

CHAMBER ACTION

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1 The Agriculture & Environment Appropriations Committee  
2 recommends the following:

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4 **Council/Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to outdoor recreation; amending s.  
8 375.075, F.S.; requiring the Department of Environmental  
9 Protection to adopt by rule specific procedures relating  
10 to the Florida Recreation Development Assistance Program  
11 and a determination of the appropriate incentive for  
12 encouraging the construction of inclusive playgrounds;  
13 defining the term "inclusive playground"; deleting a  
14 provision limiting grant applications, active projects,  
15 and grant amounts; providing an effective date.

16  
17 Be It Enacted by the Legislature of the State of Florida:

18  
19 Section 1. Section 375.075, Florida Statutes, is amended  
20 to read:

21 375.075 Outdoor recreation; financial assistance to local  
22 governments; inclusive playgrounds.--

23 (1) The Department of Environmental Protection is  
 24 authorized to establish the Florida Recreation Development  
 25 Assistance Program to provide grants to qualified local  
 26 governmental entities to acquire or develop land for public  
 27 outdoor recreation purposes. To the extent not needed for debt  
 28 service on bonds issued pursuant to s. 375.051, each year the  
 29 department shall develop and plan a program which shall be based  
 30 upon funding of not less than 5 percent of the money credited to  
 31 the Land Acquisition Trust Fund pursuant to s. 201.15(2) and (3)  
 32 in that year. Beginning fiscal year 2001-2002, the department  
 33 shall develop and plan a program which shall be based upon the  
 34 cumulative total funding provided from this section and from the  
 35 Florida Forever Trust Fund pursuant to s. 259.105(3)(c).

36 (2)(a) The department shall adopt, by rule, procedures to  
 37 govern the program. The rule, ~~which shall include;~~ ~~but need not~~  
 38 ~~be limited to,~~

39 1. A competitive project selection process designed to  
 40 maximize the outdoor recreation benefit to the public.

41 2. The total number of active projects expending grant  
 42 funds a local government may have during any state fiscal year.

43 3. The maximum amount of state funds that is awardable for  
 44 each grant project.

45 4. Application requirements, including required  
 46 documentation and forms.

47 5. Grant administration and accountability.

48 6. Site dedication and management, including entrance fees  
 49 and native plantings.

50 7. Conversions and public accessibility.

51           8. Inspections and compliance.  
 52           (b) Selection criteria shall, at a minimum, rank:  
 53           1. The extent to which the project would implement the  
 54 outdoor recreation goals, objectives, and priorities specified  
 55 in the state comprehensive outdoor recreation plan; and  
 56           2. The extent to which the project would provide for  
 57 priority resource or facility needs in the region as specified  
 58 in the state comprehensive outdoor recreation plan.  
 59           (c) No release of funds from the Land Acquisition Trust  
 60 Fund, or from the Florida Forever Trust Fund beginning in fiscal  
 61 year 2001-2002, for this program may be made for these public  
 62 recreation projects until the projects have been selected  
 63 through the competitive selection process provided for in this  
 64 section.  
 65           (3) The department shall adopt by rule a determination of  
 66 the appropriate incentive for encouraging the construction of  
 67 inclusive playgrounds. The term "inclusive playground" means a  
 68 playground with a barrier-free environment designed for children  
 69 of all abilities, including those with physical, developmental,  
 70 cognitive, and sensory disabilities, to experience independent  
 71 self-directed play, each at his or her own highest level of  
 72 ability, and includes accessible play components and equipment  
 73 that engage and provide access for children with various motor  
 74 impairments. ~~A local government may submit up to two grant~~  
 75 ~~applications during each application period announced by the~~  
 76 ~~department. However, a local government may not have more than~~  
 77 ~~three active projects expending grant funds during any state~~

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78 | ~~fiscal year. The maximum project grant for each project~~  
79 | ~~application may not exceed \$200,000 in state funds.~~

80 |       Section 2. This act shall take effect July 1, 2006.