

Bill No. SB 774

Barcode 820430

CHAMBER ACTION

Senate

House

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The Committee on Environmental Preservation (Dockery)
recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

Section 1. Chapter 260, Florida Statutes, entitled
"Recreational Trails System" is renamed "Florida Greenways and
Trails."

Section 2. Section 260.11, Florida Statutes, is
amended to read:

260.011 Short title.--Sections 260.011-260.018 ~~shall~~
~~be known and~~ may be cited as the "Florida Greenways and Trails
Act."

Section 3. Subsections (1), (2), and (6) of section
260.012, Florida Statutes, are amended to read:

260.012 Declaration of policy and legislative
intent.--

(1) In order to recognize the benefits of the outdoor
areas of Florida, and in order to conserve, develop, and use

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1 the natural resources of this state for healthful and
2 recreational purposes, it is declared to be the public policy
3 of this state and the purpose of ss. 260.011-260.018 to
4 provide the means and procedures for establishing and
5 expanding a statewide system of greenways and trails for
6 recreational and conservation purposes which shall be
7 designated as the "Florida Greenways and Trails System." The
8 standards by which the greenways and trails system shall be
9 acquired, designated, administered, maintained, used, and
10 expanded shall be consistent with ~~the provisions of~~ ss.
11 260.011-260.018. It is the intent of the Legislature that
12 these greenways and trails will serve to implement the
13 concepts of ecosystems management while providing, where
14 appropriate, recreational opportunities, including, but not
15 limited to, equestrian activities ~~horseback riding~~, hiking,
16 bicycling, canoeing, jogging, and historical and
17 archaeological interpretation, thereby improving the health
18 and welfare of the people.

19 (2) It is the intent of the Legislature that a
20 statewide system of greenways and trails be established to
21 provide open space benefiting environmentally sensitive lands
22 and wildlife and providing people with access to healthful
23 outdoor activities. It is also the intent of the Legislature
24 to acquire or designate lands and waterways to facilitate the
25 establishment of a statewide system of greenways and trails;
26 to encourage the multiple use of public rights-of-way and use
27 to the fullest extent existing and future scenic roads,
28 highways, park roads, parkways, greenways, trails, and
29 national recreational trails; to encourage the development of
30 greenways and trails by counties, cities, ~~and~~ special
31 districts, and nongovernmental organizations to assist in such

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1 development by any means available; to coordinate greenway and
 2 trail plans and development by local governments with one
 3 another and with the state government and Federal Government;
 4 to encourage, whenever possible, the development of greenways
 5 and trails on federal lands by the Federal Government; and to
 6 encourage the owners of private lands to protect the existing
 7 ecological, historical, and cultural values of their lands,
 8 including those values derived from working landscapes.

9 (6) It is the intent of the Legislature to officially
 10 recognize the Florida National Scenic Trail as Florida's
 11 official statewide nonmotorized trail, extending from the
 12 Florida Panhandle to the Everglades and the Florida Keys, an
 13 approximate length of more than 1,400 miles. The Legislature
 14 recognizes the major contributions made to further the
 15 establishment of the Florida National Scenic Trail by the
 16 United States Government, including significant funding, and
 17 the efforts of private landowners, state government, and
 18 not-for-profit entities such as the Florida Trail Association.
 19 The Legislature also recognizes the significant economic
 20 benefit of nature-based recreation and the contributions to
 21 the state's economy which arise from the creation and
 22 completion of the trail. In order to further its commitment to
 23 the residents of this state and the United States Government
 24 to complete the establishment of the trail in a permanent
 25 location, the Legislature:

26 (a) Encourages each state, regional, and local agency
 27 that acquires lands to acquire property interests in the lands
 28 over which the trail passes which are sufficient to ensure
 29 that the trail remains in a permanent location.

30 (b) Officially recognizes, for establishment and
 31 acquisition purposes, the route of the trail as determined by

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1 the U.S.D.A. Forest Service, assisted by the Florida Trail
2 Association, in the publication entitled "Preferred Routing
3 for the Florida National Scenic Trail."

4 (c) Encourages state land-buying agencies to consider,
5 with the assistance of the Florida Trail Association and the
6 office, the Florida National Scenic Trail as a single project
7 with multiple phases for the purposes of listing property for
8 and completing acquisitions.

9 (d) Encourages the use of private funds to supplement
10 the state's funding for acquisition of fee or less-than-fee
11 interests in land containing designated portions of the
12 Florida National Scenic Trail.

13 (e) Encourages private landowners to continue to allow
14 the use of their property for purposes of the Florida National
15 Scenic Trail by providing limited liability protection and
16 encouraging provision of additional incentives for such
17 landowners.

18 (f) Encourages state and local agencies having
19 economic and ecotourism development responsibilities to
20 recognize the importance of the Florida National Scenic Trail
21 in bringing nature-based tourism to communities along the
22 trail route and to support acquisition and development
23 activities for completion of the trail in a permanent
24 location. It is also the intent of the Legislature to
25 encourage all state, regional, and local agencies who acquire
26 lands to include in their land-buying efforts the acquisition
27 of sufficient legal interest in the lands over which the trail
28 passes to ensure its continued existence in a permanent
29 location.

30 Section 4. Section 260.013, Florida Statutes, is
31 transferred, renumbered as section 260.0111, Florida Statutes,

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1 and amended to read:

2 260.0111 ~~260.013~~ Definitions.--As used in ss.

3 260.011-260.018, unless the context otherwise requires:

4 (1) "Board" means the Board of Trustees of the
5 Internal Improvement Trust Fund.

6 (2) "Department" means the Department of Environmental
7 Protection.

8 (3) "Designation" means the identification and
9 inclusion of specific lands and waterways as part of the
10 statewide system of greenways and trails pursuant to a formal
11 public process, including the specific written consent of the
12 landowner. When the department determines that public access
13 is appropriate for greenways and trails, written authorization
14 must be granted by the landowner to the department permitting
15 public access to all or a specified part of the landowner's
16 property. The department's determination shall be noticed
17 pursuant to s. 120.525, and the department shall also notify
18 the landowner by certified mail at least 7 days before any
19 public meeting regarding the intent to designate.

20 (4) "Greenway" means a linear open space established
21 along either a natural corridor, such as a riverfront, stream
22 valley, or ridgeline, or over land along a railroad
23 right-of-way converted to recreational use, a canal, a scenic
24 road, or other route; any natural or landscaped course for
25 pedestrian or bicycle passage; an open space connector linking
26 parks, nature reserves, cultural features, or historic sites
27 with each other and populated areas; or a local strip or
28 linear park designated as a parkway or greenbelt.

29 (5) "Office" means the Office of Greenways and Trails
30 of the Department of Environmental Protection.

31 ~~(6)~~(5) "Trails" means linear corridors and any

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1 adjacent support parcels on land or water providing public
2 access for recreation or authorized alternative modes of
3 transportation.

4 Section 5. Section 260.0141, Florida Statutes, is
5 amended to read:

6 260.0141 Greenways and Trails Program.--There is
7 established within the department the "Florida Greenways and
8 Trails Program," the purpose of which is to facilitate the
9 establishment of a statewide system of greenways and trails.
10 ~~Such greenways and trails shall be acquired pursuant to this~~
11 ~~act.~~ Planning materials, maps, data, and other information
12 developed or used in the program shall not be construed as
13 designation of lands as part of the statewide system of
14 greenways and trails. Identification of lands in such
15 information shall not:

16 (1) Require or empower any unit of local or regional
17 government, or any state agency, to impose additional or more
18 restrictive environmental, land-use, or zoning regulations;

19 (2) Be construed or cited as authority to adopt,
20 enforce, or amend any environmental rule or regulation;
21 comprehensive plan goals, policies, or objectives; or zoning
22 or land-use ordinance;

23 (3) Be used as the basis for permit denial; imposition
24 of any permit condition; or application of any rule,
25 regulation, or ordinance by any subdivision of local,
26 regional, or state government; or

27 (4) Be construed or cited as authority by any
28 governmental agency to reduce or restrict the rights of owners
29 of lands so identified.

30 Section 6. Section 260.0142, Florida Statutes, is
31 amended to read:

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1 260.0142 Florida Greenways and Trails Council;

2 composition; powers and duties.--

3 (1) There is ~~hereby~~ created within the department of
4 ~~Environmental Protection~~ the Florida Greenways and Trails
5 Council which shall advise the department in the execution of
6 the department's powers and duties under this chapter. The
7 council shall be composed of 21 members, consisting of:

8 (a) Five members appointed by the Governor, with two
9 members representing the trail user community, two members
10 representing the greenway user community, and one member
11 representing private landowners. ~~Of the initial appointments,~~
12 ~~two shall be appointed for 2-year terms and three shall be~~
13 ~~appointed for 1-year terms. Subsequent appointments shall be~~
14 ~~for 2-year terms.~~

15 (b) Three members appointed by the President of the
16 Senate, with one member representing the trail user community
17 and two members representing the greenway user community. ~~Of~~
18 ~~the initial appointments, two shall be appointed for 2-year~~
19 ~~terms and one shall be appointed for a 1-year term. Subsequent~~
20 ~~appointments shall be for 2-year terms.~~

21 (c) Three members appointed by the Speaker of the
22 House of Representatives, with two members representing the
23 trail user community and one member representing the greenway
24 user community. ~~Of the initial appointments, two shall be~~
25 ~~appointed for 2-year terms and one shall be appointed for a~~
26 ~~1-year term. Subsequent appointments shall be for 2-year~~
27 ~~terms.~~

28
29 Those eligible to represent the trail user community shall be
30 chosen from, but not be limited to, paved trail users, hikers,
31 off-road bicyclists, users of off-highway vehicles, paddlers,

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1 equestrians, disabled outdoor recreational users, and
 2 commercial recreational interests. Those eligible to represent
 3 the greenway user community shall be chosen from, but not be
 4 limited to, conservation organizations, nature study
 5 organizations, and scientists and university experts.

6 (d) The 10 remaining members shall include:

7 1. The Secretary of Environmental Protection or a
 8 designee;

9 2. The executive director of the Fish and Wildlife
 10 Conservation Commission or a designee;

11 3. The Secretary of Community Affairs or a designee;

12 4. The Secretary of Transportation or a designee;

13 5. The Director of the Division of Forestry of the
 14 Department of Agriculture and Consumer Services or a designee;

15 6. The director of the Division of Historical
 16 Resources of the Department of State or a designee;

17 7. A representative of the water management districts
 18 ~~who shall serve for 1 year.~~ Membership on the council shall
 19 rotate among the five districts. The districts shall determine
 20 the order of rotation;

21 8. A representative of a federal land management
 22 agency. The Secretary of Environmental Protection shall
 23 identify the appropriate federal agency and request
 24 designation of a representative from the agency to serve on
 25 the council;

26 9. A representative of the regional planning councils
 27 to be appointed by the Secretary of Environmental Protection,
 28 in consultation with the Secretary of Community Affairs.
 29 Membership on the council shall rotate among the seven
 30 regional planning councils. The regional planning councils
 31 shall determine the order of rotation, for a single 2-year

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1 ~~term. The representative shall not be selected from the same~~
2 ~~regional planning council for successive terms; and~~

3 10. A representative of local governments to be
4 appointed by the Secretary of Environmental Protection, in
5 consultation with the Secretary of Community Affairs, ~~for a~~
6 ~~single 2-year term.~~ Membership shall alternate between a
7 county representative and a municipal representative.

8
9 The term of all appointees shall be for 2 years unless
10 otherwise specified. The appointees of the Governor, the
11 President of the Senate, and the Speaker of the House of
12 Representatives may be reappointed for no more than four
13 consecutive terms. The representative of the water management
14 districts, regional planning councils, and local governments
15 may be reappointed for no more than two consecutive terms. All
16 other appointees may serve until replaced.

17 (2) The department shall provide necessary staff
18 assistance to the council.

19 ~~(3) The council is authorized to contract for and to~~
20 ~~accept gifts, grants, or other aid from the United States~~
21 ~~Government or any person or corporation.~~

22 ~~(3)(4)~~ The duties of the council shall include, but
23 not be limited to, the following:

24 ~~(a) Advise the Department of Environmental Protection,~~
25 ~~the Department of Community Affairs, the Department of~~
26 ~~Transportation, the Fish and Wildlife Conservation Commission,~~
27 ~~the Division of Forestry of the Department of Agriculture and~~
28 ~~Consumer Services, the water management districts, and the~~
29 ~~regional planning councils on policies relating to the Florida~~
30 ~~Greenways and Trails System, and promote intergovernmental~~
31 ~~cooperation.~~

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1 ~~(a)(b)~~ Facilitate a statewide system of interconnected
 2 landscape linkages, conservation corridors, greenbelts,
 3 recreational corridors and trails, scenic corridors,
 4 utilitarian corridors, reserves, regional parks and preserves,
 5 ecological sites, and cultural/historic/recreational sites,
 6 using

7 ~~(c)~~ ~~Facilitate a statewide system of interconnected~~
 8 ~~land-based trails that connect urban, suburban, and rural~~
 9 ~~areas of the state and facilitate expansion of the statewide~~
 10 ~~system of freshwater and saltwater paddling trail.~~

11 ~~(b)(d)~~ Recommend priorities for critical links in the
 12 Florida Greenways and Trails System.

13 ~~(c)(e)~~ Review recommendations of the office
 14 ~~applications~~ for acquisition funding under the Florida
 15 Greenways and Trails Program and recommend to the Secretary of
 16 Environmental Protection which projects should be acquired.

17 ~~(f)~~ ~~Provide funding recommendations to agencies and~~
 18 ~~organizations regarding the acquisition, development, and~~
 19 ~~management of greenways and trails, including the promotion of~~
 20 ~~private landowner incentives.~~

21 ~~(d)(g)~~ Review designation proposals for inclusion in
 22 the Florida Greenways and Trails System.

23 ~~(h)~~ ~~Provide advocacy and education to benefit the~~
 24 ~~statewide system of greenways and trails by encouraging~~
 25 ~~communication and conferencing.~~

26 ~~(e)(i)~~ Encourage public-private partnerships to
 27 develop and manage greenways and trail.

28 ~~(f)(j)~~ Review progress toward meeting established
 29 benchmarks and recommend appropriate action.

30 ~~(g)(k)~~ Make recommendations for updating and revising
 31 the implementation plan for the Florida Greenways and Trails

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1 System.[†]

2 ~~(l) Advise the Land Acquisition and Management~~
3 ~~Advisory Council or its successor to ensure the incorporation~~
4 ~~of greenways and trails in land management plans on lands~~
5 ~~managed by the Department of Environmental Protection, the~~
6 ~~Fish and Wildlife Conservation Commission, the Division of~~
7 ~~Historical Resources of the Department of State, and the~~
8 ~~Division of Forestry of the Department of Agriculture and~~
9 ~~Consumer Services;~~

10 ~~(m) Provide advice and assistance to the Department of~~
11 ~~Transportation and the water management districts regarding~~
12 ~~the incorporation of greenways and trails into their planning~~
13 ~~efforts;~~

14 ~~(n) Encourage land use, environmental, and coordinated~~
15 ~~linear infrastructure planning to facilitate the~~
16 ~~implementation of local, regional, and statewide greenways and~~
17 ~~trails systems;~~

18 ~~(h)(o)~~ Promote greenways and trails support
19 organizations.[†] and

20 ~~(i)(p)~~ Support the Florida Greenways and Trails System
21 through intergovernmental coordination, budget
22 recommendations, advocacy, education, and in any other
23 appropriate way.

24 ~~(4)(5)~~ The council shall establish procedures for
25 conducting its affairs in execution of the duties and
26 responsibilities stated in this section, which operating
27 procedures shall include determination of a council chair and
28 other appropriate operational guidelines. The council shall
29 meet at the call of the chair, or at such times as may be
30 prescribed by its operating procedures. The council may
31 establish committees to conduct the work of the council and

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1 the committees may include nonmembers as appropriate.

2 ~~(5)(6)~~ A vacancy on the council shall be filled for
3 the remainder of the unexpired term in the same manner as the
4 original appointment. Members whose terms have expired may
5 continue to serve until replaced or reappointed. ~~No member~~
6 ~~shall serve on the council for more than two consecutive~~
7 ~~terms.~~

8 ~~(6)(7)~~ Members of the council may ~~shall~~ not receive
9 any compensation for their services but are ~~shall be~~ entitled
10 to receive reimbursement for per diem and travel expenses
11 incurred in the performance of their duties, as provided in s.
12 112.061.

13 Section 7. Paragraph (c) of subsection (1) of section
14 260.015, Florida Statutes, is amended to read:

15 260.015 Acquisition of land.--

16 (1) The department is authorized to acquire by gift or
17 purchase the fee simple absolute title or any lesser interest
18 in land, including easements, for the purposes of ss.
19 260.011-260.018 pursuant to the provisions of chapter 375,
20 except that:

21 (c) Projects acquired under this chapter shall not be
22 subject to the evaluation and selection procedures of s.
23 259.035, regardless of the estimated value of such projects.
24 All projects shall be acquired in accordance with the
25 acquisition procedures of chapter 259, except that the
26 department may use the appraisal procedure used by the
27 Department of Transportation to acquire transportation
28 rights-of-way. ~~When a parcel is estimated to be valued at~~
29 ~~\$100,000 or less and the department finds that the costs of~~
30 ~~obtaining an outside appraisal are not justified, an appraisal~~
31 ~~prepared by the department may be used.~~

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1 Section 8. Subsection (1) and paragraph (a) of
2 subsection (2) of section 260.016, Florida Statutes, are
3 amended to read:

4 260.016 General powers of the department.--

5 (1) The department may:

6 (a) Publish and distribute appropriate maps of
7 ~~designated greenways and trails. The description shall include~~
8 ~~a generalized map delineating the area designated, location of~~
9 ~~suitable ingress and egress sites, as well as other points of~~
10 ~~interest to enhance the recreational opportunities of the~~
11 ~~public.~~

12 ~~(b) Establish access routes and related public-use~~
13 ~~facilities along greenways and trails which will not~~
14 ~~substantially interfere with the nature and purposes of the~~
15 ~~greenway or trail.~~

16 ~~(b)(c)~~ Adopt appropriate rules to implement or
17 interpret this act and portions of chapter 253 relating to
18 greenways and trails, which may include, but are not limited
19 to, rules for the following:

- 20 1. Establishing a designation process.
- 21 2. Negotiating and executing agreements with private
- 22 landowners.
- 23 3. Establishing prohibited activities or restrictions
- 24 on activities to protect the health, safety, and welfare of
- 25 the public.
- 26 4. Charging fees for use.
- 27 5. Providing public access.
- 28 6. Providing for maintenance.
- 29 7. Any matter necessary to the evaluation, selection,
- 30 operation, and maintenance of greenways and trails.

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1 Any person who violates or otherwise fails to comply with the
2 rules adopted pursuant to subparagraph 3. commits a
3 noncriminal infraction for which a fine of up to \$500 may be
4 imposed.

5 (c)~~(d)~~ Coordinate the activities of all governmental
6 units and bodies and special districts that desire to
7 participate in the development and implementation of the
8 Florida Greenways and Trails System.

9 (d)~~(e)~~ Establish, develop, and publicize greenways and
10 trails in a manner that will permit public recreation when
11 appropriate without damaging natural resources. The Big Bend
12 Historic Saltwater Paddling Trail from the St. Marks River to
13 Yankeetown is hereby designated as part of the Florida
14 Greenways and Trails System. Additions to this trail may be
15 added by the Legislature or the department from time to time
16 as part of the Florida ~~a statewide saltwater~~ circumnavigation
17 saltwater paddling trail created in s. 260.20.

18 (e)~~(f)~~ Enter into agreements with any federal, state,
19 or local governmental agency, or any other entity for the
20 management of greenways and trails for recreation and
21 conservation purposes consistent with the intent of this
22 chapter. Such entities must demonstrate their capabilities of
23 management for the purposes defined in ss. 260.011-260.018.

24 (f)~~(g)~~ Charge reasonable fees or rentals for the use
25 or operation of facilities and concessions. All such fees,
26 rentals, or other charges collected shall be deposited in the
27 account or trust fund of the managing entity.

28 (g)~~(h)~~ Receive or accept from any legal source, grants
29 for the purpose of providing or improving public greenways and
30 trails, and the department is authorized to disburse funds as
31 pass-through grants to federal, state, or local government

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1 agencies, recognized tribal units, or to nonprofit entities
 2 created for this purpose. The department has authority to
 3 adopt rules pursuant to ss. 120.536(1) and 120.54 to implement
 4 ~~the provisions of~~ this subsection. Such rules shall provide,
 5 but are not limited to, the following: procedures for grant
 6 administration and accountability; eligibility, selection
 7 criteria; maximum grant amounts and number of pending grants;
 8 dedication requirements; and conversion procedures and
 9 requirements.

10 (2) The department shall:

11 (a) Evaluate lands for the acquisition of greenways
 12 and trails and compile a list of suitable corridors,
 13 greenways, and trails, ranking them in order of priority for
 14 proposed acquisition. The department shall devise a method of
 15 evaluation which includes, but is not limited to, ~~the~~
 16 consideration of the importance and function of such corridors
 17 within the statewide system as reflected on the opportunity
 18 maps and by landowners' willingness to negotiate.

19 Section 9. Section 260.20, Florida Statutes, is created
20 to read:

21 260.20 Florida Circumnavigation Saltwater Paddling
22 Trail.--

23 (1) The Legislature creates the Florida
 24 Circumnavigation Saltwater Paddling Trail as part of the
 25 Florida Greenways and Trails System. For purposes of this
 26 section, "trail" means the Florida Circumnavigation Saltwater
 27 Paddling Trail.

28 (2) The department shall establish the initial
 29 starting and ending points, by latitude and longitude, of the
 30 trail segments described in subsection (3) within 180 days
 31 after the effective date after this act. Except for the Big

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1 Bend Saltwater Paddling Trail, segment 6, the department has
 2 the exclusive authority to officially name and locate the
 3 remaining 25 trail segments. The department shall name and
 4 locate the segments based on logical geographical boundaries,
 5 safety to trail users, ease of management, desires of local
 6 communities and user groups, and other factors that assist in
 7 the overall success of the Florida Greenways and Trails
 8 System. The department may adjust the location of any trail
 9 segment, give official recognition to specific sites along the
 10 trail route, publish official trail guides and literature in
 11 cooperation with other governmental entities, and resolve
 12 conflicts that may arise between competing and conflicting
 13 parties over trail issues. The Florida Greenways and Trails
 14 Council shall advise the department on all matters relating to
 15 the trail. By January 1, 2008, the department shall prepare
 16 and provide to the Governor, the President of the Senate, and
 17 the Speaker of the House of Representatives a report setting
 18 forth the names and locations adopted for each trail segment.

19 (3) The Florida Circumnavigation Saltwater Paddling
 20 Trail is composed of 26 segments that start at the
 21 Florida/Alabama border on the west end at the Florida/Georgia
 22 border on the east. The general geographic locations of the
 23 segments are:

- 24 (a) Segment 1: Pensacola/Fort Pickens.
- 25 (b) Segment 2: Choctawatchee Bay.
- 26 (c) Segment 3: Panama City Beach/St. Andrews Bay.
- 27 (d) Segment 4: St. Joseph Bay/Apalachicola Bay.
- 28 (e) Segment 5: Alligator Harbor/Ochlockonee Bay.
- 29 (f) Segment 6: Big Bend Saltwater Paddling Trail.
- 30 (g) Segment 7: Crystal Bay/St. Martin's.
- 31 (h) Segment 8: Pinellas.

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- 1 (i) Segment 9: Tampa Bay/Longboat Key.
- 2 (j) Segment 10: Sarasota/Venice.
- 3 (k) Segment 11: Charlotte Harbor.
- 4 (l) Segment 12: Sanibel/Estero Bay.
- 5 (m) Segment 13: Rookery Bay/Ten Thousand Islands.
- 6 (n) Segment 14: Everglades National Park.
- 7 (o) Segment 15: Florida Keys.
- 8 (p) Segment 16: Biscayne Bay.
- 9 (q) Segment 17: Hollywood/Ft. Lauderdale.
- 10 (r) Segment 18: Pompano Beach/Lake Worth.
- 11 (s) Segment 19: Palm Beach/Loxahatchee.
- 12 (t) Segment 20: Hobe Sound/Ft. Pierce.
- 13 (u) Segment 21: Vero Beach/Indian River.
- 14 (v) Segment 22: Merritt Island/Mosquito Lagoon.
- 15 (w) Segment 23: Tomoka/Flagler.
- 16 (x) Segment 24: Anastasia/Guana River.
- 17 (y) Segment 25: Jacksonville/St. Johns River.
- 18 (z) Segment 26: Nassau/Fort Clinch.

19 Section 10. Paragraph (k) of subsection (4) of section
20 373.199, Florida Statutes, is amended to read:

21 373.199 Florida Forever Water Management District Work
22 Plan.--

23 (4) The list submitted by the districts shall include,
24 where applicable, the following information for each project:

25 (k) An identification of the proposed public access
26 for projects with land acquisition components, including the
27 Florida National Scenic Trail.

28 Section 11. Subsection (4) of section 380.507, Florida
29 Statutes, is amended to read:

30 380.507 Powers of the trust.--The trust shall have all
31 the powers necessary or convenient to carry out the purposes

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1 and provisions of this part, including:

2 (4) To acquire and dispose of real and personal
3 property or any interest therein when necessary or appropriate
4 to protect the natural environment, provide public access or
5 public recreational facilities including the Florida National
6 Scenic Trail, preserve wildlife habitat areas, provide access
7 for managing acquired lands, or otherwise carry out the
8 purposes of this part. If the trust acquires land for
9 permanent state ownership, title to such land shall be vested
10 in the Board of Trustees of the Internal Improvement Trust
11 Fund; otherwise, title to property acquired in partnership
12 with a county or municipality shall vest in the name of the
13 local government. Notwithstanding any other provision of law,
14 the trust may enter into an option agreement to purchase lands
15 included in projects approved according to this part, when
16 necessary to reserve lands during the preparation of project
17 plans and during acquisition proceedings. The consideration
18 for an option shall not exceed \$100,000.

19 Section 12. This act shall take effect upon becoming a
20 law.

21
22

23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25 Delete everything before the enacting clause

26

27 and insert:

28 A bill to be entitled
29 An act relating to greenways and trails;
30 renaming ch. 260.F.S., as "Florida Greenways
31 and Trails"; amending s. 260.011, F.S.;

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1 clarifying the short title; amending s.
2 260.012, F.S.; revising legislative intent with
3 respect to the development and completion of
4 the Florida National Scenic Trail;
5 transferring, renumbering, and amending s.
6 260.013, F.S.; revising definitions; amending
7 s. 260.0141, F.S.; deleting provisions
8 authorizing certain acquisitions; amending s.
9 260.0142, F.S.; revising the powers and duties
10 of the Florida Greenways and Trails Council;
11 extending the terms of certain appointees;
12 providing for reappointment of appointees;
13 amending eligibility requirements for
14 appointees of the trail-user community to
15 include users of off-road highway vehicles;
16 amending s. 260.015, F.S.; requiring the
17 appraisal of certain property by the
18 department; amending s. 260.016, F.S.; revising
19 the general powers of the Department of
20 Environmental Protection relating to greenways
21 and trails; creating s. 260.20, F.S.; creating
22 and specifying segments of the Florida
23 Circumnavigation Saltwater Paddling Trail;
24 requiring the Department of Environmental
25 Protection to name and locate segments and
26 provide a report; authorizing the department to
27 relocate segments and perform certain
28 trail-management and publication functions;
29 authorizing the Florida Greenways and Trails
30 Council to advise the department regarding the
31 trail; amending s. 373.199, F.S.; requiring the

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1 water management districts to include
2 information about the Florida Scenic Trail in
3 the 5-year work plans; amending s. 380.507,
4 F.S.; revising provisions relating to the
5 acquisition or disposition of certain property
6 under the Florida Communities Trust Program;
7 providing an effective date.

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