

By Senator Mitchell

4-1255-99

See HB

1                                   A bill to be entitled  
2           An act relating to Citrus County Mosquito  
3           Control District; codifying the district  
4           charter; re-creating the district as an  
5           independent special district; providing for a  
6           board of commissioners; providing for  
7           elections; providing boundaries; providing for  
8           construction; providing for severability;  
9           providing an effective date.

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

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13           Section 1. Chapter 61-1997, Laws of Florida, as  
14 amended, is codified, reenacted, amended, and repealed as  
15 herein provided.

16           Section 2. The Citrus County Mosquito Control District  
17 is re-created and reenacted to read:

18           Section 1. Creation and intent.--Upon this act  
19 becoming law, the creation of Citrus County Mosquito Control  
20 District as an independent special district pursuant to  
21 chapter 390, Florida Statutes, shall be ratified and  
22 confirmed. It is further the intent of the Legislature in  
23 enacting this law to provide a single, codified, comprehensive  
24 special act charter for the district in accordance with  
25 section 189.429, Florida Statutes. The district shall operate  
26 pursuant to this special act and the provisions of chapter  
27 388, Florida Statutes, as it may be amended from time to time,  
28 and all other general laws applicable to independent special  
29 districts. It is the intent of this act to preserve all  
30 existing district authority as it may be modified pursuant to

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1 the provisions of chapter 388, Florida Statutes, this act, and  
2 applicable general laws.

3 Section 2. Minimum charter requirements.--In  
4 accordance with section 189.404(3), Florida Statutes, the  
5 following subsections shall constitute the charter of Citrus  
6 County Mosquito Control District:

7 (a) The district is organized and exists for all  
8 purposes set forth in this act and chapter 388, Florida  
9 Statutes, as they may be amended from time to time.

10 (b) The powers, functions, and duties of the district  
11 regarding ad valorem taxation, bond issuance, other  
12 revenue-raising capabilities, budget preparation and approval,  
13 liens and foreclosure of liens, use of tax deeds and tax  
14 certificates as appropriate for non-ad valorem assessments,  
15 and contractual agreements shall be as set forth in chapters  
16 170, 189, 197, and 388, Florida Statutes, this act, or any  
17 other applicable general or special law, as they may be  
18 amended from time to time.

19 (c) The district was created by the petition process  
20 formerly contained in chapter 390, Florida Statutes.

21 (d) The district's charter may be amended only by  
22 special act of the Legislature.

23 (e) In accordance with chapter 388.101, Florida  
24 Statutes, the district is governed by a three-member board.  
25 The membership and organization of the board shall be as set  
26 forth in this act and chapter 388, Florida Statutes, as they  
27 may be amended from time to time.

28 (f) The compensation of board members shall be  
29 governed by this act and chapter 388, Florida Statutes, as  
30 they may be amended from time to time.

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1           (g) The administrative duties of the board of  
2 commissioners shall be as set forth in this act and chapter  
3 388, Florida Statutes, as they may be amended from time to  
4 time.

5           (h) Requirements for financial disclosure, meeting  
6 notices, reporting, public records maintenance, and per diem  
7 expenses for officers and employees shall be as set forth in  
8 chapters 112, 189, 286, and 388, Florida Statutes, as they may  
9 be amended from time to time.

10           (i) The procedures and requirements governing the  
11 issuance of bonds, notes, and other evidence of indebtedness  
12 by the district shall be as set forth in chapters 189 and 388,  
13 Florida Statutes, and applicable general laws, as they may be  
14 amended from time to time.

15           (j) The procedures for conducting district elections  
16 and for qualification of electors shall be pursuant to  
17 chapters 189 and 388, Florida Statutes, and applicable general  
18 laws as they may be amended from time to time.

19           (k) The district may be financed by any method  
20 established in this act, chapters 189 and 388, Florida  
21 Statutes, or any applicable general laws, as they may be  
22 amended from time to time.

23           (l) In accordance with section 388.221, Florida  
24 Statutes, the district may continue to levy upon all of the  
25 personal and real taxable property in the district a special  
26 tax not exceeding 10 mills on the dollar during each year as  
27 maintenance tax.

28           (m) The method for collecting non-ad valorem  
29 assessments, fees, service charges, or state matching funds  
30 shall be as set forth in chapters 170, 197, and 388, Florida  
31 Statutes, as they may be amended from time to time.

1       (n) The district's planning requirements shall be as  
2 set forth in chapters 189 and 388, Florida Statutes, as they  
3 may be amended from time to time.

4       (o) The district's geographic boundary limitations  
5 shall be the same as those established for Citrus County in  
6 section 7.09, Florida Statutes:

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8       The boundary lines of Citrus County are as  
9 follows: Beginning at a point in the thread or  
10 center of the Withlacoochee River on the  
11 section line dividing sections twelve and  
12 thirteen, township twenty-one south, range  
13 twenty east; thence on said line west to the  
14 southwest corner of section nine, township  
15 twenty-one south, range nineteen east; thence  
16 north on said section line to township line  
17 dividing townships twenty and twenty-one south;  
18 thence west on said township line to the Gulf  
19 of Mexico; thence north along said gulf,  
20 including all islands along said gulf coast,  
21 and including the waters of said gulf within  
22 the jurisdiction of the State of Florida, to  
23 the most southern outlet of the Withlacoochee  
24 River at its mouth, leaving out all the islands  
25 in the mouth of said river; thence easterly  
26 along the thread of said river to the point of  
27 beginning, including all the lands and islands  
28 which said river line may enclose.

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30       Section 3. Section 1 of chapter 61-1997, Laws of  
31 Florida, and chapter 63-1221, Laws of Florida, are repealed.

1           Section 4. The provisions of this act shall be  
2 liberally construed in order to effectively carry out the  
3 purposes of this act in the interest of the public health,  
4 welfare, and safety of the citizens served by the district.

5           Section 5. It is declared to be the intent of the  
6 Legislature that if any section, subsection, sentence, clause,  
7 phrase, or portion of this act is for any reason held invalid  
8 or unconstitutional by any court of competent jurisdiction,  
9 such portion shall be deemed a separate, distinct, and  
10 independent provision, and such holding shall not affect the  
11 validity of the remaining portions hereof.

12           Section 6. In the event of a conflict of the  
13 provisions of this act with the provisions of any other act,  
14 the provisions of this act shall control to the extent of such  
15 conflict.

16           Section 7. This act shall take effect upon becoming a  
17 law.

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