



514466

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/06/2009	.	
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The Committee on Judiciary (Constantine) recommended the following:

Senate Amendment (with title amendment)

Delete lines 1578 - 1631
and insert:

is directed to establish a pilot program to explore potential options for regulating the anchoring or mooring of non-live-aboard vessels outside the marked boundaries of public mooring fields.

(1) The goals of the pilot program are to encourage the establishment of additional public mooring fields and to develop and test policies and regulatory regimes that:



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12 (a) Promote the establishment and use of public mooring
13 fields.

14 (b) Promote public access to the waters of this state.

15 (c) Enhance navigational safety.

16 (d) Protect maritime infrastructure.

17 (e) Protect the marine environment.

18 (f) Deter improperly stored, abandoned, or derelict
19 vessels.

20 (2) Each location selected for inclusion in the pilot
21 program must be associated with a properly permitted mooring
22 field. The commission, in consultation with the department,
23 shall select all locations for the pilot program prior to July
24 1, 2011. Two locations shall be off the east coast of Florida,
25 two locations shall be off the west coast of Florida, and one
26 location shall be within Monroe County. The locations selected
27 must be geographically diverse and take into consideration the
28 various users and means of using the waters of this state.

29 (3) Notwithstanding the provisions of s. 327.60, Florida
30 Statutes, a county or municipality selected for participation in
31 the pilot program may regulate by ordinance the anchoring of
32 vessels, other than live-aboard vessels as defined in s. 327.02,
33 Florida Statutes, outside of a mooring field. Any ordinance
34 enacted under the pilot program shall take effect and become
35 enforceable only after approval by the commission. The
36 commission shall not approve any ordinance not consistent with
37 the goals of the pilot program.

38 (4) The commission shall:

39 (a) Provide consultation and technical assistance to each
40 municipality or county selected for participation in the pilot



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41 program to facilitate accomplishment of the pilot program's
42 goals.

43 (b) Coordinate the review of any proposed ordinance with
44 the department; the Coast Guard; the Florida Inland Navigation
45 District or the West Coast Inland Navigation District, as
46 appropriate; and associations or other organizations
47 representing vessel owners or operators.

48 (c) Monitor and evaluate at least annually each location
49 selected for participation in the pilot program and make such
50 modifications as may be necessary to accomplish the pilot
51 program's goals.

52 (5) The commission shall submit a report of its findings
53 and recommendations to the Governor, the President of the
54 Senate, and the Speaker of the House of Representatives by
55 January 1, 2014.

56 (6) The pilot program shall expire on July 1, 2014, unless
57 reenacted by the Legislature. All ordinances enacted under this
58 section shall expire concurrently with the expiration of the
59 pilot program and shall be inoperative and unenforceable
60 thereafter.

61 (7) Nothing in this section shall be construed to affect
62 any mooring field authorized pursuant to s. 327.40, part IV of
63 chapter 373, and s. 253.77, as applicable, or any lawful
64 ordinance regulating the anchoring of any vessels within the
65 marked boundaries of such mooring fields.

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67
68 ===== T I T L E A M E N D M E N T =====

69 And the title is amended as follows:



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70 Delete line 176
71 and insert:
72 providing geographic regions for the pilot project;
73 specifying the goals of the pilot program; providing