

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Community Affairs offered the following:

Amendment (with title amendment)

Remove from the bill: Everything after the enacting clause
and insert in lieu thereof:

Section 1. Intent.--Pursuant to s. 191.015, F.S., this act constitutes the codification of all special acts relating to the Bonita Springs Fire Control and Rescue District. It is the intent of the Legislature to provide a single, comprehensive special act charter for the district including all current legislative authority granted to the district by its several legislative enactments and any additional authority granted by this act. It is further the intent of this act to preserve all district authority, including the authority to annually assess and levy against the taxable property in the district a tax not to exceed 3 mills on the dollar of assessed valuation, except as provided in chapter 97-340, Laws of Florida, chapter 191, F.S. or any other applicable general or special law.

Section 2. Codification.--Chapters 65-1828, 68-90,

Amendment No. 01 (for drafter's use only)

1 69-1242, 81-414, 96-500, and 96-545, Laws of Florida, and
2 section 6 of chapter 87-447, Laws of Florida, relating to the
3 Bonita Springs Fire Control and Rescue District, are codified,
4 reenacted, amended, and repealed as provided herein.

5 Section 3. Creation.--There is established the Bonita
6 Springs Fire Control and Rescue District, an independent
7 special district, hereinafter referred to as the district,
8 which shall include the following described lands:

9
10 All of sections 13 and 14, 24 and 25, Township
11 47 South, Range 24 East; Lee County, Florida;

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13 Sections 13 through 36 inclusive, Township 47
14 South, Range 25 East, Lee County, Florida;

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16 All of Township 47 South, Range 26 East; Lee
17 County, Florida;

18
19 All of Township 48, Range 26 East, located in
20 Lee County, Florida;

21
22 All of Sections 2, 11 and 12, Township 47
23 South, Range 24 East, Lee County, Florida;

24
25 Sections 1 through 4, Township 48 South, Range
26 25 East in Lee County, Florida.

27 Section 4. Governing body.--The district shall
28 be governed by a board which shall consist of five (5)
29 resident electors of the district elected by a vote of
30 the electors of the district pursuant to chapter
31 97-340, Laws of Florida.

Amendment No. 01 (for drafter's use only)

1 Section 5. Officers; powers.--Within sixty
2 (60) days after the election of members of the board,
3 the members shall meet and elect from the membership a
4 president, a secretary, and a treasurer; provided,
5 however, the same member may be both secretary and
6 treasurer. The district shall have and the board may
7 exercise those general and special powers prescribed
8 by chapter 97-340, Laws of Florida, chapter 191, F.S.,
9 or any other applicable general or special law, as the
10 act may be amended from time to time.

11 Section 6. Emergency medical and rescue
12 response services.--The Bonita Springs Fire Control
13 and Rescue District is authorized to establish and
14 maintain emergency medical and rescue response
15 services and acquire and maintain rescue, medical, and
16 other emergency equipment, subject to the provisions
17 of chapter 401, Florida Statutes.

18 Section 7. Rules and regulations.--The board
19 is authorized to make rules and regulations for the
20 prevention of fires, fire control, and rescue work
21 within the district. Such rules and regulations, after
22 being made by the board and copies thereof signed by
23 the president and the secretary, and posted in at
24 least three (3) public places within the district, one
25 (1) of which must be the fire station or such similar
26 place wherein the firefighting and rescue equipment is
27 normally kept, after ten (10) days shall have the
28 force and effect of law.

29 Section 8. Budget.--For the purposes of
30 carrying into effect this act the board shall annually
31 prepare, consider, and adopt a district budget

Amendment No. 01 (for drafter's use only)

1 pursuant to the applicable requirements of chapter
2 200, Florida Statutes, as it may be amended from time
3 to time.

4 Section 9. Taxing authority.--The district
5 board shall fix and cause to be levied on all property
6 of the district, real and personal, a millage
7 sufficient to meet the requirements of the adopted
8 budget; provided, however, three (3) mills is the
9 maximum that can be levied in any one (1) year, except
10 as provided in chapter 97-340, Laws of Florida,
11 chapter 191, F.S., or any other applicable general or
12 special law.

13 Section 10. Assessment and collection of
14 taxes.--Taxes herein provided for shall be assessed
15 and collected in the same manner and form as provided
16 for the assessment and collection of county taxes.

17 Section 11. Tax collector's
18 responsibility.--When such taxes as provided for
19 herein shall have been collected by the tax collector
20 of Lee County, he or she shall, on or before the tenth
21 (10th) day of each month, report to the secretary of
22 the board the collections made for the preceding month
23 and remit the same to the treasurer of the board and
24 take a receipt for the same from the treasurer.
25 Thereupon the tax collector shall be relieved from all
26 other and further liability as to the amount so paid
27 the treasurer of the board.

28 Section 12. Expenses.--All warrants for the
29 payment of labor, equipment, and other expenses of the
30 board, and in carrying into effect this act and the
31 purposes thereof, shall be payable by the treasurer of

Amendment No. 01 (for drafter's use only)

1 the board on accounts and vouchers approved and
2 authorized by the board.

3 Section 13. Treasurer's bond.--The treasurer
4 of the board, when entering upon his or her duties,
5 shall give a good and sufficient bond to the Governor
6 in the sum of five thousand dollars (\$5,000.00) for
7 the faithful performance of his or her duties as
8 treasurer, the premium for such bond to be paid from
9 district funds.

10 Section 14. Construction.--This act shall be
11 construed as remedial and shall be liberally construed
12 to promote the purpose for which it is intended.

13 Section 15. Effect.--In the event that any
14 part of this act should be held void for any reason,
15 such holding shall not affect any other part thereof.

16 Section 16. Repeal of prior special
17 acts.--Chapters 65-1828, 68-90, 69-1242, 81-414,
18 96-500, and 96-545, Laws of Florida, and section 6 of
19 chapter 87-447, Laws of Florida, shall be repealed 10
20 days after the effective date of this act.

21 Section 17. This act shall take effect upon
22 becoming a law.

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25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27 On page 1, lines 2 and 16
28 remove from the title of the bill: all of said lines

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and insert in lieu thereof:

31 An act relating to the Bonita Springs Fire

Amendment No. 01 (for drafter's use only)

1 Control and Rescue District, Lee County;
2 providing for a codification of special laws
3 relating to the Bonita Springs Fire Control and
4 Rescue District pursuant to s. 191.015, F.S.;
5 providing legislative intent; codifying
6 reenacting and amending all prior special acts;
7 creating and establishing a fire control and
8 rescue district in said county and fixing the
9 boundaries of district; providing for a
10 governing body; prescribing the powers of the
11 board; authorizing the board to establish and
12 maintain emergency medical services and
13 equipment; authorizes the board to make rules
14 and regulations; providing procedure for
15 adopting a budget, giving the board the power
16 to tax; providing procedure for assessing and
17 collecting taxes; limiting tax collector's
18 responsibility; providing for payment of
19 expenses; requiring the treasurer to post a
20 bond; providing that such act shall be
21 construed liberally; providing for
22 severability; providing for the repeal of
23 chapters 65-1828, 68-90, 69-1242, 81-414,
24 96-500, and 96-545, Laws of Florida, and
25 section 6 of 87-447, Laws of Florida; providing
26 an effective date.

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