



734036

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)**

Between lines 801 and 802  
insert:

Section 15. Effective October 1, 2009, section 327.70, Florida Statutes, is amended to read:

327.70 Enforcement of this chapter and chapter 328.—

(1) This chapter and chapter 328 shall be enforced by the Division of Law Enforcement of the Fish and Wildlife Conservation Commission and its officers, the sheriffs of the various counties and their deputies, municipal police officers,



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12 and any other ~~authorized~~ law enforcement officer as defined in  
13 s. 943.10, all of whom may order the removal of vessels deemed  
14 to be an interference or a hazard to public safety, enforce the  
15 provisions of this chapter and chapter 328, or cause any  
16 inspections to be made of all vessels in accordance with this  
17 chapter and chapter 328.

18 (2) (a) Noncriminal violations of the following statutes may  
19 be enforced by a uniform boating citation mailed to the  
20 registered owner of an unattended vessel anchored, aground, or  
21 moored on the waters of this state:

22 1. Section 327.33(3) (b), relating to navigation rules;

23 2. Section 327.44, relating to interference with  
24 navigation;

25 3. Section 327.50(2), relating to required lights and  
26 shapes;

27 4. Section 327.53, relating to marine sanitation;

28 5. Section 328.48(5), relating to display of decal.

29 6. Section 328.52(2), relating to display of number.

30 (b) Citations issued to livery vessels under this  
31 subsection shall be the responsibility of the lessee of the  
32 vessel if the livery has included a warning of this  
33 responsibility as a part of the rental agreement and has  
34 provided to the agency issuing the citation the name, address,  
35 and date of birth of the lessee when requested by that agency.  
36 The livery is not responsible for the payment of citations if  
37 the livery provides the required warning and lessee information.

38 (3) Such officers shall have the power and duty to issue  
39 such orders and to make such investigations, reports, and  
40 arrests in connection with any violation of the provisions of



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41 this chapter and chapter 328 as are necessary to effectuate the  
42 intent and purpose of this chapter and chapter 328.

43 (4)~~(3)~~—The Fish and Wildlife Conservation Commission or any  
44 other law enforcement agency may make any investigation  
45 necessary to secure information required to carry out and  
46 enforce the provisions of this chapter and chapter 328.

47

48 Renumber subsequent sections

49

50

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

52 And the title is amended as follows:

53 Delete line 110

54 and insert:

55 Its jurisdiction; amending s. 327.70, F.S.; providing for the  
56 mailing of citations; amending s. 328.72, F.S.; providing