The Florida Senate

COMMITTEE MEETING EXPANDED AGENDA

APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE, ENVIRONMENT AND GENERAL GOVERNMENT

Senator Mayfield, Chair
Senator Powell, Vice Chair

MEETING DATE: Tuesday, January 28, 2020
TIME: 8:30—10:30 a.m.
PLACE: Toni Jennings Committee Room, 110 Senate Building

MEMBERS: Senator Mayfield, Chair; Senator Powell, Vice Chair; Senators Albritton, Bean, Berman, Broxson, Hooper, Hutson, Rodriguez, and Stewart

<table>
<thead>
<tr>
<th>TAB</th>
<th>BILL NO. and INTRODUCER</th>
<th>BILL DESCRIPTION and SENATE COMMITTEE ACTIONS</th>
<th>COMMITTEE ACTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Presentation on Derelict Vessels by the Florida Fish and Wildlife Conservation Commission</td>
<td>Presented</td>
<td></td>
</tr>
</tbody>
</table>

Other Related Meeting Documents
What is a Derelict Vessel (DV)?

s. 823.11, Florida Statues, defines a derelict vessel as:

A vessel that is left, stored or abandoned in a...
  - Wrecked,
  - Junked, or
  - Substantially Dismantled condition
Wrecked

- Wreckage from a boating accident or marine casualty
- Grounded in such a way that the vessel cannot extricate itself without assistance
Junked

- Stripped for parts or scrap
- Discarded as useless or worthless
Substantially Dismantled

- Dismantled to a considerable degree
- The condition has become the characteristic nature of the object
DV Process

• Starts with detection/reporting of DVs
• DV Investigation Standard Operating Procedure (SOP)
• Authorization to remove
• DV Grant Program
• Restitution
DV Process

- Can be investigated by FWC or local law enforcement agencies
- Derelict Vessels are reported to dispatch or discovered by an officer on patrol
- Officer initiates DV Investigation
  - Vessel is determined to either be DV or At-Risk
  - If derelict, the investigation continues
  - If At-Risk, a citation/warning is issued to address vessel condition
  - Investigations must be completed within 45 days
DV Process

- DV investigations are conducted utilizing the FWC Standard Operating Procedure (SOP) for DV Investigation:
  - Diligent search for the owner
  - Notification of Rights
  - Posting of the vessel
  - 21-day hold period
  - Authorization to remove
Collaborative Tools

• Derelict Vessel Database
  o Law Enforcement Partners
  o Derelict Vessel program managers
  o Administrative Hearings

• Outreach to County and Municipal Governments
DV Removal

• Once the DV is approved for removal, removal options include:
  o Use local funds
  o Apply for DV removal grant
  o FWC may also remove starting FY 20/21
Current DV Grant Process

- Open, first come first serve application period
- Grant applications received are vetted and awarded
- Removal contract drafted
- Contract executed
- Removal work is done by local government
- Removals confirmed
- Funds reimbursed to grantee
**DV Grant Process**

**Recent Grant Program Changes:**

New rule changes, effective November 29\(^{th}\) 2019:

- Incorporated an open application period
- Zero percent applicant match
- Stronger proof of commitment to seek legal action
Rapid Removal Process

- No application window
- Use of Purchase Order to expedite funding
- Granted on an individual basis

DVsWith an urgent need of removal:
- Imminent danger to the public or environment
- Imminent threat of sinking or breaking apart where removal cost will otherwise be increased exponentially
  - e.g. Large 80 foot derelict vessel m/v Caroline C. taking on water
After Removal

- Demand for repayment letter
- Suspension of the privilege to register a vehicle or vessel in the state of Florida
Preventive Measures

At-risk vessel law, s. 327.4107, F.S.

Provides 5 tools for enforcement:

1. The vessel is taking on or has taken on water without an effective means to dewater.
2. Spaces on the vessel open to the elements
3. The vessel has broken loose or is in danger of breaking loose from its anchor.
4. Grounded vessels/listing/sunk or partially sunk
5. The vessel does not have an effective means of propulsion for safe navigation
Questions?

Major Robert Rowe
FWC Division of Law Enforcement
Boating and Waterways
620 S. Meridian St.
Tallahassee FL 32399-1600
THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

Meeting Date: 1/28/19

Bill Number (if applicable)

Amendment Barcode (if applicable)

Topic: Derelict Vessels

Name: Major Robert Rave

Job Title: Section Leader for Boating & Waterways

Address: 630 S. Meridian St.

Phone: 850-487-3795

Email: Robert.Rave@myfloridac.com

Speaking: □ For □ Against □ Information

Waive Speaking: □ In Support □ Against
(The Chair will read this information into the record.)

Representing: Florida Fish & Wildlife Conservation Commission

Appearing at request of Chair: □ Yes □ No

Lobbyist registered with Legislature: □ Yes □ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)
1-28-20
Meeting Date

Topic DERELICT VESSELS

Name JERRY PAUL

Job Title

Address
Street
City State Zip

Phone 850-386-5267

Email

Speaking: □ For □ Against □ Information
Waive Speaking: □ In Support □ Against
(The Chair will read this information into the record.)

Representing AMERICAN GL CRUISING ASSOCIATION

Appearing at request of Chair: □ Yes □ No
Lobbyist registered with Legislature: □ Yes □ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
1/28/20
Meeting Date

Topic Boating Discharges

Name Kingsley Ross

Job Title Retired

Address 234 Harbour Pt Dr
          Crawfordville, FL 32327

Phone 850-366-1578

Email

Speaking: ☑️ Information
Waive Speaking: □ In Support □ Against
(The Chair will read this information into the record.)

Representing State

Appearing at request of Chair: ☑ Yes □ No
Lobbyist registered with Legislature: □ Yes ☑ No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.
CourtSmart Tag Report

Room: EL 110  Case No.:  Type:  
Caption: Senate Appropriations Subcommittee on Agriculture, Environment, and General Government  Judge:  

Started:  1/28/2020 8:31:21 AM  

8:31:24 AM  Sen. Mayfield (Chair)  
8:33:02 AM  TAB 1 - Presentation on Derelict Vessels by the Florida Fish and Wildlife Conservation Commission  
8:33:16 AM  Major Robert Rowe, Section Leader for Boating and Waterways, Florida Fish and Wildlife Conservation Commission  
8:37:42 AM  Sen. Broxson  
8:38:18 AM  Sen. Mayfield  
8:38:37 AM  R. Rowe  
8:44:47 AM  Sen. Powell  
8:45:07 AM  R. Rowe  
8:48:02 AM  Sen. Broxson  
8:49:25 AM  R. Rowe  
8:50:28 AM  Sen. Broxson  
8:50:53 AM  R. Rowe  
8:52:36 AM  Sen. Broxson  
8:52:59 AM  R. Rowe  
8:54:52 AM  Sen. Bean  
8:55:25 AM  Sen. Mayfield  
8:56:16 AM  R. Rowe  
8:59:01 AM  Sen. Mayfield  
8:59:16 AM  R. Rowe  
9:00:22 AM  Sen. Mayfield  
9:00:56 AM  R. Rowe  
9:05:26 AM  Sen. Broxson  
9:05:40 AM  R. Rowe  
9:08:36 AM  Sen. Mayfield  
9:08:50 AM  R. Rowe  
9:11:25 AM  Sen. Mayfield  
9:11:29 AM  R. Rowe  
9:12:14 AM  Sen. Powell  
9:12:38 AM  R. Rowe  
9:14:24 AM  Sen. Powell  
9:15:23 AM  R. Rowe  
9:29:45 AM  Sen. Hooper  
9:30:03 AM  R. Rowe  
9:30:33 AM  Sen. Broxson  
9:30:58 AM  R. Rowe  
9:31:57 AM  Sen. Broxson  
9:32:11 AM  R. Rowe  
9:33:19 AM  Sen. Mayfield  
9:33:41 AM  R. Rowe  
9:34:11 AM  Sen. Mayfield  
9:34:31 AM  R. Rowe  
9:34:47 AM  Sen. Mayfield  
9:35:05 AM  R. Rowe  
9:35:44 AM  Sen. Mayfield  
9:37:25 AM  R. Rowe  
9:38:10 AM  Sen. Mayfield  
9:38:32 AM  R. Rowe  
9:38:57 AM  Sen. Mayfield  
9:39:09 AM  R. Rowe  
9:39:48 AM  Sen. Mayfield  
9:40:14 AM  Jerry Paul, American GL Cruising Association
9:48:42 AM  Sen. Broxson
9:49:24 AM  J. Paul
9:50:54 AM  Sen. Powell
9:52:42 AM  Sen. Mayfield
9:53:32 AM  J. Paul
9:54:22 AM  Kingsley Ross
9:55:56 AM  Sen. Mayfield