

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Caldwell offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 2903 and 2904, insert:

5 Section 23. Subsections (1), (3), and (7) of section
6 373.089, Florida Statutes, are amended, and subsection (8) is
7 added to that section, to read:

8 373.089 Sale or exchange of lands, or interests or rights
9 in lands.—The governing board of the district may sell lands, or
10 interests or rights in lands, to which the district has acquired
11 title or to which it may hereafter acquire title in the
12 following manner:

13 (1) Any lands, or interests or rights in lands, determined
14 by the governing board to be surplus may be sold by the

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15 district, at any time, for the highest price obtainable;
16 however, in no case shall the selling price be less than the
17 appraised value of the lands, or interests or rights in lands,
18 as determined by a certified appraisal obtained within 360 ~~120~~
19 days before the effective date of a contract for sale.

20 (3) Before selling any surplus land, or interests or
21 rights in land, ~~it shall be the duty of the district shall~~
22 publish ~~to cause~~ a notice of intention to sell ~~to be published~~
23 in a newspaper published in the county in which the land, or
24 interests or rights in the land, is situated once each week for
25 3 successive weeks, ~~(three insertions being sufficient.)~~, The
26 first publication of the required notice must occur at least
27 ~~which shall be not less than~~ 30 days, but not ~~nor~~ more than 360
28 45 days, before ~~prior to~~ any sale and must include, ~~which notice~~
29 ~~shall set forth~~ a description of lands, or interests or rights
30 in lands, to be offered for sale.

31 (7) Notwithstanding other provisions of this section, the
32 governing board shall first offer title to lands acquired in
33 whole or in part with Florida Forever funds which are determined
34 to be no longer needed for conservation purposes to the Board of
35 Trustees of the Internal Improvement Trust Fund unless the
36 disposition of those lands is for the following purposes:

37 (a) Linear facilities, including electric transmission and
38 distribution facilities, telecommunication transmission and
39 distribution facilities, pipeline transmission and distribution

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40 facilities, public transportation corridors, and related
41 appurtenances.

42 (b) The disposition of the fee interest in the land where
43 a conservation easement is retained by the district to fulfill
44 the conservation objectives for which the land was acquired.

45 (c) An exchange of the land for other lands that meet or
46 exceed the conservation objectives for which the original land
47 was acquired in accordance with subsection (4).

48 (d) To be used by a governmental entity for a public
49 purpose.

50 (e) The portion of an overall purchase deemed surplus at
51 the time of the acquisition.

52 (8) (a) If a parcel of land is no longer essential or
53 necessary for conservation purposes and is valued at \$25,000 or
54 less as determined by a certified appraisal obtained within 360
55 days before the effective date of a contract for the sale, the
56 governing board may determine that the parcel of land is
57 surplus. The notice of intention to sell must be published as
58 required under subsection (3), one time only. The governing
59 board shall send the notice of intention to sell the parcel to
60 adjacent property owners by certified mail and publish the
61 notice on its website.

62 (b) Fourteen days after publication of such notice, the
63 district may sell the parcel to an adjacent property owner or,
64 if there are two or more owners of adjacent property, accept

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65 sealed bids and sell the parcel to the highest bidder or reject
66 all offers.

67 (c) Thirty days after publication of such notice, the
68 district shall accept sealed bids and may sell the parcel to the
69 highest bidder or reject all offers.

70
71 ~~If In the event~~ the Board of Trustees of the Internal
72 Improvement Trust Fund declines to accept title to the lands
73 offered under this section, the land may be disposed of by the
74 district under the provisions of this section.

75
76 -----
77 **T I T L E A M E N D M E N T**

78 Remove line 222 and insert:

79 Babcock Crescent B Ranch; amending s. 373.089, F.S.;

80 extending the time within which a certified appraisal

81 may be obtained for lands to be sold as surplus;

82 revising the procedures that a water management

83 district must follow for publishing a notice of

84 intention to sell surplus lands; authorizing the

85 governing board of a water management district to sell

86 certain lands acquired with Florida Forever funds

87 without first offering title to the lands to the Board

88 of Trustees of the Internal Improvement Trust Fund;

89 authorizing the governing board of a water management

90 district to sell parcels of land no longer needed for

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91 conservation purposes and valued at or below a
92 specified threshold as surplus; requiring certain
93 notice before the sale of such parcels; providing
94 procedures for the sale of such parcels; creating s.
95 570.715, F.S.,

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