CS for SB 1104

First Engrossed

A bill to be entitled 1 2 An act relating to vessels; amending s. 328.72, 3 F.S.; imposing an additional surcharge on the 4 vessel registration fee to be deposited into 5 the Marine Resources Conservation Trust Fund б within the Fish and Wildlife Conservation 7 Commission; authorizing the commission to 8 retain a percentage of the funds to cover 9 certain costs of the grant program; amending s. 376.15, F.S.; requiring that a program for the 10 removal of derelict vessels established by the 11 commission be funded in part from the Marine 12 13 Resources Conservation Trust Fund; providing an 14 effective date. 15 Be It Enacted by the Legislature of the State of Florida: 16 17 18 Section 1. Subsection (9) of section 328.72, Florida 19 Statutes, is amended to read: 328.72 Classification; registration; fees and charges; 20 surcharge; disposition of fees; fines; marine turtle 21 22 stickers.--23 (9)(a) SURCHARGE.--In addition, there is hereby levied 24 and imposed on each vessel registration fee imposed under subsection (1) a surcharge in the amount of \$1, which shall be 25 collected in the same manner as the fee and deposited into the 26 State Agency Law Enforcement Radio System Trust Fund of the 27 28 Department of Management Services. 29 (b) In addition, there is levied and imposed on each vessel registration fee imposed under subsection (1) a 30 surcharge in the amount of \$2, which shall be collected in the 31

1

CODING: Words stricken are deletions; words underlined are additions.

same manner as the fee and deposited into the Marine Resources 1 2 Conservation Trust Fund within the Fish and Wildlife 3 Conservation Commission for the purpose of funding the derelict vessel grant program established under s. 376.15(2). 4 From these funds the Fish and Wildlife Conservation Commission 5 may retain up to 10 percent to cover the administrative costs б 7 of the grant program. 8 Section 2. Subsection (2) of section 376.15, Florida 9 Statutes, is amended to read: 376.15 Derelict vessels; removal from public waters.--10 (2)(a) The Fish and Wildlife Conservation Commission 11 and its officers and all law enforcement officers as specified 12 13 in s. 327.70 are authorized and empowered to remove any 14 derelict vessel as defined in s. 823.11(1) from public waters. All costs incurred by the commission or other law enforcement 15 agency in the removal of any abandoned or derelict vessel 16 shall be recoverable against the owner of the vessel. The 17 18 Department of Legal Affairs shall represent the commission in 19 such actions. (b) The commission may establish a program to provide 20 grants to local governments for the removal of derelict 21 22 vessels from the public waters of the state. The program shall 23 be funded from the Florida Coastal Protection Trust Fund and 24 the Marine Resources Conservation Trust Fund. Notwithstanding the provisions in s. 216.181(11), funds available for grants 25 may only be authorized by appropriations acts of the 26 Legislature. 27 28 (c) The commission shall adopt by rule procedures for 29 submitting a grant application and criteria for allocating available funds. Such criteria shall include, but not be 30 31 limited to, the following:

2

CODING: Words stricken are deletions; words underlined are additions.

CS for SB 1104

First Engrossed

1. The number of derelict vessels within the jurisdiction of the applicant. 2. The threat posed by such vessels to public health or safety, the environment, navigation, or the aesthetic condition of the general vicinity. 3. The degree of commitment of the local government to б maintain waters free of abandoned and derelict vessels and to seek legal action against those who abandon vessels in the waters of the state. (d) This section shall constitute the authority for such removal but is not intended to be in contravention of any applicable federal act. Section 3. This act shall take effect July 1, 2007.

CODING: Words stricken are deletions; words underlined are additions.