

By Representative Wiles

1 A bill to be entitled
2 An act relating to the Anastasia Mosquito
3 Control District, St. Johns County; codifying
4 the district's charter, chapter 61-2745, Laws
5 of Florida; eliminating obsolete provisions
6 pertaining to the appointment and election of
7 the initial board of commissioners; eliminating
8 the requirement that members of the board be
9 freeholders; eliminating the requirement for
10 petitions by candidates for the office of
11 commissioner; providing that the terms of
12 office of the commissioners shall be staggered;
13 amending the voting requirements for the board
14 of commissioners; providing for the election of
15 commissioners and operation of the district in
16 accordance with chapter 388, Florida Statutes
17 (1997), as the same may be amended from time to
18 time; amending the provisions on expense
19 reimbursement for commissioners; requiring an
20 election for a change in boundaries of the
21 district; repealing ss. 3, 4, 5, and 6, of
22 chapter 61-2745, Laws of Florida, s. 3 of
23 chapter 73-609, Laws of Florida, and chapter
24 80-597, Laws of Florida; providing an effective
25 date.

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27 Be It Enacted by the Legislature of the State of Florida:

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29 Section 1. Pursuant to chapter 98-320, Laws of
30 Florida, this act constitutes the codification of all special
31 acts relating to the Anastasia Mosquito Control District of

1 St. Johns County. It is the intent of the Legislature in
2 enacting this law to provide a single, comprehensive special
3 act charter for the district, including all current
4 legislative authority granted to the district by its several
5 legislative enactments and any additional authority granted by
6 this act. It is further the intent of this act to preserve all
7 district authority, including the authority to annually assess
8 and levy against the taxable property in the district a tax as
9 provided by chapter 388, Florida Statutes. The Anastasia
10 Mosquito Control District of St. Johns County is declared to
11 be an independent special district.

12 Section 2. Chapter 61-2745, Laws of Florida, as
13 amended, relating to the Anastasia Mosquito Control District
14 of St. Johns County, is codified, reenacted, amended, and
15 repealed as herein provided.

16 Section 3. The Anastasia Mosquito Control District is
17 re-created and reenacted to read:

18 Section 1. Governing board.--The board of
19 commissioners of the Anastasia Mosquito Control District of
20 St. Johns County shall consist of five (5) members, each of
21 whom shall be a registered elector, residing within the
22 boundaries of the district.

23 Section 2. Election of commissioners.--The provisions
24 of this act shall in no manner affect the present term of
25 office of any of the five (5) members of the board of
26 commissioners of the Anastasia Mosquito Control District of
27 St. Johns County. The terms of the office of the members of
28 the board of commissioners shall be staggered. Three persons
29 shall be elected to serve 4 years in the general election in
30 2000. Two persons shall be elected to serve 4 years in the
31 general election in 2002. Thereafter, each commissioner shall

1 be elected to a 4-year term of office. The election of
2 commissioners shall be in accordance with chapter 388, Florida
3 Statutes, as the same may be amended from time to time.

4 Section 3. Voting requirements.--Three members of the
5 board shall constitute a quorum. The affirmative vote of a
6 majority of those members present and voting shall be
7 necessary to transact business.

8 Section 4. District powers.--The provisions of chapter
9 388, Florida Statutes (1997), entitled "Mosquito Control," as
10 the same may be amended from time to time, shall govern the
11 functions of the Anastasia Mosquito Control District of St.
12 Johns County, except where the same is inconsistent with the
13 provisions of this act.

14 Section 5. Expenses.--The members of the board of
15 commissioners of the Anastasia Mosquito Control District of
16 St. Johns County shall be paid for expenses for travel,
17 meetings, and for other expenses in connection with their
18 duties within the district the lump sum of \$100 per month.
19 However, during any one year, said total expense paid shall
20 not exceed \$1,200.

21 Section 6. Limitations on expenses.--Payments made
22 pursuant to this act shall be deemed reimbursement for
23 expenses and shall not be construed as salary. Said lump sum
24 monthly reimbursement shall not be paid in any month that
25 compensation is received pursuant to s. 388.141, Florida
26 Statutes.

27 Section 7. Change of district boundaries.--The board
28 of commissioners of the Anastasia Mosquito Control District of
29 St. Johns County may, for and on behalf of the district or the
30 qualified electors within or without the district, file a
31 petition with the Board of County Commissioners of St. Johns

1 County requesting it to call an election to determine whether
2 or not the boundaries of the district shall be extended to
3 include lands described in the petition. When such a petition
4 is filed, the board of county commissioners shall call an
5 election to be held at the next general election of the
6 qualified electors residing in the district, and the qualified
7 electors residing in the territory proposed to be added to the
8 district, to determine by the majority of votes cast in the
9 district, and by the majority of the votes cast in the
10 territory proposed to be added to the district, whether said
11 territory will be added to the district. Notice of the
12 election shall be given in accordance with s. 100.342, Florida
13 Statutes, as the same may be amended from time to time. If
14 either a majority of the votes cast in the district or a
15 majority of the votes cast in the area proposed to be added to
16 the district are not in favor of adding the territory, then
17 the area shall not be added to the district. If the results of
18 an election favor a change in boundary, the board of county
19 commissioners shall amend its order creating the district to
20 include the change in boundary. The same procedure shall be
21 followed for the removal of any territory from the district.
22 The expenses of holding any election shall be paid by the
23 Anastasia Mosquito Control District of St. Johns County.

24 Section 4. Section 3 through 6 of chapter 61-2745,
25 Laws of Florida, and section 3 of chapter 73-609, Laws of
26 Florida, are hereby repealed 10 days after the effective date
27 of this act; provided the authority to levy and assess an ad
28 valorem tax as provided by chapter 388, Florida Statutes, as
29 the same may be amended from time to time, shall not be
30 repealed.

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1 Section 5. This act shall take effect upon becoming a
2 law.
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