



694430

LEGISLATIVE ACTION

Senate

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House

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Senator Flores moved the following:

**Senate Amendment (with title amendment)**

Between lines 54 and 55  
insert:

Section 5. Paragraph (e) of subsection (15) of section  
380.06, Florida Statutes, is amended to read:

380.06 Developments of regional impact.—

(15) LOCAL GOVERNMENT DEVELOPMENT ORDER.—

(e)1. A local government shall not include, as a  
development order condition for a development of regional  
impact, any requirement that a developer contribute or pay for  
land acquisition or construction or expansion of public  
facilities or portions thereof unless the local government has



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14 enacted a local ordinance which requires other development not  
15 subject to this section to contribute its proportionate share of  
16 the funds, land, or public facilities necessary to accommodate  
17 any impacts having a rational nexus to the proposed development,  
18 and the need to construct new facilities or add to the present  
19 system of public facilities must be reasonably attributable to  
20 the proposed development.

21 2. A local government shall not approve a development of  
22 regional impact that does not make adequate provision for the  
23 public facilities needed to accommodate the impacts of the  
24 proposed development unless the local government includes in the  
25 development order a commitment by the local government to  
26 provide these facilities consistently with the development  
27 schedule approved in the development order; however, a local  
28 government's failure to meet the requirements of subparagraph 1.  
29 and this subparagraph shall not preclude the issuance of a  
30 development order where adequate provision is made by the  
31 developer for the public facilities needed to accommodate the  
32 impacts of the proposed development. Any funds or lands  
33 contributed by a developer must be expressly designated and used  
34 to accommodate impacts reasonably attributable to the proposed  
35 development. However, in an existing development of regional  
36 impact, a charter school may pay transportation impact fees to  
37 the county through a plat note amendment process if the county  
38 has an adopted transportation concurrency management system.

39 3. The Department of Community Affairs and other state and  
40 regional agencies involved in the administration and  
41 implementation of this act shall cooperate and work with units  
42 of local government in preparing and adopting local impact fee



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43 and other contribution ordinances.

44

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

46 And the title is amended as follows:

47 Delete line 7

48 and insert:

49 made by the act; allowing a charter school to pay  
50 transportation impact fees to the county through a  
51 plat note amendment under certain conditions;  
52 providing an effective date.