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 27 Section 1. Paragraphs (d) and (f) of subsection (2),
 28 subsection (4), and paragraph (i) of subsection (6) of section
 29 403.413, Florida Statutes, are amended, and paragraph (j) is
 30 added to subsection (2) of that section, to read:

31 403.413 Florida Litter Law.—

32 (2) DEFINITIONS.—As used in this section:

33 (d) "Dump" means to dump, throw, discard, place, deposit,
 34 drain, discharge, or dispose of.

35 (f) "Litter" means any personal property; garbage;
 36 rubbish; trash; refuse; can; bottle; box; container; paper;
 37 tobacco product; pharmaceutical of any kind; tire; household
 38 item; shed; appliance; mechanical equipment or part; building or
 39 construction material; tool; machinery; wood; motor vehicle or
 40 motor vehicle part, including a truck, trailer, or motor home;
 41 vessel; aircraft; farm machinery or equipment; sludge from a
 42 waste treatment facility, water supply treatment plant, or air
 43 pollution control facility; or substance in any form resulting
 44 from domestic, industrial, commercial, mining, agricultural, or
 45 governmental operations.

46 (j) "Water control district" means a water control
 47 district that exists pursuant to chapter 298 or was created by
 48 special act of the Legislature.

49 (4) DUMPING LITTER PROHIBITED.—Unless otherwise authorized
 50 by law or permit, it is unlawful for any person to dump litter

51 in any manner or amount in or on any of the following areas:

52 (a) ~~In or on~~ Any public highway, road, street, alley, or
 53 thoroughfare, including any portion of the right-of-way thereof,
 54 or any other public lands, except in containers or areas
 55 lawfully provided therefor. When any litter is thrown or
 56 discarded from a motor vehicle, the operator or owner of the
 57 motor vehicle, or both, are ~~shall be deemed~~ in violation of this
 58 section.~~;~~

59 (b) ~~In or on~~ Any freshwater lake, river, canal, or stream
 60 or tidal or coastal water of the state, including canals. When
 61 any litter is thrown or discarded from a boat, the operator or
 62 owner of the boat, or both, are ~~shall be deemed~~ in violation of
 63 this section.~~;~~

64 (c) Any water control district property or canal right-of-
 65 way, unless the district board of directors or the district
 66 manager or his or her designee has given prior consent. When any
 67 litter is thrown or discarded from a boat, the operator or owner
 68 of the boat, or both, are in violation of this section.

69 (d) ~~In or on~~ Any private property, unless the owner has
 70 given prior consent ~~of the owner has been given~~ and unless the
 71 dumping of such litter by such person will not cause a public
 72 nuisance or otherwise be in violation of any other state or
 73 local law, rule, or regulation.

74 (6) PENALTIES; ENFORCEMENT.—

75 (i) It is ~~shall be~~ the duty of all law enforcement

76 | officers to enforce ~~the provisions of~~ this section. If a member
 77 | of a water control district board of directors or a district
 78 | manager discovers that a person has committed unlawful dumping
 79 | in violation of paragraph (4)(c), he or she must report the
 80 | incident to the appropriate law enforcement agency with
 81 | jurisdiction over the district. A law enforcement officer may
 82 | enter any district canal right-of-way, property, or facility to
 83 | respond to such an incident.

84 | Section 2. Paragraph (a) of subsection (5) of section
 85 | 810.011, Florida Statutes, is amended to read:

86 | 810.011 Definitions.—As used in this chapter:

87 | (5)(a) "Posted land" is ~~that~~ land upon which any of the
 88 | following are placed:

89 | 1. Signs ~~are~~ placed not more than 500 feet apart along~~7~~
 90 | and at each corner of~~7~~ the boundaries of the land or, for land
 91 | owned by a water control district that exists pursuant to
 92 | chapter 298 or was created by special act of the Legislature,
 93 | signs placed at or near the intersection of any district canal
 94 | right-of-way and a road right-of-way, which~~7~~ upon which signs
 95 | ~~there appears~~ prominently display~~7~~ in letters of not less than 2
 96 | inches in height~~7~~ the words "no trespassing" and ~~in addition~~
 97 | ~~thereto~~ the name of the owner, lessee, or occupant of the said
 98 | land. ~~The said~~ signs must ~~shall~~ be placed along the boundary
 99 | line of posted land in a manner and in such position as to be
 100 | clearly noticeable from outside the boundary line; or

101 2.a. Conspicuous no trespassing notice is painted on trees
102 or posts on the property, provided that the notice is:

103 (I) Painted in an international orange color and
104 displaying the stenciled words "No Trespassing" in letters no
105 less than 2 inches high and 1 inch wide either vertically or
106 horizontally;

107 (II) Placed so that the bottom of the painted notice is
108 not less than 3 feet from the ground or more than 5 feet from
109 the ground; and

110 (III) Placed at locations that are readily visible to any
111 person approaching the property and no more than 500 feet apart
112 on agricultural land.

113 b. When a landowner uses the painted no trespassing
114 posting to identify a no trespassing ~~"no trespassing"~~ area,
115 those painted notices must ~~shall~~ be accompanied by signs
116 complying with subparagraph 1. and must be placed conspicuously
117 at all places where entry to the property is normally expected
118 or known to occur.

119 Section 3. For the purpose of incorporating the amendment
120 made by this act to section 403.413, Florida Statutes, in a
121 reference thereto, subsection (1) of section 403.4135, Florida
122 Statutes, is reenacted to read:

123 403.4135 Litter receptacles.—

124 (1) DEFINITIONS.—As used in this section "litter" and
125 "vessel" have the same meanings as provided in s. 403.413.

126 Section 4. For the purpose of incorporating the amendment
127 made by this act to section 403.413, Florida Statutes, in
128 references thereto, subsection (6) of section 810.12, Florida
129 Statutes, is reenacted to read:

130 810.12 Unauthorized entry on land; prima facie evidence of
131 trespass.—

132 (6) The unlawful dumping by any person of any litter in
133 violation of s. 403.413(4) is prima facie evidence of the
134 intention of such person to commit an act of trespass. If any
135 waste that is dumped in violation of s. 403.413(4) is discovered
136 to contain any article, including, but not limited to, a letter,
137 bill, publication, or other writing that displays the name of a
138 person thereon, addressed to such person or in any other manner
139 indicating that the article last belonged to such person, that
140 discovery raises a mere inference that the person so identified
141 has violated this section. If the court finds that the discovery
142 of the location of the article is corroborated by the existence
143 of an independent fact or circumstance which, standing alone,
144 would constitute evidence sufficient to prove a violation of s.
145 403.413(4), such person is rebuttably presumed to have violated
146 that section.

147 Section 5. This act shall take effect October 1, 2023.