

By Senator Fasano

11-518A-07

1 A bill to be entitled
2 An act relating to surplus state lands;
3 amending s. 253.034, F.S.; providing for
4 reconveyance of certain state lands to certain
5 fair associations under specified
6 circumstances; authorizing agencies last
7 holding a lease of such lands to remove
8 improvements, fixtures, goods, wares, and
9 merchandise from such lands within a time
10 certain after reconveyance; providing for
11 expiration; providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Paragraph (f) of subsection (6) of section
16 253.034, Florida Statutes, is amended to read:

17 253.034 State-owned lands; uses.--

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

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1 (f)1. In reviewing lands owned by the board, the
2 council shall consider whether such lands would be more
3 appropriately owned or managed by the county or other unit of
4 local government in which the land is located. The council
5 shall recommend to the board whether a sale, lease, or other
6 conveyance to a local government would be in the best
7 interests of the state and local government. The provisions of
8 this paragraph in no way limit the provisions of ss. 253.111
9 and 253.115. Such lands shall be offered to the state, county,
10 or local government for a period of 30 days. Permittable uses
11 for such surplus lands may include public schools; public
12 libraries; fire or law enforcement substations; governmental,
13 judicial, or recreational centers; and affordable housing
14 meeting the criteria of s. 420.0004(3). County or local
15 government requests for surplus lands shall be expedited
16 throughout the surplusing process. If the county or local
17 government does not elect to purchase such lands in accordance
18 with s. 253.111, then any surplusing determination involving
19 other governmental agencies shall be made upon the board
20 deciding the best public use of the lands. Surplus properties
21 in which governmental agencies have expressed no interest
22 shall then be available for sale on the private market.

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

1 3. Notwithstanding subparagraph 1., any parcel of
2 surplus lands less than 3 acres in size which was acquired by
3 the state before 1955 by gift or other conveyance for no
4 consideration from a fair association incorporated under
5 chapter 616 for the purpose of conducting and operating public
6 fairs or expositions, and concerning which the department has
7 filed by July 1, 2008, a notice of intent to dispose of as
8 surplus lands, shall be offered for reconveyance to such fair
9 association; however, the agency that last held a lease from
10 the board for management of such lands may remove from the
11 lands any improvements, fixtures, goods, wares, and
12 merchandise within 180 days after the effective date of the
13 reconveyance. This subparagraph expires July 1, 2008.

14 Section 2. This act shall take effect July 1, 2007.

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17 SENATE SUMMARY

18 Provides for reconveyance of certain state lands to a
19 specified fair association at no cost under certain
20 circumstances. Authorizes prior lessees to remove certain
21 items after such lands are reconveyed. Provides for
22 expiration.
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