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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
4/10/2008	.	
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1 The Committee on General Government Appropriations (Bennett)  
2 recommended the following **amendment**:

3  
4 **Senate Amendment (with title amendments)**

5 Delete line(s) 1710-1774

6 and insert:

7 11. The state must play a major role in the recovery and  
8 management of its imperiled species through the acquisition,  
9 restoration, enhancement, and management of ecosystems that can  
10 or could support the major life functions of such species. It is  
11 the intent of the Legislature to support local, state, and  
12 federal programs that provide public and private land owners with  
13 meaningful incentives for restoring, managing, and repopulating  
14 habitats for imperiled species on private lands. Notwithstanding  
15 any other provision of law to the contrary, it is the further  
16 intent of the Legislature that all public lands, both existing  
17 and to be acquired, be restored, enhanced, managed, and



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18 repopulated as habitat for imperiled species to advance the goals  
19 and objectives of imperiled species management plans approved by  
20 the Fish and Wildlife Conservation Commission under commission  
21 rules without unnecessarily restricting the use of such land for  
22 recreational and other uses. It is also the intent of the  
23 Legislature that of the proceeds distributed pursuant to  
24 subsection (3), increased priority be given to acquisitions that  
25 achieve a combination of conservation goals, including the  
26 restoration, enhancement, management, and repopulation of habitat  
27 for imperiled species, and that the Acquisition and Restoration  
28 Council, pursuant to subsection (9), give weight to projects that  
29 include the acquisition, restoration, repopulation, or management  
30 of habitat for imperiled species. The term "imperiled species" as  
31 used in this chapter and chapter 253, means plants and animals  
32 that are federally listed under the Endangered Species Act, or  
33 state-listed by the Fish and Wildlife Conservation Commission or  
34 the Department of Agriculture and Consumer Services.

35 a. As part of the state's role, all state lands that have  
36 imperiled species habitat shall include as a key management  
37 activity the restoration, enhancement, management, and  
38 repopulation of such habitats. In addition, the primary land  
39 managers of such state lands may use fees received from private  
40 and public projects due to adverse impacts to imperiled species  
41 or such habitat to restore, manage, and repopulate such land and  
42 as a revenue source to implement land management plans developed  
43 under s. 253.034 or land management prospectus developed and  
44 implemented under this chapter. Such fees shall be deposited into  
45 the Land Acquisition Trust Fund.

46 b. Where habitat or potential habitat for imperiled species  
47 is located on state lands, the Fish and Wildlife Conservation



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48 Commission shall be included on any advisory group required under  
49 chapter 253, and the short-term and long-term management goals  
50 required by chapter 253 must advance the goals and objectives of  
51 the commission management plan approved under commission rule. A  
52 land management objective may not be contrary to the goals and  
53 objectives of the commission management plans. The measurable  
54 objectives for the short-term and long-term management goals  
55 required in chapter 253 shall include the following:

56 (I) Natural communities habitat maintenance, restoration,  
57 and improvement.

58 (II) Wildlife habitat or population restoration,  
59 maintenance, and management.

60 (III) Advancement of imperiled species, both plants and  
61 animals, and Fish and Wildlife Conservation Commission management  
62 plans approved under commission rule.

63 c. The summary budget for the scheduled land management  
64 activities of the land management plans for state lands  
65 containing or anticipated to contain imperiled species habitat  
66 must include the expected revenues from fees collected for  
67 adverse impact to imperiled species or habitat resulting from  
68 public or private projects to be used to restore, repopulate,  
69 enhance, and manage the habitat.

70 d. The interim and long term management methodology and  
71 formula required in s. 259.032(11)(c) must include the  
72 anticipated revenues generated from the restoration, management,  
73 and repopulation of such habitats.

74 12.10. There is a need ~~It is the intent of the Legislature~~  
75 to change the focus and direction of the state's major land  
76 acquisition programs and to extend funding and bonding



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77 capabilities, so that future generations may enjoy the natural  
78 resources of this state Florida.

79 (b) The Legislature recognizes that acquisition of lands in  
80 fee simple is only one way to achieve the aforementioned goals  
81 and encourages the use of less-than-fee interests, other  
82 techniques, and the development of creative partnerships between  
83 governmental agencies and private landowners. Such partnerships  
84 must include those that advance the restoration, repopulation,  
85 and management of imperiled species habitat on state lands as  
86 provided for in subparagraph (a)11. Easements acquired pursuant  
87 to s. 570.71(2)(a) and (b), land protection agreements, rural  
88 land stewardship agreements, sector planning, mitigation, and  
89 similar tools should be used, where appropriate, to bring  
90 environmentally sensitive tracts under an acceptable level of  
91 protection at a lower financial cost to the public, and to  
92 provide private landowners with the opportunity to enjoy and  
93 benefit from their property.

94 (c) Public agencies or other entities that receive funds  
95 under this section shall ~~are encouraged to better~~ coordinate  
96 their expenditures so that project acquisitions, when combined  
97 with acquisitions under Florida Forever, Preservation 2000, Save  
98 Our Rivers, the Florida Communities Trust, and other public land  
99 acquisition programs, and the techniques, partnerships, and tools  
100 referenced in subparagraph (a)11. and paragraph (b), are used to  
101 form more complete patterns of restored, managed, and protected  
102 ecosystems that accomplish the intent of this section and advance  
103 the goals and objectives of the imperiled species management  
104 plans approved by the Florida Fish and Wildlife Conservation  
105 Commission under commission rule ~~will form more complete patterns~~



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106 ~~of protection for natural areas and functioning ecosystems, to~~  
107 ~~better accomplish the intent of this section.~~

108 (d) A long-term financial commitment to restoring,  
109 enhancing, and managing Florida's public lands in order to  
110 implement the land management plans developed under s. 253.034 or  
111 a land management prospectus developed and implemented under this  
112 chapter must accompany any ~~new~~ land acquisition program to ensure  
113 that the natural resource values of such lands are restored,  
114 enhanced, managed, and protected, that the public enjoys ~~has the~~  
115 ~~opportunity to enjoy~~ the lands to their fullest potential, and  
116 that the state achieves the full benefits of its investment of  
117 public dollars. Innovative strategies such as public-private  
118 partnerships and interagency planning and sharing of resources  
119 shall be used to achieve the state's management goals.

120 (e) With limited dollars available for restoration,  
121 enhancement, management, and acquisition of land and water areas  
122 and for providing long-term management and capital improvements,  
123 a competitive selection process shall ~~can~~ select those projects  
124 best able to meet the goals of Florida Forever and maximize the  
125 efficient use of the program's funding.

126 (f) To ensure success and provide accountability to the  
127 citizens of this state, it is the intent of the Legislature that  
128 any cash or bond proceeds used pursuant to this section be used  
129 to implement the goals and objectives recommended by a  
130 comprehensive science-based assessment and ~~the Florida Forever~~  
131 ~~Advisory Council~~ as approved by the Board of Trustees of the  
132 Internal Improvement Trust Fund and the Legislature.

133 (g) As it has with previous land acquisition programs, the  
134 Legislature recognizes the desires of the residents ~~citizens~~ of  
135 this state to prosper through economic development and to



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136 | preserve, restore, and manage the state's natural areas and  
137 | recreational open space ~~of Florida~~. The Legislature further  
138 | recognizes the urgency of restoring the natural functions,  
139 | including wildlife and imperiled species habitat functions, of  
140 | public lands or water bodies before they are degraded to a point  
141 | where recovery may never occur, yet acknowledges the difficulty  
142 | of ensuring adequate funding for restoration, enhancement, and  
143 | management efforts in light of other equally critical financial  
144 | needs of the state. It is the Legislature's desire and intent to  
145 | fund the implementation of this section and to do so in a  
146 | fiscally responsible manner, by issuing bonds to be repaid with  
147 | documentary stamp tax or other revenue sources, including those  
148 | identified in subparagraph (a)11.

149 |  
150 | ===== T I T L E A M E N D M E N T =====

151 | And the title is amended as follows:

152 |       Delete line(s) 71

153 | and insert:

154 |       intent with respect to imperiled species habitat and land  
155 |       occupied by the military; providing for funds to be  
156 |       deposited in the Florida