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LEGISLATIVE ACTION

Senate	.	House
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Floor: AD/CR	.	
05/08/2009 12:29 PM	.	
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The Conference Committee on CS for SB 1742 recommended the following:

1 **Senate Conference Committee Amendment (with title**
2 **amendment)**

3
4 Delete everything after the enacting clause
5 and insert:

6 Section 1. The Invasive Plant Control Trust Fund, FLAIR
7 number 37-2-030, in the Department of Environmental Protection
8 is transferred to the Fish and Wildlife Conservation Commission,
9 FLAIR number 77-2-030.

10 Section 2. The statutory powers, duties, and functions
11 related to ss. 369.20, 369.22, and 369.252, Florida Statutes,



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12 which were transferred by chapter 2008-150, Laws of Florida, and
13 all records, personnel, and property; unexpended balances of
14 appropriations, allocations, and other funds; administrative
15 authority; administrative rules; pending issues; and existing
16 contracts of the Bureau of Invasive Plant Management in the
17 Department of Environmental Protection are transferred by a type
18 two transfer, pursuant to s. 20.06(2), Florida Statutes, to the
19 Fish and Wildlife Conservation Commission. All actions taken
20 pursuant to chapter 2008-150, Laws of Florida, and the
21 interagency agreement executed pursuant thereto are ratified.

22 Section 3. Effective August 1, 2009, subsection (2) of
23 section 379.353, Florida Statutes, is amended to read:

24 379.353 Recreational licenses and permits; exemptions from
25 fees and requirements.-

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

28 (a) Any child under 16 years of age, except as otherwise
29 provided in this part.

30 (b) Any person hunting or freshwater fishing on her or his
31 homestead property, or on the homestead property of the person's
32 spouse or minor child; or any minor child hunting or freshwater
33 fishing on the homestead property of her or his parent.

34 (c) Any resident who is a member of the United States Armed
35 Forces and not stationed in this state, when home on leave for
36 30 days or less, upon submission of orders.

37 (d) Any resident ~~freshwater~~ fishing for recreational
38 purposes only, within her or his county of residence with live
39 or natural bait, using poles or lines not equipped with a
40 fishing line retrieval mechanism. This exemption does not apply



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41 to residents fishing in a legally established fish management
42 area.

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

46 (f) Any person freshwater fishing in a fish pond that is
47 licensed in accordance with s. 379.356.

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

52 (h) Any resident saltwater fishing from land or from a
53 structure fixed to the land who has been determined eligible by
54 the Department of Children and Family Services for the food
55 stamp program, temporary cash assistance, or the Medicaid
56 programs. A benefit issuance or program identification card
57 issued by the Department of Children and Family Services or the
58 Florida Medicaid program of the Agency for Health Care
59 Administration shall serve as proof of program eligibility. The
60 client must have in his or her possession the ID Card and
61 positive proof of identification when fishing.

62 (i) Any person saltwater fishing from a vessel licensed
63 pursuant to s. 379.354(7).

64 (j) Any person saltwater fishing from a vessel the operator
65 of which is licensed pursuant to s. 379.354(7).

66 (k) Any person saltwater fishing who holds a valid
67 saltwater products license issued under s. 379.361(2).

68 (l) Any person saltwater fishing for recreational purposes
69 from a pier licensed under s. 379.354.



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

72 ~~(m)~~ (n) Any resident fishing for mullet in fresh water who
73 has a valid Florida freshwater fishing license.

74 ~~(n)~~ (o) Any resident 65 years of age or older who has in her
75 or his possession proof of age and residency. A no-cost license
76 under this paragraph may be obtained from any tax collector's
77 office upon proof of age and residency and must be in the
78 possession of the resident during hunting, freshwater fishing,
79 and saltwater fishing activities.

80 ~~(o)~~ (p) Any employee of the commission who takes freshwater
81 fish, saltwater fish, or game as part of employment with the
82 commission, or any other person authorized by commission permit
83 to take freshwater fish, saltwater fish, or game for scientific
84 or educational purposes.

85 ~~(p)~~ (q) Any resident recreationally freshwater fishing who
86 holds a valid commercial fishing license issued under s.
87 379.3625(1)(a).

88 Section 4. Effective July 15, 2009, paragraph (k) is added
89 to subsection (4) of 379.354, Florida Statutes, to read:

90 379.354 Recreational licenses, permits, and authorization
91 numbers; fees established.—

92 (4) RESIDENT HUNTING AND FISHING LICENSES.—The licenses and
93 fees for residents participating in hunting and fishing
94 activities in this state are as follows:

95 (k) Annual resident shoreline fishing license, \$7.50. The
96 annual resident shoreline fishing license allows any resident to
97 saltwater fish from land or from a structure fixed to the land.
98 This license is not required for any resident issued any other



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99 license identified in this section that allows the take of
100 saltwater fish.

101 Section 5. Effective July 1, 2009, for the purpose of
102 incorporating the amendment made by this act to section 379.353,
103 Florida Statutes, in a reference thereto, subsection (7) of
104 section 379.3581, Florida Statutes, is reenacted to read:

105 379.3581 Hunter safety course; requirements; penalty.-

106 (7) The hunter safety requirements of this section do not
107 apply to persons for whom licenses are not required under s.
108 379.353(2).

109 Section 6. Except as otherwise expressly provided in this
110 act, this act shall take effect upon becoming a law.

111
112 ===== T I T L E A M E N D M E N T =====

113 And the title is amended as follows:

114 Delete everything before the enacting clause
115 and insert:

116 A bill to be entitled
117 An act relating to the Fish and Wildlife Conservation
118 Commission; transferring the Invasive Plant Control
119 Trust Fund in the Department of Environmental
120 Protection to the Fish and Wildlife Conservation
121 Commission; transferring to the Fish and Wildlife
122 Conservation Commission all powers, duties, records,
123 personnel, property, funds, rules, issues, and
124 contracts of the Bureau of Invasive Plant Management
125 in the Department of Environmental Protection;
126 ratifying actions taken pursuant to chapter 2008-150,
127 Laws of Florida, and an interagency agreement executed



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128 pursuant thereto; amending s. 379.353, F.S.; providing
129 that a freshwater fishing or saltwater fishing license
130 is not required for a resident recreationally fishing
131 within her or his county of residence with specific
132 fishing gear; providing that a hunting, freshwater
133 fishing, or saltwater fishing license or permit is not
134 required for any resident saltwater fishing from land
135 who has been determined eligible for the food stamps,
136 temporary cash assistance, or the Medicaid programs;
137 providing for proof of eligibility for the qualifying
138 programs; removing the exemption from the need to
139 possess a license for a resident fishing for a
140 saltwater species in fresh water from land; amending
141 s. 379.354, F.S.; providing for an annual resident
142 shoreline fishing license and fee; reenacting s.
143 379.3581(7), F.S., relating to hunter safety courses,
144 to incorporate the amendments made to s. 379.353,
145 F.S., in a reference thereto; providing effective
146 dates.