

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Local, Federal & Veterans
 2 Affairs Subcommittee

3 Representative Raschein offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 71-110 and insert:

7 (22) The board of trustees, by an affirmative vote of at
 8 least three members, may direct the department to purchase lands
 9 on an immediate basis using any available funding source:

10 (a) Or up to 15 percent of the funds allocated to the
 11 department pursuant to s. 259.105 for the acquisition of lands
 12 that:

13 1.(a) Are listed or placed at auction by the Federal
 14 Government as part of the Resolution Trust Corporation sale of
 15 lands from failed savings and loan associations;

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16 ~~2.(b)~~ Are listed or placed at auction by the Federal
17 Government as part of the Federal Deposit Insurance Corporation
18 sale of lands from failed banks; ~~or~~

19 ~~3.(e)~~ Will be developed or otherwise lost to potential
20 public ownership, or for which federal matching funds will be
21 lost, by the time the land can be purchased under the program
22 within which the land is listed for acquisition; or

23 4. Are used to prevent or satisfy private property rights
24 claims resulting from limitations imposed by the designation of
25 an area of critical state concern if such acquisition fulfills a
26 public purpose listed in s. 259.032(2).

27 (b) For the acquisition of lands that are used to prevent
28 or satisfy private property rights claims resulting from
29 limitations imposed by the designation of an area of critical
30 state concern.

31
32 For such acquisitions, the board of trustees may waive or modify
33 all procedures required for land acquisition pursuant to this
34 chapter and all competitive bid procedures required pursuant to
35 chapters 255 and 287. Lands acquired pursuant to this subsection
36 must, at the time of purchase, be within an area of critical
37 state concern designated pursuant to chapter 380, be on one of
38 the acquisition lists established pursuant to chapter 259, or be
39 essential for water resource development, protection, or
40 restoration, or a significant portion of the lands must contain

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41 natural communities or plant or animal species that are listed
42 by the Florida Natural Areas Inventory as critically imperiled,
43 imperiled, or rare, or as excellent quality occurrences of
44 natural communities. For the purposes of this subsection, if a
45 parcel is estimated to be worth \$500,000 or less and the
46 director of the Division of State Lands finds that the cost of
47 an outside appraisal is not justified, a comparable sales
48 analysis, an appraisal prepared by the division, or other
49 reasonably prudent procedure may be used by the division to
50 estimate the value of the land, provided the public interest is
51 reasonably protected.

52 Section 2. Subsection (6) of section 259.045, Florida
53 Statutes, is amended to read:

54 259.045 Purchase of lands in areas of critical state
55 concern; recommendations by department and land authorities.—
56 Within 45 days after the Administration Commission designates an
57 area as an area of critical state concern under s. 380.05, and
58 annually thereafter, the department ~~Department of Environmental~~
59 ~~Protection~~ shall consider the recommendations of the state land
60 planning agency pursuant to s. 380.05(1)(a) relating to purchase
61 of lands within an area of critical state concern or lands
62 outside an area of critical state concern that directly impact
63 an area of critical state concern, which may include lands used
64 to preserve and protect water supply, and shall make

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65 recommendations to the board with respect to the purchase of the
66 fee or any lesser interest in any such lands that are:

67 (6) Lands used to prevent or satisfy private property
68 rights claims resulting from limitations imposed by the
69 designation of an area of critical state concern if:

70 (a) The acquisition of such lands fulfills a public purpose
71 listed in s. 259.032(2); or-

72 (b) The parcel is wholly or partially, at the time of
73 acquisition, on one of the board of trustee's approved
74 acquisition lists established pursuant to this chapter.

75
76 For the purposes of subsection (6), if a parcel is estimated to
77 be worth \$500,000 or less and the director of the Division of
78 State Lands finds that the cost of an outside appraisal is not
79 justified, a comparable sales analysis, an appraisal prepared by
80 the division, or other reasonably prudent procedures may be used
81 by the division to estimate the value of the parcel, provided
82 the public's interest is reasonably protected. The department, a
83 local government, a special district, or a land authority within
84 an area of critical state concern may make recommendations with
85 respect to additional purchases which were not included in the
86 state land planning agency recommendations.

87 Section 3. Paragraph (c) of subsection (2) of section
88 288.980, Florida Statutes, is amended to read:

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89 288.980 Military base retention; legislative intent;
90 grants program.—

91 (2)

92 (c) As used in this subsection, the term "nonconservation
93 lands" means lands acquired for uses other than conservation,
94 outdoor resource-based recreation, or archaeological or historic
95 preservation. ~~lands not subject to acquisition by the Florida~~
96 ~~Forever Program.~~

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99 **T I T L E A M E N D M E N T**

100 Remove line 20 and insert:

101 under certain conditions; amending s. 259.045, F.S.; authorizing
102 the Department of Environmental Protection to acquire
103 conservation and recreational lands to prevent or satisfy private
104 property rights claims within areas of critical state concern;
105 providing procedures for estimating the value of such lands
106 under certain conditions; amending s. 288.980, F.S.; revising
107 the definition of nonconservation lands; amending s. 380.0666,
108 F.S.;