

By Senator Brown-Waite

10-427-01

See HB 41

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A bill to be entitled  
An act relating to water and wastewater  
systems; reenacting s. 350.0611, F.S., relating  
to duties and powers of the Public Counsel;  
providing an effective date.

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

Section 1. Section 350.0611, Florida Statutes, as  
amended by section 12 of chapter 2000-350, Laws of Florida, is  
reenacted to read:

350.0611 Public Counsel; duties and powers.--It shall  
be the duty of the Public Counsel to provide legal  
representation for the people of the state in proceedings  
before the commission and in proceedings before counties  
pursuant to s. 367.171(8). The Public Counsel shall have such  
powers as are necessary to carry out the duties of his or her  
office, including, but not limited to, the following specific  
powers:

(1) To recommend to the commission, by petition, the  
commencement of any proceeding or action or to appear, in the  
name of the state or its citizens, in any proceeding or action  
before the commission and urge therein any position which he  
or she deems to be in the public interest, whether consistent  
or inconsistent with positions previously adopted by the  
commission, and utilize therein all forms of discovery  
available to attorneys in civil actions generally, subject to  
protective orders of the commission which shall be reviewable  
by summary procedure in the circuit courts of this state;

