



26 (c) ~~For Phase II of the C-51 reservoir project,~~ The  
27 district may negotiate with the owners of the C-51 reservoir  
28 project site for the acquisition of any portion of the project  
29 not already committed to utilities for alternative water supply  
30 purposes or to enter into a public-private partnership. The  
31 district may acquire land near the C-51 reservoir through the  
32 purchase or exchange of land that is owned by the district or  
33 the state as necessary to implement ~~Phase II of~~ the project. The  
34 state and the district may consider potential swaps of land that  
35 is owned by the state or the district to achieve an optimal  
36 combination of water quality and water storage. The district may  
37 not exercise eminent domain for the purpose of implementing the  
38 C-51 reservoir project.

39 (d) If state funds are appropriated for ~~Phase I or Phase~~  
40 ~~II of~~ the C-51 reservoir project:

41 1. The district, to the extent practicable, must ~~shall~~  
42 operate the reservoir project to maximize the reduction of high-  
43 volume Lake Okeechobee regulatory releases to the St. Lucie or  
44 Caloosahatchee estuaries, in addition to maximizing the  
45 reduction of harmful discharges ~~providing relief~~ to the Lake  
46 Worth Lagoon. However, the operation of Phase I of the C-51  
47 reservoir project must be in accordance with any operation and  
48 maintenance agreement adopted by the district;

49 2. In addition to any permitted amounts for water supply,  
50 water made available by the reservoir project must ~~shall~~ be used

51 | for natural systems ~~in addition to any allocated amounts for~~  
52 | ~~water supply~~; and

53 | 3. ~~Any~~ Water received from Lake Okeechobee may only ~~not~~ be  
54 | available to support consumptive use permits if such use is in  
55 | accordance with district rules.

56 | (e) Phase I of the C-51 reservoir project may be funded by  
57 | appropriation or through the water storage facility revolving  
58 | loan fund as provided in s. 373.475. Phase II of the C-51  
59 | reservoir project may be funded by appropriation, pursuant to  
60 | this section, pursuant to s. 373.475, as a project component of  
61 | CERP, or pursuant to s. 375.041(3)(b)4.

62 | (f) The district may enter into a capacity allocation  
63 | agreement with a water supply entity for a pro rata share of  
64 | unreserved capacity in the water storage facility and may  
65 | request the department to waive repayment of all or a portion of  
66 | a loan issued pursuant to s. 373.475. The department may  
67 | authorize such waiver if, in its determination, it has received  
68 | reasonable value for such waiver. The district is not  
69 | responsible for repaying any portion of a loan issued pursuant  
70 | to s. 373.475 which is waived pursuant to this paragraph.

71 | Section 2. This act shall take effect July 1, 2019.