

BILL

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1                                   A bill to be entitled  
 2           An act relating to leases of sovereignty submerged lands;  
 3           creating s. 253.0347, F.S.; establishing lease duration;  
 4           providing for lease fees; requiring inspection of  
 5           facilities; clarifying agency authority; providing an  
 6           effective date.

7  
 8   Be It Enacted by the Legislature of the State of Florida:

9  
 10           Section 1. Section 253.0347, Florida Statutes, is created to  
 11           read:

12           253.0347 Leases of sovereignty submerged lands for private  
 13           residential single-family docks or piers, private residential  
 14           multi-family docks or piers, and private residential multi-slip  
 15           docks.-

16           (1) The maximum initial term of a lease of sovereignty  
 17           submerged lands for a private residential single-family dock or  
 18           pier, private residential multi-family dock or pier, or private  
 19           residential multi-slip dock is 10 years. A lease is renewable  
 20           for successive terms of up to 10 years if the parties agree and  
 21           the lessee complies with all terms of the lease and all  
 22           applicable laws and rules.

23           (2) (a) A lease contract for sovereignty submerged lands  
 24           for a private residential single-family dock or pier, private  
 25           residential multi-family dock or pier, or private residential  
 26           multi-slip dock must specify the amount of lease fees as  
 27           established by the Board of Trustees of the Internal Improvement  
 28           Trust Fund.

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29 (b) If private residential multi-family docks or piers,  
 30 private residential multi-slip docks, and other structures  
 31 pertaining to the same upland parcel include a total of no more  
 32 than one wet slip for each approved upland residential unit, the  
 33 lessee is not required to pay a lease fee on a preempted area of  
 34 10 square feet or less of sovereignty submerged lands for each  
 35 linear foot of shoreline in which the lessee has a sufficient  
 36 upland interest as determined by the Board of Trustees of the  
 37 Internal Improvement Trust Fund.

38 (c) A lessee of sovereignty submerged lands for a private  
 39 residential single-family dock or pier, private residential  
 40 multi-family dock or pier, or private residential multi-slip  
 41 dock is not required to pay a lease fee on revenue derived from  
 42 the transfer of fee simple or beneficial ownership of private  
 43 residential property that, at the time of transfer, is entitled  
 44 to a homestead exemption pursuant to s. 196.031.

45 (d) A lessee of sovereignty submerged lands for a private  
 46 residential single-family dock or pier, private residential  
 47 multi-family dock or pier, or private residential multi-slip  
 48 dock must pay a lease fee, in an amount determined by the Board  
 49 of Trustees of the Internal Improvement Trust Fund, on any  
 50 income derived from a wet slip, dock, or pier in the preempted  
 51 area under lease.

52 (3) At least once every ten years, each private  
 53 residential single-family dock or pier, private residential  
 54 multi-family dock or pier, private residential multi-slip dock,  
 55 or other private residential structure under lease shall be

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56 inspected by the Department of Environmental Protection to  
 57 determine compliance with the terms and conditions of the lease.

58 (4) This section does not prohibit the Board of Trustees  
 59 of the Internal Improvement Trust Fund or the Department of  
 60 Environmental Protection from imposing additional application  
 61 fees, regulatory permitting fees, or other lease requirements as  
 62 otherwise authorized by law.

63 Section 2. This act shall take effect July 1, 2011.