

By Senator Burgess

23-00586-24

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1 A bill to be entitled
2 An act relating to land and water management; amending
3 s. 373.421, F.S.; requiring certain buffer zones for
4 land or water delineations established by a county or
5 municipality to be purchased by the county or
6 municipality; prohibiting the acquisition of such
7 zones by the use of eminent domain; creating s.
8 403.8111, F.S.; preempting regulation of specified
9 dredge and fill activities to the Department of
10 Environmental Protection; providing construction;
11 repealing s. 373.591, F.S., relating to land
12 management review teams; providing an effective date.

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

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16 Section 1. Subsection (8) is added to section 373.421,
17 Florida Statutes, to read:

18 373.421 Delineation methods; formal determinations.—

19 (8) Buffer zones for land or water delineations established
20 by a county or municipality that exceed the delineation
21 determinations for such land or water by the Department of
22 Environmental Protection or a water management district must be
23 purchased by the county or municipality and may not be acquired
24 by the use of eminent domain.

25 Section 2. Section 403.8111, Florida Statutes, is created
26 to read:

27 403.8111 Dredge and fill activities preemption.—The
28 regulation of dredge and fill activities under this chapter and
29 chapter 373 is preempted to the department. This section does

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30 not preclude the authority of the department to delegate powers
31 to water management districts under chapter 373.

32 Section 3. Section 373.591, Florida Statutes, is repealed.

33 Section 4. This act shall take effect July 1, 2024.