

By the Committee on General Government Appropriations and
Representatives Westbrook, Wiles and Smith

1 A bill to be entitled
2 An act relating to counties; repealing s. 327,
3 ch. 96-410, Laws of Florida, which provides
4 that once a small county meets the population
5 requirements and qualifies for programs under
6 ss. 40.015, 163.05, 163.3177, 163.3191,
7 212.055, 218.075, 218.65, 252.373, 265.2861,
8 403.706, and 403.7095, F.S., it shall retain
9 that qualification until it exceeds a
10 population of 75,000; amending the following
11 provisions to increase from 50,000 to 75,000
12 the maximum population limit to qualify as a
13 small county: s. 163.05, F.S., which
14 establishes a technical assistance program for
15 small counties; s. 163.3177, F.S., which
16 provides that certain elements of a local
17 government comprehensive plan are optional for
18 small counties; s. 163.3191, F.S., which
19 authorizes the state land planning agency to
20 enter into agreements with small counties to
21 focus on selected issues or elements when
22 updating their comprehensive plans; s. 165.061,
23 F.S., which provides population requirements
24 for incorporation of municipalities in small
25 counties; s. 212.055, F.S., which authorizes
26 certain small counties to use proceeds of the
27 local government infrastructure surtax for
28 long-term maintenance costs associated with
29 landfill closure; s. 252.373, F.S., which
30 provides criteria small counties must meet to
31 qualify for funds from the Emergency

1 Management, Preparedness, and Assistance Trust
2 Fund; s. 288.063, F.S., which provides that
3 certain small counties are qualified for
4 contracts with the Office of Tourism, Trade,
5 and Economic Development for transportation
6 projects; s. 373.441, F.S., which requires
7 consideration of special provisions when an
8 environmental resource permit program is
9 delegated to small counties; s. 403.4131, F.S.,
10 which encourages a regional approach to litter
11 control and prevention programs in small
12 counties; s. 403.706, F.S., which authorizes
13 small counties to provide their residents with
14 the opportunity to recycle in lieu of achieving
15 solid waste reduction goals; and s. 403.719,
16 F.S., which provides use of waste tire grants
17 by small counties; amending s. 403.7061, F.S.,
18 to conform; amending s. 163.3187, F.S.;
19 revising conditions under which a small scale
20 development amendment to a local government
21 comprehensive plan may be adopted, to provide
22 certain maximum acreage requirements for
23 certain counties; amending s. 218.075, F.S.;
24 revising provisions which authorize the
25 Department of Environmental Protection and
26 water management districts to waive or reduce
27 permit processing fees for small counties under
28 certain conditions, to revise population
29 requirements; amending s. 218.65, F.S.,
30 relating to emergency and supplemental
31 distributions from the Local Government

1 Half-cent Sales Tax Clearing Trust Fund;
2 revising the population limitation for purposes
3 of provisions which exempt small counties from
4 certain criteria imposed to qualify for an
5 emergency distribution; deleting a requirement
6 that a county must be eligible for an emergency
7 distribution in order to qualify for a
8 supplemental distribution; amending ss. 259.032
9 and 373.59, F.S.; removing a requirement that
10 small counties levy a specified millage or
11 suffer a specified percentage of tax loss in
12 order to receive payments in lieu of taxes from
13 funds in the Conservation and Recreation Lands
14 Trust Fund or Water Management Lands Trust Fund
15 for tax losses incurred as a result of
16 acquisitions under the Florida Preservation
17 2000 Program; revising provisions which limit
18 the number of years such payments may be made;
19 amending s. 403.7095, F.S.; revising the
20 population limitation for purposes of
21 provisions which authorize annual solid waste
22 and recycling grants to small counties and
23 deleting the expiration date for such grants;
24 providing an effective date.

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

27
28 Section 1. Section 327 of chapter 96-410, Laws of
29 Florida, is hereby repealed.

30 Section 2. Subsection (3) of section 163.05, Florida
31 Statutes, 1996 Supplement, is amended to read:

1 163.05 Small County Technical Assistance Program.--

2 (3) The purpose of this section is to provide
3 technical assistance to small counties to enable them to
4 implement workable solutions to financial and administrative
5 problems. As used in this section, "small county" means a
6 county that has a population of 75,000 ~~50,000~~ or less.

7 Section 3. Paragraph (i) of subsection (6) of section
8 163.3177, Florida Statutes, 1996 Supplement, is amended to
9 read:

10 163.3177 Required and optional elements of
11 comprehensive plan; studies and surveys.--

12 (6) In addition to the requirements of subsections
13 (1)-(5), the comprehensive plan shall include the following
14 elements:

15 (i) The optional elements of the comprehensive plan in
16 paragraphs (7)(a) and (b) are required elements for those
17 municipalities ~~units of local government~~ having populations
18 greater than 50,000, and those counties having populations
19 greater than 75,000, as determined under s. 186.901.

20 Section 4. Paragraph (c) of subsection (1) of section
21 163.3187, Florida Statutes, 1996 Supplement, is amended to
22 read:

23 163.3187 Amendment of adopted comprehensive plan.--

24 (1) Amendments to comprehensive plans adopted pursuant
25 to this part may be made not more than two times during any
26 calendar year, except:

27 (c) Any local government comprehensive plan amendments
28 directly related to proposed small scale development
29 activities may be approved without regard to statutory limits
30 on the frequency of consideration of amendments to the local
31

1 comprehensive plan. A small scale development amendment may
2 be adopted only under the following conditions:
3 1. The proposed amendment involves a use of 10 acres
4 or fewer and:
5 a. The cumulative annual effect of the acreage for all
6 small scale development amendments adopted by the local
7 government shall not exceed:
8 (I) A maximum of 120 acres in a local government that
9 contains areas specifically designated in the local
10 comprehensive plan for urban infill, urban redevelopment, or
11 downtown revitalization as defined in s. 163.3164,
12 transportation concurrency exception areas approved pursuant
13 to s. 163.3180(5), or regional activity centers and urban
14 central business districts approved pursuant to s.
15 380.06(2)(e); however, amendments under this paragraph may be
16 applied to no more than 60 acres annually of property outside
17 the designated areas listed in this sub-sub-subparagraph.
18 (II) A maximum of 80 acres in a local government that
19 does not contain any of the designated areas set forth in
20 sub-sub-subparagraph (I).
21 (III) A maximum of 120 acres in a county established
22 pursuant to s. 9, Art. VIII of the Constitution of 1885.
23 b. The proposed amendment does not involve the same
24 property granted a change within the prior 12 months.
25 c. The proposed amendment does not involve the same
26 owner's property within 200 feet of property granted a change
27 within the prior 12 months.
28 d. The proposed amendment does not involve a text
29 change to the goals, policies, and objectives of the local
30 government's comprehensive plan, but only proposes a land use
31

1 change to the future land use map for a site-specific small
2 scale development activity.

3 e. The property that is the subject of the proposed
4 amendment is not located within an area of critical state
5 concern.

6 f. If the proposed amendment involves a residential
7 land use, the residential land use has a density of 10 units
8 or less per acre, except that this limitation does not apply
9 to small scale amendments described in sub-sub-subparagraph
10 a.(I) that are designated in the local comprehensive plan for
11 urban infill, urban redevelopment, or downtown revitalization
12 as defined in s. 163.3164, transportation concurrency
13 exception areas approved pursuant to s. 163.3180(5), or
14 regional activity centers and urban central business districts
15 approved pursuant to s. 380.06(2)(e).

16 2.a. A local government that proposes to consider a
17 plan amendment pursuant to this paragraph is not required to
18 comply with the procedures and public notice requirements of
19 s. 163.3184(15)(c) for such plan amendments if the local
20 government complies with the provisions in s. 125.66(4)(a) for
21 a county or in s. 166.041(3)(c) for a municipality. If a
22 request for a plan amendment under this paragraph is initiated
23 by other than the local government, public notice is required.

24 b. The local government shall send copies of the
25 notice and amendment to the state land planning agency, the
26 regional planning council, and any other person or entity
27 requesting a copy. This information shall also include a
28 statement identifying any property subject to the amendment
29 that is located within a coastal high hazard area as
30 identified in the local comprehensive plan.

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1 3. Small scale development amendments adopted pursuant
2 to this paragraph require only one public hearing before the
3 governing board, which shall be an adoption hearing as
4 described in s. 163.3184(7), and are not subject to the
5 requirements of s. 163.3184(3)-(6) unless the local government
6 elects to have them subject to those requirements.

7 Section 5. Paragraph (a) of subsection (12) of section
8 163.3191, Florida Statutes, 1996 Supplement, is amended to
9 read:

10 163.3191 Evaluation and appraisal of comprehensive
11 plan.--

12 (12)(a) The state land planning agency may enter into
13 a written agreement with a municipality of fewer than 5,000
14 residents or a county with fewer than 75,000 ~~50,000~~ residents
15 so that such a jurisdiction may focus planning resources on
16 selected issues or elements when updating its plan, if the
17 local government includes such a request in its report and the
18 agency approves the request. Approval of the request does not
19 authorize the local government to repeal or render ineffective
20 any existing portion or element of its local plan.

21 Section 6. Paragraph (b) of subsection (1) of section
22 165.061, Florida Statutes, is amended to read:

23 165.061 Standards for incorporation, merger, and
24 dissolution.--

25 (1) The incorporation of a new municipality, other
26 than through merger of existing municipalities, must meet the
27 following conditions in the area proposed for incorporation:

28 (b) It must have a total population, as determined in
29 the latest official state census, special census, or estimate
30 of population, in the area proposed to be incorporated of at
31 least 1,500 persons in counties with a population of 75,000 or

1 less than ~~50,000~~, and of at least 5,000 population in counties
2 with a population of more than 75,000 ~~50,000~~.

3 Section 7. Paragraph (d) of subsection (2) of section
4 212.055, Florida Statutes, 1996 Supplement, is amended to
5 read:

6 212.055 Discretionary sales surtaxes; legislative
7 intent; authorization and use of proceeds.--It is the
8 legislative intent that any authorization for imposition of a
9 discretionary sales surtax shall be published in the Florida
10 Statutes as a subsection of this section, irrespective of the
11 duration of the levy. Each enactment shall specify the types
12 of counties authorized to levy; the rate or rates which may be
13 imposed; the maximum length of time the surtax may be imposed,
14 if any; the procedure which must be followed to secure voter
15 approval, if required; the purpose for which the proceeds may
16 be expended; and such other requirements as the Legislature
17 may provide. Taxable transactions and administrative
18 procedures shall be as provided in s. 212.054.

19 (2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.--

20 (d)1. The proceeds of the surtax authorized by this
21 subsection and any interest accrued thereto shall be expended
22 by the school district or within the county and municipalities
23 within the county, or, in the case of a negotiated joint
24 county agreement, within another county, to finance, plan, and
25 construct infrastructure and to acquire land for public
26 recreation or conservation or protection of natural resources
27 and to finance the closure of county-owned or municipally
28 owned solid waste landfills that are already closed or are
29 required to close by order of the Department of Environmental
30 Protection. Any use of such proceeds or interest for purposes
31 of landfill closure prior to July 1, 1993, is ratified.

1 Neither the proceeds nor any interest accrued thereto shall be
2 used for operational expenses of any infrastructure, except
3 that any county with a population of less than 75,000 ~~50,000~~
4 that is required to close a landfill by order of the
5 Department of Environmental Protection may use the proceeds or
6 any interest accrued thereto for long-term maintenance costs
7 associated with landfill closure. Counties, as defined in s.
8 125.011(1), may, in addition, use the proceeds to retire or
9 service indebtedness incurred for bonds issued prior to July
10 1, 1987, for infrastructure purposes.

11 2. For the purposes of this paragraph,
12 "infrastructure" means:

13 a. Any fixed capital expenditure or fixed capital
14 outlay associated with the construction, reconstruction, or
15 improvement of public facilities which have a life expectancy
16 of 5 or more years and any land acquisition, land improvement,
17 design, and engineering costs related thereto.

18 b. A fire department vehicle, an emergency medical
19 service vehicle, a sheriff's office vehicle, a police
20 department vehicle, or any other vehicle, and such equipment
21 necessary to outfit the vehicle for its official use or
22 equipment that has a life expectancy of at least 5 years.

23 Section 8. Section 218.075, Florida Statutes, is
24 amended to read:

25 218.075 Reduction or waiver of permit processing
26 fees.--Notwithstanding any other provision of law, the
27 Department of Environmental Protection and the water
28 management districts shall reduce or waive permit processing
29 fees for counties with a population of 50,000 or less on April
30 1, 1994, and municipalities with a population of 25,000 or
31 less, or any county or municipality not included within a

1 metropolitan statistical area. Fee reductions or waivers shall
2 be approved on the basis of fiscal hardship or environmental
3 need for a particular project or activity. The governing body
4 must certify that the cost of the permit processing fee is a
5 fiscal hardship due to one of the following factors:

6 (1) Per capita taxable value is less than the
7 statewide average for the current fiscal year;

8 (2) Percentage of assessed property value that is
9 exempt from ad valorem taxation is higher than the statewide
10 average for the current fiscal year;

11 (3) Any condition specified in s. 218.503, that
12 determines a state of financial emergency;

13 (4) Ad valorem operating millage rate for the current
14 fiscal year is greater than 8 mills; or

15 (5) A financial condition that is documented in annual
16 financial statements at the end of the current fiscal year and
17 indicates an inability to pay the permit processing fee during
18 that fiscal year.

19

20 The permit applicant must be the governing body of a county or
21 municipality or a third party under contract with a county or
22 municipality and the project for which the fee reduction or
23 waiver is sought must serve a public purpose. If a permit
24 processing fee is reduced, the total fee shall not exceed
25 \$100.

26 Section 9. Paragraph (a) of subsection (2) and
27 paragraph (a) of subsection (7) of section 218.65, Florida
28 Statutes, 1996 Supplement, are amended to read:

29 218.65 Emergency distribution.--

30 (2) The Legislature hereby finds and declares that a
31 fiscal emergency exists in any county which meets the criteria

1 specified in paragraph (a), if applicable, and the criterion
2 specified in paragraph (b):

3 (a) If the county has a population of 50,000 or above
4 on October 1, 1996:

5 1. In any year from 1977 to 1981, inclusive, the value
6 of net new construction and additions placed on the tax roll
7 for that year was less than 2 percent of the taxable value for
8 school purposes on the roll for that year, exclusive of such
9 net value; or

10 2. The percentage increase in county taxable value
11 from 1979 to 1980, 1980 to 1981, or 1981 to 1982 was less than
12 3 percent.

13 (7)(a) Any county ~~eligible for an emergency~~
14 ~~distribution pursuant to this section~~ the inmate population of
15 which in any year is greater than 7 percent of the total
16 population of the county is eligible for a supplemental
17 distribution for that year from funds expressly appropriated
18 therefor. At the beginning of each fiscal year, the
19 Department of Revenue shall calculate a supplemental
20 allocation for each eligible county equal to the current per
21 capita limitation pursuant to subsection (4) times the inmate
22 population of the county. If moneys appropriated for
23 distribution pursuant to this section for the current year are
24 less than the sum of supplemental allocations, each eligible
25 county shall receive a share of the appropriated amount
26 proportional to its supplemental allocation. Otherwise, each
27 shall receive an amount equal to its supplemental allocation.

28 Section 10. Paragraph (a) of subsection (3) of section
29 252.373, Florida Statutes, is amended to read:

30 252.373 Allocation of funds; rules.--

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1 (3) The department shall allocate funds from the
2 Emergency Management, Preparedness, and Assistance Trust Fund
3 to local emergency management agencies and programs pursuant
4 to criteria specified in rule. Such rules shall include, but
5 are not limited to:

6 (a) Requiring that, at a minimum, a local emergency
7 management agency either:

8 1. Have a program director who works at least 40 hours
9 a week in that capacity; or

10 2. If the county has fewer than 75,000 ~~50,000~~
11 population or is party to an interjurisdictional emergency
12 management agreement entered into pursuant to s. 252.38(3)(b),
13 that is recognized by the Governor by executive order or rule,
14 have an emergency management coordinator who works at least 20
15 hours a week in that capacity.

16 Section 11. Paragraphs (b) and (e) of subsection (12)
17 of section 259.032, Florida Statutes, 1996 Supplement, are
18 amended to read:

19 259.032 Conservation and Recreation Lands Trust Fund;
20 purpose.--

21 (12)

22 (b) Payment in lieu of taxes shall be available:

23 1. To counties which ~~levy an ad valorem tax of at~~
24 ~~least 9 mills or the amount of the tax loss from all completed~~
25 ~~Preservation 2000 acquisitions in the county exceeds 0.01~~
26 ~~percent of the county's total taxable value, and have a~~
27 population of 75,000 or less, and

28 2. To counties with a population of less than 100,000
29 which contain all or a portion of an area of critical state
30 concern designated pursuant to chapter 380 and to local
31 governments within such counties.

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2 For the purposes of this paragraph, "local government"
3 includes municipalities, the county school board, mosquito
4 control districts, and any other local government entity which
5 levies ad valorem taxes, with the exception of a water
6 management district.

7 (e) The payment amount shall be based on the average
8 amount of actual taxes paid on the property for the 3 years
9 preceding acquisition. Applications for payment in lieu of
10 taxes shall be made no later than January 31 of the year
11 following acquisition. No payment in lieu of taxes shall be
12 made for properties which were exempt from ad valorem taxation
13 for the year immediately preceding acquisition. If property
14 which was subject to ad valorem taxation was acquired by a
15 tax-exempt entity for ultimate conveyance to the state under
16 this chapter, payment in lieu of taxes shall be made for such
17 property based upon the average amount of taxes paid on the
18 property for the 3 years prior to its being removed from the
19 tax rolls. The department shall certify to the Department of
20 Revenue those properties that may be eligible under this
21 provision. Payment in lieu of taxes shall be limited to a
22 total of 10 consecutive years of annual payments, beginning
23 the year a local government becomes eligible.

24 Section 12. Paragraphs (b) and (d) of subsection (14)
25 of section 373.59, Florida Statutes, 1996 Supplement, are
26 amended to read:

27 373.59 Water Management Lands Trust Fund.--

28 (14)

29 (b) Payment in lieu of taxes shall be available to
30 counties with a ~~for each year in which the levy of ad valorem~~
31 ~~tax is at least 9 mills or the amount of the tax loss from all~~

1 ~~completed Preservation 2000 acquisitions in the county exceeds~~
2 ~~0.01 percent of the county's total taxable value, and the~~
3 ~~population of is 75,000 or less, and to counties with a~~
4 ~~population of less than 100,000 which contain all or a portion~~
5 ~~of an area of critical state concern designated pursuant to~~
6 ~~chapter 380.~~

7 (d) The payment amount shall be based on the average
8 amount of actual taxes paid on the property for the 3 years
9 immediately preceding acquisition. For lands purchased prior
10 to July 1, 1992, applications for payment in lieu of taxes
11 shall be made to the districts by January 1, 1993. For lands
12 purchased after July 1, 1992, applications for payment in lieu
13 of taxes shall be made no later than January 31 of the year
14 following acquisition. No payment in lieu of taxes shall be
15 made for properties which were exempt from ad valorem taxation
16 for the year immediately preceding acquisition. Payment in
17 lieu of taxes shall be limited to a period of 10 consecutive
18 years of annual payments, beginning the year a local
19 government becomes eligible.

20 Section 13. Subsection (3) of section 288.063, Florida
21 Statutes, 1996 Supplement, is amended to read:

22 288.063 Contracts for transportation projects.--

23 (3) With respect to any contract executed pursuant to
24 this section, the term "transportation project" means a
25 transportation facility as defined in s. 334.03(31) which is
26 necessary in the judgment of the Office of Tourism, Trade, and
27 Economic Development to facilitate the economic development
28 and growth of the state. Except for applications received
29 prior to July 1, 1996, such transportation projects shall be
30 approved only as a consideration to attract new employment
31 opportunities to the state or expand or retain employment in

1 existing companies operating within the state, or to allow for
2 the construction or expansion of a state or federal
3 correctional facility in a county with a population of 75,000
4 ~~50,000~~ or less that creates new employment opportunities or
5 expands or retains employment in the county. The Office of
6 Tourism, Trade, and Economic Development shall institute
7 procedures to ensure that small and minority businesses have
8 equal access to funding provided under this section. Funding
9 for approved transportation projects may include any expenses,
10 other than administrative costs and equipment purchases
11 specified in the contract, necessary for new, or improvement
12 to existing, transportation facilities.

13 Section 14. Paragraph (g) of subsection (1) of section
14 373.441, Florida Statutes, is amended to read:

15 373.441 Role of counties, municipalities, and local
16 pollution control programs in permit processing.--

17 (1) The department in consultation with the water
18 management districts shall, by December 1, 1994, adopt rules
19 to guide the participation of counties, municipalities, and
20 local pollution control programs in an efficient, streamlined
21 permitting system. Such rules shall seek to increase
22 governmental efficiency, shall maintain environmental
23 standards, and shall include consideration of the following:

24 (g) Special provisions under which the environmental
25 resource permit program may be delegated to counties with
26 populations of 75,000 or less, or municipalities with, or
27 local pollution control programs serving, populations of
28 50,000 or less; and

29 Section 15. Subsection (5) of section 403.4131,
30 Florida Statutes, is amended to read:

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1 403.4131 "Keep Florida Beautiful, Incorporated";
2 placement of signs.--

3 (5) Each county is encouraged to initiate a litter
4 control and prevention program or to expand upon its existing
5 program. The department shall establish a system of grants
6 for municipalities and counties to implement litter control
7 and prevention programs. In addition to the activities
8 described in subsection (1), such grants shall at a minimum be
9 used for litter cleanup, grassroots educational programs
10 involving litter removal and prevention, and the placement of
11 litter and recycling receptacles. Counties are encouraged to
12 form working public private partnerships as authorized under
13 this section to implement litter control and prevention
14 programs at the community level. The grants authorized
15 pursuant to this section shall be incorporated as part of the
16 recycling and education grants. Counties that have a
17 population under 75,000 ~~50,000~~ are encouraged to develop a
18 regional approach to administering and coordinating their
19 litter control and prevention programs.

20 Section 16. Paragraph (d) of subsection (4) of section
21 403.706, Florida Statutes, is amended to read:

22 403.706 Local government solid waste
23 responsibilities.--

24 (4)

25 (d) A county with a population of 75,000 ~~50,000~~ or
26 less may provide its residents with the opportunity to recycle
27 in lieu of achieving the goal set forth in paragraph (a). For
28 the purposes of this subsection, the "opportunity to recycle"
29 means that the county:

30 1.a. Provides a system for separating and collecting
31 recyclable materials prior to disposal that is located at a

1 solid waste management facility or solid waste disposal area;
2 or

3 b. Provides a system of places within the county for
4 collection of source-separated recyclable materials.

5 2. Provides a public education and promotion program
6 that is conducted to inform its residents of the opportunity
7 to recycle, encourages source separation of recyclable
8 materials, and promotes the benefits of reducing, reusing,
9 recycling, and composting materials.

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11 If a county with a population of 75,000 ~~50,000~~ or less decides
12 to provide the opportunity to recycle in lieu of achieving the
13 goal set forth in paragraph (a), the county shall notify the
14 department by October 1, ~~1993~~, of such decision, and shall
15 provide the department with a description of how the county
16 intends to provide the opportunity to recycle. The department
17 shall take into consideration the description provided by the
18 county in determining the amount of grant moneys to be
19 provided to the county pursuant to s. 403.7095.

20 Section 17. Paragraph (c) of subsection (3) of section
21 403.7061, Florida Statutes, is amended to read:

22 403.7061 Requirements for review of new
23 waste-to-energy facility capacity by the Department of
24 Environmental Protection.--

25 (3) An applicant must provide reasonable assurance
26 that the construction of a new waste-to-energy facility or the
27 expansion of an existing waste-to-energy facility will comply
28 with the following subsections:

29 (c) The county in which the facility is located will
30 achieve the 30-percent waste reduction goal set forth in s.
31 403.706(4) by the time the facility begins operation. For the

1 purposes of this section, the provisions of s. 403.706(4)(d)
2 for counties with populations of 75,000 ~~50,000~~ or less do not
3 apply.

4 Section 18. Paragraph (a) of subsection (7) of section
5 403.7095, Florida Statutes, is amended to read:

6 403.7095 Solid waste management grant program.--

7 (7)(a) Annual solid waste and recycling grants shall
8 be available to counties with populations of fewer than 75,000
9 ~~50,000~~. The sum of \$50,000 shall be available annually to
10 each eligible county from the Solid Waste Management Trust
11 Fund ~~through 1996~~. These grants shall be made by October 1 of
12 each year to any county applying to the department prior to
13 August 1 of any given year.

14 Section 19. Paragraph (i) of subsection (1) of section
15 403.719, Florida Statutes, is amended to read:

16 403.719 Waste tire grants.--

17 (1) The department shall administer a program to make
18 grants to counties that seek, individually or collectively,
19 to:

20 (i) Counties with populations less than 75,000 ~~50,000~~
21 may use waste tire grants for any solid waste related purpose;
22 or

23 Section 20. This act shall take effect July 1, 1997.
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