

Bill No. HB 989, 1st Eng.

Barcode 842900

CHAMBER ACTION

Senate

House

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Senator Bennett moved the following amendment:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause

and insert:

Section 1. Subsection (12) is added to section 403.814, Florida Statutes, to read:

403.814 General permits; delegation.--

(12) The department shall adopt rules authorizing a general permit providing regulatory and proprietary authorization to local governments for the construction and maintenance of public marina facilities and public boat ramps. Such facilities may preempt no more than 50,000 square feet of sovereign submerged lands and shall be reviewed pursuant to the regulatory criteria in s. 373.414. A public marina facility constructed pursuant to this subsection must obtain Clean Marina Program status within a reasonable time after completion and must maintain such status for the life of the facility. A facility approved pursuant to this subsection is exempt from review as a development of regional impact if the

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1 facility complies with the comprehensive plan of the  
2 applicable local government. As used in this subsection, the  
3 term "public" means the facility or ramp is open to the public  
4 on a first-come, first-serve basis with a rental term not to  
5 exceed 1 year. A facility or boat ramp constructed pursuant to  
6 this subsection may not be sold to a private entity. The state  
7 consents to the use of all state lands lying under water which  
8 are necessary to accomplish the purposes of this subsection.  
9 Fees charged to local governments for preemption of such state  
10 lands shall be as set forth in chapter 253 and shall be used  
11 to promote boating access in this state.

12 Section 2. This act shall take effect July 1, 2005.

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

16 And the title is amended as follows:

17 Delete everything before the enacting clause

19 and insert:

20 A bill to be entitled

21 An act relating to public marina facilities and  
22 boat ramps; amending s. 403.814, F.S.;  
23 authorizing the Department of Environmental  
24 Protection to allow such facilities or ramps to  
25 be constructed and maintained by local  
26 governments; providing guidelines and  
27 limitations relating to such projects;  
28 providing for fees; providing an effective  
29 date.