



Agriculture, Conservation & Resiliency Subcommittee

December 12, 2023

Action Packet

COMMITTEE MEETING REPORT
Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

Summary:

Agriculture, Conservation & Resiliency Subcommittee

Tuesday December 12, 2023 03:30 pm

HB 87	Favorable	Yeas: 12	Nays: 4
HB 321	Favorable With Committee Substitute Amendment 576075 Adopted Without Objection	Yeas: 14	Nays: 0
HB 437	Favorable With Committee Substitute Amendment 276979 Adopted Without Objection	Yeas: 14	Nays: 0

Committee meeting was reported out: Tuesday, December 12, 2023 6:15PM

COMMITTEE MEETING REPORT
Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
James Buchanan (Chair)	X		
Shane Abbott	X		
Daniel Alvarez	X		
Bruce Antone	X		
Robin Bartleman	X		
Adam Botana	X		
Robert Brackett	X		
Demi Busatta Cabrera			X
Hillary Cassel	X		
Linda Chaney	X		
Tiffany Esposito	X		
Christine Hunschofsky	X		
James Vernon Mooney, Jr.	X		
Rick Roth			X
Kelly Skidmore	X		
Kevin Steele	X		
Keith Truenow	X		
Kaylee Tuck	X		
Totals:	16	0	2

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COMMITTEE MEETING REPORT
Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

HB 87 : Taking of Bears

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Shane Abbott	X				
Daniel Alvarez	X				
Bruce Antone	X				
Robin Bartleman		X			
Adam Botana	X				
Robert Brackett	X				
Demi Busatta Cabrera			X		
Hillary Cassel	X				
Linda Chaney		X			
Tiffany Esposito	X				
Christine Hunschofsky		X			
James Vernon Mooney, Jr.	X				
Rick Roth			X		
Kelly Skidmore		X			
Kevin Steele	X				
Keith Truenow	X				
Kaylee Tuck	X				
James Buchanan (Chair)	X				
Total Yeas: 12		Total Nays: 4			

Appearances:

Cullen, David (Lobbyist) - Opponent
 Sierra Club
 816 W Tharpe St
 Tallahassee FL 32301
 Phone: (941)323-2404

Codina, Macie (General Public) - Waive In Opposition
 Attorney
 4370 Old St. Augustine Rd
 Tallahassee FL 32311
 Phone: (913) 269-7173

Stetson, Dana (General Public) - Opponent
 3218 Albert Dr
 Tallahassee FL

Arnold, Dusty (General Public) - Proponent
 Chief Deputy
 12499 NW Pogo St
 Bristol FL 32321
 Phone: 850-447-2611

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Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

HB 87 : Taking of Bears (continued)

Appearances: (continued)

Zalace, Arix (General Public) - Opponent

The Paper Bear, Inc.
President
69 Camellia Cv
Santa Rosa Beach FL
Phone: 850-855-9641

Moore, Travis (Lobbyist) - Opponent

Animal Legal Defense Fund
Po Box 2020
St Petersburg FL 33731-2020
Phone: (727) 421-6902

Shadix, Katrina (General Public) - Opponent

Bear Warriors United
Executive Director
P O Box 622621
Oviedo FL 32762
Phone: 407-702-3576

Bryant, Albert (General Public) - Proponent

Bryant Apiaries
Owner
P O Box 1132
Bristol FL 32321
Phone: 850-643-5827

Doolin, Chris - Proponent

Self
1018 Thomasville Road
Tallahassee FL 32303
Phone: 8505085492

Aschbrenner, KC (General Public) - Opponent

Chuluota FL

Aschbrenner, Troy (General Public) - Opponent

Chuluota FL

Aschbrenner, Lexi (General Public) - Opponent

Chuluota FL

Bloode, Kelsi (General Public) - Opponent

Chuluota FL

MacFall, Kate (Lobbyist) - Opponent

Humane Society of the United States
State Director
1206 Walter Drive
Tallahassee Florida 32312
Phone: 850.508.1001

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Location: Sumner Hall (404 HOB)

HB 87 : Taking of Bears (continued)

Appearances: (continued)

Lavette, Libby (General Public) - Opponent

Advocate
2525 Hartsfield Rd
Tallahassee FL 32303
Phone: 850-759-2576

Jackson, Penny (General Public) - Waive In Opposition

End the War on Wildlife, Trapp Free America. SOWHA
Ms.
1920 Nannette St
Tallahassee FL 32303
Phone: 8132970264

Pepper, Anna (General Public) - Opponent

myself
Mrs.
2956 Bower Road
Winter Park FL 32792
Phone: 407-716-1630

Johnson, Karen (General Public) - Opponent

Me
6812 W Highway 98
Port St Joe FL 32456
Phone: 2293490230

O'Neal, Chuck (General Public) - Opponent

Speak Up Wekiva, Inc.
President
2329 Park Village Place
Apopks FL 32712
Phone: 407-399-3228

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COMMITTEE MEETING REPORT
Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

HB 321 : Release of Balloons

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Shane Abbott	X				
Daniel Alvarez	X				
Bruce Antone			X		
Robin Bartleman	X				
Adam Botana	X				
Robert Brackett	X				
Demi Busatta Cabrera			X		
Hillary Cassel	X				
Linda Chaney	X				
Tiffany Esposito	X				
Christine Hunschofsky	X				
James Vernon Mooney, Jr.	X				
Rick Roth			X		
Kelly Skidmore				X	
Kevin Steele	X				
Keith Truenow	X				
Kaylee Tuck	X				
James Buchanan (Chair)	X				
Total Yeas: 14		Total Nays: 0			

HB 321 Amendments

Amendment 576075

Adopted Without Objection

Appearances:

Amendment 576075
 Cullen, David (Lobbyist) - Proponent
 Sierra Club
 816 W Tharpe St
 Tallahassee FL 32301
 Phone: (941)323-2404

Amendment 576075
 MacFall, Kate (Lobbyist) - Waive In Support
 Humane Society of the United States, The
 1206 Walton Dr.
 Tallahassee FL 32312
 Phone: (850) 508-1001 x____

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Location: Sumner Hall (404 HOB)

HB 321 : Release of Balloons (continued)

Appearances: (continued)

Amendment 576075

Moore, Travis (Lobbyist) - Waive In Support

Oceana

Po Box 2020

St Petersburg FL 33731-2020

Phone: (727) 421-6902

Suskey, Alan (Lobbyist) - Waive In Support

Ocean Conservancy

113 E College Ave

Tallahassee FL 32301

Phone: (850) 510-8314

Cullen, David (Lobbyist) - Waive In Support

Sierra Club

816 W Tharpe St

Tallahassee FL 32301

Phone: (941)323-2404

Hunter, Jessica (Lobbyist) - Waive In Support

Florida Retail Federation

Director of Government Affairs

227 South Adams Street

Tallahassee FL 32301-1720

Phone: (850) 694-1216

Shadix, Katrina (General Public) - Waive In Support

Bear Warriors United

Executive Director

P O Box 622621

Oviedo FL 32762

Phone: 407-702-3576

MacFall, Kate (Lobbyist) - Waive In Support

Humane Society of the United States

State Director

1206 Walter Drive

Tallahassee Florida 32312

Phone: 850.508.1001

Moore, Travis (Lobbyist) - Waive In Support

Oceana

Po Box 2020

St Petersburg FL 33731-2020

Phone: (727) 421-6902

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Agriculture, Conservation & Resiliency Subcommittee

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Location: Sumner Hall (404 HOB)

HB 321 : Release of Balloons (continued)

Appearances: (continued)

Pepper, Anna (General Public) - Waive In Support

myself

Mrs.

2956 Bower Road

Winter Park FL 32792

Phone: 407-716-1630

Jackson, Penny (General Public) - Waive In Support

End the War on Wildlife, Trapp Free America. SOWHA

Ms.

1920 Nannette St

Tallahassee FL 32303

Phone: 8132970264

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Amendment No.

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		

*Adopted without
objection
12.12.23*

1 Committee/Subcommittee hearing bill: Agriculture, Conservation
2 & Resiliency Subcommittee

3 Representative Chaney offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsections (2), (3), and (4) of section

8 379.233, Florida Statutes, are amended to read:

9 379.233 Release of balloons.—

10 (2) It is unlawful for any person, firm, or corporation to
11 intentionally release, organize the release of, or intentionally
12 cause to be released ~~within a 24-hour period 10 or more~~ balloons
13 inflated with a gas that is lighter than air except for any of
14 the following:

15 (a) Balloons released by a person on behalf of a
16 governmental agency or pursuant to a governmental contract for

Amendment No.

17 scientific or meteorological purposes.†

18 (b) Hot air balloons ~~that are~~ recovered after launching.†

19 (c) Balloons released indoors; ~~or~~

20 ~~(d) Balloons that are either biodegradable or~~
21 ~~photodegradable, as determined by rule of the Fish and Wildlife~~
22 ~~Conservation Commission, and which are closed by a hand-tied~~
23 ~~knot in the stem of the balloon without string, ribbon, or other~~
24 ~~attachments. In the event that any balloons are released~~
25 ~~pursuant to the exemption established in this paragraph, the~~
26 ~~party responsible for the release shall make available to any~~
27 ~~law enforcement officer evidence of the biodegradability or~~
28 ~~photodegradability of said balloons in the form of a certificate~~
29 ~~executed by the manufacturer. Failure to provide said evidence~~
30 ~~shall be prima facie evidence of a violation of this act.~~

31 (3) Any person who violates subsection (2) commits ~~is~~
32 ~~guilty of~~ a noncriminal littering infraction, punishable as
33 provided in s. 403.413(6)(a) ~~by a fine of \$250.~~

34 ~~(4) Any person may petition the circuit court to enjoin~~
35 ~~the release of 10 or more balloons if that person is a citizen~~
36 ~~of the county in which the balloons are to be released.~~

37 Section 2. Paragraphs (d) and (f) of subsection (2) of
38 section 403.413, Florida Statutes, are amended to read:

39 403.413 Florida Litter Law.—

40 (2) DEFINITIONS.—As used in this section:

41 (d) "Dump" means to dump, throw, discard, place, deposit,

Amendment No.

42 drain, discharge, ~~or~~ dispose of, or intentionally release.

43 (f) "Litter" means any personal property; garbage;
44 rubbish; trash; refuse; can; bottle; box; container; paper;
45 balloon; tobacco product; pharmaceutical of any kind; tire;
46 household item; shed; appliance; mechanical equipment or part;
47 building or construction material; tool; machinery; wood; motor
48 vehicle or motor vehicle part, including a truck, trailer, or
49 motor home; vessel; aircraft; farm machinery or equipment;
50 sludge from a waste treatment facility, water supply treatment
51 plant, or air pollution control facility; or substance in any
52 form resulting from domestic, industrial, commercial, mining,
53 agricultural, or governmental operations, but excluding
54 permitted, regulated, or authorized drainage, pumping, or runoff
55 of surface water or stormwater.

56 Section 3. For the purpose of incorporating the amendment
57 made by this act to section 403.413, Florida Statutes, in a
58 reference thereto, subsection (1) of section 403.4135, Florida
59 Statutes, is reenacted to read:

60 403.4135 Litter receptacles.—

61 (1) DEFINITIONS.—As used in this section "litter" and
62 "vessel" have the same meanings as provided in s. 403.413.

63 Section 4. This act shall take effect July 1, 2024.

64

65

66

T I T L E A M E N D M E N T

Amendment No.

67 Remove everything before the enacting clause and insert:
68 A bill to be entitled
69 An act relating to the release of balloons; amending
70 s. 379.233, F.S.; revising a prohibition on the
71 release of certain balloons to delete a specified
72 timeframe and number of balloons; deleting an
73 exemption from such prohibition for certain
74 biodegradable or photodegradable balloons; providing
75 that a person who violates the prohibition commits the
76 noncriminal infraction of littering; revising the
77 penalty for such violation; deleting a provision
78 authorizing petitions to enjoin the release of
79 balloons under certain circumstances; amending s.
80 403.413, F.S.; revising the definitions of the terms
81 "dump" and "litter"; reenacting s. 403.4135(1), F.S.,
82 relating to litter receptacles, to incorporate the
83 amendment made to s. 403.413, F.S., in a reference
84 thereto; providing an effective date.

COMMITTEE MEETING REPORT
Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

HB 437 : Anchoring Limitation Areas

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Shane Abbott	X				
Daniel Alvarez	X				
Bruce Antone			X		
Robin Bartleman	X				
Adam Botana	X				
Robert Brackett	X				
Demi Busatta Cabrera			X		
Hillary Cassel	X				
Linda Chaney	X				
Tiffany Esposito	X				
Christine Hunschofsky	X				
James Vernon Mooney, Jr.	X				
Rick Roth			X		
Kelly Skidmore				X	
Kevin Steele	X				
Keith Truenow	X				
Kaylee Tuck	X				
James Buchanan (Chair)	X				
Total Yeas: 14					
		Total Nays: 0			

HB 437 Amendments

Amendment 276979

Adopted Without Objection

Appearances:

Amendment 276979
 Ross, Kingsley (General Public) - Waive In Opposition
 Seven Seas Cruising Association
 234 Harbour Point Dr.
 Crawfordville FL 32327
 Phone: 8503001378

Russo, Kimberly (General Public) - Opponent
 America's Great Loop Cruisers' Association
 Executive Director
 10578 Highway 78
 Summerville SC 29483
 Phone: 843-879-5030

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COMMITTEE MEETING REPORT
Agriculture, Conservation & Resiliency Subcommittee

12/12/2023 3:30PM

Location: Sumner Hall (404 HOB)

HB 437 : Anchoring Limitation Areas (continued)

Appearances: (continued)

Ross, Kingsley (General Public) - Opponent

Seven Seas Cruising Association

234 Harbour Point Dr.

Crawfordville FL 32327

Phone: 8503001378

Committee meeting was reported out: Tuesday, December 12, 2023 6:15PM

Amendment No.

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 _____

*Adopted without
objection
12.12.23*

1 Committee/Subcommittee hearing bill: Agriculture, Conservation
2 & Resiliency Subcommittee

3 Representative Porras offered the following:

4

5 **Amendment**

6 Remove lines 21-29 and insert:

7 (c) The sections of Biscayne Bay in Miami-Dade County that
8 are within 200 yards of any part of the shore of the City of
9 Miami Beach lying between State Road A1A and State Road 112+

10 ~~1. Rivo Alto Island and Di Lido Island.~~

11 ~~2. San Marino Island and San Marco Island.~~

12 ~~3. San Marco Island and Biscayne Island.~~