



29 (25) "Navigation rules" means:  
 30 (a) For vessels on waters outside of established  
 31 navigational lines of demarcation as specified in 33 C.F.R. part  
 32 80, the International Navigational Rules Act of 1977, 33 U.S.C.  
 33 appendix following s. 1602, as amended, including the appendix  
 34 and annexes thereto, through October 1, 2012.

35 (b) For vessels on all waters not outside of such  
 36 established navigational lines of demarcation, as specified in  
 37 33 C.F.R. part 80 or the Inland Navigational Rules Act of 1980,  
 38 33 C.F.R. parts 83-90, as amended, through October 1, 2012 ~~33~~  
 39 ~~U.S.C. ss. 2001 et seq., as amended, including the annexes~~  
 40 ~~thereto, for vessels on all waters not outside of such lines of~~  
 41 ~~demarcation.~~

42 Section 2. Subsections (30) and (31) of section 379.101,  
 43 Florida Statutes, are amended to read:

44 379.101 Definitions.—In construing these statutes, where  
 45 the context does not clearly indicate otherwise, the word,  
 46 phrase, or term:

47 (30) "Resident" or "resident of Florida" means:

48 (a) For purposes of part VII ~~of this chapter, with the~~  
 49 ~~exception of ss. 379.363, 379.3635, 379.364, 379.3711, 379.3712,~~  
 50 ~~379.372, 379.373, 379.374, 379.3751, 379.3752, 379.3761,~~  
 51 ~~379.3762, and 379.377,~~ and for purposes of s. 379.355, citizens  
 52 of the United States who have continuously resided in this state  
 53 for 1 year before applying for a, next preceding the making of  
 54 their application for hunting, fishing, or other license, for  
 55 the following period of time, to wit: For 1 year in the state  
 56 and 6 months in the county when applied to all fish and game

57 ~~laws not related to freshwater fish and game. However, for~~  
 58 purposes of ss. 379.363, 379.3635, 379.364, 379.3711, 379.3712,  
 59 379.372, 379.373, 379.374, 379.3751, 379.3752, 379.3761, and  
 60 379.3762, the term "resident" or "resident of Florida" means a  
 61 citizen of the United States who has continuously resided in  
 62 this state for 6 months before applying for a hunting, fishing,  
 63 or other license.

64 (b) For purposes of part VI ~~of this chapter, except with~~  
 65 ~~the exception of s. 379.355;~~ and for purposes of ss. 379.363,  
 66 379.3635, 379.364, 379.3711, 379.3712, 379.372, 379.373,  
 67 379.374, 379.3751, 379.3752, 379.3761, 379.3762, and 379.377,  
 68 ~~any person who has continually resided in the state for 6 months~~  
 69 ~~or~~

70 1. Any member of the United States Armed Forces who is  
 71 stationed in the state and his or her family members residing  
 72 with such member; or

73 2. Any person who has declared Florida as his or her only  
 74 state of residence as evidenced by one of the following:

75 a. A valid Florida driver license or identification card  
 76 with a Florida address and not marked as "Valid in Florida  
 77 Only";

78 b. A current Florida Voter Information Card;

79 c. A sworn statement manifesting and evidencing domicile  
 80 in Florida in accordance with s. 222.17;

81 d. A current Florida Homestead Exemption; or

82 e. For a child younger than 18 years of age, a driver  
 83 license or identification card as described in sub-subparagraph

84 a., a student identification card from a Florida school, or,

85 when accompanied by his or her parent at the time of purchase,  
 86 the parent's proof of residency.

87 (31) "Resident alien" means ~~shall mean~~ those persons who  
 88 have continuously resided in this state for at least 1 year ~~and~~  
 89 ~~6 months in the county~~ and can provide documentation from the  
 90 Bureau of Citizenship and Immigration Services evidencing  
 91 permanent residency status in the United States. For the  
 92 purposes of this chapter, a "resident alien" shall be considered  
 93 a "resident."

94 Section 3. Paragraph (q) is added to subsection (2) of  
 95 section 379.353, Florida Statutes, to read:

96 379.353 Recreational licenses and permits; exemptions from  
 97 fees and requirements.—

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

100 (q) Any person participating in an outdoor recreational  
 101 event authorized by commission permit for the primary purpose of  
 102 rehabilitation or enjoyment of veterans certified by the United  
 103 States Department of Veterans Affairs or its predecessor or by  
 104 any branch of the United States Armed Forces to have any  
 105 service-connected disability percentage rating, active duty  
 106 personnel of any branch of the United States Armed Forces or the  
 107 United States Coast Guard, members of the military reserves, or  
 108 members of the Florida National Guard. This exemption applies to  
 109 any person participating in such an event regardless of whether  
 110 the person is active duty military personnel, a veteran with a  
 111 disability, or a member of the military reserves.

112 Section 4. Subsection (15) of section 379.354, Florida

113 Statutes, is amended to read:

114 379.354 Recreational licenses, permits, and authorization  
115 numbers; fees established.—

116 (15) FREE FISHING DAYS.—The commission may designate by  
117 rule no more than 4 ~~2~~ consecutive or nonconsecutive days in each  
118 year as free freshwater fishing days and no more than 4 ~~2~~  
119 consecutive or nonconsecutive days in each year as free  
120 saltwater fishing days. Notwithstanding any other provision of  
121 this chapter, any person may take freshwater fish for  
122 noncommercial purposes on a free freshwater fishing day and may  
123 take saltwater fish for noncommercial purposes on a free  
124 saltwater fishing day, without obtaining or possessing a license  
125 or permit or paying a license or permit fee as prescribed in  
126 this section. A person who takes freshwater or saltwater fish on  
127 a free fishing day must comply with all laws, rules, and  
128 regulations governing the holders of a fishing license or permit  
129 and all other conditions and limitations regulating the taking  
130 of freshwater or saltwater fish as are imposed by law or rule.

131 Section 5. Paragraph (b) of subsection (2) of section  
132 379.361, Florida Statutes, is amended to read:

133 379.361 Licenses.—

134 (2) SALTWATER PRODUCTS LICENSE.—

135 (b)1. A restricted species endorsement on the saltwater  
136 products license is required to sell to a licensed wholesale  
137 dealer those species which the state, by law or rule, has  
138 designated as "restricted species." This endorsement may be  
139 issued only to a person who is at least 16 years of age, or to a  
140 firm certifying that over 25 percent of its income or \$5,000 of

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141 its income, whichever is less, is attributable to the sale of  
142 saltwater products pursuant to a saltwater products license  
143 issued under this paragraph or a similar license from another  
144 state. This endorsement may also be issued to a for-profit  
145 corporation if it certifies that at least \$5,000 of its income  
146 is attributable to the sale of saltwater products pursuant to a  
147 saltwater products license issued under this paragraph or a  
148 similar license from another state. However, if at least 50  
149 percent of the annual income of a person, firm, or for-profit  
150 corporation is derived from charter fishing, the person, firm,  
151 or for-profit corporation must certify that at least \$2,500 of  
152 the income of the person, firm, or corporation is attributable  
153 to the sale of saltwater products pursuant to a saltwater  
154 products license issued under this paragraph or a similar  
155 license from another state, in order to be issued the  
156 endorsement. Such income attribution must apply to at least 1 of  
157 the last 3 years. For the purpose of this section, "income"  
158 means that income that is attributable to work, employment,  
159 entrepreneurship, pensions, retirement benefits, and social  
160 security benefits.

161 2. To renew an existing restricted species endorsement, a  
162 marine aquaculture producer possessing a valid saltwater  
163 products license with a restricted species endorsement may apply  
164 income from the sale of marine aquaculture products to licensed  
165 wholesale dealers.

166 3. The commission may ~~is authorized to~~ require  
167 verification of such income for all restricted species  
168 endorsements issued pursuant to this paragraph. Acceptable proof

169 of income earned from the sale of saltwater products shall be:

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

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

175 c. A copy of the applicable federal income tax return,  
 176 including Form 1099 attachments, verifying income earned from  
 177 the sale of saltwater products;

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

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

182 4. Notwithstanding any other provision of law, any person  
 183 who owns a retail seafood market or restaurant at a fixed  
 184 location for at least 3 years, who has had an occupational  
 185 license for 3 years before ~~prior to~~ January 1, 1990, who  
 186 harvests saltwater products to supply his or her retail store,  
 187 and who has had a saltwater products license for 1 of the past 3  
 188 license years before ~~prior to~~ January 1, 1990, may provide proof  
 189 of his or her verification of income and sales value at the  
 190 person's retail seafood market or restaurant and in his or her  
 191 saltwater products enterprise by affidavit and shall thereupon  
 192 be issued a restricted species endorsement.

193 ~~5.4.~~ Exceptions from income requirements shall be as  
 194 follows:

195 a. A permanent restricted species endorsement shall be  
 196 available to those persons age 62 and older who have qualified

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197 for such endorsement for at least 3 of the last 5 years.

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

201       c. Upon the sale of a used commercial fishing vessel owned  
202 by a person, firm, or corporation possessing or eligible for a  
203 restricted species endorsement, the purchaser of such vessel  
204 shall be exempted from the qualifying income requirement for the  
205 purpose of obtaining a restricted species endorsement for a  
206 complete license ~~period of 1~~ year after purchase of the vessel.

207       d. Upon the death or permanent disablement of a person  
208 possessing a restricted species endorsement, an immediate family  
209 member wishing to carry on the fishing operation shall be  
210 exempted from the qualifying income requirement for the purpose  
211 of obtaining a restricted species endorsement for a complete  
212 license ~~period of 1~~ year after the death or disablement.

213       e. A restricted species endorsement may be issued on an  
214 individual saltwater products license to a person age 62 or  
215 older who documents that at least \$2,500 of such person's income  
216 is attributable to the sale of saltwater products.

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

221       g. Any resident who is certified to be totally and  
222 permanently disabled by the Railroad Retirement Board, by the  
223 United States Department of Veterans Affairs or its predecessor,  
224 or by any branch of the United States Armed Forces, or who holds

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225 a valid identification card issued by the Department of  
226 Veterans' Affairs pursuant to s. 295.17, upon proof of the same,  
227 or any resident certified to be disabled by the United States  
228 Social Security Administration or a licensed physician, upon  
229 proof of the same, shall be exempted from the income  
230 requirements if he or she also has held a saltwater products  
231 license for at least 3 of the last 5 license years before ~~prior~~  
232 ~~to~~ the date of the disability. A restricted species endorsement  
233 issued under this paragraph may be issued only on an individual  
234 saltwater products license.

235 h. An honorably discharged, resident military veteran  
236 certified by the United States Department of Veterans Affairs or  
237 its predecessor or by any branch of the United States Armed  
238 Forces to have a service-connected permanent disability rating  
239 of 10 percent or higher, upon providing proof of such disability  
240 rating, is not required to provide documentation for the income  
241 requirement with his or her initial application for a restricted  
242 species endorsement. Documentation for the income requirement is  
243 required beginning with the renewal of the restricted species  
244 endorsement after such veteran has possessed a valid restricted  
245 species endorsement for a complete license year. This exemption  
246 applies only to issuance of the endorsement on an individual  
247 saltwater products license and may only be applied one time per  
248 military enlistment. In order to renew the restricted species  
249 endorsement on an individual saltwater products license, the  
250 veteran must document that at least \$2,500 of his or her income  
251 is attributable to the sale of saltwater products.

252 i. Until June 30, 2014, a resident military veteran who

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253 applies to the commission and who received an honorable  
254 discharge from any branch of the United States Armed Forces, the  
255 United States Coast Guard, the military reserves, or the Florida  
256 National Guard between September 11, 2001, and June 30, 2014, is  
257 not required to provide documentation for the income requirement  
258 with his or her initial application for a restricted species  
259 endorsement. Documentation for the income requirement is  
260 required beginning with the renewal of the restricted species  
261 endorsement after such veteran has possessed a valid restricted  
262 species endorsement for a complete license year. This exemption  
263 applies only to issuance of the endorsement on an individual  
264 saltwater products license.

265 j. Beginning July 1, 2014, a resident military veteran who  
266 applies to the commission within 48 months after receiving an  
267 honorable discharge from any branch of the United States Armed  
268 Forces, the United States Coast Guard, the military reserves, or  
269 the Florida National Guard is not required to provide  
270 documentation for the income requirement with his or her initial  
271 application for a restricted species endorsement. Documentation  
272 for the income requirement is required beginning with the  
273 renewal of the restricted species endorsement after such veteran  
274 has possessed a valid restricted species endorsement for a  
275 complete license year. This exemption applies only to issuance  
276 of the endorsement on an individual saltwater products license  
277 and may only be applied one time per military enlistment.

278 Section 6. This act shall take effect July 1, 2013.