

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WITHDRAWN	_____	(Y/N)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		

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1 Committee/Subcommittee hearing bill: State Affairs Committee  
 2 Representative Oliver offered the following:

**Amendment (with title amendment)**

Between lines 130 and 131, insert:

**Section 8. Section 327.731, Florida Statutes, is amended to read:**

327.731 Mandatory education for violators.—

9 (1) A person convicted of a ~~criminal violation under this~~  
 10 ~~chapter, convicted of a noncriminal infraction under this~~  
 11 ~~chapter if the infraction resulted in a reportable boating~~  
 12 ~~accident, or convicted of two noncriminal infraction ~~infractions~~~~  
 13 ~~as specified in s. 327.73(1)(h)-(k), (m), (o), (p), and (s)-(y),~~  
 14 ~~the infractions occurring within a 12-month period,~~ must:

15 (a) Enroll in, attend, and successfully complete, at his  
 16 or her own expense, a classroom or online boating safety course

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17 that is approved by and meets the minimum standards established  
18 by commission rule;

19 (b) File with the commission within 90 days proof of  
20 successful completion of the course; and

21 (c) Refrain from operating a vessel until he or she has  
22 filed proof of successful completion of the course with the  
23 commission. ~~and~~

24 ~~(d) Pay a fine of \$500. The clerk of the court shall remit~~  
25 ~~all fines assessed and collected under this paragraph to the~~  
26 ~~Department of Revenue to be deposited into the Marine Resources~~  
27 ~~Conservation Trust Fund to support law enforcement activities.~~

28 (2) In addition to the penalties provided in paragraphs  
29 (1) (a)-(c), a person convicted of a criminal violation under  
30 this chapter, convicted of a noncriminal infraction under this  
31 chapter if the infraction resulted in a reportable boating  
32 accident, or convicted of two or more noncriminal infractions as  
33 specified in s. 327.73(1) (h)-(k), (m), (o), (p), and (s)-(y),  
34 the infractions occurring within a 12-month period, must pay a  
35 fine of \$500. The clerk of the court shall remit all fines  
36 assessed and collected under this subsection to the Department  
37 of Revenue to be deposited into the Marine Resources  
38 Conservation Trust Fund to support law enforcement activities.

39 ~~(3)(2)~~ For the purposes of this section, "conviction"  
40 means a finding of guilt, or the acceptance of a plea of guilty  
41 or nolo contendere, regardless of whether or not adjudication

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42 was withheld or whether imposition of sentence was withheld,  
43 deferred, or suspended. Any person who operates a vessel on the  
44 waters of this state in violation of the provisions of this  
45 section is guilty of a misdemeanor of the second degree,  
46 punishable as provided in s. 775.082 or s. 775.083.

47 ~~(4)-(3)~~ The commission shall print on the reverse side of  
48 the defendant's copy of the boating citation a notice of the  
49 provisions of this section. Upon conviction, the clerk of the  
50 court shall notify the defendant that it is unlawful for him or  
51 her to operate any vessel until he or she has complied with this  
52 section, but failure of the clerk of the court to provide such a  
53 notice shall not be a defense to a charge of unlawful operation  
54 of a vessel under subsection ~~(3)-(2)~~.

55 ~~(5)-(4)~~ The commission shall maintain a program to ensure  
56 compliance with the mandatory boating safety education  
57 requirements under this section. This program must:

58 (a) Track any citations resulting in a conviction under  
59 this section and the disposition of such citations.

60 (b) Send specific notices to each person subject to the  
61 requirement for mandatory boating safety education.

62 **Section 9. Paragraph (a) of subsection (11) of section**  
63 **327.73, Florida Statutes, is amended to read:**

64 327.73 Noncriminal infractions.-

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65 (11) (a) Court costs that are to be in addition to the  
66 stated civil penalty shall be imposed by the court in an amount  
67 not less than the following:

68 1. For swimming or diving infractions, \$4, from which the  
69 clerk shall remit \$1 to the Department of Revenue for deposit  
70 into the General Revenue Fund.

71 2. For nonmoving boating infractions, \$18, from which the  
72 clerk shall remit \$12 to the Department of Revenue for deposit  
73 into the General Revenue Fund.

74 3. For boating infractions listed in s. 327.731 ~~s.~~  
75 ~~327.731(1)~~, \$35, from which the clerk shall remit \$25 to the  
76 Department of Revenue for deposit into the General Revenue Fund.

77  
78 Court costs imposed under this subsection may not exceed \$45. A  
79 criminal justice selection center or both local criminal justice  
80 access and assessment centers may be funded from these court  
81 costs.

82  
83 -----  
84 **T I T L E A M E N D M E N T**

85 Remove line 15 and insert:

86 definition of the term "livery"; amending s. 327.731,  
87 F.S.; providing penalties if a person is convicted of  
88 specified noncriminal infractions; amending s. 327.73,

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 289 (2025)

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89 | F.S.; conforming a cross-reference; amending s.  
90 | 782.072,