

CHAMBER ACTION

1 The PreK-12 Committee recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to the exercise of eminent domain by
7 municipalities; providing legislative intent; authorizing
8 certain municipalities to exercise the power of eminent
9 domain for public school purposes; providing for future
10 expiration; 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. The Legislature recognizes that certain
15 counties that have large student populations may have
16 difficulties in obtaining suitable land for the establishment of
17 public schools to serve those student populations. The intent of
18 the Legislature is to authorize municipalities within these
19 counties to exercise the power of eminent domain to aid those
20 counties' school districts in obtaining suitable land to meet
21 the needs of the districts' student population.

22 Section 2. A municipality located within a county that has
23 a public school student population in grades K-12 of 350,000 or

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24 | more before December 31, 2006, may exercise the power of eminent
25 | domain for the purpose of obtaining lands to be conveyed by the
26 | municipality to the school board of the school district within
27 | which the municipality is located if the school board of that
28 | county requests in writing that the municipality obtain such
29 | land for conveyance to the school board and promises to use the
30 | land to establish a public school thereon. Fulfilling the
31 | purpose of this section is recognized as constituting a valid
32 | municipal public purpose. This section expires January 1, 2007.
33 | Such expiration does not affect an action in eminent domain
34 | which was filed before January 1, 2007.

35 | Section 3. This act shall take effect upon becoming a law.