By Senator Rodriguez

40-01732D-23   20231502__

1   A bill to be entitled

2   An act relating to vessel owner and operation

3   requirements; amending s. 327.4108, F.S.; revising

4   anchoring limitation areas in certain sections of

5   Biscayne Bay in Miami-Dade County; revising the

6   timeframe during which a person may anchor a vessel in

7   an anchoring limitation area within which such

8   anchoring would otherwise be unlawful; amending s.

9   327.70, F.S.; requiring law enforcement officers to

10   conduct national criminal background checks for vessel

11   owners who are issued citations for specified

12   violations; providing an effective date.

13

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

15

16   Section 1. Subsection (1) and paragraph (c) of subsection

17   (4) of section 327.4108, Florida Statutes, are amended to read:

18   327.4108 Anchoring of vessels in anchoring limitation

19   areas.—

20   (1) The following densely populated urban areas, which have

21   narrow state waterways, residential docking facilities, and

22   significant recreational boating traffic, are designated as and

23   shall be considered to be grandfathered-in anchoring limitation

24   areas, within which, except as provided in subsections (4) and

25   (5), a person may not anchor a vessel at any time during the

26   period between one-half hour after sunset and one-half hour

27   before sunrise and, at any other time, for more than 4 hours in

28   a single day except as provided in subsections (4) and (5):

29   (a) The section of Middle River lying between Northeast

40-01732D-23   20231502__

30 21st Court and the Intracoastal Waterway in Broward County.

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

32   (c) The sections of Biscayne Bay in Miami-Dade County lying

33 between:

34   1. Rivo Alto Island and Di Lido Island.

35   2. Di Lido Island and San Marino Island.

36   3.2. San Marino Island and San Marco Island.

37   4.3. San Marco Island and Biscayne Island.

38   5. Star Island and MacArthur Causeway.

39   6. Palm Island and MacArthur Causeway.

40   7. Hibiscus Island and Palm Island.

41   8. Julia Tuttle Causeway and Kennedy Causeway.

42   9. The Sunset Islands.

43   10. Belle Isle and Rivo Alto Island.

44

45 For the purposes of this paragraph, the term "lying between"

46 includes, without limitation, all of the area 200 yards to the

47 west from the western shore of the Sunset Islands and Di Lido

48 Island, all of the area 200 yards to the north from the northern

49 shore of the Sunset Islands, and all of the area 200 yards to

50 the east from the eastern shore of Di Lido Island.

51   (4) Notwithstanding subsections (1), (2), and (3), a person

52 may anchor a vessel in an anchoring limitation area during a

53 time that would otherwise be unlawful:

54   (c) For the duration of During events described in s.

55 327.48 or other special events, including, but not limited to,

56 public music performances, local government waterfront

57 activities, or fireworks displays. A vessel may anchor for the

58 lesser of the duration of the special event or 3 days, whichever

CODING: Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.

40-01732D-23   20231502__

59 is less.

60   Section 2. Present subsection (5) of section 327.70,

61 Florida Statutes, is redesignated as subsection (6), and a new

62 subsection (5) is added to that section, to read:

63   327.70 Enforcement of this chapter and chapter 328.—

64   (5) When a law enforcement officer issues a citation to a

65 vessel owner for a violation of this chapter, the law

66 enforcement officer must conduct a national criminal background

67 check on the vessel owner.

68   Section 3. This act shall take effect July 1, 2023.