

Bill No. HB 1347, 2nd Eng.

Barcode 092940

CHAMBER ACTION

Senate

House

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Senators Crist and Fasano moved the following amendment:

Senate Amendment (with title amendment)

Between lines 1168 and 1169,

insert:

Section 10. Effective July 1, 2006, paragraph (f) of subsection (6) of section 253.034, Florida Statutes, is amended to read:

253.034 State-owned lands; uses.--

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

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1 longer needed and may dispose of them by an affirmative vote
2 of at least three members.

3 (f)1. In reviewing lands owned by the board, the
4 council shall consider whether such lands would be more
5 appropriately owned or managed by the county or other unit of
6 local government in which the land is located. The council
7 shall recommend to the board whether a sale, lease, or other
8 conveyance to a local government would be in the best
9 interests of the state and local government. The provisions of
10 this paragraph in no way limit the provisions of ss. 253.111
11 and 253.115. Such lands shall be offered to the state, county,
12 or local government for a period of 30 days. Permittable uses
13 for such surplus lands may include public schools; public
14 libraries; fire or law enforcement substations; and
15 governmental, judicial, or recreational centers. County or
16 local government requests for surplus lands shall be expedited
17 throughout the surplusing process. If the county or local
18 government does not elect to purchase such lands in accordance
19 with s. 253.111, then any surplusing determination involving
20 other governmental agencies shall be made upon the board
21 deciding the best public use of the lands. Surplus properties
22 in which governmental agencies have expressed no interest
23 shall then be available for sale on the private market.

24 2. Notwithstanding subparagraph 1., any surplus lands
25 that were acquired by the state prior to 1958 by a gift or
26 other conveyance for no consideration from a municipality, and
27 which the department has filed by July 1, 2006, a notice of
28 its intent to surplus, shall be first offered for reconveyance
29 to such municipality at no cost, but for the fair market value
30 of any building or other improvements to the land, unless
31 otherwise provided in a deed restriction of record. This

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1 subparagraph expires July 1, 2006.

2 3. Notwithstanding subparagraph 1., any parcel of
3 surplus lands less than 3 acres in size which was acquired by
4 the state prior to 1955 by gift or other conveyance for no
5 consideration from a fair association incorporated under
6 chapter 616 for the purpose of conducting and operating public
7 fairs or expositions, and for which the department has filed
8 by July 1, 2007, a notice of intent to surplus, shall be
9 offered for reconveyance to such fair association; however,
10 the agency that last held a lease from the board for
11 management of such lands may remove from the lands any
12 improvements, fixtures, goods, wares, and merchandise within
13 180 days after the effective date of the reconveyance. This
14 subparagraph expires July 1, 2007.

15
16 (Redesignate subsequent sections.)

17
18
19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 On line 87, after the semicolon,

22
23 insert:

24 amending s. 253.034, F.S.; requiring the state
25 to offer to reconvey to a fair association
26 certain lands acquired by the state before a
27 specified date; allowing the removal of certain
28 improvements and goods from such lands;
29 providing for the expiration of the provision
30 allowing such reconveyance;

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