



507250

LEGISLATIVE ACTION

Senate

.

House

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Floor: 1/AD/2R

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04/26/2019 10:19 AM

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Senator Broxson moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Present paragraphs (i) through (n) of subsection
(2) of section 163.3175, Florida Statutes, are redesignated as
paragraphs (j) through (o), respectively, and a new paragraph
(i) and paragraph (p) are added to that subsection, to read:

163.3175 Legislative findings on compatibility of
development with military installations; exchange of information
between local governments and military installations.-



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12 (2) Certain major military installations, due to their
13 mission and activities, have a greater potential for
14 experiencing compatibility and coordination issues than others.
15 Consequently, this section and the provisions in s.
16 163.3177(6) (a), relating to compatibility of land development
17 with military installations, apply to specific affected local
18 governments in proximity to and in association with specific
19 military installations, as follows:

20 (i) Naval Support Activity Orlando, including Bugg Spring
21 and Naval Ordnance Test Unit, associated with Orange County and
22 Orlando.

23 (p) United States Southern Command, associated with Miami-
24 Dade County and Doral.

25 Section 2. Section 197.572, Florida Statutes, is amended to
26 read:

27 197.572 Certain easements for conservation purposes, public
28 service purposes, support of certain improvements, or drainage
29 or ingress and egress survive tax sales and deeds.-

30 (1) When any lands are sold for the nonpayment of taxes, or
31 any tax certificate is issued thereon by a governmental unit or
32 agency or pursuant to any tax lien foreclosure proceeding, the
33 title to the lands shall continue to be subject to any easement:

34 (a) For conservation purposes as provided in s. 704.06 or
35 for telephone, telegraph, pipeline, power transmission, or other
36 public service purpose.

37 (b) ~~and shall continue to be subject to any easement~~ That
38 supports improvements that may be constructed above the lands.

39 (c) ~~and any easement~~ For the purposes of drainage or of
40 ingress and egress to and from other land.



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41 (d) For base buffering encroachment lands acquired through
42 a fee simple or less-than-fee simple acquisition under s.
43 288.980(2)(b).

44 (2) An ~~The~~ easement described in subsection (1) and the
45 rights of the owner of the easement ~~it~~ shall survive and be
46 enforceable after the execution, delivery, and recording of a
47 tax deed, a master's deed, or a clerk's certificate of title
48 pursuant to foreclosure of a tax deed, tax certificate, or tax
49 lien, to the same extent as though the land had been conveyed by
50 voluntary deed. The easement must be evidenced by written
51 instrument recorded in the office of the clerk of the circuit
52 court in the county where such land is located before the
53 recording of such tax deed or master's deed, or, if not
54 recorded, an easement for a public service purpose must be
55 evidenced by wires, poles, or other visible occupation, an
56 easement for drainage must be evidenced by a waterway, water
57 bed, or other visible occupation, and an easement for the
58 purpose of ingress and egress must be evidenced by a road or
59 other visible occupation to be entitled to the benefit of this
60 section; however, this shall apply only to tax deeds issued
61 after the effective date of this act.

62 Section 3. Subsection (84) is added to section 320.08058,
63 Florida Statutes, to read:

64 320.08058 Specialty license plates.—

65 (84) BLUE ANGELS LICENSE PLATES.—

66 (a) The department shall develop a Blue Angels license
67 plate as provided in this section and s. 320.08053. The plate
68 must bear the colors and design approved by the department. The
69 word "Florida" must appear at the top of the plate, and the



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70 words "Home of the Blue Angels" must appear at the bottom of the
71 plate; however, the development of the plate is contingent upon
72 the enactment of legislation creating an annual use fee under s.
73 320.08056 for the Blue Angels license plate.

74 (b) The annual use fees from the sale of the plate shall be
75 distributed to the Naval Aviation Museum Foundation, a nonprofit
76 Florida corporation under s. 501(c) (3) of the Internal Revenue
77 Code, to fund the maintenance, programs, marketing, and projects
78 of the foundation, including the National Naval Aviation Museum
79 and the National Flight Academy in Pensacola. Up to 10 percent
80 of the funds received by the Naval Aviation Museum Foundation
81 may be used for marketing of the plate and costs directly
82 associated with the administration of the foundation. The Naval
83 Aviation Museum Foundation shall distribute 50 percent of the
84 funds to eligible programs and projects associated with the
85 National Flight Academy and the remainder of the funds to
86 eligible programs and projects associated with the National
87 Naval Aviation Museum.

88 Section 4. Subsection (4) is added to section 1003.05,
89 Florida Statutes, to read:

90 1003.05 Assistance to transitioning students from military
91 families.—

92 (4) A student whose parent is transferred or is pending
93 transfer to a military installation within a school district
94 while on active military duty pursuant to an official military
95 order shall be considered a resident of the school district for
96 purposes of enrollment when the order is submitted to the school
97 district and shall be provided preferential treatment in the
98 controlled open enrollment process of the school district



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99 pursuant to s. 1002.31.

100 Section 5. Paragraphs (a) and (b) of subsection (10) of
101 section 1009.21, Florida Statutes, are amended to read:

102 1009.21 Determination of resident status for tuition
103 purposes.—Students shall be classified as residents or
104 nonresidents for the purpose of assessing tuition in
105 postsecondary educational programs offered by charter technical
106 career centers or career centers operated by school districts,
107 in Florida College System institutions, and in state
108 universities.

109 (10) The following persons shall be classified as residents
110 for tuition purposes:

111 (a) Active duty members of the Armed Services of the United
112 States ~~residing or stationed in this state~~, their spouses, and
113 their dependent children residing or stationed in this state at
114 the time of acceptance to a Florida College System institution
115 or state university, and active drilling members of the Florida
116 National Guard.

117 (b) Active duty members of the Armed Services of the United
118 States and their spouses and dependents attending a Florida
119 College System institution or state university within 50 miles
120 of the military establishment where they are stationed at the
121 time of acceptance to the Florida College System institution or
122 state university, if such military establishment is within a
123 county contiguous to Florida.

124 Section 6. This act shall take effect July 1, 2019.

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

127 And the title is amended as follows:



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128 Delete everything before the enacting clause
129 and insert:

130 A bill to be entitled
131 An act relating to military-friendly initiatives;
132 amending s. 163.3175, F.S.; specifying additional
133 military installations that may exchange certain
134 information with local governments regarding
135 compatibility of land development; amending s.
136 197.572, F.S.; providing that an easement for certain
137 military lands continues after a tax sale or deed
138 execution; amending s. 320.08058, F.S.; directing the
139 Department of Highway Safety and Motor Vehicles to
140 develop a Blue Angels license plate; providing for the
141 distribution and use of fees collected from the sale
142 of such plate; amending s. 1003.05, F.S.; requiring a
143 student whose parent is transferred or pending
144 transfer to a military installation within a school
145 district to be considered a resident of the district
146 and provided preferential treatment in the controlled
147 open enrollment process under certain circumstances;
148 amending s. 1009.21, F.S.; revising requirements for
149 active duty servicemembers and their families to be
150 classified as residents for tuition purposes;
151 providing an effective date.