

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
1		.	
2		.	
3		.	
4		.	

ORIGINAL STAMP BELOW

1  
2  
3  
4  
5  
6  
7  
8  
9

10

11 Representative(s) Machek offered the following:

12

13 **Amendment (with title amendment)**

14 On page 29 of the bill, between lines 4 & 5,

15

16 insert:

17 Section 23. Section 581.091, Florida Statutes, is  
18 amended to read:

19 581.091 Noxious weeds and infected plants or regulated  
20 articles; sale or distribution; receipt; information to  
21 department; withholding information.--

22 (1) It is unlawful for any person to knowingly sell,  
23 offer for sale, or distribute any noxious weed, or any plant  
24 or plant product or regulated article infested or infected  
25 with any plant pest declared, by rule of the department, to be  
26 a public nuisance or a threat to the state's agricultural and  
27 horticultural interests.

28 (2) Any person who knows or reasonably should know  
29 that such person possesses or has knowingly received any  
30 noxious weed or any plant, plant product, or regulated article  
31 sold, given away, carried, shipped, or delivered for carriage

Amendment No. \_\_\_\_ (for drafter's use only)

1 or shipment in violation of the provisions of this chapter or  
2 the rules adopted thereunder shall immediately inform the  
3 department and isolate and hold the weed, plant, plant  
4 product, or other thing unopened or unused subject to  
5 inspection or other disposition as may be provided by the  
6 department.

7 (3) It is unlawful for any person to fail to disclose  
8 or withhold available information regarding any infected or  
9 infested plant, plant product, regulated article, or noxious  
10 weed.

11 (4) A water management district when identifying by  
12 rule pursuant to s. 373.185, or a local government when  
13 identifying by ordinance a list of noxious weeds, invasive  
14 plants, or plants deemed to be a public nuisance or threat,  
15 shall utilize the list developed under this chapter or rules  
16 adopted thereunder.

17  
18

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

20 And the title is amended as follows:

21 On page 4, line 1 after the semicolon,

22  
23 insert:

24 amending s. 581.091, F.S.; requiring water  
25 management districts and local governments to  
26 refer to the department's current list of  
27 noxious weeds and invasive plants when  
28 developing their own lists;

29  
30  
31