

CHAMBER ACTION

1 The Committee on Natural Resources recommends the following:

2
3 **Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to the Florida Forever Act; amending s.
7 259.105, F.S.; providing for vesting of title to property
8 acquired in partnership with a local government at the
9 discretion of the Board of Trustees of the Internal
10 Improvement Trust Fund; requiring local governments to
11 financially contribute to the purchase of property before
12 title may be jointly vested; requiring a local
13 government's vested title interest to be commensurate with
14 the local government's financial contribution; providing
15 requirements for purchase agreements for jointly vested
16 lands; providing requirements for title deeds for jointly
17 vested lands; requiring the Department of Environmental
18 Protection to determine the feasibility of retroactively
19 applying jointly vested title to land purchases completed
20 under the Preservation 2000 and Florida Forever programs;
21 requiring that written recommendations be submitted by the
22 department to the President of the Senate, the Speaker of

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23 | the House of Representatives, and certain committees of
24 | the Legislature; providing an effective date.

25 |

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

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28 | Section 1. Paragraph (c) of subsection (7) of section
29 | 259.105, Florida Statutes, is amended to read:

30 | 259.105 The Florida Forever Act.--

31 | (7)

32 | (c)1. The title to lands acquired under this section shall
33 | vest in the Board of Trustees of the Internal Improvement Trust
34 | Fund, except that title to lands acquired by a water management
35 | district shall vest in the name of that district and lands
36 | acquired by a local government shall vest in the name of the
37 | purchasing local government. The board may, at the request of a
38 | local government, agree to jointly or concurrently share title
39 | with a local government that has contributed funds in an amount
40 | equal to or greater than 25 percent of the purchase price of the
41 | property being jointly acquired. The title interest must be
42 | commensurate with the financial contribution of the local
43 | government. Purchase agreements for lands to be jointly or
44 | concurrently vested in the state and a local government must
45 | identify the long-term uses and management goals of the property
46 | and must contain covenants, reverter clauses, or other
47 | restrictions as are necessary to protect the interest of the
48 | citizens of the state. Any covenants, reverter clauses, or
49 | restrictions contained in the purchase agreement also must be
50 | contained in the property deed.

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51 2. By October 1, 2005, the department shall determine the
52 feasibility and cost of retroactively applying the title-sharing
53 provisions of this paragraph to lands jointly acquired with
54 local governments under the Preservation 2000 and the Florida
55 Forever programs, notwithstanding the provisions of this
56 paragraph and s. 259.101(3). The department must include the
57 effects of title sharing on the bond covenants of the
58 Preservation 2000 and the Florida Forever programs. By December
59 1, 2005, the department's written recommendations on the
60 feasibility of retroactively applying the title-sharing
61 provisions of this paragraph shall be submitted to the President
62 of the Senate, the Speaker of the House of Representatives, and
63 the appropriate substantive and appropriations committees of the
64 Senate and the House of Representatives.

65 Section 2. This act shall take effect upon becoming a law.