

ENROLLED

CS/CS/HB 95, Engrossed 1

2019 Legislature

1  
 2 An act relating to the C-51 reservoir project;  
 3 amending s. 373.4598, F.S.; revising the portions of  
 4 the C-51 reservoir project for which the South Florida  
 5 Water Management District may negotiate; revising  
 6 water storage and use requirements specified for the  
 7 project if state funds are appropriated for the  
 8 project; specifying that Phase II of the project may  
 9 be funded by appropriation, in addition to other  
 10 sources; providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Paragraphs (c), (d), and (e) of subsection (9)  
 15 of section 373.4598, Florida Statutes, are amended to read:

16 373.4598 Water storage reservoirs.—

17 (9) C-51 RESERVOIR PROJECT.—

18 (c) ~~For Phase II of the C-51 reservoir project,~~ The  
 19 district may negotiate with the owners of the C-51 reservoir  
 20 project site for the acquisition of any portion of the project  
 21 not already committed to utilities for alternative water supply  
 22 purposes or to enter into a public-private partnership. The  
 23 district may acquire land near the C-51 reservoir through the  
 24 purchase or exchange of land that is owned by the district or  
 25 the state as necessary to implement ~~Phase II of the project.~~ The

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26 | state and the district may consider potential swaps of land that  
 27 | is owned by the state or the district to achieve an optimal  
 28 | combination of water quality and water storage. The district may  
 29 | not exercise eminent domain for the purpose of implementing the  
 30 | C-51 reservoir project.

31 | (d) If state funds are appropriated for ~~Phase I or Phase~~  
 32 | ~~II~~ of the C-51 reservoir project:

33 | 1. The district, to the extent practicable, must shall  
 34 | operate the reservoir project to maximize the reduction of high-  
 35 | volume Lake Okeechobee regulatory releases to the St. Lucie or  
 36 | Caloosahatchee estuaries, in addition to maximizing the  
 37 | reduction of harmful discharges ~~providing relief~~ to the Lake  
 38 | Worth Lagoon. However, the operation of Phase I of the C-51  
 39 | reservoir project must be in accordance with any operation and  
 40 | maintenance agreement approved by the district;

41 | 2. In addition to any permitted amounts for water supply,  
 42 | water made available by the reservoir project must shall be used  
 43 | for natural systems ~~in addition to any allocated amounts for~~  
 44 | ~~water supply;~~ and

45 | 3. ~~Any~~ Water received from Lake Okeechobee may ~~not~~ be  
 46 | available to support consumptive use permits only if such use is  
 47 | in accordance with district rules.

48 | (e) Phase I of the C-51 reservoir project may be funded by  
 49 | appropriation or through the water storage facility revolving  
 50 | loan fund as provided in s. 373.475. Phase II of the C-51

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51 | reservoir project may be funded by appropriation, pursuant to  
52 | this section, pursuant to s. 373.475, as a project component of  
53 | CERP, or pursuant to s. 375.041(3)(b)4.

54 |       Section 2. This act shall take effect July 1, 2019.