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Chapter 267
Historical Resources

Enforceable Policies

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267.021	Definitions.
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*Section 267.0618 is not proposed as an enforceable policy for federal consistency purposes

Chapter 267--Historical Resources

267.0618 The Women's Suffrage Centennial Commission.—

(1) The Women's Suffrage Centennial Commission, a commission as defined in s. 20.03(10), is created adjunct to the Department of State for the express purpose of ensuring a suitable statewide observance of the centennial of women's suffrage in 2020. Except as otherwise provided in this section, the commission shall operate in a manner consistent with s. 20.052.

(2) The commission is composed of the following members:

(a) The chair of the commission, appointed by the Governor.

(b) The Secretary of State, or his or her designee.

(c) The director of the Division of Historical Resources of the Department of State.

(d) Two members of the Senate, appointed by the President of the Senate.

(e) Two members of the House of Representatives, appointed by the Speaker of the House of Representatives.

(f) A women's history scholar from a postsecondary educational institution in this state, appointed by the Governor.

(g) A member of the Florida Historical Commission, appointed by the Governor.

(h) Four members of the Florida Commission on the Status of Women, appointed by the Governor.

(i) A member of the Florida Women's Hall of Fame, appointed by the Governor.

(j) A representative of the League of Women Voters of Florida, appointed by the Governor.

(k) A historian, appointed by the Governor.

(l) A representative of the National Council of Negro Women, appointed by the Governor.

(m) Two citizen members, appointed by the Governor.

(3) Appointed members of the commission shall serve at the pleasure of the appointing authority, and any vacancies shall be filled in the same manner as the initial appointment. The commission may meet as often as it deems necessary to fulfill the duties prescribed in this section.

(4) In ensuring a suitable statewide observance of the centennial of the passage and ratification of the Nineteenth Amendment to the United States Constitution, the commission has the following duties:

(a) Advise on the development of programs and activities appropriate to commemorate the centennial of women's suffrage, and encourage the development of such programs and activities to ensure that the commemoration results in a positive legacy and has long-term benefits.

(b) Facilitate the observance of women's suffrage-related activities throughout the state.

(c) Encourage civic, historical, educational, economic, and other organizations throughout the state to organize and participate in activities to expand the understanding and appreciation of women's suffrage while also recognizing the racial disparities that interfered with the exercise of the right to vote by women of color upon the enfranchisement of women.

(d) Coordinate and facilitate the public distribution of scholarly research, publication, and interpretation of women's suffrage.

(e) Coordinate with the Department of Education regarding the manner in which the centennial of women's suffrage will be commemorated in the state's public secondary schools.

(f) Assist the Department of State in developing a statewide public awareness campaign on the centennial of women's suffrage through such means as, but not limited to, public service announcements, outdoor advertising, and a website.

(g) Encourage local organizations and nonprofit organizations to further the commemoration of the centennial of women's suffrage.

(5) The commission may establish a youth working group to advise and provide recommendations to the commission in fulfilling its duties and responsibilities. Members of the youth working group shall serve on a volunteer basis and must be residents of this state between 15 and 30 years of age who identify as women and demonstrate an interest in history. The chair of the commission shall appoint members of the working group upon review of applications.

(6) The Division of Historical Resources of the Department of State shall provide administrative and staff support for the commission.

(7) This section expires December 31, 2020.

History.—s. 1, ch. 2019-62.

Chapter 334
Transportation Administration
Enforceable Policies

Any additions are underlined and any deletions are struck-through.

Proposed as Non-Enforceable Policies

334.179* Department standards or specifications for permissible use of aggregates

*Section 334.179 is not being proposed as an enforceable policy for federal consistency purposes

Chapter 334 -- Transportation Administration

334.179 Department standards or specifications for permissible use of aggregates.—

Notwithstanding any law, rule, or ordinance to the contrary, a local government may not adopt standards or specifications that are contrary to the department standards or specifications for permissible use of aggregates that have been certified for use. For purposes of this section, the term “certified for use” means that the aggregates have been certified by the producer in accordance with department rules. This section does not apply to a multicounty independent special district created by a special act of the Legislature.

History.—s. 1, ch. 2019-153.

Chapter 339
Transportation Finance and Planning
Enforceable Policies

Any additions are shown underlined and any deletions are struck-through.

339.1373* Multi-Use Corridors of Regional Economic Significance Program; funding
339.175 Metropolitan planning organization.
339.241 Florida Junkyard Control Law.

*Section 339.1373 is not being proposed as an enforceable policy for federal consistency purposes

Chapter 339--Transportation Finance and Planning

339.1373 Multi-use Corridors of Regional Economic Significance Program; funding.—

(1) The department shall allocate sufficient funds to implement the Multi-use Corridors of Regional Economic Significance Program, develop a plan to expend the revenues as specified in s. 338.2278, and, prior to its adoption, amend the current tentative work program for the 2019-2020 through 2023-2024 fiscal years to include program projects. In addition, prior to adoption of the work program, the department shall submit a budget amendment pursuant to s. 339.135(7), requesting budget authority necessary to implement the program as specified in s. 338.2278.

(2) Notwithstanding any other provision of law, the increase in revenue to the State Transportation Trust Fund derived from the amendments to s. 320.08 made by this act and deposited into the fund pursuant to s. 320.20(5)(a) shall be used by the department to fund the programs as specified in s. 338.2278.

History.—s. 4, ch. 2019-43.

Chapter 379
Fish and Wildlife Conservation
Enforceable Policies

Any additions are underlined and any deletions are struck-through.

- 379.101 Definitions.
- 379.102 Fish and Wildlife Conservation Commission.
- 379.1025 Powers, duties, and authority of commission; rules, regulations, and orders.
- 379.10255 Headquarters of commission.
- 379.103 Duties of executive director.
- 379.104 Right to hunt and fish.
- 379.105 Harassment of hunters, trappers, or fishers.
- 379.106 Administration of commission grant programs.
- 379.107*** Residential conservation programs
- 379.201 Administrative Trust Fund.
- 379.203 Dedicated License Trust Fund.
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- 379.208 Marine Resources Conservation Trust Fund; purposes.
- 379.209 Nongame Wildlife Trust Fund.
- 379.211 State Game Trust Fund.
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- 379.2203 Disposition of fines, penalties, and forfeitures.
- 379.2213 Management area permit revenues.
- 379.2222 Acquisition of state game lands.
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- 379.2224 Preserves, refuges, etc., not tax-exempt.
- 379.2225 Everglades recreational sites; definitions.
- 379.223* Citizen support organizations; use of state property; audit.
- 379.2231 Additional assessment; Wildlife Alert Reward Association, Inc.
- 379.224 Memorandum of agreement relating to Fish and Wildlife Research Institute.
- 379.2251** Agreements with Federal Government for the preservation of saltwater fisheries; authority of commission.
- 379.2252 Compacts and agreements; generally.
- 379.2253 Atlantic States Marine Fisheries Compact; implementing legislation.
- 379.2254 Gulf States Marine Fisheries Compact; implementing legislation.

- 379.2255* Wildlife Violator Compact Act.
- 379.2256* Compact licensing and enforcement authority; administrative review.
- 379.2257 Cooperative agreements with U. S. Forest Service; penalty.
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- 379.2259 Assent to federal acts.
- 379.226 Florida Territorial Waters Act; alien-owned commercial fishing vessels; prohibited acts; enforcement.
- 379.2271 Harmful-Algal-Bloom Task Force.
- 379.2272 Harmful-algal-bloom program; implementation; goals; funding.
- 379.2273*** Florida Red Tide Mitigation and Technology Development Initiative; Initiative Technology Advisory Council
- 379.2281 Jim Woodruff Dam; reciprocity agreements.
- 379.2282 St. Marys River; reciprocity agreements.
- 379.2291 Endangered and Threatened Species Act.
- 379.2292 Endangered and Threatened Species Reward Program.
- 379.2293* Airport activities within the scope of a federally approved wildlife hazard management plan or a federal or state permit or other authorization for depredation or harassment.
- 379.23 Federal conservation of fish and wildlife; limited jurisdiction.
- 379.231 Regulation of foreign animals.
- 379.2311* Nonnative animal management
- 379.232 Water bottoms.
- 379.233 Release of balloons.
- 379.2341 Publications by the commission.
- 379.2342 Private publication agreements; advertising; costs of production.
- 379.2351 Land-based commercial and recreational fishing activities; legislative findings and purpose; definitions; legal protection; local ordinances; prohibited activity.
- 379.2352 State employment; priority consideration for qualified displaced employees of the saltwater fishing industry.
- 379.236 Retention, destruction, and reproduction of commission records.
- 379.237 Courts of equity may enjoin.
- 379.2401 Marine fisheries; policy and standards.
- 379.2402 Marine information system.
- 379.2411 Saltwater fish; regulations.
- 379.2412 State preemption of power to regulate.
- 379.2413 Catching food fish for the purposes of making oil.
- 379.2421 Fishers and equipment; regulation.
- 379.2422 Illegal use of nets.
- 379.2423 Carriage of proscribed nets across Florida waters.
- 379.2424 Retrieval of spiny lobster, stone crab, blue crab, and black sea bass traps during closed season; commission authority.
- 379.2425 Spearfishing; definition; limitations; penalty.
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- 379.245 Spiny lobster reports by dealers during closed season required.
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- 379.2521 Rulemaking authority with respect to marine life.
- 379.2522 Oysters produced in and outside state; labeling; tracing; rules.
- 379.2523 Aquaculture definitions; marine aquaculture products, producers, and facilities.
- 379.2524 Commercial production of sturgeon.
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- 379.28 Imported fish.
- 379.29 Contaminating fresh waters.
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- 379.3001 No net loss of hunting lands.
- 379.3002 J. W. Corbett and Cecil M. Webb Wildlife Management Areas.
- 379.3003 Required clothing for persons hunting deer.
- 379.3004 Voluntary Authorized Hunter Identification Program.
- 379.3012 Alligator management program implementation; commission authority.
- 379.3014 Unlawful sale, possession, or transporting of alligators or alligator skins.
- 379.3015 Prima facie evidence of intent to violate laws protecting alligators.
- 379.302 Private game preserves and farms; regulations; penalties.
- 379.303 Classification of wildlife; seizure of captive wildlife.
- 379.304 Exhibition or sale of wildlife.
- 379.305 Rules and regulations; penalties.
- 379.33 Enforcement of commission rules-
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- 379.3312 Powers of arrest by agents of Department of Environmental Protection or Fish and Wildlife Conservation Commission.
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- 379.337 Confiscation, seizure, and forfeiture of property and products.
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- 379.3381 Photographic evidence of illegally taken wildlife, freshwater fish, and saltwater.
- 379.339 Seizure of illegal hunting devices; disposition; notice; forfeiture.
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- 379.341 Disposition of illegal fishing devices; exercise of police power.
- 379.342 Applicability of ss. 379.339, 379.3395, 379.404, and 379.406.
- 379.343 Rewards.
- 379.35 Review of fees for licenses and permits; review of exemptions.
- 379.3501 Expiration of licenses and permits.
- 379.3502 License and permit not transferable.
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- 379.3504 Entering false information on licenses or permits.
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- 379.352 Recreational licenses, permits, and authorization numbers to take wild animal life, freshwater aquatic life, and marine life; issuance; costs; reporting.
- 379.353 Recreational licenses and permits; exemptions from fees and requirements.
- 379.354 Recreational licenses, permits, and authorization numbers; fees established.
- 379.356 Fish pond license.
- 379.357 Fish and Wildlife Conservation Commission license program for tarpon; fees; penalties.
- 379.3581 Hunter safety course; requirements; penalty.
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- 379.359* License application provision for voluntary contribution to Southeastern Guide Dogs, Inc.
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- 379.364 License required for fur and hide dealers.
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- 379.366 Blue crab; regulation.
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- 379.368 Fees for the retrieval of spiny lobster, stone crab, blue crab, and blacksea bass traps during closed season.
- 379.369 Fees for shrimp fishing in Tampa Bay.
- 379.3711 License fee for private game preserves and farms.

379.3712	Private hunting preserve license fees; exception.
379.372	Capturing, keeping, possessing, transporting, or exhibiting venomous reptiles or reptiles of concern; license required.
379.373	License fee; renewal, revocation.
379.374	Bond required, amount.
379.3751	Taking and possession of alligators; trapping licenses; fees.
379.3752	Required tagging of alligators and hides; fees; revenues.
379.3761	Exhibition or sale of wildlife; fees; classifications.
379.3762	Personal possession of wildlife.
379.377	Tag fees for sale of Lake Okeechobee game fish.
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379.411	Intentional killing or wounding of any species designated as endangered, threatened, or of special concern; penalties.
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379.502	Enforcement; procedures; remedies.
379.503	Civil action.
379.504	Civil liability; joint and several liability.

*Sections 379.206, .207, .212, .213, .214, .2202, .223, .2255, .2256, .2293, .2311, .2433, and .359, F.S., are not considered enforceable policies for federal consistency purposes.

**Sections 379.2251 and .362, F.S., are not included in the approved FCMP.

***Sections 379.107 and 379.2273 are not proposed as enforceable policies for federal consistency purposes

Chapter 379--Fish and Wildlife Conservation

379.107 Residential conservation programs.—

The commission may organize, staff, equip, and operate residential conservation programs to provide fish and wildlife conservation education and training programs to the public, commission employees, and volunteers. To assist in carrying out the operation of the residential conservation programs, the commission may establish cooperative efforts involving federal, state, and local entities; may procure commodities and contractual services, including travel, lodging, meals and meal services; and may hire and train appropriate personnel and volunteers.

History.—s. 1, ch. 2019-20.

379.2231 Additional assessment; Wildlife Alert Reward Association, Inc.—

(1) As used in this section, the term “convicted” or “conviction” means any judicial disposition other than acquittal or dismissal.

(2) In addition to any other penalty provided by law, a court may order a person who is convicted of a violation of this chapter or of a rule or order of the commission to pay an assessment directly to Wildlife Alert Reward Association, Inc.

(3) Wildlife Alert Reward Association, Inc., may pay a reward, from the funds assessed pursuant to subsection (2), to a person who provides information leading to the arrest of an individual or individuals for a violation of this chapter or of a rule or order of the commission.

History.—s. 11, ch. 2019-93.

1379.2273 Florida Red Tide Mitigation and Technology Development Initiative; Initiative Technology Advisory Council.—

(1) It is the intent of the Legislature to establish an independent and coordinated effort among public and private research entities to develop prevention, control, and mitigation technologies and approaches to address the impacts of red tide on coastal environments and communities in this state.

(2) The Florida Red Tide Mitigation and Technology Development Initiative is established as a partnership between the Fish and Wildlife Research Institute within the commission and Mote Marine Laboratory.

(a) The purpose of the initiative is to lead the development of innovative technologies and approaches that are critically needed to address the control and mitigation of red tide and its impacts by building upon the ongoing cooperative red tide research and monitoring program between the Fish and Wildlife Research Institute and Mote Marine Laboratory.

(b) The goal of the initiative is to develop, test, and implement innovative, effective, and environmentally sustainable technologies and approaches for controlling and mitigating the impacts of red tide.

(c) Funds specifically appropriated by the Legislature for red tide mitigation technology development projects shall be awarded by the Fish and Wildlife Research Institute to Mote Marine Laboratory to achieve the goals of the initiative.

1. Mote Marine Laboratory may, with the concurrence of the Fish and Wildlife Research Institute, use a portion of the awarded funds to facilitate additional engagement with

other pertinent marine science and technology development organizations in this state and around the world to pursue applied research and technology for the control and mitigation of the impacts of red tide.

2. Mote Marine Laboratory may not use more than 5 percent of its awarded funds for direct annual initiative administration coordination costs.

3. The initiative shall leverage state-appropriated funds with additional funds from private and federal sources.

(d) Beginning January 15, 2021, and each January 15 thereafter until its expiration, the initiative shall submit a report that contains an overview of its accomplishments to date and priorities for subsequent years to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission.

(3) There is established within the initiative the Initiative Technology Advisory Council, an advisory council as defined in s. 20.03(7), that includes marine science, technology development, and natural resource management representatives from governmental entities, private organizations, and public or private research institutions. The council shall meet at least twice annually.

(a) The council shall be chaired by the president and chief executive officer of Mote Marine Laboratory and shall consist of the following:

1. One member from a private commercial enterprise, appointed by the Governor.

2. One member from a public or private university in this state, appointed by the President of the Senate.

3. One member from a nonuniversity public or private marine environmental organization, appointed by the Speaker of the House of Representatives.

4. One member from the Department of Environmental Protection who has expertise in red tide, appointed by the Secretary of Environmental Protection.

5. One member from the Fish and Wildlife Research Institute who has expertise in red tide, appointed by the executive director of the Fish and Wildlife Research Institute.

(b) Council members shall serve staggered 2-year terms and may be reappointed.

(c) Council members shall serve without compensation, and each organization represented shall cover all expenses of its respective representative.

(4) This section expires June 30, 2025.

History.—s. 1, ch. 2019-114.

¹Note.—Section 2, ch. 2019-114, provides that “[b]eginning in the 2019-2020 fiscal year, and for each fiscal year thereafter through the 2024-2025 fiscal year, there is appropriated the sum of \$3 million from the General Revenue Fund to the Fish and Wildlife Conservation Commission for the purpose of implementing s. 379.2273, Florida Statutes.”

