

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Careers & Competition
2 Subcommittee

3 Representative Miller, A. offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 379.2426, Florida Statutes, is created
8 to read:

9 379.2426 Possession of separated shark fins on the water
10 prohibited; penalties.-

11 (1) As used in this section, the term:

12 (a) "Shark fin" means any of the fins of a shark
13 (including the tail), or a portion thereof.

14 (b) "Conviction" means any disposition other than acquittal
15 or dismissal.
16

Amendment No. 1

17 (c) "Separated", with respect to a shark fin, means not
18 naturally attached to the corresponding shark body through some
19 portion of uncut skin.

20 (2) A separated shark fin may not be possessed in or on
21 Florida waters or landed in Florida, unless such possession or
22 landing is authorized by commission rule.

23 (3) Upon conviction of a violation of this section, any
24 commercial harvester or other person shall be punished as
25 follows:

26 (a)1. For a first violation, a misdemeanor of the second
27 degree, punishable as provided in s. 775.082 or s. 775.083. In
28 addition, the commission shall assess an administrative fine of
29 \$4,500 and suspend all the violator's license privileges under
30 this chapter for 180 days.

31 2. For a second violation, a misdemeanor of the second
32 degree, punishable as provided in s. 775.082 or s. 775.083. In
33 addition, the commission shall assess an administrative fine of
34 \$9,500 and suspend all the violator's license privileges under
35 this chapter for 365 days.

36 3. For a third and any subsequent violations, a misdemeanor
37 of the first degree, punishable as provided in s. 775.082 or s.
38 775.083. In addition, the commission shall assess an
39 administrative fine of \$9,500 and permanently revoke all the
40 violator's license privileges under this chapter.

Amendment No. 1

41 4. During the period of suspension or revocation of license
42 privileges pursuant to this subsection, a person may not
43 participate in the taking or harvesting, or attempt the taking
44 or harvesting, of saltwater products from any vessel within the
45 waters of the state; be aboard any vessel on which a commercial
46 quantity of saltwater products is possessed through an activity
47 requiring a license pursuant to this chapter; or engage in any
48 other activity requiring a license, permit, or certificate
49 issued pursuant to this chapter.

50

51 Section 2. This act shall take effect October 1, 2017.

52

53

54

55

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

56

Remove everything before the enacting clause and insert:

57

A bill to be entitled

58

An act relating to sharks; creating s. 379.2426, F.S.;

59

prohibiting the possession of shark fins or shark tails;

60

providing definitions; providing an exemption; providing

61

penalties; providing an effective date.

62

63