

Bill No. CS for SB 1104

Barcode 801494

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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The Conference Committee on CS for SB 1104 recommended the following amendment:

Conference Committee Amendment (with title amendment)
Delete everything after the enacting clause

and insert:

Section 1. Subsection (9) of section 328.72, Florida Statutes, is amended to read:

328.72 Classification; registration; fees and charges; surcharge; disposition of fees; fines; marine turtle stickers.--

(9)(a) SURCHARGE.--In addition, there is hereby levied and imposed on each vessel registration fee imposed under subsection (1) a surcharge in the amount of \$1, which shall be collected in the same manner as the fee and deposited into the State Agency Law Enforcement Radio System Trust Fund of the Department of Management Services.

(b) In addition, there is levied and imposed on each vessel registration fee imposed under subsection (1) a surcharge in the amount of \$2, which shall be collected in the

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1 same manner as the fee and deposited into the Marine Resources
 2 Conservation Trust Fund within the Fish and Wildlife
 3 Conservation Commission for the purpose of funding the
 4 derelict vessel grant program established under s. 376.15(2).
 5 From these funds the Fish and Wildlife Conservation Commission
 6 may retain up to 10 percent to cover the administrative costs
 7 of the grant program.

8 Section 2. Subsection (2) of section 376.15, Florida
 9 Statutes, is amended to read:

10 376.15 Derelict vessels; removal from public waters.--

11 (2)(a) The Fish and Wildlife Conservation Commission
 12 and its officers and all law enforcement officers as specified
 13 in s. 327.70 are authorized and empowered to remove any
 14 derelict vessel as defined in s. 823.11(1) from public waters.
 15 All costs incurred by the commission or other law enforcement
 16 agency in the removal of any abandoned or derelict vessel
 17 shall be recoverable against the owner of the vessel. The
 18 Department of Legal Affairs shall represent the commission in
 19 such actions.

20 (b) The commission may establish a program to provide
 21 grants to local governments for the removal of derelict
 22 vessels from the public waters of the state. The program shall
 23 be funded from the Florida Coastal Protection Trust Fund and
 24 the Marine Resources Conservation Trust Fund. Notwithstanding
 25 ~~the provisions in s. 216.181(11)~~, funds available for grants
 26 may only be authorized by appropriations acts of the
 27 Legislature.

28 (c) The commission shall adopt by rule procedures for
 29 submitting a grant application and criteria for allocating
 30 available funds. Such criteria shall include, but not be
 31 limited to, the following:

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1 1. The number of derelict vessels within the
2 jurisdiction of the applicant.

3 2. The threat posed by such vessels to public health
4 or safety, the environment, navigation, or the aesthetic
5 condition of the general vicinity.

6 3. The degree of commitment of the local government to
7 maintain waters free of abandoned and derelict vessels and to
8 seek legal action against those who abandon vessels in the
9 waters of the state.

10 (d) This section shall constitute the authority for
11 such removal but is not intended to be in contravention of any
12 applicable federal act.

13 Section 3. This act shall take effect July 1, 2007.

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

17 And the title is amended as follows:

18 Delete everything before the enacting clause

19
20 and insert:

21 A bill to be entitled
22 An act relating to vessels; amending s. 328.72,
23 F.S.; imposing an additional surcharge on the
24 vessel registration fee to be deposited into
25 the Marine Resources Conservation Trust Fund
26 within the Fish and Wildlife Conservation
27 Commission; authorizing the commission to
28 retain a percentage of the funds to cover
29 certain costs of the grant program; amending s.
30 376.15, F.S.; requiring that a program for the
31 removal of derelict vessels established by the

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commission be funded in part from the Marine
Resources Conservation Trust Fund; providing an
effective date.