

By Senator Rodriguez

40-00100A-24

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1                                   A bill to be entitled  
2       An act relating to prohibition of smoking and vaping  
3       in state parks; creating s. 386.2095, F.S.;  
4       prohibiting smoking and vaping within the boundaries  
5       of state parks; requiring the Department of Health to  
6       post signs at specified locations; providing sign  
7       requirements; providing penalties; amending s.  
8       386.208, F.S.; conforming a provision to changes made  
9       by the act; providing an effective date.

10  
11 Be It Enacted by the Legislature of the State of Florida:

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13       Section 1. Section 386.2095, Florida Statutes, is created  
14 to read:

15       386.2095 Smoking and vaping prohibited in state parks.—

16       (1) A person may not smoke or vape within the boundaries of  
17 a state park.

18       (2) The department shall conspicuously post at each  
19 entrance of each state park signs stating that smoking and  
20 vaping are prohibited within the boundaries of the state park.  
21 The signs must be clearly legible in a font size of at least 1  
22 inch in height and include the words "SMOKING OR VAPING WITHIN  
23 STATE PARK BOUNDARIES IS PROHIBITED BY LAW."

24       (3) A person who violates subsection (1) is subject to  
25 penalties as provided in s. 386.208.

26       Section 2. Section 386.208, Florida Statutes, is amended to  
27 read:

28       386.208 Penalties.—Any person who violates s. 386.204 or s.  
29 386.2095 commits a noncriminal violation as defined in s.

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30 775.08(3), punishable by a fine of not more than \$100 for the  
31 first violation and not more than \$500 for each subsequent  
32 violation. Jurisdiction shall be with the appropriate county  
33 court.

34 Section 3. This act shall take effect July 1, 2024.