

1 A bill to be entitled
 2 An act relating to lionfish; creating s. 379.2414,
 3 F.S.; providing a definition; prohibiting the
 4 importation and aquaculture of lionfish and the sale
 5 of illegally imported lionfish; providing penalties;
 6 authorizing the Fish and Wildlife Conservation
 7 Commission and the Department of Agriculture and
 8 Consumer Services to adopt rules; amending s. 379.401,
 9 F.S.; conforming provisions to changes made by the
 10 act; providing an effective date.

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 12 Be It Enacted by the Legislature of the State of Florida:

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 14 Section 1. Section 379.2414, Florida Statutes, is created
 15 to read:

16 379.2414 Lionfish.-

17 (1) As used in this section, the term "lionfish" means a
 18 finfish of the genus *Pterois*.

19 (2) The importation of live lionfish or hybrids or eggs
 20 thereof or the aquaculture of lionfish or the sale of illegally
 21 imported live lionfish is prohibited.

22 (3) A person who violates this section commits a Level Two
 23 violation under s. 379.401.

24 (4) The commission may adopt rules to administer this
 25 section. The Department of Agriculture and Consumer Services may
 26 adopt rules relating to the aquaculture of lionfish pursuant to

27 subsection (2).

28 Section 2. Paragraph (a) of subsection (2) of section
 29 379.401, Florida Statutes, is amended to read:

30 379.401 Penalties and violations; civil penalties for
 31 noncriminal infractions; criminal penalties; suspension and
 32 forfeiture of licenses and permits.—

33 (2) (a) LEVEL TWO VIOLATIONS.—A person commits a Level Two
 34 violation if he or she violates any of the following provisions:

35 1. Rules or orders of the commission relating to seasons
 36 or time periods for the taking of wildlife, freshwater fish, or
 37 saltwater fish.

38 2. Rules or orders of the commission establishing bag,
 39 possession, or size limits or restricting methods of taking
 40 wildlife, freshwater fish, or saltwater fish.

41 3. Rules or orders of the commission prohibiting access or
 42 otherwise relating to access to wildlife management areas or
 43 other areas managed by the commission.

44 4. Rules or orders of the commission relating to the
 45 feeding of wildlife, freshwater fish, or saltwater fish.

46 5. Rules or orders of the commission relating to landing
 47 requirements for freshwater fish or saltwater fish.

48 6. Rules or orders of the commission relating to
 49 restricted hunting areas, critical wildlife areas, or bird
 50 sanctuaries.

51 7. Rules or orders of the commission relating to tagging
 52 requirements for wildlife and fur-bearing animals.

53 8. Rules or orders of the commission relating to the use
54 of dogs for the taking of wildlife.

55 9. Rules or orders of the commission which are not
56 otherwise classified.

57 10. Rules or orders of the commission prohibiting the
58 unlawful use of finfish traps.

59 11. All prohibitions in this chapter which are not
60 otherwise classified.

61 12. Section 379.33, prohibiting the violation of or
62 noncompliance with commission rules.

63 13. Section 379.407(6), prohibiting the sale, purchase,
64 harvest, or attempted harvest of any saltwater product with
65 intent to sell.

66 14. Section 379.2421, prohibiting the obstruction of
67 waterways with net gear.

68 15. Section 379.413, prohibiting the unlawful taking of
69 bonefish.

70 16. Section 379.365(2) (a) and (b), prohibiting the
71 possession or use of stone crab traps without trap tags and
72 theft of trap contents or gear.

73 17. Section 379.366(4) (b), prohibiting the theft of blue
74 crab trap contents or trap gear.

75 18. Section 379.3671(2) (c), prohibiting the possession or
76 use of spiny lobster traps without trap tags or certificates and
77 theft of trap contents or trap gear.

78 19. Section 379.357, prohibiting the possession of tarpon

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79 without purchasing a tarpon tag.

80 20. Rules or orders of the commission prohibiting the
81 feeding or enticement of alligators or crocodiles.

82 21. Section 379.105, prohibiting the intentional
83 harassment of hunters, fishers, or trappers.

84 22. Section 379.2414, prohibiting the importation and
85 aquaculture of lionfish and the sale of illegally imported
86 lionfish.

87 Section 3. This act shall take effect August 1, 2014.