HB 1487 2022

1 A bill to be entitled 2 An act relating to taking of bears; providing a short 3 title; creating s. 379.40411, F.S.; providing for the 4 taking of bears without certain permits or 5 authorizations under specified conditions; providing 6 applicability; providing an exemption from penalties; 7 requiring certain notification of such taking; 8 prohibiting certain possession, sale, and disposal of 9 such bears; requiring the disposal of such bears by the Fish and Wildlife Conservation Commission; 10 11 requiring the commission to adopt rules; providing an effective date. 12 13 14 Be It Enacted by the Legislature of the State of Florida: 15 16 Section 1. This act may be cited as the "Self Defense 17 Act." 18 Section 2. Section 379.40411, Florida Statutes, is created 19 to read: 20 379.40411 Taking of bears; use of lethal force in defense 21 of person.-22 (1)(a) The use of lethal force to take a bear without a 23 permit or authorization required under this chapter is justified 24 if a person feels threatened and believes that using such force 25 is necessary to protect himself or herself on his or her private

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| 20 | property. |
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| 27 | (b) Paragraph (a) does not apply if a person |
| 28 | <pre>intentionally:</pre> |
| 29 | 1. Lures a bear with food or attractants for an illegal |
| 30 | purpose, including, but not limited to, training dogs to hunt |
| 31 | bears; or |
| 32 | 2. Provokes a bear to incite an attack. |
| 33 | (2) A person who takes a bear in accordance with |
| 3 4 | subsection (1): |
| 35 | (a) Is not subject to any administrative, civil, or |
| 36 | criminal penalties. |
| 37 | (b) Must notify the commission within 24 hours after the |
| 38 | taking. |
| 39 | (c) May not possess, sell, or dispose of the taken bear or |
| 10 | its parts. |
| 11 | (3) A bear taken under this section must be disposed of by |
| 12 | the commission. |
| 13 | (4) The commission shall adopt rules to implement this |
| 14 | section. |
| 15 | Section 3. This act shall take effect July 1, 2022. |
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