

ENROLLED

CS/CS/HB 95, Engrossed 1

2011 Legislature

1 A bill to be entitled
2 An act relating to state parks; amending s. 258.0145,
3 F.S.; providing for the parents of certain deceased
4 veterans and the spouse and parents of law enforcement
5 officers and firefighters who die in the line of duty to
6 receive annual entrance passes to state parks at no
7 charge; amending s. 380.0685, F.S., relating to a
8 surcharge imposed on admission fees to state parks in
9 areas of critical state concern located in certain
10 counties; providing for certain municipalities to use the
11 proceeds of the surcharge for land acquisition or beach
12 renourishment or restoration; providing limitations for
13 purposes of determining state matching funds; exempting
14 the state from specified liability provisions with respect
15 to parks within the state park system that have free-
16 roaming animal populations; designating Jack Mashburn
17 Marina in Bay County; directing the Department of
18 Environmental Protection to erect suitable markers;
19 providing an effective date.

20
21 Be It Enacted by the Legislature of the State of Florida:

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23 Section 1. Subsection (3) of section 258.0145, Florida
24 Statutes, is amended, and subsection (4) is added to that
25 section, to read:

26 258.0145 Military state park fee discounts.—The Division
27 of Recreation and Parks shall provide the following discounts on
28 park fees to persons who present written documentation

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29 satisfactory to the division which evidences their eligibility
30 for the discounts:

31 (3) Surviving spouses and parents of deceased members of
32 the United States Armed Forces, National Guard, or reserve
33 components thereof who have fallen in combat shall receive
34 lifetime family annual entrance passes at no charge.

35 (4) The surviving spouse and parents of a law enforcement
36 officer, as defined in s. 943.10(1), or a firefighter, as
37 defined in s. 633.30(1), who has died in the line of duty shall
38 receive lifetime family annual entrance passes at no charge.

39 Section 2. Section 380.0685, Florida Statutes, is amended
40 to read:

41 380.0685 State park in area of critical state concern in
42 county which creates land authority; surcharge on admission and
43 overnight occupancy.—The Department of Environmental Protection
44 shall impose and collect a surcharge of 50 cents per person per
45 day, or \$5 per annual family auto entrance permit, on admission
46 to all state parks in areas of critical state concern located in
47 a county which creates a land authority pursuant to s.
48 380.0663(1), and a surcharge of \$2.50 per night per campsite,
49 cabin, or other overnight recreational occupancy unit in state
50 parks in areas of critical state concern located in a county
51 which creates a land authority pursuant to s. 380.0663(1);
52 however, no surcharge shall be imposed or collected under this
53 section for overnight use by nonprofit groups of organized group
54 camps, primitive camping areas, or other facilities intended
55 primarily for organized group use. Such surcharges shall be
56 imposed within 90 days after any county creating a land

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57 authority notifies the Department of Environmental Protection
58 that the land authority has been created. The proceeds from such
59 surcharges, less a collection fee that shall be kept by the
60 Department of Environmental Protection for the actual cost of
61 collection, not to exceed 2 percent, shall be transmitted to the
62 land authority of the county from which the revenue was
63 generated. Such funds shall be used to purchase property in the
64 area or areas of critical state concern in the county from which
65 the revenue was generated. An amount not to exceed 10 percent
66 may be used for administration and other costs incident to such
67 purchases. However, the proceeds of the surcharges imposed and
68 collected pursuant to this section in a state park or parks
69 located wholly within a municipality, less the costs of
70 collection as provided herein, shall be transmitted to that
71 municipality for use by the municipality for land acquisition or
72 for beach renourishment or restoration, including, but not
73 limited to, costs associated with any design, permitting,
74 monitoring, and mitigation of such work, as well as the work
75 itself. However, these funds may not be included in any
76 calculation used for providing state matching funds for local
77 contributions for beach renourishment or restoration. The
78 surcharges levied under this section shall remain imposed as
79 long as the land authority is in existence.

80 Section 3. The state is exempt from the provisions of s.
81 588.15, Florida Statutes, with respect to any property within
82 the state park system that has free-roaming animal populations.

83 Section 4. Jack Mashburn Marina designated; Department of
84 Environmental Protection to erect suitable markers.-

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85 (1) The marina commonly referred to as the "boat basin" on
86 Grand Lagoon at St. Andrews State Park in Bay County is
87 designated as "Jack Mashburn Marina."

88 (2) The Department of Environmental Protection is directed
89 to erect suitable markers designating Jack Mashburn Marina as
90 described in subsection (1).

91 Section 5. This act shall take effect July 1, 2011.