Representative Maggard offered the following:

**Amendment (with title amendment)**

Between lines 44 and 45, insert:

Section 1. Paragraph (s) of subsection (1) of section 403.813, Florida Statutes, is amended to read:

403.813 Permits issued at district centers; exceptions.—

(1) A permit is not required under this chapter, chapter 373, chapter 61-691, Laws of Florida, or chapter 25214 or chapter 25270, 1949, Laws of Florida, for activities associated with the following types of projects; however, except as otherwise provided in this subsection, this subsection does not relieve an applicant from any requirement to obtain permission...
to use or occupy lands owned by the Board of Trustees of the Internal Improvement Trust Fund or a water management district in its governmental or proprietary capacity or from complying with applicable local pollution control programs authorized under this chapter or other requirements of county and municipal governments:

(s) The construction, installation, operation, or maintenance of floating vessel platforms or floating boat lifts, provided that such structures:

1. Float at all times in the water for the sole purpose of supporting a vessel so that the vessel is out of the water when not in use;

2. Are wholly contained within a boat slip previously permitted under ss. 403.91-403.929, 1984 Supplement to the Florida Statutes 1983, as amended, or part IV of chapter 373, or do not exceed a combined total of 500 square feet, or 200 square feet in an Outstanding Florida Water, when associated with a dock that is exempt under this subsection or associated with a permitted dock with no defined boat slip or attached to a bulkhead on a parcel of land where there is no other docking structure;

3. Are not used for any commercial purpose or for mooring vessels that remain in the water when not in use, and do not substantially impede the flow of water, create a navigational
hazard, or unreasonably infringe upon the riparian rights of
adjacent property owners, as defined in s. 253.141;

4. Are constructed and used so as to minimize adverse
impacts to submerged lands, wetlands, shellfish areas, aquatic
plant and animal species, and other biological communities,
including locating such structures in areas where seagrasses are
least dense adjacent to the dock or bulkhead; and

5. Are not constructed in areas specifically prohibited
for boat mooring under conditions of a permit issued in
accordance with ss. 403.91-403.929, 1984 Supplement to the
Florida Statutes 1983, as amended, or part IV of chapter 373, or
other form of authorization issued by a local government.

Structures that qualify for this exemption are relieved from any
requirement to obtain permission to use or occupy lands owned by
the Board of Trustees of the Internal Improvement Trust Fund
and, with the exception of those structures attached to a
bulkhead on a parcel of land where there is no docking
structure, are not to be subject to any more stringent
permitting requirements, registration requirements, or other
regulation by any local government. Structures associated with a
dock on a parcel of land pursuant to subparagraph 2. that comply
with this subsection create a presumption of compliance with any
requirement to minimize adverse environmental impacts. Local
governments may require either permitting or one-time
registration of floating vessel platforms to be attached to a
bulkhead on a parcel of land where there is no other docking
structure as necessary to ensure compliance with local
ordinances, codes, or regulations. Local governments may require
either permitting or one-time registration of all other floating
vessel platforms as necessary to ensure compliance with the
exemption criteria in subparagraphs 1.-5. this section; to
ensure compliance with local electrical or plumbing ordinances,
codes, or regulations relating to building or zoning, which are
no more stringent than the exemption criteria in this section or
address subjects other than subjects addressed by the exemption
criteria in this section; and to ensure proper installation,
maintenance, and precautionary or evacuation action following a
tropical storm or hurricane watch of a floating vessel platform
or floating boat lift that is proposed to be attached to a
bulkhead or parcel of land where there is no other docking
structure. The exemption provided in this paragraph shall be
in addition to the exemption provided in paragraph (b). The
department shall adopt a general permit by rule for the
construction, installation, operation, or maintenance of those
floating vessel platforms or floating boat lifts that do not
qualify for the exemption provided in this paragraph but do not
cause significant adverse impacts to occur individually or
cumulatively. The issuance of such general permit shall also
constitute permission to use or occupy lands owned by the Board

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of Trustees of the Internal Improvement Trust Fund. A local government may not impose a more stringent regulation, permitting requirement, registration requirement, or other regulation covered by such general permit. Local governments may require either permitting or one-time registration of floating vessel platforms as necessary to ensure compliance with the general permit in this section; to ensure compliance with local electrical or plumbing ordinances, codes, or regulations relating to building or zoning that are no more stringent than the general permit in this section; and to ensure proper installation and maintenance of a floating vessel platform or floating boat lift that is proposed to be attached to a bulkhead or parcel of land where there is no other docking structure. As used in this paragraph, the term "local government" means, but is not limited to, a charter county, a local government that is required to implement programs under s. 379.2431(2)(t), and a local government that establishes and administers a program under s. 403.182. Notwithstanding any other law, the department may not adopt rules to implement this paragraph.

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**TITLE AMENDMENT**

Remove line 2 and insert:

An act relating to environmental regulation; amending s. 403.813, F.S.; providing a presumption of...
compliance with requirements to minimize adverse environmental impacts for certain floating vessel platforms and floating boat lifts; authorizing local governments to ensure that certain floating vessel platforms and floating boat lifts meet local electrical and plumbing codes; providing a definition; prohibiting the Department of Environmental Protection from adopting certain rules; amending s.