

HB 1487

2012

1 A bill to be entitled  
2 An act relating to commercial parasailing; amending s.  
3 327.02, F.S.; defining terms; creating s. 327.375,  
4 F.S.; requiring the owner of a vessel engaged in  
5 commercial parasailing to obtain and carry an  
6 insurance policy; providing minimum coverage  
7 requirements for the insurance policy; providing  
8 requirements for proof of insurance; specifying the  
9 insurance information that must be provided to each  
10 rider; providing for the launch from and recovery of  
11 riders to a towing vessel; requiring a person engaged  
12 in operating a vessel for commercial parasailing to  
13 have certain licenses; requiring the presence of an  
14 observer; requiring certain equipment; authorizing up  
15 to three persons to be tethered to the towing vessel;  
16 prohibiting commercial parasailing in certain areas,  
17 under certain weather conditions, and during certain  
18 hours; providing requirements for a towline; requiring  
19 a safety briefing for passengers and parasail riders;  
20 providing a penalty; amending ss. 320.08, 327.391,  
21 328.17, 342.07, 713.78, and 715.07, F.S.; conforming  
22 cross-references to changes made by the act; providing  
23 an effective date.

24  
25 Be It Enacted by the Legislature of the State of Florida:

26  
27 Section 1. Section 327.02, Florida Statutes, is amended to  
28 read:

29 327.02 Definitions of terms used in this chapter and in  
 30 chapter 328.—As used in this chapter and in chapter 328, unless  
 31 the context clearly requires a different meaning, the term:

32 (1) "Airboat" means a vessel that is primarily designed  
 33 for use in shallow waters and powered by an internal combustion  
 34 engine with an airplane-type propeller mounted above the stern  
 35 and used to push air across a set of rudders.

36 (2) "Alien" means a person who is not a citizen of the  
 37 United States.

38 (3) "Boating accident" means a collision, accident, or  
 39 casualty involving a vessel in or upon, or entering into or  
 40 exiting from, the water, including capsizing, collision with  
 41 another vessel or object, sinking, personal injury, death,  
 42 disappearance of any person from on board under circumstances  
 43 that ~~which~~ indicate the possibility of death or injury, or  
 44 property damage to any vessel or dock.

45 (4) "Canoe" means a light, narrow vessel with curved sides  
 46 and with both ends pointed. A canoe-like vessel with a transom  
 47 may not be excluded from the definition of a canoe if the width  
 48 of its transom is less than 45 percent of the width of its beam  
 49 or it has been designated as a canoe by the United States Coast  
 50 Guard.

51 (5) (a) "Commercial parasailing" means providing or  
 52 offering to provide, for consideration, any activity involving  
 53 the towing of a person by a motorboat when:

- 54 1. One or more persons are tethered to the towing vessel;
- 55 2. The person or persons ascend above the water; and
- 56 3. The person or persons remain suspended under a canopy

HB 1487

2012

57 above the water while the vessel is underway.

58 (b) The term does not include ultralight glider towing  
59 conducted under the Federal Aviation Administration rules  
60 governing ultralight air vehicles as defined in 14 C.F.R. part  
61 103.

62 (6)-(5) "Commercial vessel" means:

63 (a) Any vessel primarily engaged in the taking or landing  
64 of saltwater fish or saltwater products or freshwater fish or  
65 freshwater products, or any vessel licensed pursuant to s.  
66 379.361 from which commercial quantities of saltwater products  
67 are harvested, from within and without the waters of this state  
68 for sale either to the consumer, retail dealer, or wholesale  
69 dealer.

70 (b) Any other vessel, except a recreational vessel as  
71 defined in this section.

72 (7)-(6) "Commission" means the Fish and Wildlife  
73 Conservation Commission.

74 (8)-(7) "Dealer" means any person authorized by the  
75 Department of Revenue to buy, sell, resell, or otherwise  
76 distribute vessels. Such person shall have a valid sales tax  
77 certificate of registration issued by the Department of Revenue  
78 and a valid commercial or occupational license required by any  
79 county, municipality, or political subdivision of the state in  
80 which the person operates.

81 (9)-(8) "Division" means the Division of Law Enforcement of  
82 the Fish and Wildlife Conservation Commission.

83 (10)-(9) "Documented vessel" means a vessel for which a  
84 valid certificate of documentation is outstanding pursuant to 46

HB 1487

2012

85 C.F.R. part 67.

86 (11)~~(10)~~ "Floating structure" means a floating entity,  
87 with or without accommodations built thereon, which is not  
88 primarily used as a means of transportation on water but which  
89 serves purposes or provides services typically associated with a  
90 structure or other improvement to real property. The term  
91 "floating structure" includes, but is not limited to, each  
92 entity used as a residence, place of business or office with  
93 public access, hotel or motel, restaurant or lounge, clubhouse,  
94 meeting facility, storage or parking facility, mining platform,  
95 dredge, dragline, or similar facility or entity represented as  
96 such. Floating structures are expressly excluded from the  
97 definition of the term "vessel" provided in this section.  
98 Incidental movement upon water or resting partially or entirely  
99 on the bottom shall not, in and of itself, preclude an entity  
100 from classification as a floating structure.

101 (12)~~(11)~~ "Florida Intracoastal Waterway" means the  
102 Atlantic Intracoastal Waterway, the Georgia state line north of  
103 Fernandina to Miami; the Port Canaveral lock and canal to the  
104 Atlantic Intracoastal Waterway; the Atlantic Intracoastal  
105 Waterway, Miami to Key West; the Okeechobee Waterway, Stuart to  
106 Fort Myers; the St. Johns River, Jacksonville to Sanford; the  
107 Gulf Intracoastal Waterway, Anclote to Fort Myers; the Gulf  
108 Intracoastal Waterway, Carrabelle to Tampa Bay; Carrabelle to  
109 Anclote open bay section (using Gulf of Mexico); the Gulf  
110 Intracoastal Waterway, Carrabelle to the Alabama state line west  
111 of Pensacola; and the Apalachicola, Chattahoochee, and Flint  
112 Rivers in Florida.

HB 1487

2012

113        (13)~~(12)~~ "Homemade vessel" means any vessel built after  
 114        October 31, 1972, for which a federal hull identification number  
 115        is not required to be assigned by the manufacturer pursuant to  
 116        federal law, or any vessel constructed or assembled prior to  
 117        November 1, 1972, by other than a licensed manufacturer for his  
 118        or her own use or the use of a specific person. A vessel  
 119        assembled from a manufacturer's kit or constructed from an  
 120        unfinished manufactured hull shall be considered to be a  
 121        homemade vessel if such a vessel is not required to have a hull  
 122        identification number assigned by the United States Coast Guard.  
 123        A rebuilt or reconstructed vessel shall in no event be construed  
 124        to be a homemade vessel.

125        (14)~~(13)~~ "Houseboat" means any vessel that ~~which~~ is used  
 126        primarily as a residence for a minimum of 21 days during any 30-  
 127        day period, in a county of this state, and this residential use  
 128        of the vessel is to the preclusion of the use of the vessel as a  
 129        means of transportation.

130        (15)~~(14)~~ "Length" means the measurement from end to end  
 131        over the deck parallel to the centerline excluding sheer.

132        (16)~~(15)~~ "Lien" means a security interest that ~~which~~ is  
 133        reserved or created by a written agreement recorded with the  
 134        Department of Highway Safety and Motor Vehicles pursuant to s.  
 135        328.15 which secures payment or performance of an obligation and  
 136        is generally valid against third parties.

137        (17)~~(16)~~ "Lienholder" means a person holding a security  
 138        interest in a vessel, which interest is recorded with the  
 139        Department of Highway Safety and Motor Vehicles pursuant to s.  
 140        328.15.

HB 1487

2012

141            (18)~~(17)~~ "Live-aboard vessel" means:

142            (a) Any vessel used solely as a residence and not for  
143 navigation;

144            (b) Any vessel represented as a place of business or a  
145 professional or other commercial enterprise; or

146            (c) Any vessel for which a declaration of domicile has  
147 been filed pursuant to s. 222.17.

148  
149 A commercial fishing boat is expressly excluded from the term  
150 "live-aboard vessel."

151            (19)~~(18)~~ "Livery vessel" means any vessel leased, rented,  
152 or chartered to another for consideration.

153            (20)~~(19)~~ "Manufactured vessel" means any vessel built  
154 after October 31, 1972, for which a federal hull identification  
155 number is required pursuant to federal law, or any vessel  
156 constructed or assembled prior to November 1, 1972, by a duly  
157 licensed manufacturer.

158            (21)~~(20)~~ "Marina" means a licensed commercial facility  
159 that ~~which~~ provides secured public moorings or dry storage for  
160 vessels on a leased basis. A commercial establishment authorized  
161 by a licensed vessel manufacturer as a dealership shall be  
162 considered a marina for nonjudicial sale purposes.

163            (22)~~(21)~~ "Marine sanitation device" means any equipment  
164 other than a toilet, for installation on board a vessel, which  
165 is designed to receive, retain, treat, or discharge sewage, and  
166 any process to treat such sewage. Marine sanitation device Types  
167 I, II, and III shall be defined as provided in 33 C.F.R. part  
168 159.

169        (23)~~(22)~~ "Marker" means any channel mark or other aid to  
 170 navigation, information or regulatory mark, isolated danger  
 171 mark, safe water mark, special mark, inland waters obstruction  
 172 mark, or mooring buoy in, on, or over the waters of the state or  
 173 the shores thereof, and includes, but is not limited to, a sign,  
 174 beacon, buoy, or light.

175        (24)~~(23)~~ "Motorboat" means any vessel equipped with  
 176 machinery for propulsion, irrespective of whether the propulsion  
 177 machinery is in actual operation.

178        (25)~~(24)~~ "Muffler" means an automotive-style sound-  
 179 suppression device or system designed to effectively abate the  
 180 sound of exhaust gases emitted from an internal combustion  
 181 engine and prevent excessive sound when installed on such an  
 182 engine.

183        (26)~~(25)~~ "Navigation rules" means the International  
 184 Navigational Rules Act of 1977, 33 U.S.C. appendix following s.  
 185 1602, as amended, including the annexes thereto, for vessels on  
 186 waters outside of established navigational lines of demarcation  
 187 as specified in 33 C.F.R. part 80 or the Inland Navigational  
 188 Rules Act of 1980, 33 U.S.C. ss. 2001 et seq., as amended,  
 189 including the annexes thereto, for vessels on all waters not  
 190 outside of such lines of demarcation.

191        (27)~~(26)~~ "Nonresident" means a citizen of the United  
 192 States who has not established residence in this state and has  
 193 not continuously resided in this state for 1 year and in one  
 194 county for the 6 months immediately preceding the initiation of  
 195 a vessel titling or registration action.

196        (28)~~(27)~~ "Operate" means to be in charge of or in command

HB 1487

2012

197 of or in actual physical control of a vessel upon the waters of  
 198 this state, or to exercise control over or to have  
 199 responsibility for a vessel's navigation or safety while the  
 200 vessel is underway upon the waters of this state, or to control  
 201 or steer a vessel being towed by another vessel upon the waters  
 202 of the state.

203 (29)~~(28)~~ "Owner" means a person, other than a lienholder,  
 204 having the property in or title to a vessel. The term includes a  
 205 person entitled to the use or possession of a vessel subject to  
 206 an interest in another person, reserved or created by agreement  
 207 and securing payment of performance of an obligation, but the  
 208 term excludes a lessee under a lease not intended as security.

209 (30) "Passenger support system" means a device used to  
 210 tether, connect, or otherwise suspend a person under a canopy.

211 (31)~~(29)~~ "Person" means an individual, partnership, firm,  
 212 corporation, association, or other entity.

213 (32)~~(30)~~ "Personal watercraft" means a vessel less than 16  
 214 feet in length which uses an inboard motor powering a water jet  
 215 pump, as its primary source of motive power and which is  
 216 designed to be operated by a person sitting, standing, or  
 217 kneeling on the vessel, rather than in the conventional manner  
 218 of sitting or standing inside the vessel.

219 (33)~~(31)~~ "Portable toilet" means a device consisting of a  
 220 lid, seat, containment vessel, and support structure which ~~that~~  
 221 is specifically designed to receive, retain, and discharge human  
 222 waste and which ~~that~~ is capable of being removed from a vessel  
 223 by hand.

224 (34)~~(32)~~ "Prohibited activity" means such activity as will



225 | impede or disturb navigation or creates a safety hazard on  
 226 | waterways of this state.

227 |       ~~(35)-(33)~~ "Racing shell," "rowing scull," or "racing kayak"  
 228 | means a manually propelled vessel that ~~which~~ is recognized by  
 229 | national or international racing associations for use in  
 230 | competitive racing and in which all occupants, with the  
 231 | exception of a coxswain, if one is provided, row, scull, or  
 232 | paddle, and that ~~which~~ is not designed to carry and does not  
 233 | carry any equipment not solely for competitive racing.

234 |       ~~(36)-(34)~~ "Recreational vessel" means any vessel:

235 |       (a) Manufactured and used primarily for noncommercial  
 236 | purposes; or

237 |       (b) Leased, rented, or chartered to a person for the  
 238 | person's noncommercial use.

239 |       ~~(37)-(35)~~ "Registration" means a state operating license on  
 240 | a vessel which is issued with an identifying number, an annual  
 241 | certificate of registration, and a decal designating the year  
 242 | for which a registration fee is paid.

243 |       ~~(38)-(36)~~ "Resident" means a citizen of the United States  
 244 | who has established residence in this state and has continuously  
 245 | resided in this state for 1 year and in one county for the 6  
 246 | months immediately preceding the initiation of a vessel titling  
 247 | or registration action.

248 |       ~~(39)-(37)~~ "Sailboat" means any vessel whose sole source of  
 249 | propulsion is the wind.

250 |       ~~(40)~~ "Sustained wind speed" means a wind speed determined  
 251 | by averaging the observed wind speed rounded to the nearest  
 252 | whole knot over a 2-minute period.

HB 1487

2012

253           ~~(41)-(38)~~ "Unclaimed vessel" means any undocumented vessel,  
 254 including its machinery, rigging, and accessories, which is in  
 255 the physical possession of any marina, garage, or repair shop  
 256 for repairs, improvements, or other work with the knowledge of  
 257 the vessel owner and for which the costs of such services have  
 258 been unpaid for a period in excess of 90 days from the date  
 259 written notice of the completed work is given by the marina,  
 260 garage, or repair shop to the vessel owner.

261           ~~(42)-(39)~~ "Vessel" is synonymous with boat as referenced in  
 262 s. 1(b), Art. VII of the State Constitution and includes every  
 263 description of watercraft, barge, and airboat, other than a  
 264 seaplane on the water, used or capable of being used as a means  
 265 of transportation on water.

266           ~~(43)-(40)~~ "Waters of this state" means any navigable waters  
 267 of the United States within the territorial limits of this  
 268 state, and the marginal sea adjacent to this state and the high  
 269 seas when navigated as a part of a journey or ride to or from  
 270 the shore of this state, and all the inland lakes, rivers, and  
 271 canals under the jurisdiction of this state.

272           Section 2. Section 327.375, Florida Statutes, is created  
 273 to read:

274           327.375 Commercial parasailing.-

275           (1) The owner of a vessel engaged in commercial  
 276 parasailing may not offer or provide for consideration any  
 277 parasailing activity unless the owner first obtains and carries  
 278 in full force and effect an insurance policy, from an insurance  
 279 carrier licensed in this state or approved by the Office of  
 280 Insurance Regulation, insuring against any accident, loss,

HB 1487

2012

281 injury, property damage, death, or other casualty caused by or  
282 resulting from any commercial parasailing activity. The  
283 insurance policy must provide coverage of at least \$1 million  
284 per person and \$2 million per event. Proof of insurance must be  
285 available for inspection at the location where commercial  
286 parasailing is offered or provided for consideration, and each  
287 customer who requests it shall be provided with the insurance  
288 carrier's name and address and the insurance policy number.

289 (2) A person engaged in commercial parasailing must meet  
290 the following requirements:

291 (a) Commercial parasail operators shall launch riders only  
292 from and recover riders only to the vessel.

293 (b) A person may not operate a vessel engaged in  
294 commercial parasailing on the waters of this state unless the  
295 person has a current and valid license issued by the United  
296 States Coast Guard authorizing that person to engage in carrying  
297 passengers for hire. The license must be appropriate for the  
298 number of passengers carried and the displacement of the vessel.  
299 The license must be carried on the vessel and be available for  
300 inspection while commercial parasailing activities are  
301 conducted.

302 (c) A person may not operate a vessel for commercial  
303 parasailing unless an observer 18 years of age or older is  
304 present in the vessel at all times to monitor the progress of  
305 any tethered parasail rider and parasail equipment. The observer  
306 may not be a customer, must be attentive to the parasail rider  
307 or riders and equipment, and may not have any other duties while  
308 the rider or riders are in the water or suspended above the

HB 1487

2012

309 water.

310 (d) A person may not operate any vessel engaged in  
311 commercial parasailing unless:

312 1. All riders wear an appropriate floatation device  
313 approved by the United States Coast Guard, other than an  
314 inflatable device, which is in serviceable condition and of the  
315 proper size;

316 2. The vessel is in full compliance with all requirements  
317 of the United States Coast Guard governing crewing and equipment  
318 carriage for passenger-carrying vessels as specified in the Code  
319 of Federal Regulations or as otherwise specified by the United  
320 States Coast Guard in the vessel's certificate of inspection;  
321 and

322 3. The vessel is equipped with a functional VHF marine  
323 transceiver and a separate electronic device capable of access  
324 to National Weather Service forecasts and current weather  
325 conditions.

326 (e) No more than three persons may be tethered to the  
327 towing vessel and ascend above the water at any time.

328 (f) A person may not operate a vessel towing a commercial  
329 parasailing rider on any coastal waters of the state less than  
330 1,800 feet from the shore. This restriction applies to the  
331 entire commercial parasailing apparatus, including the vessel,  
332 towline, and rider.

333 (g) A person may not operate a vessel towing a commercial  
334 parasailing rider so that the vessel, towline, or rider comes  
335 within 400 feet of:

336 1. An anchored vessel;

HB 1487

2012

337 2. A person in the water; or

338 3. A structure, bridge, power line, wharf, pier, dock,  
339 platform, piling, marker, or other similar fixed objects.

340 (h) A person may not operate any vessel towing a parasail  
341 or engage in parasailing within 100 feet of the marked channel  
342 of the Florida Intracoastal Waterway.

343 (i) Commercial parasailing is prohibited when the current  
344 conditions or those forecasted by the National Weather Service  
345 include a sustained wind speed of more than 20 miles per hour in  
346 the area of operation, rain or heavy fog that results in reduced  
347 visibility of less than 0.5 miles, or a known lightning storm  
348 within 7 miles of the parasailing area.

349 (j) The vessel captain shall use all available means to  
350 determine prevailing and forecasted weather conditions and  
351 record this information in a weather log each time passengers  
352 are to be taken out on the water. The weather log must be  
353 available for inspection at all times at the place of business.

354 (k) A towline used for commercial parasailing must be  
355 rated for a tensile strength that exceeds 4,800 pounds, must be  
356 braided, and must be a low-stretch type and may not exceed 500  
357 feet in length.

358 (l) Each passenger and parasail rider must be given a  
359 safety briefing before embarking or before the parasail activity  
360 commences. This briefing must include a description of the  
361 equipment, the parasailing activity, and the inherent risks and  
362 instruction on how to safely evacuate from the passenger support  
363 system during a water landing.

364 (m) A person operating a vessel for commercial parasailing

365 may not engage in parasailing, or any similar activity, at any  
 366 time between the hours of one-half hour after sunset to one-half  
 367 hour before sunrise.

368 (3) A person or operator who violates any provision of  
 369 this section commits a misdemeanor of the second degree,  
 370 punishable as provided in s. 775.082 or s. 775.083.

371 Section 3. Paragraph (d) of subsection (5) of section  
 372 320.08, Florida Statutes, is amended to read:

373 320.08 License taxes.—Except as otherwise provided herein,  
 374 there are hereby levied and imposed annual license taxes for the  
 375 operation of motor vehicles, mopeds, motorized bicycles as  
 376 defined in s. 316.003(2), tri-vehicles as defined in s. 316.003,  
 377 and mobile homes, as defined in s. 320.01, which shall be paid  
 378 to and collected by the department or its agent upon the  
 379 registration or renewal of registration of the following:

380 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;  
 381 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

382 (d) A wrecker, as defined in s. 320.01(40), which is used  
 383 to tow a vessel as defined in s. 327.02(42) ~~s. 327.02(39)~~, a  
 384 disabled, abandoned, stolen-recovered, or impounded motor  
 385 vehicle as defined in s. 320.01(38), or a replacement motor  
 386 vehicle as defined in s. 320.01(39): \$41 flat, of which \$11  
 387 shall be deposited into the General Revenue Fund.

388 Section 4. Subsection (1) of section 327.391, Florida  
 389 Statutes, is amended to read:

390 327.391 Airboats regulated.—

391 (1) The exhaust of every internal combustion engine used  
 392 on any airboat operated on the waters of this state shall be

HB 1487

2012

393 provided with an automotive-style factory muffler, underwater  
 394 exhaust, or other manufactured device capable of adequately  
 395 muffling the sound of the exhaust of the engine as described in  
 396 s. 327.02(25) ~~s. 327.02(24)~~. The use of cutouts or flex pipe as  
 397 the sole source of muffling is prohibited, except as provided in  
 398 subsection (4). Any person who violates this subsection commits  
 399 a noncriminal infraction punishable as provided in s. 327.73(1).

400 Section 5. Subsection (4) of section 328.17, Florida  
 401 Statutes, is amended to read:

402 328.17 Nonjudicial sale of vessels.—

403 (4) A marina, as defined in s. 327.02(21) ~~s. 327.02(20)~~,  
 404 shall have:

405 (a) A possessory lien upon any vessel for storage fees,  
 406 dockage fees, repairs, improvements, or other work-related  
 407 storage charges, and for expenses necessary for preservation of  
 408 the vessel or expenses reasonably incurred in the sale or other  
 409 disposition of the vessel. The possessory lien shall attach as  
 410 of the date the vessel is brought to the marina or as of the  
 411 date the vessel first occupies rental space at the marina  
 412 facility.

413 (b) A possessory lien upon any vessel in a wrecked,  
 414 junked, or substantially dismantled condition, which has been  
 415 left abandoned at a marina, for expenses reasonably incurred in  
 416 the removal and disposal of the vessel. The possessory lien  
 417 shall attach as of the date the vessel arrives at the marina or  
 418 as of the date the vessel first occupies rental space at the  
 419 marina facility. If the funds recovered from the sale of the  
 420 vessel, or from the scrap or salvage value of the vessel, are

HB 1487

2012

421 insufficient to cover the expenses reasonably incurred by the  
 422 marina in removing and disposing of the vessel, all costs in  
 423 excess of recovery shall be recoverable against the owner of the  
 424 vessel. For a vessel damaged as a result of a named storm, the  
 425 provisions of this paragraph shall be suspended for 60 days  
 426 following the date the vessel is damaged in the named storm. The  
 427 operation of the provisions specified in this paragraph run  
 428 concurrently with, and do not extend, the 60-day notice periods  
 429 provided in subsections (5) and (7).

430 Section 6. Subsection (2) of section 342.07, Florida  
 431 Statutes, is amended to read:

432 342.07 Recreational and commercial working waterfronts;  
 433 legislative findings; definitions.—

434 (2) As used in this section, the term "recreational and  
 435 commercial working waterfront" means a parcel or parcels of real  
 436 property which ~~that~~ provide access for water-dependent  
 437 commercial activities, including hotels and motels as defined in  
 438 s. 509.242(1), or provide access for the public to the navigable  
 439 waters of the state. Recreational and commercial working  
 440 waterfronts require direct access to or a location on, over, or  
 441 adjacent to a navigable body of water. The term includes water-  
 442 dependent facilities that are open to the public and offer  
 443 public access by vessels to the waters of the state or that are  
 444 support facilities for recreational, commercial, research, or  
 445 governmental vessels. These facilities include public lodging  
 446 establishments, docks, wharfs, lifts, wet and dry marinas, boat  
 447 ramps, boat hauling and repair facilities, commercial fishing  
 448 facilities, boat construction facilities, and other support



HB 1487

2012

449 structures over the water. As used in this section, the term  
 450 "vessel" has the same meaning as in s. 327.02(42) ~~s. 327.02(39)~~.  
 451 Seaports are excluded from the definition.

452 Section 7. Paragraph (b) of subsection (1) of section  
 453 713.78, Florida Statutes, is amended to read:

454 713.78 Liens for recovering, towing, or storing vehicles  
 455 and vessels.—

456 (1) For the purposes of this section, the term:

457 (b) "Vessel" means every description of watercraft, barge,  
 458 and airboat used or capable of being used as a means of  
 459 transportation on water, other than a seaplane or a "documented  
 460 vessel" as defined in s. 327.02(10) ~~s. 327.02(9)~~.

461 Section 8. Paragraph (b) of subsection (1) of section  
 462 715.07, Florida Statutes, is amended to read:

463 715.07 Vehicles or vessels parked on private property;  
 464 towing.—

465 (1) As used in this section, the term:

466 (b) "Vessel" means every description of watercraft, barge,  
 467 and airboat used or capable of being used as a means of  
 468 transportation on water, other than a seaplane or a "documented  
 469 vessel" as defined in s. 327.02(10) ~~s. 327.02(9)~~.

470 Section 9. This act shall take effect July 1, 2012.