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LEGISLATIVE ACTION

Senate

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House

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Floor: 1/WD/2R

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05/02/2011 04:59 PM

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Senator Latvala moved the following:

Senate Amendment (with directory and title amendments)

Delete lines 465 - 630

and insert:

Section 2. Subsection (2) of section 311.121, Florida Statutes, is amended to read:

311.121 Qualifications, training, and certification of licensed security officers at Florida seaports.-

(2) The authority or governing board of each seaport identified under s. 311.09 that is subject to the ~~statewide minimum~~ seaport security standards referenced ~~established~~ in s. 311.12 shall require that a candidate for certification as a seaport security officer:



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14 (a) Has received a Class D license as a security officer
15 under chapter 493.

16 (b) Has successfully completed the certified training
17 curriculum for a Class D license or has been determined by the
18 Department of Agriculture and Consumer Services to have
19 equivalent experience as established by rule of the department.

20 (c) Has completed the training or training equivalency and
21 testing process established by this section for becoming a
22 certified seaport security officer.

23 Section 3. Subsection (1) of section 311.123, Florida
24 Statutes, is amended to read:

25 311.123 Maritime domain security awareness training
26 program.—

27 (1) The Florida Seaport Transportation and Economic
28 Development Council, in conjunction with the Department of Law
29 Enforcement ~~and the Office of Drug Control within the Executive~~
30 ~~Office of the Governor~~, shall create a maritime domain security
31 awareness training program to instruct all personnel employed
32 within a seaport's boundaries about the security procedures
33 required of them for implementation of the seaport security plan
34 required under s. 311.12(2)~~(3)~~.

35 Section 4. Subsection (1) of section 311.124, Florida
36 Statutes, is amended to read:

37 311.124 Trespassing; detention by a certified seaport
38 security officer.—

39 (1) Any Class D or Class G seaport security officer
40 certified under the federal Maritime Transportation Security Act
41 of 2002 guidelines ~~and s. 311.121~~ or any employee of the seaport
42 security force certified under the federal Maritime



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43 Transportation Security Act of 2002 guidelines ~~and s. 311.121~~
44 who has probable cause to believe that a person is trespassing
45 pursuant to s. 810.08 or s. 810.09 or this chapter in a
46 designated secure or restricted area pursuant to s. 311.12 (3) ~~(4)~~
47 is authorized to detain such person in a reasonable manner for a
48 reasonable period of time pending the arrival of a law
49 enforcement officer, and such action does not render the
50 security officer criminally or civilly liable for false arrest,
51 false imprisonment, or unlawful detention.

52 Section 5. Section 311.115, Florida Statutes, is repealed.

53 Section 6. Subsection (4) of section 310.002, Florida
54 Statutes, is amended to read:

55 310.002 Definitions.—As used in this chapter, except where
56 the context clearly indicates otherwise:

57 (4) "Port" means any place in the state into which vessels
58 enter or depart and includes, without limitation, Fernandina,
59 Nassau Inlet, Jacksonville, St. Augustine, Canaveral, Port
60 Citrus, Ft. Pierce, Palm Beach, Port Everglades, Miami, Key
61 West, Boca Grande, Charlotte Harbor, Punta Gorda, Tampa, Port
62 Tampa, Port Manatee, St. Petersburg, Clearwater, Apalachicola,
63 Carrabelle, Panama City, Port St. Joe, and Pensacola.

64 Section 7. Subsection (1) of section 311.09, Florida
65 Statutes, is amended, and subsection (13) is added to that
66 section to read:

67 311.09 Florida Seaport Transportation and Economic
68 Development Council.—

69 (1) The Florida Seaport Transportation and Economic
70 Development Council is created within the Department of
71 Transportation. The council consists of the following 18 ~~17~~



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72 members: the port director, or the port director's designee, of
73 each of the ports of Jacksonville, Port Canaveral, Port Citrus,
74 Fort Pierce, Palm Beach, Port Everglades, Miami, Port Manatee,
75 St. Petersburg, Tampa, Port St. Joe, Panama City, Pensacola, Key
76 West, and Fernandina; the secretary of the Department of
77 Transportation or his or her designee; the director of the
78 Office of Tourism, Trade, and Economic Development or his or her
79 designee; and the secretary of the Department of Community
80 Affairs or his or her designee.

81 (13) Until July 1, 2014, Citrus County may apply for a
82 grant through the council to perform a feasibility study
83 regarding the establishment of a port in Citrus County. The
84 council shall evaluate such application in accordance with
85 subsections (5) - (9) and, if approved, the Department of
86 Transportation shall be include the feasibility in its budget
87 request pursuant to subsection (1). After such feasibility study
88 is funded and performed and the study determines that a port in
89 Citrus is not feasible, the membership of Port Citrus on the
90 council shall terminate.

91
92 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

93 And the directory clause is amended as follows:

94 Delete lines 60 - 61

95 and insert:

96 Section 1. Subsections (9) through (11) of section 311.12,
97 Florida Statutes, are redesignated as subsections (5) through
98 (7), respectively, and present subsections (1) through (8) of
99 that section are amended to read:

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

102 And the title is amended as follows:

103 Delete lines 28 - 40

104 and insert:

105 requirements in certain circumstances; amending ss.
106 311.121, 311.123, and 311.124, F.S.; conforming
107 provisions to changes made by the act; repealing s.
108 311.115, F.S., relating to the Seaport Security
109 Standards Advisory Council; amending s. 310.002, F.S.;
110 redefining the term "port" to include Port Citrus;
111 amending s. 311.09, F.S.; including a representative
112 of Port Citrus as a member of the Florida Seaport
113 Transportation and Economic Development Council;
114 authorizing Citrus County to apply for a grant through
115 the council to perform a feasibility study regarding
116 the establishment of a port in Citrus County; amending
117 s. 374.976, F.S.;