

Bill No. CS for CS for CS for SB 1980

Barcode 204952

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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3	Floor: 5/AD/3R
4	05/01/2007 10:14 AM
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11 Senator Saunders moved the following amendment:

12
13 **Senate Amendment (with title amendment)**

14 On page 40, line 8, delete that line

15
16 and insert:

17 Section 19. Present subsection (13) of section
18 372.561, Florida Statutes, is redesignated as subsection (14),
19 and a new subsection (13) is added to that section, to read:

20 372.561 Recreational licenses, permits, and
21 authorization numbers to take wild animal life, freshwater
22 aquatic life, and marine life; issuance; costs; reporting.--
23 (13) The commission, any tax collector in this state,
24 or any subagent authorized to sell licenses and permits under
25 s. 372.574 may request and collect donations when selling a
26 recreational license or permit authorized under s. 372.57. All
27 donations collected under this subsection shall be deposited
28 into the State Game Trust Fund to be used solely for the
29 purpose of enhancing youth hunting and youth freshwater and
30 saltwater fishing programs. By January 1, the commission shall
31 provide a complete and detailed annual report on the status of

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1 its youth programs and activities performed under this
2 subsection to the Governor, the President of the Senate, and
3 the Speaker of the House of Representatives.

4 ~~(14)~~(13) The commission is authorized to adopt rules
5 pursuant to ss. 120.536(1) and 120.54 to implement the
6 provisions of this section.

7 Section 20. Subsection (2) of section 372.562, Florida
8 Statutes, is amended to read:

9 372.562 Recreational licenses and permits; exemptions
10 from fees and requirements.--

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

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

15 (b) Any person hunting or freshwater fishing on her or
16 his homestead property, or on the homestead property of the
17 person's spouse or minor child; or any minor child hunting or
18 freshwater fishing on the homestead property of her or his
19 parent.

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

23 (d) Any resident freshwater fishing for recreational
24 purposes only, within her or his county of residence with live
25 or natural bait, using poles or lines not equipped with a
26 fishing line retrieval mechanism. This exemption does not
27 apply to residents fishing in, except on a legally established
28 fish management area.

29 (e) Any person freshwater fishing in a fish pond of 20
30 acres or less that is located entirely within the private
31 property of the fish pond owner.

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1 (f) Any person freshwater fishing in a fish pond that
2 is licensed in accordance with s. 372.5705.

3 (g) Any person fishing who has been accepted as a
4 client for developmental disabilities services by the
5 Department of Children and Family Services, provided the
6 department furnishes proof thereof.

7 (h) Any resident saltwater fishing ~~fishing in salt~~
8 ~~water~~ from land or from a structure fixed to the land.

9 (i) Any person saltwater fishing from a vessel
10 licensed pursuant to s. 372.57(7).

11 (j) Any person saltwater fishing from a vessel the
12 operator of which is licensed pursuant to s. 372.57(7).

13 (k) Any person saltwater fishing who holds a valid
14 saltwater products license issued under s. 370.06(2).

15 (l) Any person saltwater fishing for recreational
16 purposes from a pier licensed under s. 372.57.

17 (m) Any resident fishing for a saltwater species in
18 fresh water from land or from a structure fixed to land.

19 (n) Any resident fishing for mullet in fresh water who
20 has a valid Florida freshwater fishing license.

21 (o) Any resident 65 years of age or older who has in
22 her or his possession proof of age and residency. A no-cost
23 license under this paragraph may be obtained from any tax
24 collector's office upon proof of age and residency and must be
25 in the possession of the resident during hunting, freshwater
26 fishing, and saltwater fishing activities.

27 (p) Any employee of the commission who takes
28 freshwater fish, saltwater fish, or game as part of employment
29 with the commission, or any other person authorized by
30 commission permit to take freshwater fish, saltwater fish, or
31 game for scientific or educational purposes.

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1 (q) Any resident who is recreationally freshwater
2 fishing and who holds a valid commercial fishing license
3 issued under s. 372.65(1)(a).

4 Section 21. Effective October 1, 2007, subsections (4)
5 and (5), paragraph (h) of subsection (8), paragraph (a) of
6 subsection (9), and paragraph (c) of subsection (10) of
7 section 372.57, Florida Statutes, are amended to read:

8 372.57 Recreational licenses, permits, and
9 authorization numbers; fees established.--

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

13 (a) Annual freshwater fishing license, \$15.50 ~~\$12~~.

14 (b) Annual saltwater fishing license, \$15.50 ~~\$12~~.

15 (c) Annual hunting license to take game, \$15.50 ~~\$11~~.

16 (d) Annual combination hunting and freshwater fishing
17 license, \$31 ~~\$22~~.

18 (e) Annual combination freshwater fishing and
19 saltwater fishing license, \$31 ~~\$24~~.

20 (f) Annual combination hunting, freshwater fishing,
21 and saltwater fishing license, \$46.50 ~~\$34~~.

22 (g) Annual license to take fur-bearing animals, \$25.
23 However, a resident with a valid hunting license or a no-cost
24 license who is taking fur-bearing animals for noncommercial
25 purposes using guns or dogs only, and not traps or other
26 devices, is not required to purchase this license. Also, a
27 resident 65 years of age or older is not required to purchase
28 this license.

29 (h) Annual sportsman's license, \$79 ~~\$71~~, except that
30 an annual sportsman's license for a resident 64 years of age
31 or older is \$12. A sportsman's license authorizes the person

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1 to whom it is issued to take game and freshwater fish, subject
 2 to the state and federal laws, rules, and regulations,
 3 including rules of the commission, in effect at the time of
 4 the taking. Other authorized activities include activities
 5 authorized by a management area permit, a muzzle-loading gun
 6 season permit, a crossbow season permit, a turkey permit, a
 7 Florida waterfowl permit, and an archery season permit.

8 (i) Annual gold sportsman's license, ~~\$87~~ \$98.50. The
 9 gold sportsman's license authorizes the person to whom it is
 10 issued to take freshwater fish, saltwater fish, and game,
 11 subject to the state and federal laws, rules, and regulations,
 12 including rules of the commission, in effect at the time of
 13 taking. Other authorized activities include activities
 14 authorized by a management area permit, a muzzle-loading gun
 15 season permit, a crossbow season permit, a turkey permit, a
 16 Florida waterfowl permit, an archery season permit, a snook
 17 permit, and a spiny lobster permit.

18 (j) Annual military gold sportsman's license, \$18.50.
 19 The gold sportsman's license authorizes the person to whom it
 20 is issued to take freshwater fish, saltwater fish, and game,
 21 subject to the state and federal laws, rules, and regulations,
 22 including rules of the commission, in effect at the time of
 23 taking. Other authorized activities include activities
 24 authorized by a management area permit, a muzzle-loading gun
 25 season permit, a crossbow season permit, a turkey permit, a
 26 Florida waterfowl permit, an archery season permit, a snook
 27 permit, and a spiny lobster permit. Any resident who is an
 28 active or retired member of the United States Armed Forces,
 29 the United States Armed Forces Reserve, the National Guard,
 30 the United States Coast Guard, or the United States Coast
 31 Guard Reserve is eligible to purchase the military gold

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1 sportsman's license upon submission of a current military
2 identification card.

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

6 (a) Freshwater fishing license to take freshwater fish
7 for 3 consecutive days, \$15.50.

8 (b)~~(a)~~ Freshwater fishing license to take freshwater
9 fish for 7 consecutive days, \$28.50 ~~\$15.~~

10 (c)~~(b)~~ Saltwater fishing license to take saltwater
11 fish for 3 consecutive days, \$15.50 ~~\$5.~~

12 (d)~~(c)~~ Saltwater fishing license to take saltwater
13 fish for 7 consecutive days, \$28.50 ~~\$15.~~

14 (e)~~(d)~~ Annual freshwater fishing license, \$45.50 ~~\$30.~~

15 (f)~~(e)~~ Annual saltwater fishing license, \$45.50 ~~\$30.~~

16 (g)~~(f)~~ Hunting license to take game for 10 consecutive
17 days, \$45.

18 (h)~~(g)~~ Annual hunting license to take game, \$150.

19 (i)~~(h)~~ Annual license to take fur-bearing animals,
20 \$25. However, a nonresident with a valid Florida hunting
21 license who is taking fur-bearing animals for noncommercial
22 purposes using guns or dogs only, and not traps or other
23 devices, is not required to purchase this license.

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

29 (h)1. A recreational user permit is required to hunt
30 on, fish on, or otherwise use for outdoor recreational
31 purposes land leased by the commission from private

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1 nongovernmental owners, except for those lands located
2 directly north of the Apalachicola National Forest, east of
3 the Ochlocknee River until the point the river meets the dam
4 forming Lake Talquin, and south of the closest federal
5 highway. The fee for a recreational user permit shall be based
6 upon the economic compensation desired by the landowner, game
7 population levels, desired hunter density, and administrative
8 costs. The permit fee shall be set by commission rule on a
9 per-acre basis. The recreational user permit fee, less
10 administrative costs of up to \$25 per permit, shall be
11 remitted to the landowner as provided in the lease agreement
12 for each area.

13 2. One minor dependent under 16 years of age, ~~16 years~~
14 ~~of age or younger~~, may hunt under the supervision of the
15 permittee and is exempt from the recreational user permit
16 requirements. The spouse and dependent children of a permittee
17 are exempt from the recreational user permit requirements when
18 engaged in outdoor recreational activities other than hunting
19 and when accompanied by a permittee. Notwithstanding any other
20 provision of this chapter, no other exclusions, exceptions, or
21 exemptions from the recreational user permit fee are
22 authorized.

23 (9) RESIDENT 5-YEAR HUNTING AND FISHING LICENSES.--

24 (a) Five-year licenses are available for residents
25 only, as follows:

26 1. A 5-year freshwater fishing or saltwater fishing
27 license is \$77.50 ~~\$60~~ for each type of license and authorizes
28 the person to whom the license is issued to take or attempt to
29 take or possess freshwater fish or saltwater fish consistent
30 with the state and federal laws and regulations and rules of
31 the commission in effect at the time of taking.

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1 2. A 5-year hunting license is \$77.50 ~~\$55~~ and
 2 authorizes the person to whom it is issued to take or attempt
 3 to take or possess game consistent with the state and federal
 4 laws and regulations and rules of the commission in effect at
 5 the time of taking.

6 3. The commission is authorized to sell the hunting,
 7 fishing, and recreational activity permits authorized in
 8 subsection (8) for a 5-year period to match the purchase of
 9 5-year fishing and hunting licenses. The fee for each permit
 10 issued under this paragraph shall be five times the annual
 11 cost established in subsection (8).

12 (10) RESIDENT LIFETIME FRESHWATER OR SALTWATER FISHING
 13 LICENSES.--

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

16 1. Taking, or attempting to take or possess, saltwater
 17 fish consistent with the state and federal laws and
 18 regulations and rules of the commission in effect at the time
 19 of the taking.

20 2. All activities authorized by a snook permit and a
 21 spiny lobster ~~crawfish~~ permit.

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

27 Section 22. Section 372.571, Florida Statutes, is
 28 amended to read:

29 372.571 Expiration of licenses and permits.--Each
 30 license or permit issued under this chapter must be dated when
 31 issued. Each license or permit issued under this chapter

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1 remains valid for 12 months after the date of issuance, except
 2 for a lifetime license issued pursuant to s. 372.57 which is
 3 valid from the date of issuance until the death of the
 4 individual to whom the license is issued unless otherwise
 5 revoked in accordance with s. 372.83 or s. 372.99, or a 5-year
 6 license issued pursuant to s. 372.57 which is valid for 5
 7 consecutive years from the date of purchase unless otherwise
 8 revoked in accordance with s. 372.83 or s. 372.99, or a
 9 license issued pursuant to s. 372.57(5)(a), (b), (c), (d), or
 10 (g) or (f) or (8)(f), or (g)2., or (h)1., which is valid for
 11 the period specified on the license. A resident lifetime
 12 license or a resident 5-year license that has been purchased
 13 by a resident of this state and who subsequently resides in
 14 another state shall be honored for activities authorized by
 15 that license.

16 Section 23. Subsection (2) of section 372.661, Florida
 17 Statutes, is amended to read:

18 372.661 Private hunting preserve license fees;
 19 exception.--

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

31 Section 24. For the purpose of incorporating the

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1 amendments made by this act to section 372.57, Florida
2 Statutes, in a reference thereto, section 372.573, Florida
3 Statutes, is reenacted to read:

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

12 Section 25. Except as otherwise expressly provided in
13 this act, this act shall take effect July 1, 2007.

14
15

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

17 And the title is amended as follows:

18 On page 3, line 26, delete that line

19
20

and insert:

21 procedures; amending s. 372.561, F.S.;

22 authorizing the commission, tax collectors, and

23 certain subagents to request and collect

24 donations during the sale of certain licenses

25 and permits; requiring collected donations to

26 be deposited in the State Game Trust Fund;

27 requiring funds to be used for a specified

28 purpose; requiring the commission to provide an

29 annual report to the Governor and Legislature;

30 providing report requirements; amending s.

31 372.562, F.S.; specifying certain fishing as

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1 exempt from fees and requirements; amending s.
2 372.57, F.S.; increasing the fees for certain
3 resident and nonresident hunting and fishing
4 licenses; creating a 3-day freshwater fishing
5 license for nonresidents; clarifying
6 terminology relating to the spiny lobster;
7 amending ss. 372.571, 372.661, and 372.83,
8 F.S.; conforming cross-references; reenacting
9 s. 372.573, F.S., relating to revenues from
10 management area permits, to incorporate the
11 amendment to s. 372.57, F.S., in references
12 thereto; providing effective dates.

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