



842778

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/10/2020	.	
	.	
	.	
	.	

The Committee on Governmental Oversight and Accountability
(Baxley) recommended the following:

Senate Amendment (with title amendment)

Delete lines 103 - 420

and insert:

Section 4. Subsection (3) of section 373.4597, Florida Statutes, is repealed.

Section 5. Section 376.86, Florida Statutes, is repealed.

Section 6. Subsection (3) of section 378.032, Florida Statutes, is repealed.

Section 7. Section 378.033, Florida Statutes, is repealed.



842778

11 Section 8. Subsections (5), (6), (7), (9), and (10) of
12 section 378.034, Florida Statutes, are amended to read:

13 378.034 Submission of a reclamation program request;
14 procedures.—

15 (5) (a) The department staff shall, by February 1 of each
16 year, present to the secretary ~~committee~~ for his or her ~~its~~
17 consideration those reclamation program applications received by
18 the preceding November 1.

19 (b) The department staff shall recommend an order of
20 priority for the reclamation program applications that is
21 consistent with subsection (6).

22 (c) The recommendation of the department staff shall
23 include an estimate of the cost of each reclamation program or
24 land acquisition.

25 ~~(6) The committee shall recommend approval, modification,~~
26 ~~or denial of the reclamation program applications, associated~~
27 ~~cost estimates, and the department staff's recommended~~
28 ~~prioritized list.~~ Recommendations on the order of priority shall
29 be based, among other criteria, on the following criteria;
30 however, department staff ~~the committee~~ may give greater weight
31 to one or more of the criteria depending on the overall needs of
32 the nonmandatory land reclamation program:

33 (a) Whether health and safety hazards exist; and, if so,
34 such hazards shall be given the greatest weight;

35 (b) Whether the economic or environmental utility or the
36 aesthetic value of the land will return naturally within a
37 reasonable period of time;

38 (c) Whether there is a reasonable geographic and applicant
39 diversity in light of previously awarded reclamation contracts,



842778

40 reclamation program applications before the committee, and the
41 remaining eligible lands;

42 (d) Whether reclamation is in the public interest;

43 (e) Whether the land has been naturally reclaimed or is
44 eligible for acquisition by the state for hunting, fishing, or
45 other outdoor recreation purposes or for wildlife preservation;

46 (f) Whether the land is to be reclaimed for agricultural
47 use and the applicant has agreed to maintain the land in
48 agricultural use for at least 5 years after the completion of
49 the reclamation;

50 (g) Whether the program, alone or in conjunction with other
51 reclamation programs, will provide a substantial regional
52 benefit;

53 (h) Whether the program, alone or in conjunction with other
54 reclamation programs, will benefit regional drainage patterns;

55 (i) Whether the land is publicly owned and will be
56 reclaimed for public purposes;

57 (j) Whether the program includes a donation or agreement to
58 sell a portion of the program application area to the state for
59 outdoor recreational or wildlife habitat protection purposes;

60 (k) Whether the program is cost-effective in achieving the
61 goals of the nonmandatory land reclamation program; and

62 (l) Whether the program will reclaim lands described in
63 subsection (2).

64 (7) The prioritized list developed by department staff
65 ~~approved by the committee~~ may contain more reclamation program
66 applications than there are funds available during the year.

67 (9) ~~The committee recommendations shall be submitted to the~~
68 ~~secretary by April 1 of each year for final agency action~~ By



842778

69 June 1 of each ~~that~~ year, ~~the~~ secretary shall approve, in whole
70 or in part, the list of reclamation program applications in the
71 order of priority in which the applications are presented by
72 department staff.

73 (10) Any approved reclamation program application that was
74 not funded shall, at the request of the applicant, be considered
75 by department staff ~~the committee at its next meeting called for~~
76 ~~that purpose~~, together with other reclamation program
77 applications received by November 1 of the next year.

78 Section 9. Section 379.2524, Florida Statutes, is repealed.

79 Section 10. Paragraph (b) of subsection (4) of section
80 379.361, Florida Statutes, is amended to read:

81 379.361 Licenses.—

82 (4) SPECIAL ACTIVITY LICENSES.—

83 (b) The Fish and Wildlife Conservation Commission is
84 authorized to issue special activity licenses in accordance with
85 this section ~~and s. 379.2524~~, to permit the importation and
86 possession of wild anadromous sturgeon. The commission is also
87 authorized to issue special activity licenses, in accordance
88 with this section ~~and s. 379.2524~~, to permit the importation,
89 possession, and aquaculture of native and nonnative anadromous
90 sturgeon until best management practices are implemented for the
91 cultivation of anadromous sturgeon pursuant to s. 597.004. The
92 special activity license shall provide for specific management
93 practices to protect native populations of saltwater species.

94 Section 11. Paragraph (b) of subsection (2) of section
95 379.367, Florida Statutes, is amended to read:

96 379.367 Spiny lobster; regulation.—

97 (2)



842778

98 (b) Twenty-five dollars of the \$125 fee for a spiny lobster
99 endorsement required under subparagraph (a)1. must be used only
100 for trap retrieval as provided in s. 379.2424. The remainder of
101 the fees collected under paragraph (a) shall be deposited as
102 follows:

103 1. Fifty percent of the fees collected shall be deposited
104 in the Marine Resources Conservation Trust Fund for use in
105 enforcing the provisions of paragraph (a) through aerial and
106 other surveillance and trap retrieval.

107 2. Fifty percent of the fees collected shall be deposited
108 as provided in s. 379.3671(4) ~~s. 379.3671(5)~~.

109 Section 12. Subsection (4) of section 379.3671, Florida
110 Statutes, is repealed.

111 Section 13. Section 403.42, Florida Statutes, is repealed.

112 Section 14. Section 403.87, Florida Statutes, is repealed.

113 Section 15. Paragraph (h) of subsection (11) of section
114 408.910, Florida Statutes, is repealed.

115 Section 16. Subsection (3) of section 409.997, Florida
116 Statutes, is repealed.

117 Section 17. Section 411.226, Florida Statutes, is repealed.

118 Section 18. Section 430.05, Florida Statutes, is repealed.

119
120 ===== T I T L E A M E N D M E N T =====

121 And the title is amended as follows:

122 Delete lines 12 - 48

123 and insert:

124 administering the Great Floridians program; repealing
125 s. 373.4597(3), F.S., relating to the Geneva
126 Freshwater Lens Task Force; repealing s. 376.86, F.S.,



842778

127 relating to the Brownfield Areas Loan Guarantee
128 Council; repealing s. 378.032(3), F.S., relating to
129 definitions; deleting a definition to conform to
130 changes made by the act; repealing s. 378.033, F.S.,
131 relating to the Nonmandatory Land Reclamation
132 Committee; amending s. 378.034, F.S.; modifying
133 procedures governing reclamation program applications
134 to conform to the repeal of the Nonmandatory Land
135 Reclamation Committee; repealing s. 379.2524, F.S.,
136 relating to the Sturgeon Production Working Group;
137 amending s. 379.361, F.S.; deleting cross-references
138 to conform to changes made by the act; amending s.
139 379.367, F.S.; conforming a cross-reference to changes
140 made by the act; repealing s. 379.3671(4), F.S.,
141 relating to the Trap Certificate Technical Advisory
142 and Appeals Board; repealing s. 403.42, F.S., relating
143 to the Clean Fuel Florida Advisory Board; repealing s.
144 403.87, F.S., relating to the technical advisory
145 council for water and domestic wastewater operator
146 certification; repealing s. 408.910(11)(h), F.S.,
147 relating to technical advisory panels of Florida
148 Health Choices, Inc.; repealing s. 409.997(3), F.S.,
149 relating to the child welfare results-oriented
150 accountability program technical advisory panel;
151 repealing s. 411.226, F.S., relating to the Learning
152 Gateway; repealing s. 430.05, F.S., relating to the
153 Department of Elderly Affairs Advisory Council;
154 repealing