

Amendment No.

CHAMBER ACTION

Senate

House

.

---

1 Representative Overdorf offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove lines 42-94 and insert:

5 (4) The prohibitions under subsection (3) do not apply to  
6 any of the following:

7 (a) The sale of shark fins by any commercial fisherman who  
8 harvested sharks from a vessel holding a valid federal shark  
9 fishing permit on January 1, 2020.

10 (b) The export and sale of shark fins by any wholesale  
11 dealer holding a valid federal Atlantic shark dealer permit on  
12 January 1, 2020.

086459

Approved For Filing: 3/8/2020 8:48:19 PM

Amendment No.

13        (c) The export and sale of domestically sourced shark fins  
14 by any shark fin processor that obtains fins from a wholesale  
15 dealer holding a valid federal Atlantic shark dealer permit on  
16 January 1, 2020.

17        (5)~~(3)~~ A person who violates this section is subject to  
18 the following penalties:

19        (a) For a first violation, a misdemeanor of the second  
20 degree, punishable as provided in s. 775.082 or s. 775.083. In  
21 addition, the commission shall assess an administrative fine of  
22 \$4,500 and suspend all of the person's license privileges under  
23 this chapter for 180 days.

24        (b) For a second violation, a misdemeanor of the second  
25 degree, punishable as provided in s. 775.082 or s. 775.083. In  
26 addition, the commission shall assess an administrative fine of  
27 \$9,500 and suspend all of the person's license privileges under  
28 this chapter for 365 days.

29        (c) For a third and any subsequent violation, a  
30 misdemeanor of the first degree, punishable as provided in s.  
31 775.082 or s. 775.083. In addition, the commission shall assess  
32 an administrative fine of \$9,500 and permanently revoke all of  
33 the person's license privileges under this chapter.

34  
35 While his or her license privileges are under suspension or  
36 revocation pursuant to this subsection, a person may not  
37 participate in the taking or harvesting, or attempt the taking

086459

Approved For Filing: 3/8/2020 8:48:19 PM

Amendment No.

38 or harvesting, of saltwater products from any vessel within the  
39 waters of the state; be aboard any vessel on which a commercial  
40 quantity of saltwater products is possessed through an activity  
41 requiring a license pursuant to this chapter; or engage in any  
42 other activity requiring a license, permit, or certificate  
43 issued pursuant to this chapter.

44 Section 2. (1) The Fish and Wildlife Conservation  
45 Commission shall evaluate the potential economic impact to the  
46 commercial shark fishing industry associated with the  
47 prohibition of the import, export, and sale of shark fins in  
48 Florida. Based on any identified negative economic impacts to  
49 the commercial shark fishing industry, the commission shall  
50 identify actions to lessen or offset impacts on the industry to  
51 the extent practicable. The commission also shall review the  
52 potential impact on shark populations associated with the  
53 prohibition of the import, export, and sale of shark fins in  
54 Florida. The commission may review and include any other  
55 information it believes is relevant to the management of shark  
56 fisheries. The commission shall report its findings to the  
57 Governor, the President of the Senate, and the Speaker of the  
58 House of Representatives by December 31, 2021.

59 (2) After receipt of the report submitted pursuant to  
60 subsection (1), the Legislature may, based upon the findings of  
61 the report, impose a ban on the domestic production of shark  
62 fins.

086459

Approved For Filing: 3/8/2020 8:48:19 PM

Amendment No.

63  
64  
65  
66  
67  
68  
69  
70  
71  
72  
73  
74  
75  
76  
77  
78

-----

**T I T L E   A M E N D M E N T**

Remove lines 4-13 and insert:  
shark fins in this state; providing exceptions;  
requiring the Fish and Wildlife Conservation  
Commission to evaluate the potential economic impacts  
to the commercial shark fishing industry in this  
state; requiring the commission to identify actions to  
lessen or offset impacts to the industry; requiring  
the commission to review the potential impact on shark  
populations; requiring a report to the Legislature by  
a specified date; authorizing the Legislature to  
impose a ban on the domestic production of shark fins  
based upon the findings of the report; providing an  
effective date.

086459

Approved For Filing: 3/8/2020 8:48:19 PM