

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Infrastructure Strategies
 2 Committee

3 Representative Buchanan offered the following:

4
 5 **Amendment (with title amendment)**
 6 Remove lines 246-481 and insert:
 7 Section 2. Subsection (4) and paragraphs (b), (f), and (j)
 8 of subsection (8) of section 253.025, Florida Statutes, are
 9 amended to read:

10 253.025 Acquisition of state lands.—
 11 (4) An agreement to acquire real property for the purposes
 12 described in this chapter, chapter 259, chapter 260, or chapter
 13 375, title to which will vest in the board of trustees, may not
 14 bind the state before the agreement is reviewed and approved by
 15 the Department of Environmental Protection as complying with
 16 this section and any rules adopted pursuant to this section. If

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17 any of the following conditions exist, the agreement shall be
18 submitted to and approved by the board of trustees:

19 (a) The purchase price agreed to by the seller exceeds the
20 value as established pursuant to the rules of the board of
21 trustees;

22 (b) The contract price agreed to by the seller and the
23 acquiring agency exceeds \$5 ~~\$1~~ million;

24 ~~(c) The acquisition is the initial purchase in a Florida
25 Forever project; or~~

26 (c) ~~(d)~~ Other conditions that the board of trustees may
27 adopt by rule. Such conditions may include, but are not limited
28 to, Florida Forever projects when title to the property being
29 acquired is considered nonmarketable or is encumbered in such a
30 way as to significantly affect its management.

31
32 If approval of the board of trustees is required pursuant to
33 this subsection, the acquiring agency must provide a
34 justification as to why it is in the public's interest to
35 acquire the parcel or Florida Forever project. Approval of the
36 board of trustees is also required for Florida Forever projects
37 the department recommends acquiring pursuant to subsections (11)
38 and (22). Review and approval of agreements for acquisitions for
39 Florida Greenways and Trails Program properties pursuant to
40 chapter 260 may be waived by the department in any contract with
41 nonprofit corporations that have agreed to assist the department

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42 with this program. If the contribution of the acquiring agency
43 exceeds \$100 million in any one fiscal year, the agreement shall
44 be submitted to and approved by the Legislative Budget
45 Commission.

46 (8) Before approval by the board of trustees, or, when
47 applicable, the Department of Environmental Protection, of any
48 agreement to purchase land pursuant to this chapter, chapter
49 259, chapter 260, or chapter 375, and before negotiations with
50 the parcel owner to purchase any other land, title to which will
51 vest in the board of trustees, an appraisal of the parcel shall
52 be required as follows:

53 (b) Each parcel to be acquired must ~~shall~~ have at least
54 one appraisal. Two appraisals are required when the estimated
55 value of the parcel exceeds \$5 ~~\$1~~ million. However, if both
56 appraisals exceed \$5 ~~\$1~~ million and differ significantly, a
57 third appraisal may be obtained. If a parcel is estimated to be
58 worth \$100,000 or less and the director of the Division of State
59 Lands finds that the cost of an outside appraisal is not
60 justified, a comparable sales analysis, an appraisal prepared by
61 the division, or other reasonably prudent procedures may be used
62 by the division to estimate the value of the parcel, provided
63 the public's interest is reasonably protected. The state is not
64 required to appraise the value of lands and appurtenances that
65 are being donated to the state.

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66 (f) Appraisal reports are confidential and exempt from s.
67 119.07(1), for use by the agency and the board of trustees,
68 until an option contract is executed or, if no option contract
69 is executed, until 2 weeks before a contract or agreement for
70 purchase is considered for approval by the board of trustees.
71 However, the Department of Environmental Protection shall ~~may~~
72 disclose appraisal reports to private landowners or their
73 representatives during negotiations for acquisitions ~~using~~
74 ~~alternatives to fee simple techniques, if the department~~
75 ~~determines that disclosure of such reports will bring the~~
76 ~~proposed acquisition to closure. However, the private landowner~~
77 ~~must agree to maintain the confidentiality of the reports or~~
78 ~~information.~~ The department may also disclose appraisal
79 information to public agencies or nonprofit organizations that
80 agree to maintain the confidentiality of the reports or
81 information when joint acquisition of property is contemplated,
82 or when a public agency or nonprofit organization enters into a
83 written agreement with the department to purchase and hold
84 property for subsequent resale to the board of trustees. In
85 addition, the department may use, as its own, appraisals
86 obtained by a public agency or nonprofit organization, if the
87 appraiser is selected from the department's list of appraisers
88 and the appraisal is reviewed and approved by the department.
89 For purposes of this paragraph, the term "nonprofit
90 organization" means an organization that is exempt from federal

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91 income tax under s. 501(c)(3) of the Internal Revenue Code and,
92 for purposes of the acquisition of conservation lands, an
93 organization whose purpose must include the preservation of
94 natural resources. The agency may release an appraisal report
95 when the passage of time has rendered the conclusions of value
96 in the report invalid or when the acquiring agency has
97 terminated negotiations.

98 (j)1. The board of trustees shall adopt by rule the method
99 for determining the value of parcels sought to be acquired by
100 state agencies pursuant to this section. An offer by a state
101 agency may not exceed the value for that parcel as determined
102 pursuant to the highest approved appraisal or the value
103 determined pursuant to the rules of the board of trustees,
104 whichever value is less.

105 2. The board of trustees or, when applicable, the
106 Department of Environmental Protection, may acquire parcels
107 pursuant to this chapter and chapter 259 for the full value of
108 that parcel as determined pursuant to the highest approved
109 appraisal.

110 ~~3.2.~~ For a joint acquisition by a state agency and a local
111 government or other entity apart from the state, the joint
112 purchase price may not exceed 150 percent of the value for a
113 parcel as determined in accordance with the limits in
114 subparagraph 1. The state agency share of a joint purchase offer

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115 may not exceed what the agency may offer singly pursuant to
116 subparagraph 1.

117 ~~4.3.~~ This paragraph does not apply to the acquisition of
118 historically unique or significant property as determined by the
119 Division of Historical Resources of the Department of State.

120
121 Notwithstanding this subsection, on behalf of the board of
122 trustees and before the appraisal of parcels approved for
123 purchase under this chapter or chapter 259, the Secretary of
124 Environmental Protection or the director of the Division of
125 State Lands may enter into option contracts to buy such parcels.
126 Any such option contract shall state that the final purchase
127 price is subject to approval by the board of trustees or, if
128 applicable, the Secretary of Environmental Protection, and that
129 the final purchase price may not exceed the maximum offer
130 allowed by law. Any such option contract presented to the board
131 of trustees for final purchase price approval shall explicitly
132 state that payment of the final purchase price is subject to an
133 appropriation from the Legislature. The consideration for such
134 an option may not exceed \$1,000 or 0.01 percent of the estimate
135 by the department of the value of the parcel, whichever amount
136 is greater.

137 Section 3. Subsections (2) and (7), paragraph (b) of
138 subsection (8), and paragraph (d) of subsection (9) of section
139 259.032, Florida Statutes, are amended to read:

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140 259.032 Conservation and recreation lands.—

141 (2) The Governor and Cabinet, sitting as the Board of
142 Trustees of the Internal Improvement Trust Fund, may expend
143 moneys appropriated by the Legislature to acquire the fee or any
144 lesser interest in lands for any of the following public
145 purposes:

146 (a) To conserve and protect environmentally unique and
147 irreplaceable lands that contain native, relatively unaltered
148 flora and fauna representing a natural area unique to, or scarce
149 within, a region of this state or a larger geographic area.†

150 (b) To conserve and protect lands within designated areas
151 of critical state concern, if the proposed acquisition relates
152 to the natural resource protection purposes of the designation.†

153 (c) To conserve and protect native species habitat or
154 endangered or threatened species, emphasizing long-term
155 protection for endangered or threatened species designated G-1
156 or G-2 by the Florida Natural Areas Inventory, and especially
157 those areas that are special locations for breeding and
158 reproduction.†

159 (d) To conserve, protect, manage, or restore important
160 ecosystems, landscapes, and forests, if the protection and
161 conservation of such lands is necessary to enhance or protect
162 significant surface water, groundwater, coastal, recreational,
163 timber, or fish or wildlife resources which cannot otherwise be
164 accomplished through local and state regulatory programs.†

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165 (e) To promote water resource development that benefits
166 natural systems and citizens of the state.~~†~~

167 (f) To facilitate the restoration and subsequent health
168 and vitality of the Florida Everglades.~~†~~

169 (g) To provide areas, including recreational trails, for
170 natural resource-based recreation and other outdoor recreation
171 on any part of any site compatible with conservation purposes.~~†~~

172 (h) To preserve significant archaeological or historic
173 sites.~~†~~

174 (i) To conserve urban open spaces suitable for greenways
175 or outdoor recreation which are compatible with conservation
176 purposes.~~†~~~~or~~

177 (j) To preserve agricultural lands under threat of
178 conversion to development through less-than-fee acquisitions.

179 (k) To complete critical linkages through fee or less than
180 fee acquisition that will help preserve and protect the green
181 and blue infrastructure and vital habitat for wide-ranging
182 wildlife, such as the Florida panther, within the Florida
183 wildlife corridor as defined in s. 259.1055(4).

184 (7) (a) All lands managed under this chapter and s. 253.034
185 must ~~shall~~ be:

186 1. (a) Managed in a manner that will provide the greatest
187 combination of benefits to the public and to the resources.

188 2. (b) Managed for public outdoor recreation which is
189 compatible with the conservation and protection of public lands.

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190 Such management may include, but not be limited to, the
191 following public recreational uses: fishing, hunting, camping,
192 bicycling, hiking, nature study, swimming, boating, canoeing,
193 horseback riding, diving, model hobbyist activities, birding,
194 sailing, jogging, and other related outdoor activities.

195 ~~(b)(e)~~ Concurrent with its adoption of the annual list of
196 acquisition projects pursuant to s. 259.035, the board shall
197 adopt a management prospectus for each project. The management
198 prospectus shall delineate:

- 199 1. The management goals for the property;
- 200 2. The conditions that will affect the intensity of
201 management;
- 202 3. An estimate of the revenue-generating potential of the
203 property, if appropriate;
- 204 4. A timetable for implementing the various stages of
205 management and for providing access to the public, if
206 applicable;
- 207 5. A description of potential multiple-use activities as
208 described in this section and s. 253.034;
- 209 6. Provisions for protecting existing infrastructure and
210 for ensuring the security of the project upon acquisition;
- 211 7. The anticipated costs of management and projected
212 sources of revenue, including legislative appropriations, to
213 fund management needs; and

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214 8. Recommendations as to how many employees will be needed
215 to manage the property, and recommendations as to whether local
216 governments, volunteer groups, the former landowner, or other
217 interested parties can be involved in the management.

218 ~~(c)-(d)~~ Concurrent with the approval of the acquisition
219 contract pursuant to s. 253.025(4) ~~s. 253.025(4)(e)~~ for any
220 interest in lands except those lands acquired pursuant to s.
221 259.1052, the board shall designate an agency or agencies to
222 manage such lands. The board shall evaluate and amend, as
223 appropriate, the management policy statement for the project as
224 provided by s. 259.035 to ensure that the policy statement is
225 compatible with conservation, recreation, or both. For any fee
226 simple acquisition of a parcel which is or will be leased back
227 for agricultural purposes, or any acquisition of a less than fee
228 interest in land that is or will be used for agricultural
229 purposes, the board shall first consider having a soil and water
230 conservation district, created pursuant to chapter 582, manage
231 and monitor such interests.

232 ~~(d)-(e)~~ State agencies designated to manage lands acquired
233 under this chapter or with funds deposited into the Land
234 Acquisition Trust Fund, except those lands acquired under s.
235 259.1052, may contract with local governments and soil and water
236 conservation districts to assist in management activities,
237 including the responsibility of being the lead land manager.
238 Such land management contracts may include a provision for the

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239 transfer of management funding to the local government or soil
240 and water conservation district from the land acquisition trust
241 fund of the lead land managing agency in an amount adequate for
242 the local government or soil and water conservation district to
243 perform its contractual land management responsibilities and
244 proportionate to its responsibilities, and which otherwise would
245 have been expended by the state agency to manage the property.

246 (e)~~(f)~~ Immediately following the acquisition of any
247 interest in conservation and recreation lands, the department,
248 acting on behalf of the board, may issue to the lead managing
249 entity an interim assignment letter to be effective until the
250 execution of a formal lease.

251 (8)

252 (b) Individual management plans required by s. 253.034(5),
253 for parcels over 160 acres, shall be developed with input from
254 an advisory group. Members of this advisory group shall include,
255 at a minimum, representatives of the lead land managing agency,
256 comanaging entities, local private property owners, the
257 appropriate soil and water conservation district, a local
258 conservation organization, and a local elected official. If
259 habitat or potentially restorable habitat for imperiled species
260 is located on state lands, the Fish and Wildlife Conservation
261 Commission and the Department of Agriculture and Consumer
262 Services shall be included on any advisory group required under
263 chapter 253, and the short-term and long-term management goals

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264 required under chapter 253 must advance the goals and objectives
265 of imperiled species management without restricting other uses
266 identified in the management plan. The advisory group shall
267 conduct at least one public hearing within the county in which
268 the parcel or project is located. For those parcels or projects
269 that are within more than one county, at least one areawide
270 public hearing shall be acceptable and the lead managing agency
271 shall invite a local elected official from each county. The
272 areawide public hearing shall be held in the county in which the
273 core parcels are located. Notice of such public hearing shall be
274 posted on the parcel or project designated for management,
275 advertised in a paper of general circulation, and announced at a
276 scheduled meeting of the local governing body before the actual
277 public hearing. The management prospectus required pursuant to
278 paragraph (7)(b) ~~(7)(c)~~ shall be available to the public for a
279 period of 30 days before the public hearing.

280
281 By July 1 of each year, each governmental agency and each
282 private entity designated to manage lands shall report to the
283 Secretary of Environmental Protection on the progress of
284 funding, staffing, and resource management of every project for
285 which the agency or entity is responsible.

286 (9)

287 (d) Up to one-fifth of the funds appropriated for the
288 purposes identified in paragraph (b) shall be reserved by the

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289 board for interim management of acquisitions and for associated
290 contractual services, to ensure the conservation and protection
291 of natural resources on project sites and to allow limited
292 public recreational use of lands. Interim management activities
293 may include, but not be limited to, resource assessments,
294 control of invasive, nonnative species, habitat restoration,
295 fencing, law enforcement, controlled burning, and public access
296 consistent with preliminary determinations made pursuant to
297 paragraph (7) (e) ~~(7) (f)~~. The board shall make these interim
298 funds available immediately upon purchase.

299 Section 4. Paragraphs (i) and (m) of subsection (3) of
300 section 259.105, Florida Statutes, are amended, and paragraphs
301 (g) and (h) are added to subsection (10) of that section, to
302 read:

303 259.105 The Florida Forever Act.—

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

310 (i) Three and five-tenths percent to the Department of
311 Agriculture and Consumer Services for the acquisition of
312 agricultural lands, through perpetual conservation easements and
313 other perpetual less than fee techniques, which will achieve the

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314 objectives of Florida Forever and s. 570.71. Rules concerning
315 the application, acquisition, and priority ranking process for
316 such easements shall be developed pursuant to s. 570.71(10) and
317 as provided by this paragraph. The board shall ensure that such
318 rules are consistent with the acquisition process provided for
319 in s. 570.715. The rules developed pursuant to s. 570.71(10),
320 shall also provide for the following:

321 1. An annual priority list shall be developed pursuant to
322 s. 570.71(10), submitted to the council for review, and approved
323 by the board pursuant to s. 259.04. By March 1, 2024, the
324 Department of Agriculture and Consumer Services shall submit an
325 updated priority list to the council. Any acquisitions for which
326 funds have been obligated before July 1, 2023, to pay for an
327 appraisal may not be impacted by the updated priority list.

328 2. Terms of easements and acquisitions proposed pursuant
329 to this paragraph shall be approved by the board and may not be
330 delegated by the board to any other entity receiving funds under
331 this section.

332 3. All acquisitions pursuant to this paragraph shall
333 contain a clear statement that they are subject to legislative
334 appropriation.

335

336 Funds provided under this paragraph may not be expended until
337 final adoption of rules by the board pursuant to s. 570.71.

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338 ~~(m) Notwithstanding paragraphs (a)–(j) and for the 2021–~~
339 ~~2022 fiscal year, the amount of \$1,998,100 to only the~~
340 ~~Department of Environmental Protection for grants pursuant to s.~~
341 ~~375.075. This paragraph expires July 1, 2022.~~

342 (10) The council shall give increased priority to:

343 (g) Projects in imminent danger of development, loss of
344 significant natural attributes or recreational open space, or
345 subdivision, which would result in multiple ownership and make
346 acquisition of the project costly or less likely to be
347 accomplished.

348 (h) Projects located within the Florida wildlife corridor
349 as defined in s. 259.1055(4).

350 Section 5. Paragraph (b) of subsection (3) of section
351 375.041, Florida Statutes, is amended to read:

352 375.041 Land Acquisition Trust Fund.–

353 (3) Funds distributed into the Land Acquisition Trust Fund
354 pursuant to s. 201.15 shall be applied:

355 (b) Of the funds remaining after the payments required
356 under paragraph (a), but before funds may be appropriated,
357 pledged, or dedicated for other uses:

358 1. A minimum of the lesser of 25 percent or \$200 million
359 shall be appropriated annually for Everglades projects that
360 implement the Comprehensive Everglades Restoration Plan as set
361 forth in s. 373.470, including the Central Everglades Planning
362 Project subject to congressional authorization; the Long-Term

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363 Plan as defined in s. 373.4592(2); and the Northern Everglades
364 and Estuaries Protection Program as set forth in s. 373.4595.
365 From these funds, \$32 million shall be distributed each fiscal
366 year through the 2023-2024 fiscal year to the South Florida
367 Water Management District for the Long-Term Plan as defined in
368 s. 373.4592(2). After deducting the \$32 million distributed
369 under this subparagraph, from the funds remaining, a minimum of
370 the lesser of 76.5 percent or \$100 million shall be appropriated
371 each fiscal year through the 2025-2026 fiscal year for the
372 planning, design, engineering, and construction of the
373 Comprehensive Everglades Restoration Plan as set forth in s.
374 373.470, including the Central Everglades Planning Project, the
375 Everglades Agricultural Area Storage Reservoir Project, the Lake
376 Okeechobee Watershed Project, the C-43 West Basin Storage
377 Reservoir Project, the Indian River Lagoon-South Project, the
378 Western Everglades Restoration Project, and the Picayune Strand
379 Restoration Project. The Department of Environmental Protection
380 and the South Florida Water Management District shall give
381 preference to those Everglades restoration projects that reduce
382 harmful discharges of water from Lake Okeechobee to the St.
383 Lucie or Caloosahatchee estuaries in a timely manner. For the
384 purpose of performing the calculation provided in this
385 subparagraph, the amount of debt service paid pursuant to
386 paragraph (a) for bonds issued after July 1, 2016, for the
387 purposes set forth under this paragraph shall be added to the

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388 amount remaining after the payments required under paragraph
389 (a). The amount of the distribution calculated shall then be
390 reduced by an amount equal to the debt service paid pursuant to
391 paragraph (a) on bonds issued after July 1, 2016, for the
392 purposes set forth under this subparagraph.

393 2. A minimum of the lesser of 7.6 percent or \$50 million
394 shall be appropriated annually for spring restoration,
395 protection, and management projects. For the purpose of
396 performing the calculation provided in this subparagraph, the
397 amount of debt service paid pursuant to paragraph (a) for bonds
398 issued after July 1, 2016, for the purposes set forth under this
399 paragraph shall be added to the amount remaining after the
400 payments required under paragraph (a). The amount of the
401 distribution calculated shall then be reduced by an amount equal
402 to the debt service paid pursuant to paragraph (a) on bonds
403 issued after July 1, 2016, for the purposes set forth under this
404 subparagraph.

405 3. The sum of \$5 million shall be appropriated annually
406 each fiscal year through the 2025-2026 fiscal year to the St.
407 Johns River Water Management District for projects dedicated to
408 the restoration of Lake Apopka. This distribution shall be
409 reduced by an amount equal to the debt service paid pursuant to
410 paragraph (a) on bonds issued after July 1, 2016, for the
411 purposes set forth in this subparagraph.

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412 4. The sum of \$64 million is appropriated and shall be
413 transferred to the Everglades Trust Fund for the 2018-2019
414 fiscal year, and each fiscal year thereafter, for the EAA
415 reservoir project pursuant to s. 373.4598. Any funds remaining
416 in any fiscal year shall be made available only for Phase II of
417 the C-51 reservoir project or projects identified in
418 subparagraph 1. and must be used in accordance with laws
419 relating to such projects. Any funds made available for such
420 purposes in a fiscal year are in addition to the amount
421 appropriated under subparagraph 1. This distribution shall be
422 reduced by an amount equal to the debt service paid pursuant to
423 paragraph (a) on bonds issued after July 1, 2017, for the
424 purposes set forth in this subparagraph.

425 5. The sum of \$50 million shall be appropriated annually
426 to the South Florida Water Management District for the Lake
427 Okeechobee Watershed Restoration Project in accordance with s.
428 373.4599. This distribution must be reduced by an amount equal
429 to the debt service paid pursuant to paragraph (a) on bonds
430 issued after July 1, 2021, for the purposes set forth in this
431 subparagraph.

432 6. The sum of \$100 million shall be appropriated annually
433 to the Department of Environmental Protection for the
434 acquisition of land pursuant to s. 259.105 ~~Notwithstanding~~
435 ~~subparagraph 3., for the 2022-2023 fiscal year, funds shall be~~

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436 ~~appropriated as provided in the General Appropriations Act. This~~
437 ~~subparagraph expires July 1, 2023.~~

438 Section 6. Subsection (10) of section 570.71, Florida
439 Statutes, is amended and a new subsection (14) is added to that
440 section to read:

441 570.71 Conservation easements and agreements.—

442 (10) The department, in consultation with the Department
443 of Environmental Protection, the water management districts, the
444 Department of Economic Opportunity, and the Florida Fish and
445 Wildlife Conservation Commission, shall adopt rules that
446 establish an application process; ~~τ~~ a process and criteria for
447 setting priorities for use of funds consistent with the purposes
448 specified in subsection (1) and giving preference to ranch and
449 timber lands managed using sustainable practices, lands in
450 imminent danger of development or degradation, or lands within
451 the Florida wildlife corridor as defined in s. 259.1055(4); an
452 appraisal process; ~~τ~~ and a process for title review and
453 compliance and approval of the rules by the Board of Trustees of
454 the Internal Improvement Trust Fund.

455 (14) Notwithstanding any other law or rule, the department
456 shall submit a purchase agreement authorized by this section to
457 the Board of Trustees of the Internal Improvement Trust Fund for
458 approval only if the purchase price exceeds \$5 million.

459 Section 7. Paragraph (b) of subsection (1) and subsection
460 (5) of section 570.715, Florida Statutes, are amended to read:

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461 570.715 Conservation easement acquisition procedures.—

462 (1) For less than fee simple acquisitions pursuant to s.
463 570.71, the Department of Agriculture and Consumer Services
464 shall comply with the following acquisition procedures:

465 (b) Before approval by the board of trustees of an
466 agreement to purchase less than fee simple title to land
467 pursuant to s. 570.71, an appraisal of the parcel shall be
468 required as follows:

469 1. Each parcel to be acquired shall have at least one
470 appraisal. Two appraisals are required when the estimated value
471 of the parcel exceeds \$5 ~~\$1~~ million. However, when both
472 appraisals exceed \$5 ~~\$1~~ million and differ significantly, a
473 third appraisal may be obtained.

474 2. Appraisal fees and associated costs shall be paid by
475 the department. All appraisals used for the acquisition of less
476 than fee simple interest in lands pursuant to this section shall
477 be prepared by a state-certified appraiser who meets the
478 standards and criteria established by rule of the board of
479 trustees. Each appraiser selected to appraise a particular
480 parcel shall, before contracting with the department or a
481 participant in a multiparty agreement, submit to the department
482 or participant an affidavit substantiating that he or she has no
483 vested or fiduciary interest in such parcel.

484 (5) Appraisal reports are confidential and exempt from s.
485 119.07(1), for use by the department and the board of trustees,

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486 until an option contract is executed or, if an option contract
487 is not executed, until 2 weeks before a contract or agreement
488 for purchase is considered for approval by the board of
489 trustees. However, the department shall ~~has the authority, at~~
490 ~~its discretion, to~~ disclose appraisal reports to private
491 landowners or their representatives during negotiations for
492 acquisitions ~~using alternatives to fee simple techniques, if the~~
493 ~~department determines that disclosure of such reports will bring~~
494 ~~the proposed acquisition to closure.~~ The department may also
495 disclose appraisal information to public agencies or nonprofit
496 organizations that agree to maintain the confidentiality of the
497 reports or information when joint acquisition of property is
498 contemplated, or when a public agency or nonprofit organization
499 enters into a written multiparty agreement with the department.
500 For purposes of this subsection, the term "nonprofit
501 organization" means an organization whose purposes include the
502 preservation of natural resources, and which is exempt from
503 federal income tax under s. 501(c)(3) of the Internal Revenue
504 Code. The department may release an appraisal report when the
505 passage of time has rendered the conclusions of value in the
506 report invalid or when the department has terminated
507 negotiations.

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511 -----
512 **T I T L E A M E N D M E N T**
513 Remove lines 10-19 and insert:
514 s. 253.025, F.S.; increasing the estimated value threshold
515 of land acquisition agreements that are required to be
516 submitted to and approved by the Board of Trustees of the
517 Internal Improvement Trust Fund; removing the requirement
518 that agreements to acquire initial lands for Florida
519 Forever projects be submitted to and approved by the board
520 of trustees; increasing the estimated value threshold for
521 the appraisal of certain land acquisitions; requiring,
522 rather than authorizing, the Department of Environmental
523 Protection to disclose appraisal reports to private
524 landowners or their representatives during negotiations for
525 land acquisitions; removing a provision requiring private
526 landowners to maintain confidentiality of such reports;
527 specifying the authority of the board of trustees or the
528 department, as applicable, to acquire certain parcels at
529 full value as determined by the highest approved appraisal;
530 amending s. 259.032, F.S.; authorizing the Board of
531 Trustees of the Internal Improvement Trust Fund to acquire
532 specified conservation and recreation lands; conforming
533 provisions to changes made by the act; making technical
534 changes; amending s. 259.105, F.S.; requiring the
535 Department of Agriculture and Consumer Services to submit

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536 an updated priority list for the acquisition of certain
537 agricultural lands to the Acquisition and Restoration
538 Council by a specified date; specifying that certain
539 acquisitions may not be impacted by the updated priority
540 list; deleting an obsolete provision; requiring the council
541 to give increased priority to specified projects; amending
542 s. 375.041, F.S.; requiring an annual appropriation from
543 the Land Acquisition Trust Fund to the department for the
544 acquisition of specified lands; deleting an obsolete
545 provision; amending s. 570.71, F.S.; requiring the
546 Department of Agriculture and Consumer Services, in
547 consultation with the Department of Environmental
548 Protection, the water management districts, the Department
549 of Economic Opportunity, and the Florida Fish and Wildlife
550 Conservation Commission, to adopt rules giving funding
551 priority and preference to specified lands; requiring the
552 Department of Agriculture and Consumer Services to submit
553 certain purchase agreements to the Board of Trustees of the
554 Internal Improvement Trust Fund for approval; amending s.
555 570.715, F.S.; increasing the estimated value threshold for
556 the appraisal of specified conservation easement
557 acquisitions; requiring, rather than authorizing, the
558 Department of Agriculture and Consumer Services to disclose
559 appraisal reports to private landowners or their

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1379 (2023)

Amendment No.

560 | representatives during negotiations for certain land
561 | acquisitions; creating s.