

(2) The division may receive, hold the custody of, and exercise the control of any lands, and set aside into a separate, distinct and inviolable fund, the proceeds which may be derived from the sales of the products of such lands, the use thereof in any manner, or the sale of such lands save the 25 percent of the proceeds thereof to be paid into the State School Fund as provided by law. The division may use and apply such funds for the acquisition, use, custody, management, development, or improvement of any lands vested in or subject to the control of such division. After full payment has been made for the purchase of a state forest, to the Federal Government or other grantor, then 15 percent of the gross receipts from a state forest shall be paid to the county or counties in which it is located in proportion to the acreage located in each county for use by the county or counties for school purposes.

**History.**—s. 3, ch. 17027, 1935; CGL 1936 Supp. 4151(10-aa); s. 1, ch. 57-159; s. 2, ch. 61-119; ss. 14, 35, ch. 69-106; s. 3, ch. 90-304; s. 9, ch. 92-4; s. 3, ch. 95-372; s. 354, ch. 96-406.

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## CHAPTER 590

### FOREST PROTECTION

590.02 Division powers, authority, and duties; law enforcement; liability; building structures.

**590.02 Division powers, authority, and duties; law enforcement; liability; building structures.—**

(1) The Division of Forestry, in connection with the enforcement of this chapter and other forest and forest fire laws, shall have the following powers, authority, and duties:

(a) To enforce the provisions of this chapter and other forest fire and forest protection laws of this state;

(b) To prevent, detect, suppress, and extinguish forest fires in this state and to do all things necessary in the exercise of such powers, authority, and duties;

(c) To provide forest firefighting crews, who shall be under the control and direction of forest rangers and other designated agents of the division;

(d) To appoint district foresters, assistant district foresters, investigators, forest rangers, and other employees who may, at the division's discretion, be certified as forestry firefighters pursuant to s. 633.35(4);

(e) To develop a training curriculum for forestry firefighters which shall contain a minimum of 280 hours, including 40 hours of structural fire training conducted by the Florida State Fire College of the Division of State Fire Marshal;

(f) To use the resources of the division on state-owned parks and historic memorials wherever located within the state to prevent and suppress fires, to cut firelines, to establish regional firefighting crews who shall be authorized to suppress fires on state-owned park lands, and, subject to approval of the Executive Office of the Governor, to use funds not otherwise appropriated for the purchase of the necessary equipment for combating fires in state parks;

(g) To make rules to accomplish the purposes of this chapter; and

(h) To provide forest protection services to the public on a request basis and to set and charge reasonable fees for performance of those services. Moneys collected from such fees shall be deposited into the Incidental Trust Fund of the division.

(2) Forest rangers, and the firefighting crews under their control and direction, may enter upon any lands for the purpose of preventing and suppressing forest fires and to enforce the provisions of this chapter and other forest fire and forest protection laws of this state.

(3) Forest rangers, employees of the division, and all persons and federal and state agencies which are under contract or agreement with the division to assist in firefighting operations as well as persons, federal or state agencies, firms, companies, or corporations called upon by forest rangers or other authorized employees of the division to assist in firefighting under the direction or supervision of employees of the division may, in the performance of their duties, set backfires, dig trenches, cut firelines, and carry on all customary activities in the fighting of forest fires without incurring liability to any person.

(4) The department may build structures, notwithstanding chapter 255, not to exceed a cost of \$50,000 per structure from existing resources on forest lands, federal excess property, and unneeded existing structures. These structures must meet all applicable building codes.

**History.**—s. 14, ch. 17029, 1935; CGL 1936 Supp. 4151(10-ss); s. 1, ch. 26915, 1951; s. 1, ch. 57-55; ss. 2, 3, ch. 67-371; ss. 14, 31, 35, ch. 69-106; s. 1, ch. 77-70; s. 1, ch. 79-91; s. 142, ch. 79-190; s. 231, ch. 79-400; s. 1, ch. 80-40; s. 1, ch. 81-111; s. 2, ch. 83-178; s. 2, ch. 86-59; s. 3, ch. 88-321; s. 1, ch. 92-187; s. 8, ch. 92-290; s. 103, ch. 92-291; s. 23, ch. 96-231.

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## CHAPTER 597

### AQUACULTURE

597.0015 Definitions.

597.002 Legislative declaration of public policy respecting aquaculture.

597.0021 Legislative intent.

597.003 Powers and duties of Department of Agriculture and Consumer Services.

597.004 Aquaculture certificate of registration.

597.0041 Prohibited acts; penalties.

597.005 Aquaculture Review Council.

597.007 Delegation of permitting.

**597.0015 Definitions.**—For purposes of this chapter, the following terms shall have the following meanings:

(1) "Aquaculture" means the cultivation of aquatic organisms.

(2) "Aquaculture producers" means those persons engaging in the production and sale of aquaculture products.

(3) "Aquaculture products" means aquatic organisms and any product derived from aquatic organisms that are owned and propagated, grown, or produced under controlled conditions. Such products do not include organisms harvested from the wild for depuration, wet storage, or relay for purification.