

Examples from Other States

Florida - *5F, LLC v. Dresing*, 142 So.3d 936 (2014)

- “Finally, though it is apparent the authority to control and manage submerged lands is restricted by the public trust doctrine, we do not believe that such authority can be stripped from the State even if the submerged land becomes privately owned.”

Nevada – *Lawrence v. Clark County*, 127 Nev. 390 (2011)

- “Although Nevada has never expressly adopted the public trust doctrine, . . . this state has previously embraced the tenets on which it is based.”
- “The public trust doctrine is based on that same principle upheld by the gift clause [in the Nevada constitution]: the state must carefully safeguard public trust lands by dispensing them only when in the public's interest.”
- “In sum, although the public trust doctrine has roots in the common law, it is distinct from other common law principles because it is based on a policy reflected in the Nevada Constitution, Nevada statutes, and the inherent limitations on the state's sovereign power, as recognized by *Illinois Central*. Accordingly, in the words of Justice Rose, it is “appropriate, if not our constitutional duty,” to expressly adopt the doctrine to ensure that the state does not breach its duties as a sovereign trustee, and we do so here.”