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LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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02/18/2016 11:26 AM

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Senator Abruzzo moved the following:

Senate Amendment (with title amendment)

Delete lines 119 - 150

and insert:

Section 2. Section 327.4107, Florida Statutes, is created
to read:

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

(1) A person may not anchor or moor a vessel at any time
between the hours from one-half hour after sunset to one-half
hour before sunrise in Lake Boca Raton in Palm Beach County.



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

14 Section 3. Paragraph (u) of subsection (1) of section
15 327.73, Florida Statutes, is amended, and paragraph (y) is added
16 to that section to read:

17 327.73 Noncriminal infractions.—

18 (1) Violations of the following provisions of the vessel
19 laws of this state are noncriminal infractions:

20 (u) Section 327.331, relating to divers-down warning
21 devices ~~flags and buoys~~, except for violations meeting the
22 requirements of s. 327.33.

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

25
26 Any person cited for a violation of any provision of this
27 subsection shall be deemed to be charged with a noncriminal
28 infraction, shall be cited for such an infraction, and shall be
29 cited to appear before the county court. The civil penalty for
30 any such infraction is \$50, except as otherwise provided in this
31 section. Any person who fails to appear or otherwise properly
32 respond to a uniform boating citation shall, in addition to the
33 charge relating to the violation of the boating laws of this
34 state, be charged with the offense of failing to respond to such
35 citation and, upon conviction, be guilty of a misdemeanor of the
36 second degree, punishable as provided in s. 775.082 or s.
37 775.083. A written warning to this effect shall be provided at
38 the time such uniform boating citation is issued.

39 Section 4. Subsection (3) of section 327.395, Florida
40 Statutes, is amended to read:



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41 327.395 Boating safety identification cards.-

42 (3) Any commission-approved boater education or boater
43 safety course, course-equivalency examination developed or
44 approved by the commission, or temporary certificate examination
45 developed or approved by the commission must include a component
46 regarding diving vessels, awareness of divers in the water,
47 divers-down warning devices ~~flags and buoys~~, and the
48 requirements of s. 327.331.

49
50 ===== T I T L E A M E N D M E N T =====

51 And the title is amended as follows:

52 Delete lines 2 - 9
53 and insert:

54 An act relating to vessels; amending s. 327.331, F.S.;
55 revising the definitions of the terms "divers-down
56 buoy," "divers-down flag," and "divers-down symbol";
57 defining the term "divers-down warning device";
58 expanding the types of indicators or devices allowed
59 to be used to signal the presence of submerged divers;
60 specifying requirements for divers-down warning
61 devices; creating s. 327.4107, F.S.; prohibiting
62 anchoring or mooring of vessels between specified
63 hours in Lake Boca Raton; amending s. 327.73, F.S.;
64 providing penalties; amending s. 327.395,