

By Senator Posey

15-199-02

1                                   A bill to be entitled  
2           An act relating to Brevard County; codifying,  
3           pursuant to s. 189.429, F.S., special acts  
4           relating to the A. Max Brewer Memorial Law  
5           Library; amending, reenacting, and codifying  
6           chapter 30599, Laws of Florida, 1955, and  
7           chapters 57-1155, 61-1916, and 74-431, Laws of  
8           Florida; providing legislative intent;  
9           providing a district charter; eliminating  
10          obsolete provisions; repealing chapter 30599,  
11          Laws of Florida, 1955, and chapters 57-1155,  
12          61-1916, and 74-431, Laws of Florida; providing  
13          severability; providing an effective date.

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15           WHEREAS, the proper and expeditious administration of  
16          justice in the courts of Brevard County make it necessary and  
17          desirable that there be available to judges, attorneys, county  
18          officials, and the public an adequate law library located in  
19          Brevard County, and

20           WHEREAS, the establishment and maintenance of such law  
21          library and necessary branch libraries would be beneficial to  
22          the public and would be of great aid in expediting matters  
23          before the courts of the county and is therefore a public  
24          need, NOW, THEREFORE,

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

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28           Section 1. Intent.--Pursuant to section 189.429,  
29          Florida Statutes, this act constitutes the codification of all  
30          special acts relating to the A. Max Brewer Memorial Law  
31          Library District. It is the intent of the Legislature in

1 enacting this law to provide a single, comprehensive  
2 special-act charter for the district, including all current  
3 legislative authority granted to the district by its several  
4 legislative enactments and any additional authority granted by  
5 this act.

6       Section 2. Codification.--Chapter 30599, Laws of  
7 Florida, 1955, and chapters 57-1155, 61-1916, and 74-431, Laws  
8 of Florida, relating to the A. Max Brewer Memorial Law Library  
9 are codified, reenacted, amended, and repealed as provided in  
10 this act.

11       Section 3. Short title.--This act may be cited as the  
12 "A. Max Brewer Memorial Law Library Act."

13       Section 4. The charter for the A. Max Brewer Memorial  
14 Law Library is re-created and reenacted to read:

15       Section 1. Establishment.--The A. Max Brewer Memorial  
16 Law Library is established as a dependent special district for  
17 the purposes of providing a law library system in Brevard  
18 County, Florida.

19       Section 2. Governing Board.--A board of trustees to be  
20 known as "Board of Trustees, A. Max Brewer Memorial Law  
21 Library" is created, which board of trustees shall consist of  
22 five members: a circuit judge assigned to Brevard County and a  
23 county judge of Brevard County, both of whom shall be  
24 appointed by the chief judge of the judicial circuit, and  
25 three practicing attorneys of Brevard County to be appointed  
26 by the president of the Brevard County Bar Association. All  
27 members serve at the pleasure of the appointing authority. The  
28 board of trustees has full power and authority to operate and  
29 maintain a law library system in the main courthouse and  
30 branch courthouses or such place or places as it from time to  
31 time designates and to prescribe and enforce rules as to the

1 use, maintenance, and operation of the law library. The board  
2 of trustees may purchase or lease books, furniture, library  
3 equipment, and supplies and may employ necessary librarians or  
4 other staff. The board may also obtain loans from any source  
5 approved by the chief judge of the judicial circuit.

6 Section 3. Space.--The Board of County Commissioners  
7 of Brevard County shall allocate adequate space in the county  
8 courthouse and branch courthouses, Brevard County, for the  
9 exclusive use of the law library system.

10 Section 4. Funds.--All funds for the use of the law  
11 library system shall be expended by the board of trustees and  
12 only for the purpose of maintaining and operating the law  
13 library system.

14 Section 5. Charitable Public Trust.--All donations to  
15 the A. Max Brewer Memorial Law Library and all property  
16 acquired by donation, purchase, or otherwise shall be deemed  
17 to be held by the board of trustees as a charitable public  
18 trust for the benefit and use of the inhabitants of Brevard  
19 County and shall be exempt from all taxation.

20 Section 5. Chapter 30599, Laws of Florida, 1955, and  
21 chapters 57-1155, 61-1916, and 74-431, Laws of Florida, are  
22 repealed.

23 Section 6. If any provision of this act or its  
24 application to any person or circumstance is held invalid, the  
25 invalidity does not affect other provisions or circumstances  
26 of the act which can be given effect without the invalid  
27 provision or application, and to this end the provisions of  
28 this act are declared severable.

29 Section 7. This act shall take effect upon becoming a  
30 law.

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