

1 A bill to be entitled
2 An act relating to local governments; amending
3 s. 253.034, F.S.; providing for the disposition
4 of certain surplus state lands; amending s.
5 274.02, F.S.; revising a definition to increase
6 the monetary value of fixtures and tangible
7 personal property that must be included in an
8 inventory of property; repealing s. 274.12,
9 F.S., relating to disposition of surplus
10 property; providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Paragraph (f) of subsection (6) of section
15 253.034, Florida Statutes, is amended, and subsection (12) is
16 added to that section to read:

17 253.034 State-owned lands; uses.--

18 (6) The Board of Trustees of the Internal Improvement
19 Trust Fund shall determine which lands, the title to which is
20 vested in the board, may be surplus. For conservation lands,
21 the board shall make a determination that the lands are no
22 longer needed for conservation purposes and may dispose of
23 them by a two-thirds vote. In the case of a land exchange
24 involving the disposition of conservation lands, the board
25 must determine by at least a two-thirds vote that the exchange
26 will result in a net positive conservation benefit. For all
27 other lands, the board shall make a determination that the
28 lands are no longer needed and may dispose of them by majority
29 vote.

30 (f) In reviewing lands owned by the board, the council
31 shall consider whether such lands would be more appropriately

1 owned or managed by the county or other unit of local
2 government in which the land is located. The council shall
3 recommend to the board whether a sale, lease, or other
4 conveyance to a local government would be in the best
5 interests of the state and local government. The provisions of
6 this paragraph in no way limit the provisions of ss. 253.111
7 and 253.115. Such lands shall be offered to the state, county,
8 or local government for a period of 30 days. Permittable uses
9 for such surplus lands may include public schools; public
10 libraries; fire or law enforcement substations; and
11 governmental, judicial, or recreational centers. County or
12 local government requests for surplus lands shall be expedited
13 throughout the surplusing process. If the county or local
14 government does not elect to purchase such lands in accordance
15 with s. 253.111, then any surplusing determination involving
16 other governmental agencies shall be made upon the board
17 deciding the best public use of the lands. Surplus properties
18 in which governmental agencies have expressed no interest
19 shall then be available for sale on the private market.
20 Notwithstanding this paragraph, any surplus lands that were
21 acquired by the state prior to 1960 by a gift or other
22 conveyance for no consideration from a municipality shall be
23 first offered for reconveyance at no cost to such
24 municipality, unless otherwise provided in a deed restriction
25 of record.

26 (12)(a) In regard to an exchange of lands contemplated
27 between the Board of Trustees and the City of Lakeland,
28 Florida, commonly referred to as the "Teneroc Exchange", the
29 Legislature finds that the completion of the land exchange is
30 in the public interest; the lands currently owned by the Board
31 of Trustees which are to be conveyed to the City of Lakeland,

1 Florida, are no longer needed for conservation purposes; and
2 the lands proposed to be exchanged are considered to be of
3 equal value and no further consideration shall be paid by the
4 Board of Trustees or the City of Lakeland.

5 (b) Notwithstanding the requirements of Chapters 253,
6 259, and 270, Florida Statutes, the Board of Trustees and the
7 City of Lakeland, Florida shall consummate this exchange no
8 later than July 31, 2003. The Board of Trustees shall include
9 in the deed of conveyance to the City of Lakeland a deed
10 restriction that limits the use of the portion of the property
11 that was received by the Board as a donation to that of a
12 public purpose use by the City of Lakeland. The Board of
13 Trustees' deed of conveyance of the donated property shall
14 also contain a reverter that automatically reverts title to
15 the Board of Trustees if the City of Lakeland fails to use the
16 property for a public purpose.

17 Section 2. Subsection (1) of section 274.02, Florida
18 Statutes, is amended to read:

19 274.02 Record and inventory of certain property.--

20 (1) The word "property" as used in this section means
21 fixtures and other tangible personal property of a
22 nonconsumable nature the value of which is \$1,000~~\$750~~ or more
23 and the normal expected life of which is 1 year or more.

24 Section 3. Section 274.12, Florida Statutes, is
25 repealed.

26 Section 4. This act shall take effect July 1, 2003.
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