

# SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: Agriculture Committee

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BILL: SB 1512

INTRODUCER: Senator Fasano

SUBJECT: Surplus State Lands/Fair Associations

DATE: March 6, 2006

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Albee	Poole	AG	<b>Favorable</b>
2.	_____	_____	EP	_____
3.	_____	_____	GO	_____
4.	_____	_____	GA	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

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## I. Summary:

This bill provides for reconveyance of certain surplus state lands to a fair association at no cost to the association. It amends a surplus land statutory provision to permit the Department of Environmental Protection (DEP) to return any parcel of surplus land less than three acres that was gifted or conveyed to the state by a fair association before 1955. The land may be returned by the state to the fair association at no cost provided the DEP files a notice of intent to surplus by July 1, 2007. This bill provides for this statutory provision to expire on July 1, 2007.

This bill amends s. 253.034, Florida Statutes.

## II. Present Situation:

The parcel of land affected by this bill is located in Pasco County, Florida and was conveyed to the State Board of Education from the Pasco County Fair Association in 1954. The property was to be used by the University of Florida Agricultural Experiment Station as a Poultry Diagnostic Clinic. The Pasco County Fair Association requested that in the event the property would no longer be used by the experiment station that the property revert back to the Pasco County Fair Association. However, the deed did not contain such a reverter clause.

Section 253.034, F. S., provides the criteria for the state to dispose of surplus lands. State lands identified as surplus are offered to local governments first and if the local governments have no interest in acquiring the proposed surplus property, the surplus land is then available for sale on the private market.

Presently, there is no surplus criteria identified in statute associated with lands previously gifted or conveyed to the state by a fair association incorporated under Chapter 616, F. S.

### **III. Effect of Proposed Changes:**

#### **Section 1.**

Amends s. 253.034, F. S., to permit DEP to return any parcel of surplus land less than three acres in size which was conveyed or gifted to the state by a fair association prior to 1955 at no cost. This land must have been incorporated under chapter 616, Florida Statutes, for the purpose of conducting and operating public fairs and expositions. DEP is required to file a notice of intent to surplus by July 1, 2007.

#### **Section 2.**

Provides that this act shall take effect July 1, 2006.

### **IV. Constitutional Issues:**

#### **A. Municipality/County Mandates Restrictions:**

None.

#### **B. Public Records/Open Meetings Issues:**

None.

#### **C. Trust Funds Restrictions:**

None.

### **V. Economic Impact and Fiscal Note:**

#### **A. Tax/Fee Issues:**

None.

#### **B. Private Sector Impact:**

None

#### **C. Government Sector Impact:**

Pasco County Fair Association (PCFA) will be the beneficiary of a parcel of land that they had conveyed to the Florida Board of Education (BOE) in 1954, without placing a reverter in the conveyance.

### **VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

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This Senate staff analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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## **VIII. Summary of Amendments:**

None.

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