

By Senator Simpson

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1 A bill to be entitled
2 An act relating to recreational boating zones;
3 creating s. 327.4107, F.S.; prohibiting overnight
4 anchoring or mooring of vessels in specified
5 recreational boating zones; amending s. 327.73, F.S.;
6 providing penalties; providing an effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Section 327.4107, Florida Statutes, is created
11 to read:

12 327.4107 Anchoring or mooring of vessels in recreational
13 boating zones.-

14 (1) A person may not anchor or moor a vessel at any time
15 between the hours from one-half hour after sunset to one-half
16 hour before sunrise in the following recreational boating zones:

17 (a) The section of Middle River lying between Northeast
18 21st Court and the Intracoastal Waterway in Broward County.

19 (b) Sunset Lake in Miami-Dade County.

20 (c) The sections of Biscayne Bay in Miami-Dade County lying
21 between:

22 1. Rivo Alto Island and Di Lido Island.

23 2. San Marino Island and San Marco Island.

24 3. San Marco Island and Biscayne Island.

25 (d) Crab Island in Choctawhatchee Bay at the East Pass in
26 Okaloosa County.

27 (2) A violation of this section is punishable as provided
28 in s. 327.73(1)(y).

29 Section 2. Paragraph (y) is added to subsection (1) of
30 section 327.73, Florida Statutes, to read:

31 327.73 Noncriminal infractions.-

32 (1) Violations of the following provisions of the vessel

18-01671-16

20161260__

33 laws of this state are noncriminal infractions:

34 (y) Section 327.4107, relating to the anchoring or mooring
35 of vessels in recreational boating zones.

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37 Any person cited for a violation of any provision of this
38 subsection shall be deemed to be charged with a noncriminal
39 infraction, shall be cited for such an infraction, and shall be
40 cited to appear before the county court. The civil penalty for
41 any such infraction is \$50, except as otherwise provided in this
42 section. Any person who fails to appear or otherwise properly
43 respond to a uniform boating citation shall, in addition to the
44 charge relating to the violation of the boating laws of this
45 state, be charged with the offense of failing to respond to such
46 citation and, upon conviction, be guilty of a misdemeanor of the
47 second degree, punishable as provided in s. 775.082 or s.
48 775.083. A written warning to this effect shall be provided at
49 the time such uniform boating citation is issued.

50 Section 3. This act shall take effect July 1, 2016.