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CHAMBER ACTION

Senate

House

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Floor: 6/AD/2R  
4/16/2008 2:47 PM

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1 Senator Saunders moved the following **amendment**:

2  
3 **Senate Amendment (with directory and title amendments)**

4 Between line(s) 2472 and 2473

5 insert:

6 Section 14. Paragraph (a) of subsection (4) of section  
7 342.201, Florida Statutes, is amended to read:

8 342.201 Waterfronts Florida Program.--

9 (4) The program is responsible for:

10 (a) Implementing the Waterfronts Florida Partnership  
11 Program. The department, in coordination with the Department of  
12 Environmental Protection, shall develop, by rule, procedures and  
13 requirements governing program eligibility, application  
14 procedures, and application review. The department may provide  
15 financial assistance to eligible local governments to develop  
16 local plans to further the purpose of the program. In recognition  
17 of limited funding, the department may limit the number of local



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18 governments assisted by the program based on the amount of  
19 funding appropriated to the department for the purpose of the  
20 program.

21 Section 15. Section 342.2015, Florida Statutes, is created  
22 to read:

23 342.2015 Waterfronts Florida Program; Florida Forever.-

24 (1) A local government may submit no more than one grant  
25 application to the Florida Communities Trust in the Department of  
26 Community Affairs during each application period announced by the  
27 department for recreational and commercial working waterfronts as  
28 defined in s. 342.201(2)(b). The project grant to waterfront  
29 communities shall be for the acquisition of lands and capital  
30 project expenditures necessary to implement the projects  
31 identified in the community-designed vision plan and which meet  
32 the criteria of by s. 342.201. All acquisitions pursuant to this  
33 section shall be titled in the name of the local government. The  
34 trust shall annually compile and submit a list of eligible  
35 projects to the Board of Trustees of the Internal Improvement  
36 Trust Fund for approval.

37 (3) The Board of Trustees shall review applications and  
38 approve grant funds to eligible projects identified pursuant to  
39 s. 342.201. For projects that will require more than the grant  
40 amount awarded for completion, the applicant must identify  
41 funding sources that will provide the difference between the  
42 grant award and the estimated project completion cost.

43 (4) Waterfront communities that receive grant awards must  
44 submit semiannual progress reports to the department identifying  
45 how funds are expended, project activities which are completed,  
46 and the progress achieved in meeting the goals of the community-  
47 designed vision plan. The department must implement a process to



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48 monitor and evaluate the performance of grant recipients in  
49 completing projects that are funded through the Waterfronts  
50 Florida Program.

51 (5) Grant proceeds shall be used solely for the purposes  
52 authorized pursuant to s. 215.618.

53 (6) There shall be no sale, disposition, lease, easement,  
54 license, or other use of any land, water areas, or related  
55 property interests acquired or improved with grant proceeds which  
56 would cause all or any portion of the interest paid on Florida  
57 Forever bonds to lose the exclusion from gross income for federal  
58 income tax purposes.

59 (7) All deeds or leases with respect to any real property  
60 acquired with funds received by the department from the Florida  
61 Forever Trust Fund shall contain such covenants and restrictions  
62 as are sufficient to ensure that the use of such real property at  
63 all times complies with s. 11(e), Art. VII of the State  
64 Constitution. Each deed or lease shall contain a reversion,  
65 conveyance, or termination clause that will vest title in the  
66 Board of Trustees of the Internal Improvement Trust Fund if any  
67 of the covenants or restrictions are violated by the titleholder  
68 or leaseholder or by some third party with the knowledge of the  
69 titleholder or leaseholder.

70 Section 16. Section 342.20155, Florida Statutes, is created  
71 to read:

72 342.20155 Rulemaking.-- The Department of Community Affairs  
73 is authorized to adopt rules pursuant to the provisions of ss.  
74 120.536(1) and 120.54 to implement the provisions of the ss.  
75 342.201 and 342.2015.

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78  
79 (renumber subsequent sections)  
80 ===== T I T L E A M E N D M E N T =====  
81 And the title is amended as follows:  
82       Delete line(s) 89  
83 and insert:  
84       increasing bonding authority; amending s. 342.201, F.S.;  
85       providing that the Department of Community Affairs adopt  
86       criteria by rule; creating s. 342.2015, F.S.; establishing  
87       a funding mechanism for the Waterfronts Florida Program  
88       through Florida Forever; providing eligible projects meet  
89       certain conditions; amending s. 373.089,