CRCex-198-pr

CS for Proposal No. 45

By the Committee on Executive and Commissioner Henderson

A proposal to revise

ARTICLE IV, s. 9, Fla. Const.; creating the
Fish and Wildlife Conservation Commission to be
composed initially of the existing members of
the Game and Fresh Water Fish Commission and
the Marine Fisheries Commission and providing
for the powers and duties of the commission.

It is proposed by the Florida Constitution Revision Commission
that:

Section 1. Section 9 of Article IV of the Florida
Constitution is revised by amending that section to read:

ARTICLE IV
EXECUTIVE
SECTION 9. Fish Game and wildlife conservation fresh
water fish commission.--

(a) The wild animal life, freshwater aquatic life, and
marine aquatic life of the state belong to all of the people
of the state and should be conserved and managed for the
benefit of the people of the state and its future generations.

(b)1. There shall be a fish and wildlife conservation
commission composed of seven members appointed by the governor
subject to confirmation by the senate for staggered terms of
five years.

2. Notwithstanding paragraph (b)1., the initial
members of the commission shall be the members of the game and
freshwater fish commission and the marine fisheries commission
who are serving on either of those commissions on the
effective date of this amendment, who shall serve the
remainder of their respective terms, and appointments to the
commission shall not be made until all current terms of the

CODING: Words stricken are deletions; words underlined are additions.
members of the game and fresh water fish commission and the marine fisheries commission have expired so that only seven members of the commission remain and, in that event, the governor shall appoint members of the commission as the terms of the remaining seven members expire.

(c) The commission shall exercise the regulatory and executive powers of the state with respect to wild animal life, freshwater aquatic life, and marine aquatic life, except that all license fees for taking wild animal life, freshwater aquatic life, and marine aquatic life, and penalties for violating regulations of the commission shall be prescribed by specific statute. The commission shall not be a sub-unit of any other state agency and shall have its own staff that includes management, research, enforcement, and public information functions. The legislature may enact laws in aid of the commission not inconsistent with this section. The commission's exercise of executive powers in the area of planning, budgeting, personnel management, and purchasing shall be as provided by law. Revenue derived from such license fees shall be appropriated to the commission by the legislature for the purpose of management, protection, and conservation of wild animal life, freshwater aquatic life, and marine aquatic life.

(d) The powers and duties of the marine fisheries commission shall be exercised by the fish and wildlife conservation commission. The commission shall exercise other regulatory and management authority relating to marine resources, as provided by law. There shall be a game and fresh water fish commission, composed of five members appointed by the governor subject to confirmation by the senate for staggered terms of five years. The commission shall exercise...
the regulatory and executive powers of the state with respect
to wild animal life and fresh water aquatic life, except that
all license fees for taking wild animal life and fresh water
aquatic life and penalties for violating regulations of the
commission shall be prescribed by specific statute. The
legislature may enact laws in aid of the commission, not
inconsistent with this section. The commission's exercise of
executive powers in the area of planning, budgeting, personnel
management, and purchasing shall be as provided by law.
Revenue derived from such license fees shall be appropriated
to the commission by the legislature for the purpose of
management, protection and conservation of wild animal life
and fresh water aquatic life.