

By Representative Rojas

1                                   A bill to be entitled  
 2           An act relating to the Formation of  
 3           Municipalities Act; amending s. 165.022, F.S.;  
 4           providing that counties operating under a home  
 5           rule charter as authorized by s. 6(e), Art.  
 6           VIII of the State Constitution may use the  
 7           procedures provided by said act or by their  
 8           charter for forming or dissolving  
 9           municipalities; 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. Section 165.022, Florida Statutes, is  
 14 amended to read:

15           165.022 Preemption; effect on special laws.--It is the  
 16 purpose of this act to provide viable and usable general law  
 17 standards and procedures for forming and dissolving  
 18 municipalities in lieu of any procedure or standards now  
 19 provided by general or special law. The provisions of this  
 20 act shall be the exclusive procedure pursuant to general law  
 21 for forming or dissolving municipalities in this state, except  
 22 that in those counties operating under a home rule charter  
 23 ~~which provides for an exclusive method~~ as specifically  
 24 authorized by s. 6(e), Art. VIII of the State Constitution may  
 25 use either the procedure provided by this act or the procedure  
 26 provided in their charter. Any provisions of a general or  
 27 special law existing on July 1, 1974, in conflict with the  
 28 provisions of this act shall not be effective to the extent of  
 29 such conflict.

30           Section 2. This act shall take effect upon becoming a  
 31 law.

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HOUSE SUMMARY

Provides that counties operating under a home rule charter as authorized by s. 6(e), Art. VIII of the State Constitution may use the procedures provided by ch. 165, F.S., the Formation of Municipalities Act, or by their charter for forming or dissolving municipalities.