

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1103 (2026)

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)

ADOPTED AS AMENDED _____ (Y/N)

ADOPTED W/O OBJECTION _____ (Y/N)

FAILED TO ADOPT _____ (Y/N)

WITHDRAWN _____ (Y/N)

OTHER _____

Committee/Subcommittee hearing bill: Intergovernmental Affairs
Subcommittee

Representative Andrade offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsections (5) and (6) of section 327.4107, Florida Statutes, are renumbered as subsections (6) and (7), respectively, and a new subsection (5) is added to that section to read:

327.4107 Vessels at risk of becoming derelict on waters of this state.—

(5) (a) A county or municipality may authorize by ordinance a code enforcement officer as defined in s. 162.21(1) to administer this section relating to the identification, notice, corrective action, relocation, removal, storage, destruction, or

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disposal of public nuisance vessels and vessels at risk of becoming derelict. However, such ordinance may not take effect until it has been reviewed and approved by the commission. The commission shall adopt rules to implement this subsection.

(b) Code enforcement officers authorized under this subsection may issue a noncriminal infraction, punishable as provided in s. 327.73, pursuant to the uniform boating citation system under s. 327.74 for violations as specified in subsection (2). Such citations are exempt from the requirements of s. 162.21(3)(c) and (d).

Section 2. Subsections (5) through (9) of section 327.4111, Florida Statutes, are renumbered as subsections (6) through (10), respectively, and a new subsection (5) is added to that section to read:

327.4111 Long-term anchoring.—

(5)(a) A county or municipality may authorize by ordinance a code enforcement officer as defined in s. 162.21(1) to administer this section relating to the enforcement of long-term anchoring permit requirements within its jurisdiction. However, such ordinance may not take effect until it has been reviewed and approved by the commission. The commission shall adopt rules to implement this subsection.

(b) Code enforcement officers authorized under this subsection may issue a noncriminal infraction, punishable as provided in s. 327.73, pursuant to the uniform boating citation

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42 system under s. 327.74 for violations specified in subsection
43 (4). Such citations are exempt from the requirements of s.
44 162.21(3)(c) and (d).

45 **Section 3. Paragraph (d) of subsection (3) of section**
46 **327.4108, Florida Statutes, is amended to read:**

47 327.4108 Anchoring of vessels in anchoring limitation
48 areas.—

49 (3)

50 (d) A vessel upon the waters of this state and within
51 Monroe County for which the owner or occupant has established
52 the vessel as a domicile in accordance with s. 222.17 is exempt
53 from paragraph (a) until at least 60 ~~100~~ new moorings are
54 available for public use within 1 mile of the Key West Bight
55 City Dock. Until such time, the commission shall designate the
56 area within 1 mile of the Key West Bight City Dock as a priority
57 for the investigation and removal of derelict vessels.

58 **Section 4. Paragraph (c) of subsection (1) of section**
59 **327.46, Florida Statutes, is amended to read:**

60 327.46 Boating-restricted areas.—

61 (1) Boating-restricted areas, including, but not limited
62 to, restrictions of vessel speeds and vessel traffic, may be
63 established on the waters of this state for any purpose
64 necessary to protect the safety of the public if such
65 restrictions are necessary based on boating accidents,
66 visibility, hazardous currents or water levels, vessel traffic

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67 congestion, or other navigational hazards or to protect
68 seagrasses on privately owned submerged lands.

69 (c) Municipalities and counties may adopt ~~have the~~
70 ~~authority to establish by ordinance~~ the following ordinances for
71 ~~other~~ boating-restricted areas:

72 1. An ordinance regulating vessel speed and operation
73 within 300 feet of a confluence of water bodies presenting a
74 blind corner, up to a distance of 1,000 feet if such extended
75 area is necessary to ensure safe navigation and visibility for
76 approaching vessels. The boundaries of such areas must be
77 clearly marked by uniform waterway regulatory markers consistent
78 with commission rules.

79 2.1. An ordinance establishing an idle speed, no wake
80 boating-restricted area, if the area is within 300 feet of a
81 confluence of water bodies presenting a blind corner, a bend in
82 a narrow channel or fairway, or such other area if an
83 intervening obstruction to visibility may obscure other vessels
84 or other users of the waterway.

85 3.2. An ordinance establishing a slow speed, minimum wake,
86 or numerical speed limit boating-restricted area if the area is:

87 a. Within 300 feet of a confluence of water bodies
88 presenting a blind corner, a bend in a narrow channel or
89 fairway, or such other area if an intervening obstruction to
90 visibility may obscure other vessels or other users of the
91 waterway.

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b. Subject to unsafe levels of vessel traffic congestion.

c. Subject to hazardous water levels or currents, or
containing other navigational hazards.

d. An area that accident reports, uniform boating
citations, vessel traffic studies, or other creditable data
demonstrate to present a significant risk of collision or a
significant threat to boating safety.

~~4.3.~~ An ordinance establishing a vessel-exclusion zone if
the area is reserved exclusively:

a. As a canoe trail or otherwise limited to vessels under
oars or under sail.

b. For a particular activity and user group separation
must be imposed to protect the safety of those participating in
such activity.

Any of the ordinances adopted pursuant to this paragraph may
~~shall~~ not take effect until the commission has reviewed the
ordinance and determined by substantial competent evidence that
the ordinance is necessary to protect public safety pursuant to
this paragraph. Any application for approval of an ordinance
shall be reviewed and acted upon within 90 days after receipt of
a completed application. Within 30 days after a municipality or
county submits an application for approval to the commission,
the commission shall advise the municipality or county as to
what information, if any, is needed to deem the application

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complete. An application shall be considered complete upon receipt of all requested information and correction of any error or omission for which the applicant was timely notified or when the time for such notification has expired. The commission's action on the application shall be subject to review under chapter 120. The commission shall initiate rulemaking no later than January 1, 2010, to provide criteria and procedures for reviewing applications and procedures for providing for public notice and participation pursuant to this paragraph.

Section 5. Paragraph (aa) of subsection (1) of section 327.73, Florida Statutes, is amended to read:

327.73 Noncriminal infractions.—

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

(aa) Section 327.4107, relating to vessels at risk of becoming derelict on waters of this state, for which the civil penalty is:

1. For a first offense, \$100.

2. For a second offense occurring 30 days or more after a first offense, \$250.

3. For a third or subsequent offense occurring 30 days or more after a previous offense, \$500.

A vessel that is the subject of three or more violations of s. 327.4107(2) which occur within a 24-month period and which

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142 result in dispositions other than acquittal or dismissal must be
143 declared a public nuisance and subject to ss. 705.103(2) and (4)
144 and 823.11(3). For purposes of this paragraph, failure to appear
145 at a hearing or failure to pay the civil penalty constitutes a
146 disposition other than acquittal or dismissal unless such
147 failure to appear or such nonpayment is excused or set aside by
148 the court for good cause shown. The commission, an officer of
149 the commission, ~~or~~ a law enforcement agency or officer specified
150 in s. 327.70, or a code enforcement officer authorized under s.
151 327.4107(5) or s. 327.4111(5) may relocate, remove, or cause to
152 be relocated or removed such public nuisance vessels from waters
153 of this state. The commission, an officer of the commission, or
154 a law enforcement agency or officer acting pursuant to this
155 paragraph upon waters of this state shall be held harmless for
156 all damages to the vessel resulting from such relocation or
157 removal unless the damage results from gross negligence or
158 willful misconduct as these terms are defined in s. 823.11.

159 **Section 6. Subsections (1), (3), and (4) of section**
160 **327.74, Florida Statutes, are amended to read:**

161 327.74 Uniform boating citations.—

162 (1) The commission shall prepare, and supply to every law
163 enforcement agency and code enforcement officer authorized under
164 s. 327.4107(5) or s. 327.4111(5) in this state that enforce
165 ~~which enforces~~ the laws of this state regulating the operation
166 of vessels, an appropriate form boating citation containing a

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notice to appear, ~~which must shall~~ be issued in prenumbered books with citations in quintuplicate ~~and meet meeting~~ the requirements of this chapter or any laws of this state regulating boating. ~~The, which~~ form must shall be consistent with the state's county court rules and the procedures established by the commission.

(3) Every law enforcement officer and code enforcement officer authorized under s. 327.4107(5) or s. 327.4111(5), upon issuing a boating citation to an alleged violator of any provision of the boating laws of this state or any boating ordinance of any municipality, shall deposit the original and one copy of such boating citation with a court having jurisdiction over the alleged offense or with its traffic violations bureau within 5 days after issuance to the violator.

(4) The chief administrative officer of every law enforcement agency and code enforcement office authorized under s. 327.4107(5) or s. 327.4111(5) shall require that ~~the return to him or her of~~ the commission record copy of every boating citation issued by an officer under his or her supervision to an alleged violator of any boating law or ordinance be returned to him or her, as well as ~~and~~ all copies of every boating citation that ~~which~~ has been spoiled or upon which any entry has been made and not issued to an alleged violator.

Section 7. This act shall take effect July 1, 2026.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to local administration of vessel restrictions; amending ss. 327.4107 and 327.4111, F.S.; authorizing counties and municipalities to adopt ordinances authorizing code enforcement officers to administer the enforcement of certain provisions relating to vessels at risk of becoming derelict and long-term anchoring permit requirements, respectively; providing that such ordinances may not take effect until reviewed and approved by the Fish and Wildlife Conservation Commission; requiring the commission to adopt rules; amending s. 327.4108, F.S.; revising an exemption from anchoring limitation area requirements for certain vessels; amending s. 327.46, F.S.; authorizing municipalities and counties to adopt ordinances to extend boating-restricted areas under certain conditions; requiring the boundaries of such areas to be clearly marked with specified markers; amending ss. 327.73 and 327.74, F.S.; conforming provisions to changes made by the act; providing an effective date.