	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	WITHDRAWN (Y/N)								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: Agriculture & Natural								
2	Resources Subcommittee								
3	Representative Smith, D. offered the following:								
4									
5	Amendment (with title amendment)								
6	Remove everything after the enacting clause and insert:								
7	Section 1. Paragraph (a) of subsection (3) and paragraph								
8	(a) of subsection (4) of section 379.401, Florida Statutes, are								
9	amended to read:								
10	379.401 Penalties and violations; civil penalties for								
11	noncriminal infractions; criminal penalties; suspension and								
12	forfeiture of licenses and permits.—								
13	(3) LEVEL THREE VIOLATIONS.—								
14	(a) A person commits a Level Three violation if he or she								
15	violates any of the following provisions:								

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16		1.	Rules	or	orders	of	the	commission	prohibiting	the	sale
17	of s	altw	ater f	ish	_						

- 2. Rules or orders of the commission prohibiting the illegal importation or possession of exotic marine plants or animals.
- 3. Section 379.28, prohibiting the importation of freshwater fish.
- 4. Section 379.3014, prohibiting the illegal sale or possession of alligators.
- 5. Section 379.354(17), prohibiting the taking of game, freshwater fish, or saltwater fish while a required license is suspended or revoked.
- 6. Section 379.357(4), prohibiting the sale, transfer, or purchase of tarpon.
- 7. Section 379.404(1), (3), and (6), prohibiting the illegal taking and possession of deer and wild turkey.
- 8. Section 379.4041(1), prohibiting the illegal taking and possession of bears.
- 9.8. Section 379.406, prohibiting the possession and transportation of commercial quantities of freshwater game fish.
  - $\underline{10.9.}$  Section 379.407(2), establishing major violations.
- 11.10. Section 379.407(4), prohibiting the possession of certain finfish in excess of recreational daily bag limits.
  - (4) LEVEL FOUR VIOLATIONS.-

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- (a) A person commits a Level Four violation if he or she violates any of the following provisions:
- 1. Section 379.354(16), prohibiting the making, forging, counterfeiting, or reproduction of a recreational license or the possession of same without authorization from the commission.
- 2. Section 379.365(2)(c), prohibiting criminal activities relating to the taking of stone crabs.
- 3. Section 379.366(4)(c), prohibiting criminal activities relating to the taking and harvesting of blue crabs.
- 4. Section 379.367(4), prohibiting the willful molestation of spiny lobster gear.
- 5. Section 379.3671(2)(c)5., prohibiting the unlawful reproduction, possession, sale, trade, or barter of spiny lobster trap tags or certificates.
- 6. Section 379.404(5), prohibiting the sale of illegally-taken deer or wild turkey.
- 7. Section 379.4041(2), prohibiting the sale of illegally-taken bears.
- 8.7. Section 379.405, prohibiting the molestation or theft of freshwater fishing gear.
- 9.8. Section 379.409, prohibiting the unlawful killing, injuring, possessing, or capturing of alligators or other crocodilia or their eggs.

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63	10.9. Section 379.411, prohibiting the intentional killing							
64	or wounding of any species designated as endangered, threatened,							
65	or of special concern.							
66	11.10. Section 379.4115, prohibiting the killing of any							
67	Florida or wild panther.							
68	Section 2. Section 379.4041, Florida Statutes, is created							
69	to read:							
70	379.4041 Illegal taking and possession of bears.—							
71	(1) A person who takes a bear or possesses a freshly							
72	killed bear during the closed season prescribed by law or rules							
73	of the commission commits a Level Three violation under s.							
74	379.401 and forfeits any license or permit issued to him or her							
75	under this chapter for 3 years after the date of the violation.							
76	A person who commits a subsequent offense of such taking or							
77	possession is permanently ineligible for issuance of any license							
78	or permit under this chapter.							
79	(2) A person who possesses for sale or sells a bear taken							
80	in violation of this section or rules of the commission commits							
81	a Level Four violation under s. 379.401.							
82	Section 3. This act shall take effect July 1, 2020.							
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85	TITLE AMENDMENT							
86	Remove everything before the enacting clause and insert:							

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## COMMITTEE/SUBCOMMITTEE AMENDMENT Bill No. HB 327 (2020)

Amendment No.

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An act relating to illegal taking and possession of bears; amending s. 379.401, F.S.; providing that the illegal taking and possession of bears is a Level Three violation; providing that the sale of an illegally-taken bear is a Level Four violation; creating s. 379.4041, F.S.; prohibiting certain taking and possession of bears; providing penalties; providing an effective date.

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