
2 be transferred as follows:

3 (a) In each fiscal year, an amount equal to \$1.50 for
4 each commercial and noncommercial vessel registered in this
5 state shall be transferred to the Save the Manatee Trust Fund
6 and shall be used only for the purposes specified in s.
7 370.12(4).

8 (b) In each fiscal year, the following amounts from
9 the registration fees of commercial and noncommercial vessels
10 registered in the state shall be retained in the Marine
11 Resources Conservation Trust Fund to be used for the specified
12 purposes:

13 1. To fund additional on-the-water law enforcement
14 efforts of the Fish and Wildlife Conservation Commission:

15 a. An amount equal to \$3 from each Class A-1 and Class
16 A-2 vessel.

17 b. An amount equal to \$8 from each Class 1 vessel.

18 c. An amount equal to \$13 from each Class 2, Class 3,
19 Class 4, or Class 5 vessel.

20 d. An amount equal to \$8 from each dealer registration
21 certificate.

22 2. To fund additional research and development of
23 manatee avoidance technology for watercraft, an amount equal
24 to \$1 for each vessel registered in any class.

25 3. To fund additional manatee census efforts and
26 manatee signs on waterways, an amount equal to \$1 for each
27 vessel registered in any class.

28 (c)~~(b)~~ An amount equal to \$2 ~~two dollars~~ from each
29 noncommercial vessel registration fee, except that for class
30 A-1 vessels, shall be transferred to the Invasive Plant
31 Control Trust Fund for aquatic weed research and control.

1 (d)(e) After the distribution of funds under
2 paragraphs (a) and (b), and amount equal to 40 ~~forty~~ percent
3 of the registration fees from commercial vessels shall be
4 transferred to the Invasive Plant Control Trust Fund for
5 aquatic plant research and control.

6 (e)(d) After the distribution of funds under
7 paragraphs (a) and (b), an amount equal to 40 ~~forty~~ percent of
8 the registration fees from commercial vessels shall be
9 transferred by the Department of Highway Safety and Motor
10 Vehicles, on a monthly basis, to the General Inspection Trust
11 Fund of the Department of Agriculture and Consumer Services.
12 These funds shall be used for shellfish and aquaculture law
13 enforcement and quality control programs.

14 Section 3. Subsection (1) of section 370.062, Florida
15 Statutes, is amended to read:

16 370.062 Fish and Wildlife Conservation Commission
17 license program for tarpon; fees; penalties.--

18 (1) The Fish and Wildlife Conservation Commission
19 shall establish a license program for the purpose of issuing
20 tags to individuals desiring to harvest tarpon (*megalops*
21 *atlantica*) from the waters of the State of Florida. The tags
22 shall be nontransferable, except that the commission may allow
23 for a limited number of tags to be purchased by professional
24 fishing guides for transfer to individuals, and issued by the
25 commission in order of receipt of a properly completed
26 application for a nonrefundable fee of \$50 per tag. The
27 commission and any tax collector may sell the tags and collect
28 the fees therefor. Tarpon tags are valid from July 1 through
29 June 30. Before August 5 of each year, each tax collector
30 shall submit to the commission all unissued tags for the
31 previous calendar year along with a written audit report, on

1 forms prescribed or approved by the commission, as to the
2 numbers of the unissued tags. To defray the cost of issuing
3 any tag, the issuing tax collector shall collect and retain as
4 his or her costs, in addition to the tag fee collected, the
5 amount allowed under s. 372.561(6)~~(4)~~ for the issuance of
6 licenses.

7 Section 4. Subsection (3) of section 370.063, Florida
8 Statutes, is amended to read:

9 370.063 Special recreational crawfish license.--There
10 is created a special recreational crawfish license, to be
11 issued to qualified persons as provided by this section for
12 the recreational harvest of crawfish (spiny lobster) beginning
13 August 5, 1994.

14 (3) The holder of a special recreational crawfish
15 license must also possess the recreational crawfish permit
16 required by s. 372.57(8)(e)~~370.14(10)~~ and the license
17 ~~required by s. 370.0605.~~

18 Section 5. Paragraph (b) of subsection (2) and
19 subsection (3) of section 372.105, Florida Statutes, are
20 amended to read:

21 372.105 Lifetime Fish and Wildlife Trust Fund.--

22 (2) The principal of the fund shall be derived from
23 the following:

24 (b) Proceeds from the sale of lifetime licenses issued
25 in accordance with s. 372.57 ~~with the exception of the~~
26 ~~saltwater portion of the lifetime sportsman's license.~~

27 (3) The fund is declared to constitute a special trust
28 derived from a contractual relationship between the state and
29 the members of the public whose investments contribute to the
30 fund. In recognition of such special trust, the following
31

1 limitations and restrictions are placed on expenditures from
2 the funds:

3 (a) No expenditure or disbursement shall be made from
4 the principal of the fund.

5 (b) The interest income received and accruing from the
6 investments of proceeds from the sale of lifetime freshwater
7 fishing licenses and lifetime hunting licenses ~~the fund~~ shall
8 be spent in furtherance of the commission's ~~exercise of the~~
9 ~~regulatory and executive powers of the state with respect to~~
10 ~~the~~ management, protection, and conservation of wild animal
11 life and freshwater aquatic life as set forth in s. 9, Art. IV
12 of the State Constitution and this chapter and as otherwise
13 authorized by the Legislature.

14 (c) The interest income received and accruing from the
15 investments of proceeds from the sale of lifetime saltwater
16 fishing licenses shall be expended for marine law enforcement,
17 marine research, and marine fishery enhancement.

18 (d)~~(c)~~ No expenditures or disbursements from the
19 interest income derived from the sale of lifetime licenses
20 shall be made for any purpose until the respective holders of
21 such licenses attain the age of 16 years. The Fish and
22 Wildlife Conservation Commission as administrator of the fund
23 shall determine actuarially on an annual basis the amounts of
24 interest income within the fund which may be disbursed
25 pursuant to this paragraph. The director shall cause deposits
26 of proceeds from the sale of lifetime licenses to be
27 identifiable by the ages of the license recipients.

28 (e)~~(d)~~ Any limitations or restrictions specified by
29 the donors on the uses of the interest income derived from
30 gifts, grants, and voluntary contributions shall be respected
31 but shall not be binding.

1 (f)~~(e)~~ The fund shall be exempt from the provisions of
2 s. 215.20.

3 Section 6. Section 372.106, Florida Statutes, is
4 amended to read:

5 372.106 Dedicated License Trust Fund.--

6 (1) There is established within the Fish and Wildlife
7 Conservation Commission the Dedicated License Trust Fund. The
8 fund shall be credited with moneys collected pursuant to s.
9 ~~ss. 370.0605 and 372.57~~ for 5-year licenses and replacement
10 5-year licenses.

11 (2)(a) One-fifth of the total proceeds from the sale
12 of 5-year freshwater fishing and hunting licenses and
13 replacement licenses, and all interest derived therefrom,
14 shall be appropriated annually to the State Game Trust Fund.

15 (b) One-fifth of the total proceeds from the sale of
16 5-year saltwater fishing licenses and replacement licenses,
17 and all interest derived therefrom, shall be appropriated
18 annually to the Marine Resources Conservation Trust Fund.

19 (3)~~(2)~~ The fund shall be exempt from the provisions of
20 s. 215.20.

21 Section 7. Subsections (1) and (4) of section 372.16,
22 Florida Statutes, are amended to read:

23 372.16 Private game preserves and farms; penalty.--

24 (1) Any person owning land in this state may, ~~after~~
25 ~~having secured a license therefor from the Fish and Wildlife~~
26 ~~Conservation Commission,~~ establish, maintain, and operate
27 within the boundaries thereof, a private preserve and farm,
28 not exceeding an area of 640 acres, for the protection,
29 preservation, propagation, rearing, and production of game
30 birds and animals for private and commercial purposes,
31 provided that no two game preserves shall join each other or

1 be connected. Before any private game preserve or farm is
2 established, the owner or operator shall secure a license from
3 the commission, the fee for which is \$25 per year.

4 (4) Any person violating the provisions of this
5 section ~~shall~~ for the first offense commits ~~be guilty~~ of a
6 misdemeanor of the second degree, punishable as provided in s.
7 775.082 or s. 775.083, and for a second or subsequent offense
8 commits ~~shall be guilty~~ of a misdemeanor of the first degree,
9 punishable as provided in s. 775.082 or s. 775.083. Any
10 person convicted of violating the provisions of this section
11 shall forfeit, ~~to the Fish and Wildlife Conservation~~
12 ~~commission,~~ any license or permit issued under the provisions
13 hereof; and no further license or permit shall be issued to
14 such person for a period of 1 year following such conviction.
15 ~~Before any private game preserve or farm is established, the~~
16 ~~owner or operator shall secure a license from the Fish and~~
17 ~~Wildlife Conservation Commission, the fee for which shall be~~
18 ~~\$5 per year.~~

19 Section 8. Section 372.561, Florida Statutes, is
20 amended to read:

21 (Substantial rewording of section. See
22 s. 372.561, F.S., for present text.)

23 372.561 Recreational licenses, permits, and
24 authorizations to take wild animal life, freshwater aquatic
25 life, and marine life; issuance; costs; reporting.--

26 (1) This section applies to recreational licenses,
27 permits, and authorizations established in s. 372.57.

28 (2) The commission shall establish forms for the
29 issuance of licenses, permits, and authorizations.

30 (3) The commission shall issue a license, permit, or
31 authorization to take wild animal life, freshwater aquatic

1 life, or marine life when an applicant provides proof that she
2 or he is entitled to such license, permit, or authorization.
3 Each applicant for a recreational license, permit, or
4 authorization shall provide her or his social security number
5 on the application form. Disclosure of social security
6 numbers obtained through this requirement shall be limited to
7 the purposes of administration of the Title IV-D program for
8 child support enforcement, use by the commission, and as
9 otherwise provided by law.

10 (4) The commission is authorized to establish the
11 following using competitive bid procedures:

12 (a) A process and a subagent fee for the sale of
13 licenses, permits, and authorizations over the telephone using
14 a credit card.

15 (b) A process and a fee for the electronic sale of
16 licenses, permits, and authorizations.

17 (5)(a) Licenses and permits to take wild animal life,
18 freshwater aquatic life, or marine life may be sold by the
19 commission, by any tax collector in the state, or by any
20 subagent authorized under s. 372.574.

21 (b) The commission may select a vendor and establish a
22 fee for a statewide automated license system through
23 competitive bid procedures.

24 (6) In addition to any license or permit fee, the sum
25 of \$1.50 shall be charged for each license or management area
26 permit to cover the cost of issuing such license or permit.

27 (7)(a)1. For each hunting or freshwater fishing
28 license sold, a tax collector may retain \$1.

29 2. For each management area permit sold, a tax
30 collector may retain \$1.

31

1 3. For each saltwater fishing tag or license sold,
2 including combination saltwater fishing and freshwater fishing
3 licenses, or combination saltwater fishing, freshwater
4 fishing, and hunting licenses, a tax collector may retain
5 \$1.50.

6 (b) Tax collectors shall remit license and permit
7 moneys, along with a report of funds collected and other
8 required documentation, to the commission weekly. Tax
9 collectors shall maintain records of all licenses and permits
10 that are sold, voided, stolen, or lost.

11 1. The tax collector is responsible to the commission
12 for the fees for all licenses and permits sold, and for the
13 value of all licenses and permits reported as lost.

14 2. The tax collector shall report stolen licenses and
15 permits to the appropriate law enforcement agency.

16 3. The tax collector shall submit a written report and
17 a copy of the law enforcement agency's report to the
18 commission within 5 days after discovering a theft.

19 4. The tax collector is responsible for the fees for
20 all licenses, permits, and authorizations sold or lost by a
21 subagent appointed pursuant to s. 372.574.

22 (8) The commission is authorized to adopt rules
23 pursuant to ss. 120.536(1) and 120.54 to implement the
24 provisions of this section.

25 Section 9. Section 372.562, Florida Statutes, is
26 created to read:

27 372.562 Recreational licenses and permits; exemptions
28 from fees and requirements.--

29 (1) Hunting, freshwater fishing, and saltwater fishing
30 licenses and permits shall be issued without fee to any
31 resident who is certified:

1 (a) To be totally and permanently disabled by the
2 Railroad Retirement Board, by the United States Department of
3 Veterans Affairs or its predecessor, or by any branch of the
4 United States Armed Forces, or who holds a valid
5 identification card issued under the provisions of s. 295.17,
6 upon proof of same. Any license issued under this paragraph
7 after January 1, 1997, expires after 5 years and must be
8 reissued, upon request, every 5 years thereafter.

9 (b) To be disabled by the United States Social
10 Security Administration, upon proof of same. Any license
11 issued under this paragraph after October 1, 1999, expires
12 after 2 years and must be reissued, upon proof of
13 certification of disability, every 2 years thereafter.

14
15 A disability license issued after July 1, 1997, and before
16 July 1, 2000, retains the rights vested thereunder until the
17 license has expired.

18 (2) A hunting, freshwater fishing, or saltwater
19 fishing license or permit is not required for:

20 (a) Any child under 16 years of age, except as
21 otherwise provided in this chapter.

22 (b) Any person hunting or fishing on her or his
23 homestead property, or on the homestead property of the
24 person's spouse or minor child; or any minor child hunting or
25 fishing on the homestead property of her or his parent.

26 (c) Any resident who is a member of the United States
27 Armed Forces and not stationed in this state, when home on
28 leave for 30 days or less, upon submission of orders.

29 (d) Any resident fishing for recreational purposes
30 only, within her or his county of residence with live or
31 natural bait, using poles or lines not equipped with a fishing

- 1 line retrieval mechanism, except on a legally established fish
2 management area.
- 3 (e) Any person fishing in a fishpond of 20 acres or
4 less that is located entirely within the private property of
5 the fishpond owner.
- 6 (f) Any person fishing in a fishpond that is licensed
7 in accordance with s. 372.5705.
- 8 (g) Any person fishing who has been accepted as a
9 client for developmental disabilities services by the
10 Department of Children and Family Services, provided the
11 department furnishes proof thereof.
- 12 (h) Any resident fishing in saltwater from land or
13 from a structure fixed to the land.
- 14 (i) Any person fishing from a vessel licensed pursuant
15 to s. 372.57.
- 16 (j) Any person who holds a valid saltwater products
17 license issued under s. 370.06(2).
- 18 (k) Any person recreationally fishing from a pier
19 licensed under s. 372.57.
- 20 (l) Any resident who is fishing for mullet in
21 freshwater and who has a valid Florida freshwater fishing
22 license.
- 23 (m) Any resident fishing for a saltwater species in
24 freshwater from land or from a structure fixed to land.
- 25 (n) Any resident 65 years of age or older who has in
26 her or his possession proof of age and residency. A no-cost
27 license under this paragraph may be obtained from any tax
28 collector's office upon proof of age and residency, and must
29 be in the possession of the resident during hunting,
30 freshwater fishing, and saltwater fishing activities.
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1 Section 10. Section 372.57, Florida Statutes, is
2 amended to read:

3 (Substantial rewording of section. See
4 s. 372.57, F.S., for present text.)

5 372.57 Licenses, permits, and authorizations; fees
6 established.--

7 (1) LICENSE, PERMIT, OR AUTHORIZATION

8 REQUIRED.--Except as provided in s. 372.562, no person shall

9 hunt, fish, or take fur-bearing animals within this state

10 without having first obtained a license, permit, or

11 authorization and paying the fees set forth in this chapter.

12 Such license, permit, or authorization shall authorize the

13 person to whom it is issued to hunt, fish, take fur-bearing

14 animals, and participate in outdoor recreational activities in

15 accordance with the laws of the state and rules of the

16 commission.

17 (2) NONTRANSFERABILITY; INFORMATION AND

18 DOCUMENTATION.--

19 (a) Licenses, permits, and authorizations issued under

20 this chapter are not transferable. Each license and permit

21 must bear on its face in indelible ink the name of the person

22 to whom it is issued and other information as deemed necessary

23 by the commission. Licenses issued to the owner, operator, or

24 custodian of a vessel that directly or indirectly collects

25 fees for taking or attempting to take or possess saltwater

26 fish for noncommercial purposes must include the vessel

27 registration number or federal documentation number.

28 (b) The lifetime licenses and 5-year licenses

29 authorized in this section shall be embossed with the name,

30 date of birth, date of issuance, and other pertinent

31 information as deemed necessary by the commission. A certified

1 copy of the applicant's birth certificate shall accompany each
2 application for a lifetime license for a resident 12 years of
3 age or younger.

4 (3) PERSONAL POSSESSION REQUIRED.--Each license,
5 permit, or authorization must be in the personal possession of
6 the person to whom it is issued while such person is hunting,
7 fishing, or taking fur-bearing animals. A positive form of
8 identification is required when using any license, permit, or
9 authorization issued under this chapter. Any person hunting,
10 fishing, or taking fur-bearing animals who fails to produce a
11 license, permit, or authorization at the request of a
12 commission law enforcement officer commits a violation of the
13 law.

14 (4) RESIDENT HUNTING AND FISHING LICENSES.--The
15 licenses and fees for residents participating in hunting and
16 fishing activities in this state are as follows:

17 (a) Annual freshwater fishing license, \$12.

18 (b) Annual saltwater fishing license, \$12.

19 (c) Annual hunting license to take game, \$11.

20 (d) Annual combination freshwater fishing and hunting
21 license, \$22.

22 (e) Annual combination freshwater fishing and
23 saltwater fishing license, \$24.

24 (f) Annual combination hunting, freshwater fishing,
25 and saltwater fishing license, \$34.

26 (g) Annual license to take fur-bearing animals, \$25.

27 However, a resident with a valid hunting license or a no-cost
28 license who is taking fur-bearing animals for noncommercial
29 purposes using guns or dogs only, and not traps or other
30 devices, is not required to purchase this license. Also, a
31

1 resident 65 years of age or older is not required to purchase
2 this license.

3 (h) Permanent hunting and freshwater fishing license
4 for residents 64 years of age or older, \$12.

5 (i) Annual sportsman's license, \$66. A sportsman's
6 license authorizes the person to whom it is issued to take
7 freshwater fish and game, subject to the state and federal
8 laws, rules, and regulations, including rules of the
9 commission, in effect at the time of the taking. Other
10 authorized activities include activities authorized by a
11 management area permit, a muzzle-loading gun permit, a turkey
12 permit, a Florida waterfowl permit, and an archery permit.

13 (5) NONRESIDENT HUNTING AND FISHING LICENSES.--The
14 licenses and fees for nonresidents participating in hunting
15 and fishing activities in the state are as follows:

16 (a) Freshwater fishing license to take freshwater fish
17 for 7 consecutive days, \$15.

18 (b) Saltwater fishing license to take saltwater fish
19 for 1 day, \$7.50.

20 (c) Saltwater fishing license to take saltwater fish
21 for 7 consecutive days, \$15.

22 (d) Annual freshwater fishing license, \$30.

23 (e) Annual saltwater fishing license, \$30.

24 (f) Annual hunting license to take game, \$150.

25 (g) Hunting license to take game for 10 consecutive
26 days, \$25.

27 (h) Annual license to take fur-bearing animals, \$25.
28 However, a nonresident with a valid Florida hunting license
29 who is taking fur-bearing animals for noncommercial purposes
30 using guns or dogs only, and not traps or other devices, is
31 not required to purchase this license.

1 (6) PIER LICENSE.--A pier license for any pier fixed
2 to land for the purpose of taking or attempting to take
3 saltwater fish is \$500 per year. The pier license may be
4 purchased at the option of the owner, operator, or custodian
5 of such pier and must be available for inspection at all
6 times.

7 (7) VESSEL LICENSES.--

8 (a)1. A vessel license for a person who operates a
9 vessel that is licensed to carry six or fewer customers, but
10 who operates the vessel carrying four or fewer customers who
11 directly or indirectly pay a fee for the purpose of taking or
12 attempting to take saltwater fish, is \$200 per year.

13 2. A vessel license for a person who operates a vessel
14 that is licensed to carry not less than 5 nor more than 10
15 customers who directly or indirectly pay a fee for the purpose
16 of taking or attempting to take saltwater fish is \$400 per
17 year.

18 3. A vessel license for a person who operates a vessel
19 that is licensed to carry more than 10 customers who directly
20 or indirectly pay a fee for the purpose of taking or
21 attempting to take saltwater fish is \$800 per year.

22
23 A person who operates a vessel required to be licensed under
24 paragraph (a), paragraph (b), or paragraph (c) may purchase a
25 license in his or her own name. The license is applicable to
26 any vessel operated by the purchaser.

27 (b) A vessel license for a recreational vessel not for
28 hire, and for which customers do not pay a direct or indirect
29 fee for the purpose of taking or attempting to take saltwater
30 fish, is \$2,000 per year. The licensee shall maintain a log
31 of species taken and the date the species were taken. A copy

1 of the log shall be filed with the commission at the time of
2 license renewal.

3 (c) Vessel licenses must be kept onboard at all times.
4 The owner, operator, or custodian of a vessel licensed under
5 this section must maintain and report such statistical data as
6 required by, and in the manner set forth in, the rules of the
7 commission.

8 (8) SPECIFIED HUNTING, FISHING, AND RECREATIONAL
9 ACTIVITY PERMITS.--In addition to any license required under
10 this chapter, the following permits and fees for specified
11 hunting, fishing, and recreational uses and activities are
12 required:

13 (a) An annual Florida waterfowl permit for a resident
14 or nonresident to take wild ducks or geese within the state or
15 its coastal waters is \$3 and is valid only during the times
16 established by the commission for the taking of wild ducks or
17 geese.

18 (b) An annual Florida turkey permit for a resident to
19 take wild turkeys within the state is \$5 and is valid only
20 during the times established by the commission for the taking
21 of wild turkeys.

22 (c) An annual Florida turkey permit for a nonresident
23 to take wild turkeys within the state is \$100 and is valid
24 only during the times established by the commission for the
25 taking of wild turkeys.

26 (d) An annual snook permit for a resident or
27 nonresident to take or possess any snook from any waters of
28 the state is \$2 and is valid only during the times established
29 by the commission for the taking of snook. Revenue generated
30 from the sale of snook permits shall be used exclusively for
31 programs to benefit the snook population.

1 (e) An annual crawfish permit for a resident or
2 nonresident to take or possess any crawfish for recreational
3 purposes from any waters of the state is \$2 and is valid only
4 during the times established by the commission for the taking
5 of crawfish. Revenue generated from the sale of crawfish
6 permits shall be used exclusively for programs to benefit the
7 crawfish population.

8 (f) An annual muzzle-loading gun permit for a resident
9 or nonresident to hunt within the state with a muzzle-loading
10 gun is \$5. Hunting with a muzzle-loading gun is limited to
11 game seasons in which hunting with a modern firearm is not
12 authorized by the commission.

13 (g) An annual archery permit for a resident or
14 nonresident to hunt within the state with a bow and arrow is
15 \$5. Hunting with an archery permit is limited to those game
16 seasons in which hunting with a firearm is not authorized by
17 the commission.

18 (h) A special use permit for a resident or nonresident
19 to participate in limited entry hunting or fishing activities
20 as authorized by commission rule shall not exceed \$100 per day
21 or \$250 per week. Notwithstanding any other provision of this
22 chapter, there are no exclusions, exceptions, or exemptions
23 from this permit fee. In addition to the permit fee, the
24 commission may charge each special use permit applicant a
25 nonrefundable application fee not to exceed \$10.

26 (i)1. A management area permit for a resident or
27 nonresident to hunt on, fish on, or otherwise use for outdoor
28 recreational purposes land owned, leased, or managed by the
29 commission, or by the state for the use and benefit of the
30 commission, shall not exceed \$25 per year.

31

1 2. Permit fees for short-term use of land that is
2 owned, leased, or managed by the commission may be established
3 by rule of the commission for activities on such lands. Such
4 permits may be in lieu of, or in addition to, the annual
5 management area permit authorized in subparagraph 1.

6 3. Other than for hunting or fishing, the provisions
7 of this paragraph shall not apply on any lands not owned by
8 the commission, unless the commission has obtained the written
9 consent of the owner or primary custodian of such lands.

10 (j)1. A recreational user permit is required to hunt
11 on, fish on, or otherwise use for outdoor recreational
12 purposes land leased by the commission from private
13 nongovernmental owners, except for those lands located
14 directly north of the Apalachicola National Forest, east of
15 the Ochlocknee River until the point the river meets the dam
16 forming Lake Talquin, and south of the closest federal
17 highway. The fee for a recreational user permit shall be
18 based upon the economic compensation desired by the landowner,
19 game population levels, desired hunter density, and
20 administrative costs. The permit fee shall be set by
21 commission rule on a per-acre basis. The recreational user
22 permit fee, less administrative costs of up to \$25 per permit,
23 shall be remitted to the landowner as provided in the lease
24 agreement for each area.

25 2. One minor dependent, 16 years of age or younger,
26 may hunt under the supervision of the permittee and is exempt
27 from the recreational user permit requirements. The spouse
28 and dependent children of a permittee are exempt from the
29 recreational user permit requirements when engaged in outdoor
30 recreational activities other than hunting and when
31 accompanied by a permittee. Notwithstanding any other

1 provisions of this chapter, no other exclusions, exceptions,
2 or exemptions from the recreational user permit fee are
3 authorized.

4 (9)(a) RESIDENT 5-YEAR HUNTING AND FISHING
5 LICENSES.--Five-year licenses are available for residents
6 only, as follows:

7 1. A 5-year freshwater fishing or saltwater fishing
8 license is \$60 for each type of license and authorizes the
9 person to whom the license is issued to take or attempt to
10 take or possess freshwater fish or saltwater fish consistent
11 with the state and federal laws and regulations and rules of
12 the commission in effect at the time of taking.

13 2. A 5-year hunting license is \$55 and authorizes the
14 person to whom it is issued to take or attempt to take or
15 possess game consistent with the state and federal laws and
16 regulations and rules of the commission in effect at the time
17 of taking.

18 (b) Proceeds from the sale of all 5-year licenses
19 shall be deposited into the Dedicated License Trust Fund, to
20 be distributed in accordance with the provisions of s.
21 372.106.

22 (10) RESIDENT LIFETIME FRESHWATER AND SALTWATER
23 FISHING LICENSES.--

24 (a) Lifetime freshwater fishing licenses and saltwater
25 fishing licenses are available for residents only, as follows,
26 for:

27 1. Persons 4 years of age or younger, for a fee of
28 \$125 for each type of license.

29 2. Persons 5 years of age or older, but under 13 years
30 of age, for a fee of \$225 for each type of license.

31

1 3. Persons 13 years of age or older, for a fee of \$300
2 for each type of license.

3 (b) The following activities are authorized by the
4 purchase of a lifetime freshwater fishing license:

5 1. Taking or attempting to take or possess freshwater
6 fish consistent with the state and federal laws and
7 regulations and rules of the commission in effect at the time
8 of the taking.

9 2. All activities authorized by a management area
10 permit, excluding hunting.

11 (c) The following activities are authorized by the
12 purchase of a lifetime saltwater fishing license:

13 1. Taking or attempting to take or possess saltwater
14 fish consistent with the state and federal laws and
15 regulations and rules of the commission in effect at the time
16 of the taking.

17 2. All activities authorized by a snook permit and a
18 crawfish permit.

19 3. All activities for which an additional license,
20 permit, or fee is required to take or attempt to take or
21 possess saltwater fish, which additional license, permit, or
22 fee was imposed subsequent to the date of the purchase of the
23 lifetime saltwater fishing license.

24 (11) RESIDENT LIFETIME HUNTING LICENSES.--

25 (a) Lifetime hunting licenses are available to
26 residents only, as follows, for:

27 1. Persons 4 years of age or younger, for a fee of
28 \$200.

29 2. Persons 5 years of age or older, but under 13 years
30 of age, for a fee of \$350.

31

1 3. Persons 13 years of age or older, for a fee of
2 \$500.

3 (b) The following activities are authorized by the
4 purchase of a lifetime hunting license:

5 1. Taking or attempting to take or possess game
6 consistent with the state and federal laws and regulations and
7 rules of the commission in effect at the time of the taking.

8 2. All activities authorized by a muzzle-loading gun
9 permit, a turkey permit, an archery permit, a Florida
10 waterfowl permit, and a management area permit, excluding
11 fishing.

12 (12) RESIDENT LIFETIME SPORTSMAN'S LICENSES.--

13 (a) Lifetime sportsman's licenses are available, to
14 residents only, as follows, for:

15 1. Persons 4 years of age or younger, for a fee of
16 \$400.

17 2. Persons 5 years of age or older, but under 13 years
18 of age, for a fee of \$700.

19 3. Persons 13 years of age or older, for a fee of
20 \$1,000.

21

22 Nonresidents are not authorized to purchase a lifetime
23 sportsman's license.

24 (b) The following activities are authorized by the
25 purchase of a lifetime sportsman's license:

26 1. Taking or attempting to take or possess freshwater
27 or saltwater fish, and game, consistent with the state and
28 federal laws and regulations and rules of the commission in
29 effect at the time of taking.

30 2. All activities authorized by a management area
31 permit, a muzzle-loading gun permit, a turkey permit, an

1 archery permit, a Florida waterfowl permit, a snook permit,
2 and a crawfish permit.

3
4 The proceeds from the sale of all lifetime licenses authorized
5 in this section shall be deposited into the Lifetime Fish and
6 Wildlife Trust Fund, to be distributed as provided in s.
7 372.105.

8 (13) RECIPROCAL FEE AGREEMENTS.--The commission is
9 authorized to reduce the fees for licenses and permits under
10 this section for residents of those states with which the
11 commission has entered into reciprocal agreements with respect
12 to such fees.

13 (14) FREE FISHING DAYS.--The commission may designate
14 by rule no more than 2 consecutive or nonconsecutive days in
15 each year as free fishing days. Notwithstanding any other
16 provision of this chapter, any person may take freshwater or
17 saltwater fish for noncommercial purposes on a free fishing
18 day without obtaining or possessing a license, or paying a
19 license fee as prescribed in this section. A person who takes
20 freshwater or saltwater fish on a free fishing day without
21 obtaining a license or paying a fee must comply with all laws,
22 rules, and regulations governing the holders of a fishing
23 license and all other conditions and limitations regulating
24 the taking of freshwater or saltwater fish as are imposed by
25 law or rule.

26 Section 11. Section 372.571, Florida Statutes, is
27 amended to read:

28 372.571 Expiration of licenses and permits.--Each
29 license or permit issued under this chapter must be dated when
30 issued. Each license or permit issued under this chapter
31 remains valid for 12 months after the date of issuance, except

1 for a lifetime license issued pursuant to s. 372.57 which is
2 valid from the date of issuance until the death of the
3 individual to whom the license is issued unless otherwise
4 revoked in accordance with s. 372.99, or a 5-year license
5 issued pursuant to s. 372.57 which is valid for 5 consecutive
6 years from the date of purchase unless otherwise revoked in
7 accordance with s. 372.99 or a license issued pursuant to s.
8 372.57(5)(a), (b), (c), and (g)(2)(b) or (g), which is valid
9 for the period specified on the license. A resident lifetime
10 license or a resident 5-year license that has been purchased
11 by a resident of this state and who subsequently resides in
12 another state shall be honored for activities authorized by
13 that license.

14 Section 12. Subsection (1) of section 372.5712,
15 Florida Statutes, is amended to read:

16 372.5712 Florida waterfowl permit revenues.--

17 (1) The commission shall expend the revenues generated
18 from the sale of the Florida waterfowl permit as provided in
19 s. 372.57(8)(4)(a) or that pro rata portion of any license
20 that includes waterfowl hunting privileges, as provided in s.
21 372.57(4)(2)(i) and(11)(14)(b) as follows: A maximum of 5
22 percent of the gross revenues shall be expended for
23 administrative costs; a maximum of 25 percent of the gross
24 revenues shall be expended for waterfowl research approved by
25 the commission; and a maximum of 70 percent of the gross
26 revenues shall be expended for projects approved by the
27 commission, in consultation with the Waterfowl Advisory
28 Council, for the purpose of protecting and propagating
29 migratory waterfowl and for the development, restoration,
30 maintenance, and preservation of wetlands within the state.

31

1 Section 13. Subsection (1) of section 372.5715,
2 Florida Statutes, is amended to read:

3 372.5715 Florida wild turkey permit revenues.--

4 (1) The commission shall expend the revenues generated
5 from the sale of the turkey permit as provided for in s.
6 372.57(8)(b) and (c)(4)(e) or that pro rata portion of any
7 license that includes turkey hunting privileges as provided
8 for in s. 372.57(4)(2)(i) and (11)(14)(b) for research and
9 management of wild turkeys.

10 Section 14. Paragraph (e) of subsection (2) of section
11 372.574, Florida Statutes, is amended to read:

12 372.574 Appointment of subagents for the sale of
13 hunting, fishing, and trapping licenses and permits.--

14 (2) If a tax collector elects not to appoint
15 subagents, the commission may appoint subagents within that
16 county. Subagents shall serve at the pleasure of the
17 commission. The commission may establish, by rule, procedures
18 for selection of subagents. The following are requirements
19 for subagents so appointed:

20 (e) A subagent may charge and receive as his or her
21 compensation 50 cents for each license or permit sold,
22 including licenses or permits sold over the telephone pursuant
23 to s. 372.561(4). This charge is in addition to the sum
24 required by law to be collected for the sale and issuance of
25 each license or permit. ~~In addition, no later than July 1,~~
26 ~~1997, a subagent fee for the sale of licenses over the~~
27 ~~telephone by credit card shall be established by competitive~~
28 ~~bid procedures which are overseen by the Fish and Wildlife~~
29 ~~Conservation Commission. A fee for electronic license sales~~
30 ~~may be established by competitive-bid procedures that are~~
31 ~~overseen by the Fish and Wildlife Conservation Commission.~~

1 Section 15. Section 372.573, Florida Statutes, is
2 amended to read:

3 372.573 Management area permit revenues.--The
4 commission shall expend the revenue generated from the sale of
5 the management area permit as provided for in s.
6 ~~372.57(8)(i)(4)(b)~~ or that pro rata portion of any license
7 that includes management area privileges as provided for in s.
8 ~~372.57(4)(2)(i)~~ and ~~(11)(14)(b)~~ for the lease, management, and
9 protection of lands for public hunting, fishing, and other
10 outdoor recreation.

11 Section 16. Subsection (7) of section 372.5717,
12 Florida Statutes, is amended to read:

13 372.5717 Hunter safety course; requirements;
14 penalty.--

15 (7) The hunter safety requirements of this section do
16 not apply to persons for whom licenses are not required under
17 s. ~~372.562(2)~~ ~~372.57(1)~~.

18 Section 17. Section 372.579, Florida Statutes, is
19 created to read:

20 372.579 Processing applications for licenses and
21 permits.--

22 (1) The commission is authorized to impose a
23 processing fee not to exceed \$100 for each license or permit
24 required by Title 68 of the Florida Administrative Code. The
25 commission shall annually report actions taken under this
26 section to the President of the Senate, the Speaker of the
27 House of Representatives, and the appropriate substantive and
28 fiscal committees of the Legislature.

29 (2) The commission is authorized to adopt rules
30 pursuant to ss. 120.536(1) and 120.54 to implement the
31 provisions of this section.

1 Section 18. Paragraph (a) of subsection (1) and
2 subsection (2) of section 372.065, Florida Statutes, are
3 amended to read:

4 372.65 Freshwater fish dealer's license.--

5 (1) No person shall engage in the business of taking
6 for sale or selling any frogs or freshwater fish, including
7 live bait, of any species or size, or importing any exotic or
8 nonindigenous fish, until such person has obtained a license
9 and paid the fee therefor as set forth herein. The license
10 issued shall be in the possession of the person to whom issued
11 while such person is engaging in the business of taking for
12 sale or selling freshwater fish or frogs, is not transferable,
13 shall bear on its face in indelible ink the name of the person
14 to whom it is issued, and shall be affixed to a license
15 identification card issued by the commission. Such license is
16 not valid unless it bears the name of the person to whom it is
17 issued and is so affixed. The failure of such person to
18 exhibit such license to the commission or any of its wildlife
19 officers when such person is found engaging in such business
20 is a violation of law. The license fees and activities
21 permitted under particular licenses are as follows:

22 (a) The fee for a resident commercial fishing license,
23 which permits a resident to take freshwater fish or frogs by
24 any lawful method prescribed by the commission and to sell
25 such fish or frogs, shall be \$25. The license provided for in
26 this paragraph shall also allow noncommercial fishing as
27 provided by law and commission rules, and the license in s.
28 372.57(4)~~(2)~~(a) shall not be required.

29 (2) The provisions of ss. 372.562 ~~372.561~~ and 372.571,
30 except those provisions relating to issuance without fee to
31

1 certain classes of persons, shall apply to licenses issued
2 under this section.

3 Section 19. Section 372.661, Florida Statutes, is
4 amended to read:

5 372.661 Private hunting preserve licenses; fees
6 ~~license~~; exception.--

7 (1) Any person who operates a private hunting preserve
8 commercially or otherwise shall be required to pay a license
9 fee of ~~\$50~~\$25 for each such preserve; provided, however, that
10 during the open season established for wild game of any
11 species a private individual may take artificially propagated
12 game of such species up to the bag limit prescribed for the
13 particular species without being required to pay the license
14 fee required by this section; provided further that if any
15 such individual shall charge a fee for taking such game she or
16 he shall be required to pay the license fee required by this
17 section and to comply with the rules ~~and regulations~~ of the
18 ~~Fish and Wildlife Conservation~~ commission relative to the
19 operation of private hunting preserves.

20 (2) A commercial hunting preserve license, which shall
21 exempt patrons of licensed preserves from the hunting license
22 and permit requirements of s. 372.57(4), (5), (8), (9), (11),
23 and (12)~~licensure requirements of s. 372.57(2)(e), (f), (g),~~
24 ~~and (i), (4)(a), (c), (d), and (e), (7), (9), and (14)(b)~~
25 while hunting on the licensed preserve property, shall be
26 \$500. Such commercial hunting preserve license shall be
27 available only to those private hunting preserves licensed
28 pursuant to this section which are operated exclusively for
29 commercial purposes, which are open to the public, and for
30 which a uniform fee is charged to patrons for hunting
31 privileges.

1 Section 20. Subsection (8) is added to section
2 372.711, Florida Statutes, to read:

3 372.711 Noncriminal infractions.--

4 (8) A person charged with violating the requirement
5 for personal possession of a license or permit under s. 372.57
6 may not be convicted if, prior to or at the time of a court or
7 hearing appearance, the person produces the required license
8 or permit for verification by the hearing officer or court
9 clerk. The license or permit must have been issued to the
10 person charged with committing the violation and must have
11 been valid at the time the violation occurred. The clerk of
12 the court may assess a fee of \$5 to cover the costs of a case
13 under this subsection.

14 Section 21. Paragraph (h) of subsection (1) of section
15 372.83, Florida Statutes, is reenacted to read:

16 372.83 Noncriminal infractions; criminal penalties;
17 suspension and revocation of licenses and permits.--

18 (1) A person is guilty of a noncriminal infraction,
19 punishable as provided in s. 372.711, if she or he violates
20 any of the following provisions:

21 (h) Section 372.57, relating to hunting, fishing, and
22 trapping licenses.

23
24 A person who fails to pay the civil penalty specified in s.
25 372.711 within 30 days after being cited for a noncriminal
26 infraction or to appear before the court pursuant to that
27 section is guilty of a misdemeanor of the second degree,
28 punishable as provided in s. 775.082 or s. 775.083.

29 Section 22. Subsections (1), (2), and (4) of section
30 372.921, Florida Statutes, are amended to read:

31 372.921 Exhibition of wildlife.--

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

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

16 (a) For not more than 25 Class I or Class II ~~10~~
17 individual specimens in the aggregate of all species, the sum
18 of \$100~~\$5~~ per annum.

19 (b) For over 25 Class I or Class II ~~10~~ individual
20 specimens in the aggregate of all species, the sum of \$250~~\$25~~
21 per annum.

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

24
25 The fees prescribed by this subsection ~~section~~ shall be
26 submitted to the ~~Fish and Wildlife Conservation~~ commission
27 with the application for permit required by subsection (1) and
28 shall be deposited in the State Game Fund.

29 (4) Permits issued pursuant to this section and places
30 where wildlife is kept or held in captivity shall be subject
31 to inspection by officers of the ~~Fish and Wildlife~~

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

21 Section 23. Subsections (2) and (3) of section
22 372.922, Florida Statutes, are amended to read:

23 372.922 Personal possession of wildlife.--

24 (2) The classifications of types of wildlife and fees
25 to be paid for the issuance of permits shall be as follows:

26 (a) Class I--Wildlife which, because of its nature,
27 habits, or status, shall not be possessed as a personal pet.

28 (b) Class II--Wildlife considered to present a real or
29 potential threat to human safety, the sum of \$100 per annum.

30 (c) Class III--Wildlife as specified by rule of the
31 commission, the sum of \$25 per annum.

1 (3) The commission shall promulgate rules ~~regulations~~
2 defining Class I, Class II, and Class III ~~and II~~ types of
3 wildlife. The commission shall also establish rules
4 ~~regulations~~ and requirements necessary to ensure that permits
5 are granted only to persons qualified to possess and care
6 properly for wildlife and that permitted wildlife possessed as
7 personal pets will be maintained in sanitary surroundings and
8 appropriate neighborhoods.

9 Section 24. Paragraph (b) of subsection (8) of section
10 212.06, Florida Statutes, is amended to read:

11 212.06 Sales, storage, use tax; collectible from
12 dealers; "dealer" defined; dealers to collect from purchasers;
13 legislative intent as to scope of tax.--

14 (8)

15 (b) The presumption that tangible personal property
16 used in another state, territory of the United States, or the
17 District of Columbia for 6 months or longer before being
18 imported into this state was not purchased for use in this
19 state does not apply to any boat for which a saltwater fishing
20 license fee is required to be paid pursuant to s.

21 372.57(7)(a), (b), (c), or (d) ~~370.0605(2)(b)1., 2., or 3.,~~

22 either directly or indirectly, for the purpose of taking,
23 attempting to take, or possessing any marine fish for
24 noncommercial purposes. Use tax shall apply and be due on
25 such a boat as provided in this paragraph, and proof of
26 payment of such tax must be presented prior to the first such
27 licensure of the boat, registration of the boat pursuant to
28 chapter 328, and titling of the boat pursuant to chapter 328.
29 A boat that is first licensed within 1 year after purchase
30 shall be subject to use tax on the full amount of the purchase
31 price; a boat that is first licensed in the second year after

1 purchase shall be subject to use tax on 90 percent of the
2 purchase price; a boat that is first licensed in the third
3 year after purchase shall be subject to use tax on 80 percent
4 of the purchase price; a boat that is first licensed in the
5 fourth year after purchase shall be subject to use tax on 70
6 percent of the purchase price; a boat that is first licensed
7 in the fifth year after purchase shall be subject to use tax
8 on 60 percent of the purchase price; and a boat that is first
9 licensed in the sixth year after purchase, or later, shall be
10 subject to use tax on 50 percent of the purchase price. If
11 the purchaser fails to provide the purchase invoice on such
12 boat, the fair market value of the boat at the time of
13 importation into this state shall be used to compute the tax.

14 Section 25. Paragraph (1) of subsection (4) of section
15 215.20, Florida Statutes, is amended to read:

16 215.20 Certain income and certain trust funds to
17 contribute to the General Revenue Fund.--

18 (4) The income of a revenue nature deposited in the
19 following described trust funds, by whatever name designated,
20 is that from which the deductions authorized by subsection (3)
21 shall be made:

22 (1) The Marine Resources Conservation Trust Fund
23 created by s. 370.0608, with the exception of those fees
24 collected for recreational saltwater fishing licenses as
25 provided in s. 372.57 ~~370.0605~~.

26
27 The enumeration of the foregoing moneys or trust funds shall
28 not prohibit the applicability thereto of s. 215.24 should the
29 Governor determine that for the reasons mentioned in s. 215.24
30 the money or trust funds should be exempt herefrom, as it is
31 the purpose of this law to exempt income from its force and

1 effect when, by the operation of this law, federal matching
2 funds or contributions or private grants to any trust fund
3 would be lost to the state.

4 Section 26. Sections 370.0605, 370.0615, and 370.1111,
5 and subsections (10) and (11) of section 370.14, Florida
6 Statutes, are repealed.

7 Section 27. This act shall take effect July 1, 2001.

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HOUSE SUMMARY

11

12

Revises and reorganizes various provisions relating to
fees and penalties assessed by the Fish and Wildlife
Conservation Commission.

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