



661254

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
4/3/2008	.	
	.	
	.	

1 The Committee on Environmental Preservation and Conservation
 2 (Dockery) recommended the following **amendment to amendment**
 3 **(710146)** :

Senate Amendment (with title amendments)

Delete line(s) 1363 through 1914

and insert:

8 (3) Less the costs of issuing and the costs of funding
 9 reserve accounts and other costs associated with bonds, the
 10 proceeds of cash payments or bonds issued pursuant to this
 11 section shall be deposited into the Florida Forever Trust Fund
 12 created by s. 259.1051. The proceeds shall be distributed by the
 13 Department of Environmental Protection in the following manner:

14 ~~(a) Thirty-five percent to the Department of Environmental~~
 15 ~~Protection for the acquisition of lands and capital project~~
 16 ~~expenditures necessary to implement the water management~~
 17 ~~districts' priority lists developed pursuant to s. 373.199. The~~

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18 ~~funds are to be distributed to the water management districts as~~
19 ~~provided in subsection (11). A minimum of 50 percent of the total~~
20 ~~funds provided over the life of the Florida Forever program~~
21 ~~pursuant to this paragraph shall be used for the acquisition of~~
22 ~~lands.~~

23 (a)(b) ~~Seventy~~ Thirty-five percent to the Department of
24 Environmental Protection for the acquisition of lands and capital
25 project expenditures described in this section. Of the proceeds
26 distributed pursuant to this paragraph, it is the intent of the
27 Legislature that an increased priority be given to those
28 acquisitions which achieve a combination of conservation goals,
29 including protecting Florida's water resources and natural
30 groundwater recharge. At a minimum, 3 percent, and no more than
31 10 percent, of the funds allocated pursuant to this paragraph,
32 shall be spent on capital project expenditures identified during
33 the time of acquisition that meets land management planning
34 activities necessary for public access ~~may not exceed 10 percent~~
35 ~~of the funds allocated pursuant to this paragraph.~~

36 (b)(e) Twenty-two percent to the Department of Community
37 Affairs for use by the Florida Communities Trust for the purposes
38 of part III of chapter 380, as described and limited by this
39 subsection, and grants to local governments or nonprofit
40 environmental organizations that are tax-exempt under s.
41 501(c)(3) of the United States Internal Revenue Code for the
42 acquisition of community-based projects, urban open spaces,
43 parks, and greenways to implement local government comprehensive
44 plans. From funds available to the trust and used for land
45 acquisition, 75 percent shall be matched by local governments on
46 a dollar-for-dollar basis. The Legislature intends that the
47 Florida Communities Trust emphasize funding projects in low-

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48 | income or otherwise disadvantaged communities. At least 30
49 | percent of the total allocation provided to the trust shall be
50 | used in Standard Metropolitan Statistical Areas, but one-half of
51 | that amount shall be used in localities in which the project site
52 | is located in built-up commercial, industrial, or mixed-use areas
53 | and functions to intersperse open spaces within congested urban
54 | core areas. From funds allocated to the trust, no less than 5
55 | percent shall be used to acquire lands for recreational trail
56 | systems, provided that in the event these funds are not needed
57 | for such projects, they will be available for other trust
58 | projects. Local governments may use federal grants or loans,
59 | private donations, or environmental mitigation funds, including
60 | environmental mitigation funds required pursuant to s. 338.250,
61 | for any part or all of any local match required for acquisitions
62 | funded through the Florida Communities Trust. Any lands purchased
63 | by nonprofit organizations using funds allocated under this
64 | paragraph must provide for such lands to remain permanently in
65 | public use through a reversion of title to local or state
66 | government, conservation easement, or other appropriate
67 | mechanism. Projects funded with funds allocated to the Trust
68 | shall be selected in a competitive process measured against
69 | criteria adopted in rule by the Trust.

70 | ~~(c)(d)~~ Two percent to the Department of Environmental
71 | Protection for grants pursuant to s. 375.075.

72 | ~~(d)(e)~~ One and five-tenths percent to the Department of
73 | Environmental Protection for the purchase of inholdings and
74 | additions to state parks and for capital project expenditures as
75 | described in this section. At a minimum, 1 percent, and no more
76 | than 10 percent, of the funds allocated pursuant to this
77 | paragraph, shall be spent on capital project expenditures

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78 identified during the time of acquisition that meets land
79 management planning activities necessary for public access ~~may~~
80 ~~not exceed 10 percent of the funds allocated under this~~
81 ~~paragraph.~~ For the purposes of this paragraph, "state park" means
82 any real property in the state which is under the jurisdiction of
83 the Division of Recreation and Parks of the department, or which
84 may come under its jurisdiction.

85 ~~(e)-(f)~~ One and five-tenths percent to ~~the Division of~~
86 ~~Forestry of~~ the Department of Agriculture and Consumer Services
87 to fund easements pursuant to s. 570.71 (2) (a) and (b), the
88 acquisition of state forest inholdings and additions pursuant to
89 s. 589.07, the implementation of reforestation plans or
90 sustainable forestry management practices, and for capital
91 project expenditures as described in this section. At a minimum,
92 1 percent, and no more than 10 percent, of the funds allocated
93 for the acquisition of inholdings and additions pursuant to this
94 paragraph, shall be spent on capital project expenditures
95 identified during the time of acquisition that meets land
96 management planning activities necessary for public access ~~may~~
97 ~~not exceed 10 percent of the funds allocated under this~~
98 ~~paragraph.~~

99 ~~(f)-(g)~~ One and five-tenths percent to the Fish and Wildlife
100 Conservation Commission to fund the acquisition of inholdings and
101 additions to lands managed by the commission which are important
102 to the conservation of fish and wildlife and for capital project
103 expenditures as described in this section. At a minimum, 1
104 percent, and no more than 10 percent, of the funds allocated
105 pursuant to this paragraph, shall be spent on capital project
106 expenditures identified during the time of acquisition that meets
107 land management planning activities necessary for public access

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108 ~~may not exceed 10 percent of the funds allocated under this~~
109 ~~paragraph.~~

110 ~~(g)~~ (h) One and five-tenths percent to the Department of
111 Environmental Protection for the Florida Greenways and Trails
112 Program, to acquire greenways and trails or greenways and trail
113 systems pursuant to chapter 260, including, but not limited to,
114 abandoned railroad rights-of-way and the Florida National Scenic
115 Trail and for capital project expenditures as described in this
116 section. At a minimum, 1 percent, and no more than 10 percent, of
117 the funds allocated pursuant to this paragraph, shall be spent on
118 capital project expenditures identified during the time of
119 acquisition that meets land management planning activities
120 necessary for public access ~~may not exceed 10 percent of the~~
121 ~~funds allocated under this paragraph.~~

122 ~~(h)~~ (i) It is the intent of the Legislature that cash
123 payments or proceeds of Florida Forever bonds distributed under
124 this section shall be expended in an efficient and fiscally
125 responsible manner. An agency that receives proceeds from Florida
126 Forever bonds under this section may not maintain a balance of
127 unencumbered funds in its Florida Forever subaccount beyond 3
128 fiscal years from the date of deposit of funds from each bond
129 issue. Any funds that have not been expended or encumbered after
130 3 fiscal years from the date of deposit shall be distributed by
131 the Legislature at its next regular session for use in the
132 Florida Forever program.

133 ~~(i)~~ (j) For the purposes of paragraphs (d), (e), (f), and
134 (g), the agencies which receive the funds shall develop their
135 individual acquisition or restoration lists in accordance with
136 specific criteria and numeric performance measures developed
137 pursuant s. 259.035(4). Proposed additions may be acquired if

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138 they are identified within the original project boundary, the
139 management plan required pursuant to s. 253.034(5), or the
140 management prospectus required pursuant to s. 259.032(9)(d).
141 Proposed additions not meeting the requirements of this paragraph
142 shall be submitted to the Acquisition and Restoration Council for
143 approval. The council may only approve the proposed addition if
144 it meets two or more of the following criteria: serves as a link
145 or corridor to other publicly owned property; enhances the
146 protection or management of the property; would add a desirable
147 resource to the property; would create a more manageable boundary
148 configuration; has a high resource value that otherwise would be
149 unprotected; or can be acquired at less than fair market value.

150 (4) It is the intent of the Legislature that projects or
151 acquisitions funded pursuant to paragraphs (3)(a) and ~~(b)~~
152 contribute to the achievement of the following goals, which shall
153 be evaluated in accordance with specific criteria and numeric
154 performance measures developed pursuant s. 259.035(4):

155 (a) Enhance the coordination and completion of land
156 acquisition projects, as measured by:

157 1. The number of acres acquired through the state's land
158 acquisition programs that contribute to the enhancement of
159 essential natural resources, ecosystem service parcels, and
160 connecting linkage corridors as identified and developed by the
161 best available scientific analysis ~~completion of Florida~~
162 ~~Preservation 2000 projects or projects begun before Preservation~~
163 ~~2000;~~

164 2. The number of acres protected through the use of
165 alternatives to fee simple acquisition; or



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166 3. The number of shared acquisition projects among Florida
167 Forever funding partners and partners with other funding sources,
168 including local governments and the Federal Government.

169 (b) Increase the protection of Florida's biodiversity at
170 the species, natural community, and landscape levels, as measured
171 by:

172 1. The number of acres acquired of significant strategic
173 habitat conservation areas;

174 2. The number of acres acquired of highest priority
175 conservation areas for Florida's rarest species;

176 3. The number of acres acquired of significant landscapes,
177 landscape linkages, and conservation corridors, giving priority
178 to completing linkages;

179 4. The number of acres acquired of underrepresented native
180 ecosystems;

181 5. The number of landscape-sized protection areas of at
182 least 50,000 acres that exhibit a mosaic of predominantly intact
183 or restorable natural communities established through new
184 acquisition projects or augmentations to previous projects; or

185 6. The percentage increase in the number of occurrences of
186 endangered species, threatened species, or species of special
187 concern on publicly managed conservation areas.

188 (c) Protect, restore, and maintain the quality and natural
189 functions of land, water, and wetland systems of the state, as
190 measured by:

191 1. The number of acres of publicly owned land identified as
192 needing restoration, acres undergoing restoration, and acres with
193 restoration activities completed;

194 2. The percentage of water segments that fully meet,
195 partially meet, or do not meet their designated uses as reported



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196 in the Department of Environmental Protection's State Water
197 Quality Assessment 305(b) Report;

198 3. The percentage completion of targeted capital
199 improvements in surface water improvement and management plans
200 created under s. 373.453(2), regional or master stormwater
201 management system plans, or other adopted restoration plans;

202 4. The number of acres acquired that protect natural
203 floodplain functions;

204 5. The number of acres acquired that protect surface waters
205 of the state;

206 6. The number of acres identified for acquisition to
207 minimize damage from flooding and the percentage of those acres
208 acquired;

209 7. The number of acres acquired that protect fragile
210 coastal resources;

211 8. The number of acres of functional wetland systems
212 protected;

213 9. The percentage of miles of critically eroding beaches
214 contiguous with public lands that are restored or protected from
215 further erosion;

216 10. The percentage of public lakes and rivers in which
217 invasive, nonnative aquatic plants are under maintenance control;
218 or

219 11. The number of acres of public conservation lands in
220 which upland invasive, exotic plants are under maintenance
221 control.

222 (d) Ensure that sufficient quantities of water are
223 available to meet the current and future needs of natural systems
224 and the citizens of the state, as measured by:



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225 | 1. The number of acres acquired which provide retention and
226 | storage of surface water in naturally occurring storage areas,
227 | such as lakes and wetlands, consistent with the maintenance of
228 | water resources or water supplies and consistent with district
229 | water supply plans;

230 | 2. The quantity of water made available through the water
231 | resource development component of a district water supply plan
232 | for which a water management district is responsible; or

233 | 3. The number of acres acquired of groundwater recharge
234 | areas critical to springs, sinks, aquifers, other natural
235 | systems, or water supply.

236 | (e) Increase natural resource-based public recreational and
237 | educational opportunities, as measured by:

238 | 1. The number of acres acquired that are available for
239 | natural resource-based public recreation or education;

240 | 2. The miles of trails that are available for public
241 | recreation, giving priority to those that provide significant
242 | connections including those that will assist in completing the
243 | Florida National Scenic Trail; or

244 | 3. The number of new resource-based recreation facilities,
245 | by type, made available on public land.

246 | (f) Preserve significant archaeological or historic sites,
247 | as measured by:

248 | 1. The increase in the number of and percentage of historic
249 | and archaeological properties listed in the Florida Master Site
250 | File or National Register of Historic Places which are protected
251 | or preserved for public use; or

252 | 2. The increase in the number and percentage of historic
253 | and archaeological properties that are in state ownership.



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254 (g) Increase the amount of forestland available for
255 sustainable management of natural resources, as measured by:

256 1. The number of acres acquired that are available for
257 sustainable forest management;

258 2. The number of acres of state-owned forestland managed
259 for economic return in accordance with current best management
260 practices;

261 3. The number of acres of forestland acquired that will
262 serve to maintain natural groundwater recharge functions; or

263 4. The percentage and number of acres identified for
264 restoration actually restored by reforestation.

265 (h) Increase the amount of open space available in urban
266 areas, as measured by:

267 1. The percentage of local governments that participate in
268 land acquisition programs and acquire open space in urban cores;
269 or

270 2. The percentage and number of acres of purchases of open
271 space within urban service areas.

272
273 Florida Forever projects and acquisitions funded pursuant to
274 paragraph (3)(c) shall be measured by goals developed by rule by
275 the Florida Communities Trust Governing Board created in s.
276 380.504.

277 (5)(a) All lands acquired pursuant to this section shall be
278 managed for multiple-use purposes, where compatible with the
279 resource values of and management objectives for such lands. As
280 used in this section, "multiple-use" includes, but is not limited
281 to, outdoor recreational activities as described in ss. 253.034
282 and 259.032(9)(b), water resource development projects, and

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283 | sustainable forestry management, carbon sequestration, carbon
284 | mitigation, or carbon offsets.

285 | (b) Upon a decision by the entity in which title to lands
286 | acquired pursuant to this section has vested, such lands may be
287 | designated single use as defined in s. 253.034(2)(b).

288 | (c) For purposes of this section, the Board of Trustees of
289 | the Internal Improvement Trust Fund shall adopt rules, pertaining
290 | to the use of state lands for carbon sequestration, carbon
291 | mitigation, or carbon offsets, that provide for climate change
292 | related benefits.

293 | (6) As provided in this section, a water resource or water
294 | supply development project may be allowed only if the following
295 | conditions are met: minimum flows and levels have been
296 | established for those waters, if any, which may reasonably be
297 | expected to experience significant harm to water resources as a
298 | result of the project; the project complies with all applicable
299 | permitting requirements; and the project is consistent with the
300 | regional water supply plan, if any, of the water management
301 | district and with relevant recovery or prevention strategies if
302 | required pursuant to s. 373.0421(2).

303 | (7)(a) Beginning no later than July 1, 2001, and every year
304 | thereafter, the Acquisition and Restoration Council shall accept
305 | applications from state agencies, local governments, nonprofit
306 | and for-profit organizations, private land trusts, and
307 | individuals for project proposals eligible for funding pursuant
308 | to paragraph (3)(b). The council shall evaluate the proposals
309 | received pursuant to this subsection to ensure that they meet at
310 | least one of the criteria under subsection (9).

311 | (b) Project applications shall contain, at a minimum, the
312 | following:



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313 1. A minimum of two numeric performance measures that
314 directly relate to the overall goals adopted by the council. Each
315 performance measure shall include a baseline measurement, which
316 is the current situation; a performance standard which the
317 project sponsor anticipates the project will achieve; and the
318 performance measurement itself, which should reflect the
319 incremental improvements the project accomplishes towards
320 achieving the performance standard.

321 2. Proof that property owners within any proposed
322 acquisition have been notified of their inclusion in the proposed
323 project. Any property owner may request the removal of such
324 property from further consideration by submitting a request to
325 the project sponsor or the Acquisition and Restoration Council by
326 certified mail. Upon receiving this request, the council shall
327 delete the property from the proposed project; however, the board
328 of trustees, at the time it votes to approve the proposed project
329 lists pursuant to subsection (14)~~(16)~~, may add the property back
330 on to the project lists if it determines by a super majority of
331 its members that such property is critical to achieve the
332 purposes of the project.

333 (c) The title to lands acquired under this section shall
334 vest in the Board of Trustees of the Internal Improvement Trust
335 Fund, except that title to lands acquired ~~by a water management~~
336 ~~district shall vest in the name of that district and lands~~
337 ~~acquired~~ by a local government shall vest in the name of the
338 purchasing local government.

339 (8) The Acquisition and Restoration Council shall develop a
340 project list that shall represent those projects submitted
341 pursuant to subsection (7).



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342 (9) The Acquisition and Restoration Council shall adopt an
343 annual workplan that provides a priority ranking for ~~recommend~~
344 ~~rules for adoption by the board of trustees to competitively~~
345 ~~evaluate, select, and rank~~ projects eligible for Florida Forever
346 funds pursuant to paragraph (3) (b) and for additions to the
347 Conservation and Recreation Lands list pursuant to ss. 259.032
348 and 259.101(4). In developing the workplan ~~these proposed rules~~,
349 the Acquisition and Restoration Council shall give weight to the
350 following criteria:

351 (a) The project meets multiple goals described in
352 subsection (4).

353 (b) The project is part of an ongoing governmental effort
354 to restore, protect, or develop land areas or water resources.

355 (c) The project enhances or facilitates management of
356 properties already under public ownership.

357 (d) The project has significant archaeological or historic
358 value.

359 (e) The project has funding sources that are identified and
360 assured through at least the first 2 years of the project.

361 (f) The project contributes to the solution of water
362 resource problems on a regional basis.

363 (g) The project has a significant portion of its land area
364 in imminent danger of development, in imminent danger of losing
365 its significant natural attributes or recreational open space, or
366 in imminent danger of subdivision which would result in multiple
367 ownership and make acquisition of the project costly or less
368 likely to be accomplished.

369 (h) The project implements an element from a plan developed
370 by an ecosystem management team.

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371 (i) The project is one of the components of the Everglades
372 restoration effort.

373 (j) The project may be purchased at 80 percent of appraised
374 value.

375 (k) The project may be acquired, in whole or in part, using
376 tax incentives, mitigation funds or other revenues, and
377 alternatives to fee simple, including but not limited to,
378 purchase of development rights, hunting rights, agricultural or
379 silvicultural rights, or mineral rights or obtaining conservation
380 easements or flowage easements.

381 (l) The project is a joint acquisition, either among public
382 agencies, nonprofit organizations, or private entities, or by a
383 public-private partnership.

384 (10) The Acquisition and Restoration Council shall give
385 increased priority to those projects for which matching funds are
386 available and to project elements previously identified on an
387 acquisition list pursuant to this section that can be acquired at
388 80 percent or less of appraised value. The council shall also
389 give increased priority to those projects where the state's land
390 conservation plans overlap with the military's need to protect
391 lands, water, and habitat to ensure the sustainability of
392 military missions including:

393 (a) Protecting habitat on nonmilitary land for any species
394 found on military land that is designated as threatened or
395 endangered, or is a candidate for such designation under the
396 Endangered Species Act or any Florida statute;

397 (b) Protecting areas underlying low-level military air
398 corridors or operating areas; and

399 (c) Protecting areas identified as clear zones, accident
400 potential zones, and air installation compatible use buffer zones

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401 delineated by our military partners, and for which federal or
402 other funding is available to assist with the project.

403 ~~(11) For the purposes of funding projects pursuant to~~
404 ~~paragraph (3) (a), the Secretary of Environmental Protection shall~~
405 ~~ensure that each water management district receives the following~~
406 ~~percentage of funds annually:~~

407 ~~(a) Thirty-five percent to the South Florida Water~~
408 ~~Management District, of which amount \$25 million for 2 years~~
409 ~~beginning in fiscal year 2000-2001 shall be transferred by the~~
410 ~~Department of Environmental Protection into the Save Our~~
411 ~~Everglades Trust Fund and shall be used exclusively to implement~~
412 ~~the comprehensive plan under s. 373.470.~~

413 ~~(b) Twenty-five percent to the Southwest Florida Water~~
414 ~~Management District.~~

415 ~~(c) Twenty-five percent to the St. Johns River Water~~
416 ~~Management District.~~

417 ~~(d) Seven and one-half percent to the Suwannee River Water~~
418 ~~Management District.~~

419 ~~(e) Seven and one-half percent to the Northwest Florida~~
420 ~~Water Management District.~~

421 ~~(12) It is the intent of the Legislature that in developing~~
422 ~~the list of projects for funding pursuant to paragraph (3) (a),~~
423 ~~that these funds not be used to abrogate the financial~~
424 ~~responsibility of those point and nonpoint sources that have~~
425 ~~contributed to the degradation of water or land areas. Therefore,~~
426 ~~an increased priority shall be given by the water management~~
427 ~~district governing boards to those projects that have secured a~~
428 ~~cost-sharing agreement allocating responsibility for the cleanup~~
429 ~~of point and nonpoint sources.~~



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430 ~~(11)-(13)~~ An affirmative vote of five members of the
431 Acquisition and Restoration Council shall be required in order to
432 place a proposed project on the list developed pursuant to
433 subsection (8). Any member of the council who by family or a
434 business relationship has a connection with any project proposed
435 to be ranked shall declare such interest prior to voting for a
436 project's inclusion on the list.

437 ~~(12)-(14)~~ Each year that cash disbursements or bonds are to
438 be issued pursuant to this section, the Acquisition and
439 Restoration Council shall review the most current approved
440 project list and shall, by the first board meeting in May,
441 present to the Board of Trustees of the Internal Improvement
442 Trust Fund for approval a listing of projects developed pursuant
443 to subsection (8). The board of trustees may remove projects from
444 the list developed pursuant to this subsection, but may not add
445 projects or rearrange project rankings.

446 ~~(13)-(15)~~ The Acquisition and Restoration Council shall
447 submit to the board of trustees, with its list of projects, a
448 report that includes, but shall not be limited to, the following
449 information for each project listed:

450 (a) The stated purpose for inclusion.

451 (b) Projected costs to achieve the project goals.

452 (c) An interim management budget that includes all costs
453 associated with immediate public access.

454 (d) Specific performance measures.

455 (e) Plans for public access.

456 (f) An identification of the essential parcel or parcels
457 within the project without which the project cannot be properly
458 managed.



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459 (g) Where applicable, an identification of those projects
460 or parcels within projects which should be acquired in fee simple
461 or in less than fee simple.

462 (h) An identification of those lands being purchased for
463 conservation purposes.

464 (i) A management policy statement for the project and a
465 management prospectus pursuant to s. 259.032(9)(d).

466 (j) An estimate of land value based on county tax assessed
467 values.

468 (k) A map delineating project boundaries.

469 (l) An assessment of the project's ecological value,
470 outdoor recreational value, forest resources, wildlife resources,
471 ownership pattern, utilization, and location.

472 (m) A discussion of whether alternative uses are proposed
473 for the property and what those uses are.

474 (n) A designation of the management agency or agencies.

475 ~~(14)-(16)~~ All proposals for projects pursuant to paragraph
476 ~~(3)(a)(b) or subsection (20)~~ shall be implemented only if adopted
477 by the Acquisition and Restoration Council and approved by the
478 board of trustees. The council shall consider and evaluate in
479 writing the merits and demerits of each project that is proposed
480 for Florida Forever funding and each proposed addition to the
481 Conservation and Recreation Lands list program. The council shall
482 ensure that each proposed project will meet a stated public
483 purpose for the restoration, conservation, or preservation of
484 environmentally sensitive lands and water areas or for providing
485 outdoor recreational opportunities and that each proposed
486 addition to the Conservation and Recreation Lands list will meet
487 the public purposes under s. 259.032(3) and, when applicable, s.
488 259.101(4). The council also shall determine whether the project

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489 or addition conforms, where applicable, with the comprehensive
490 plan developed pursuant to s. 259.04(1)(a), the comprehensive
491 multipurpose outdoor recreation plan developed pursuant to s.
492 375.021, the state lands management plan adopted pursuant to s.
493 253.03(7), the water resources work plans developed pursuant to
494 s. 373.199, and the provisions of this section.

495 ~~(15)-(17)~~(a) The Board of Trustees of the Internal
496 Improvement Trust Fund, or, in the case of water management
497 district lands, the owning water management district, may
498 authorize the granting of a lease, easement, or license for the
499 use of certain lands acquired pursuant to this section, for
500 certain uses that are determined by the appropriate board to be
501 compatible with the resource values of and management objectives
502 for such lands.

503 (b) Any existing lease, easement, or license acquired for
504 incidental public or private use on, under, or across any lands
505 acquired pursuant to this section shall be presumed to be
506 compatible with the purposes for which such lands were acquired.

507 (c) Notwithstanding the provisions of paragraph (a), no
508 such lease, easement, or license shall be entered into by the
509 Department of Environmental Protection or other appropriate state
510 agency if the granting of such lease, easement, or license would
511 adversely affect the exclusion of the interest on any revenue
512 bonds issued to fund the acquisition of the affected lands from
513 gross income for federal income tax purposes, pursuant to
514 Internal Revenue Service regulations.

515 ~~(16)-(18)~~ The Acquisition and Restoration Council shall
516 recommend adoption of rules by the board of trustees necessary to
517 implement the provisions of this section relating to:
518 solicitation, scoring, selecting, and ranking of Florida Forever



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519 project proposals; disposing of or leasing lands or water areas
520 selected for funding through the Florida Forever program; and the
521 process of reviewing and recommending for approval or rejection
522 the land management plans associated with publicly owned
523 properties. Rules promulgated pursuant to this subsection shall
524 be submitted to the President of the Senate and the Speaker of
525 the House of Representatives, for review by the Legislature, no
526 later than 30 days prior to the 2010 ~~2001~~ Regular Session and
527 shall become effective only after legislative review. In its
528 review, the Legislature may reject, modify, or take no action
529 relative to such rules. The board of trustees shall conform such
530 rules to changes made by the Legislature, or, if no action was
531 taken by the Legislature, such rules shall become effective.

532 ~~(17)-(19)~~ Lands listed as projects for acquisition under the
533 Florida Forever program may be managed for conservation pursuant
534 to s. 259.032, on an interim basis by a private party in
535 anticipation of a state purchase in accordance with a contractual
536 arrangement between the acquiring agency and the private party
537 that may include management service contracts, leases, cost-share
538 arrangements, or resource conservation agreements. Lands
539 designated as eligible under this subsection shall be managed to
540 maintain or enhance the resources the state is seeking to protect
541 by acquiring the land and to accelerate public access to the
542 lands as soon as practicable. Funding for these contractual
543 arrangements may originate from the documentary stamp tax revenue
544 deposited into the Conservation and Recreation Lands Trust Fund
545 and Water Management Lands Trust Fund. No more than 5 percent of
546 funds allocated under the trust funds shall be expended for this
547 purpose.



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548 ~~(20) The Acquisition and Restoration Council, as successors~~
549 ~~to the Land Acquisition and Management Advisory Council, may~~
550 ~~amend existing Conservation and Recreation Lands projects and add~~
551 ~~to or delete from the 2000 Conservation and Recreation Lands list~~
552 ~~until funding for the Conservation and Recreation Lands program~~
553 ~~has been expended. The amendments to the 2000 Conservation and~~
554 ~~Recreation Lands list will be reported to the board of trustees~~
555 ~~in conjunction with the council's report developed pursuant to~~
556 ~~subsection (15).~~

557
558 ===== T I T L E A M E N D M E N T =====

559 And the title is amended as follows:

560 Delete line(s) 2001 through 2003

561 and insert:

562 provides rulemaking authority for the board; reallocates
563 funds from the water management districts to the
564 department for the acquisition of conservation lands;
565 requires an annual workplan be developed by