

706-130AX-46

Bill No. CS/HB 9

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

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

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Representative(s) Greenstein offered the following:

Amendment (with title amendment)

On page 1, line 13,

insert:

Section 1. Paragraph (a) of subsection (4) of section 171.062, Florida Statutes, is amended to read:

171.062 Effects of annexations or contractions.--

(4)(a) A party that has an exclusive franchise which was in effect ~~for at least 6 months~~ prior to the initiation of an annexation to provide solid waste collection services in an unincorporated area may continue to provide such services to an annexed area for ~~5 years~~ or the remainder of the franchise term, not to exceed a period of 2 years, provided the contract shall have been in effect 3 years or longer prior to the annexation. If the existing contract has been in effect for less than 3 years, service to the annexed area shall continue for a period beyond the effective date of annexation such that the franchisee shall have completed 5 years of service to the annexed area, or until the expiration of the contract,

706-130AX-46

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1 whichever is shorter, if:

2 1. The franchisee provides, if the annexing
3 municipality requires, a level of quality and frequency of
4 service which is equivalent to that required by the
5 municipality in other areas of the municipality not served by
6 the franchisee, and

7 2. The franchisee provides such service to the annexed
8 area at a reasonable cost. The cost must include the
9 following as related to providing services to the annexed
10 area:

11 a. Capital costs for land, structures, vehicles,
12 equipment, and other items used for solid waste management;

13 b. Operating and maintenance costs for solid waste
14 management;

15 c. Costs to comply with applicable statutes, rules,
16 permit conditions, and insurance requirements;

17 d. Disposal costs; and

18 e. A reasonable profit.

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20 If the municipality and the franchisee cannot enter into an
21 agreement as to such cost, they shall submit the matter of
22 cost to arbitration.

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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, line 3, after the semicolon

28

29 insert:

30 amending s. 171.062, F.S.; revising

31 circumstances under which a solid waste

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1 franchisee may continue providing services to
2 an annexed area under an existing franchise
3 agreement;
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