

Bill No. SB 2482

Barcode 162478

CHAMBER ACTION

Senate

House

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

Comm: 23/RCS  
04/19/2007 06:45 PM

.  
. .  
. .  
. .  
. .  
. .

---

The Committee on Finance and Tax (Geller) recommended the following amendment:

**Senate Amendment (with title amendment)**

On page 83, between lines 20 and 21,

insert:

Section 42. Section 197.572, Florida Statutes, is amended to read:

197.572 Easements for conservation purposes, or for  
public service purposes or for drainage or ingress and egress  
survive tax sales and deeds.--When any lands are sold for the  
nonpayment of taxes, or any tax certificate is issued thereon  
by a governmental unit or agency or pursuant to any tax lien  
foreclosure proceeding, the title to the lands shall continue  
to be subject to any easement for conservation purposes as  
provided in s. 704.06 or telephone, telegraph, pipeline, power  
transmission, or other public service purpose and shall  
continue to be subject to any easement for the purposes of  
drainage or of ingress and egress to and from other land. The  
easement and the rights of the owner of it shall survive and

Bill No. SB 2482

Barcode 162478

1 be enforceable after the execution, delivery, and recording of  
2 a tax deed, a master's deed, or a clerk's certificate of title  
3 pursuant to foreclosure of a tax deed, tax certificate, or tax  
4 lien, to the same extent as though the land had been conveyed  
5 by voluntary deed. The easement must be evidenced by written  
6 instrument recorded in the office of the clerk of the circuit  
7 court in the county where such land is located before the  
8 recording of such tax deed or master's deed, or, if not  
9 recorded, an easement for a public service purpose must be  
10 evidenced by wires, poles, or other visible occupation, an  
11 easement for drainage must be evidenced by a waterway, water  
12 bed, or other visible occupation, and an easement for the  
13 purpose of ingress and egress must be evidenced by a road or  
14 other visible occupation to be entitled to the benefit of this  
15 section; however, this shall apply only to tax deeds issued  
16 after the effective date of this act.

17

18 (Redesignate subsequent sections.)

19

20

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

22 And the title is amended as follows:

23 On page 7, line 1, after the semicolon

24

25 insert:

26 amending s. 197.572, F.S.; providing for  
27 easements for conservation purposes;

28

29

30

31