

By Senator Geller

31-272-04

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; providing an effective
9 date.

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

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13 Section 1. Paragraph (f) of subsection (6) of section
14 253.034, Florida Statutes, is amended to read:

15 253.034 State-owned lands; uses.--

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

29 (f) In reviewing lands owned by the board, the council
30 shall consider whether such lands would be more appropriately
31 owned or managed by the county or other unit of local

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

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

27 274.02 Record and inventory of certain property.--

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

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Section 3. This act shall take effect July 1, 2004.

SENATE SUMMARY

Requires the state to offer to convey surplus lands to a municipality at no cost, if the surplus lands were acquired by the state before 1960 by a gift from the municipality. Revises the definition of the term "property" for purposes of inventory and recordkeeping by local governmental entities.