



HB 0667

2003
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CHAMBER ACTION

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The Committee on State Administration recommends the following:

Committee Substitute

Remove the entire bill and insert:

A bill to be entitled

An act relating to local governments; amending s. 253.034, F.S.; providing for the disposition of certain surplus state lands; amending s. 274.02, F.S.; revising a definition to increase the monetary value of fixtures and tangible personal property that must be included in an inventory of property; repealing s. 274.12, F.S., relating to disposition of surplus property; providing an effective date.

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

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

253.034 State-owned lands; uses.--

(6) The Board of Trustees of the Internal Improvement Trust Fund shall determine which lands, the title to which is vested in the board, may be surplused. For conservation lands,



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29 | the board shall make a determination that the lands are no
30 | longer needed for conservation purposes and may dispose of them
31 | by a two-thirds vote. In the case of a land exchange involving
32 | the disposition of conservation lands, the board must determine
33 | by at least a two-thirds vote that the exchange will result in a
34 | net positive conservation benefit. For all other lands, the
35 | board shall make a determination that the lands are no longer
36 | needed and may dispose of them by majority vote.

37 | (f) In reviewing lands owned by the board, the council
38 | shall consider whether such lands would be more appropriately
39 | owned or managed by the county or other unit of local government
40 | in which the land is located. The council shall recommend to the
41 | board whether a sale, lease, or other conveyance to a local
42 | government would be in the best interests of the state and local
43 | government. The provisions of this paragraph in no way limit the
44 | provisions of ss. 253.111 and 253.115. Such lands shall be
45 | offered to the state, county, or local government for a period
46 | of 30 days. Permittable uses for such surplus lands may include
47 | public schools; public libraries; fire or law enforcement
48 | substations; and governmental, judicial, or recreational
49 | centers. County or local government requests for surplus lands
50 | shall be expedited throughout the surplus process. If the
51 | county or local government does not elect to purchase such lands
52 | in accordance with s. 253.111, then any surplus determination
53 | involving other governmental agencies shall be made upon the
54 | board deciding the best public use of the lands. Surplus
55 | properties in which governmental agencies have expressed no
56 | interest shall then be available for sale on the private market.



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57 Notwithstanding this paragraph, any surplus lands that were
58 acquired by the state prior to 1960 by a gift or other
59 conveyance for no consideration from a municipality shall be
60 first offered for reconveyance at no cost to such municipality,
61 unless otherwise provided in a deed restriction of record.

62 (12)(a) In regard to an exchange of lands contemplated
63 between the Board of Trustees of the Internal Improvement Trust
64 Fund and the City of Lakeland, commonly referred to as the
65 "Teneroc Exchange," the Legislature finds that the completion of
66 the land exchange is in the public interest; the lands currently
67 owned by the board which are to be conveyed to the City of
68 Lakeland are no longer needed for conservation purposes; and the
69 lands proposed to be exchanged are considered to be of equal
70 value and no further consideration shall be paid by the board or
71 the City of Lakeland.

72 (b) Notwithstanding the requirements of chapters 253,
73 259, and 270, the Board of Trustees of the Internal Improvement
74 Trust Fund and the City of Lakeland shall consummate this
75 exchange no later than August 31, 2003. The board shall include
76 in the deed of conveyance to the City of Lakeland a deed
77 restriction that limits the use of the portion of the property
78 that was received by the board as a donation to that of a public
79 purpose use by the City of Lakeland. The board's deed of
80 conveyance of the donated property shall also contain a reverter
81 that automatically reverts title to the board if the City of
82 Lakeland fails to use the property for a public purpose.

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



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85 | 274.02 Record and inventory of certain property.--

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

90 | Section 3. Section 274.12, Florida Statutes, is repealed.

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

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