

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representatives Attkisson and Russell offered the following:

**Amendment (with title amendment)**

Remove lines 1175 and 1176, and insert:

Section 29. Paragraph (g) of subsection (7) of section 163.01, Florida Statutes, is amended to read:

163.01 Florida Interlocal Cooperation Act of 1969.--  
(7)

(g)1. Notwithstanding any other provisions of this section, any separate legal entity created under this section, the membership of which is limited to municipalities and counties of the state, may acquire, own, construct, improve, operate, and manage public facilities, or finance facilities on behalf of any person, relating to a governmental function or purpose, including, but not limited to, wastewater facilities, water or alternative water supply facilities, and water reuse facilities, which may serve populations within or outside of the members of the entity. Notwithstanding s. 367.171(7), any

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28 separate legal entity created under this paragraph is not  
29 subject to Public Service Commission jurisdiction, except when a  
30 host government specifically requests binding arbitration  
31 services through the commission under subparagraphs 4. and 5.  
32 and as is otherwise provided for in general law. The separate  
33 legal entity and may not provide utility services within the  
34 service area of an existing utility system unless it has  
35 received the consent of the utility.

36 2. For purposes of this paragraph, the term "utility"  
37 means a water or wastewater utility and includes every person,  
38 separate legal entity, lessee, trustee, or receiver owning,  
39 operating, managing, or controlling a system, or proposing  
40 construction of a system, who is providing, or proposes to  
41 provide, water or wastewater service to the public for  
42 compensation. For purposes of this paragraph, the term "system"  
43 means each separate water or wastewater facility providing  
44 service. For purposes of this paragraph, the term "host  
45 government" means either the governing body of the county, if  
46 the largest number of equivalent residential connections  
47 currently served by a system of the utility is located in the  
48 unincorporated area, or the governing body of a municipality, if  
49 the largest number of equivalent residential connections  
50 currently served by a system of the utility is located within  
51 that municipality's boundaries. For purposes of this paragraph,  
52 the term "separate legal entity" may mean any entity created by  
53 interlocal agreement the membership of which is limited to two  
54 or more municipalities or counties of the state, but which  
55 entity is legally separate and apart from any of its member  
56 governments. A separate legal entity that seeks to acquire any

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57 utility must notify the host government in writing by certified  
58 mail about the contemplated acquisition not less than 90 days  
59 before any proposed transfer of ownership, use, or possession of  
60 any utility assets by such separate legal entity. The potential  
61 acquisition notice must be provided to the legislative head of  
62 the governing body of the host government and to its chief  
63 administrative officer and must provide the name and address of  
64 a contact person for the separate legal entity and information  
65 identified in s. 367.071(4)(a) concerning the contemplated  
66 acquisition.

67 3. Within 90 days following receipt of the notice, the  
68 host government may adopt a resolution to become a member of the  
69 separate legal entity; adopt a resolution to approve the utility  
70 acquisition; adopt a resolution to prohibit the utility  
71 acquisition by the separate legal entity if the host government  
72 determines that the proposed acquisition is not in the public  
73 interest; request in writing an automatic 45-day extension of  
74 the 90-day period in order to allow sufficient time for the host  
75 government to evaluate the proposed acquisition; or take no  
76 action to agenda the proposed acquisition for discussion at a  
77 public meeting, which shall be construed as denial of the  
78 proposed acquisition. If a host government adopts a prohibition  
79 resolution, the separate legal entity may not acquire the  
80 utility within that host government's territory without specific  
81 consent of the host government by future resolution. If a host  
82 government adopts a membership resolution, the separate legal  
83 entity must accept the host government as a member before any  
84 transfer of ownership, use, or possession of the utility or the  
85 utility facilities on the same basis as its existing members. If

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86 a host government does not adopt a prohibition resolution or an  
87 approval resolution, does not provide a written request for an  
88 extension of the 90-day notice period, and takes no action to  
89 initiate judicial proceedings regarding the proposed  
90 acquisition, the separate legal entity may proceed to acquire  
91 the utility after the 90-day notice period without further  
92 notice, except as otherwise agreed upon by the separate legal  
93 entity and the host government. In utility acquisitions  
94 involving two or more host governments, the Public Service  
95 Commission shall consider whether the sale, assignment, or  
96 transfer of the utility is in the public interest pursuant to  
97 the provisions of s. 367.071(1).

98 4. In addition to the host government's right to review as  
99 fair and reasonable the rates, charges, customer  
100 classifications, and terms of service that will be in place at  
101 the time of acquisition, the host government has the right to  
102 review and approve as fair and reasonable any later changes  
103 proposed by the separate legal entity to the rates, charges,  
104 customer classifications, and terms of service, before adoption  
105 by the separate legal entity. In addition, the host government  
106 has the right to review and approve any changes to the financing  
107 of such facilities which may result in increased costs to  
108 customers. Such right of review and approval by the host  
109 government is subject to the obligation of the separate legal  
110 entity to establish rates and charges that comply with the  
111 requirements contained in any resolution or trust agreement  
112 relating to the issuance of bonds to acquire and improve the  
113 affected utility, and such right does not affect the obligation  
114 of the separate legal entity to set rates at a level sufficient

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115 to pay debt service on its obligations issued in relation to the  
116 host government utility. In order to facilitate review of  
117 proposed changes by such host government, the separate legal  
118 entity must notify the host government in writing by certified  
119 mail about the proposed changes not less than 90 days before it  
120 implements any changes. The notice of proposed changes must be  
121 provided to the legislative head of the governing body of each  
122 host government and to its chief administrative officer and must  
123 provide the name and address of a contact person for the  
124 separate legal entity and information identified in s.  
125 367.081(2)(a)1. as it applies to publicly owned utilities about  
126 the proposed changes. If after review the host government  
127 believes that the proposed changes are in the public interest,  
128 the host government may pass a resolution approving the proposed  
129 changes. If, after review, the host government believes that the  
130 proposed changes are not in the public interest, the host  
131 government may enter into negotiation with the separate legal  
132 entity to resolve those concerns. If no agreement is reached  
133 within 30 days after the host government's determination that  
134 the proposed changes are not in the public interest, the host  
135 government may request and, if requested, shall receive binding  
136 arbitration services through the Public Service Commission to  
137 resolve the dispute with the separate legal entity. The  
138 commission shall develop and adopt administrative rules  
139 governing the arbitration process and establishing fees for this  
140 dispute-resolution service.

141 5. After the acquisition or construction of any utility  
142 systems by a separate legal entity created under this  
143 subsection, revenues or any other income may not be transferred

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144 or paid to a member of a separate legal entity, or to any other  
145 county or municipality, from user fees or other charges or  
146 revenues generated from customers that are not physically  
147 located within the jurisdictional or service delivery boundaries  
148 of the member, county, or municipality receiving the transfer or  
149 payment. Any transfer or payment to a member or other local  
150 government must be solely from user fees or other charges or  
151 revenues generated from customers that are physically located  
152 within the jurisdictional or service delivery boundaries of the  
153 member or local government receiving the transfer or payment.

154 6. The host government is guaranteed the right to acquire  
155 any utility or utility system that it hosts owned by the  
156 separate legal entity. In those instances when the separate  
157 legal entity and the host government cannot agree on the terms  
158 and conditions of the acquisition, the host government may  
159 request and, if requested, shall receive binding arbitration  
160 services through the Public Service Commission to resolve the  
161 disputed acquisition terms. The commission shall develop and  
162 adopt administrative rules governing the arbitration process and  
163 establishing the fees for these services. In developing and  
164 adopting its rules governing the acquisition price for a given  
165 host government to acquire the utility or utility system located  
166 within its jurisdiction, the Public Service Commission shall, to  
167 the greatest extent possible, base the acquisition price on the  
168 same percentage to the total bonded indebtedness of the separate  
169 legal entity upon acquiring the utility as the acquired system's  
170 rate base was to the utility's total rate base at the time  
171 transferred from a regulated utility to the separate legal  
172 entity. This paragraph is an alternative provision otherwise

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173 provided by law as authorized in s. 4, Art. VIII of the State  
174 Constitution for any transfer of power as a result of an  
175 acquisition of a utility by a separate legal entity from a  
176 municipality, county, or special district.

177 7. The entity may finance or refinance the acquisition,  
178 construction, expansion, and improvement of such facilities  
179 relating to a governmental function or purpose through the  
180 issuance of its bonds, notes, or other obligations under this  
181 section or as otherwise authorized by law. Except as limited by  
182 the terms and conditions of the utility acquisition agreement,  
183 as approved by the applicable host government, the entity has  
184 all the powers provided by the interlocal agreement under which  
185 it is created or which are necessary to finance, own, operate,  
186 or manage the public facility, including, without limitation,  
187 the power to establish rates, charges, and fees for products or  
188 services provided by it, the power to levy special assessments,  
189 the power to sell or finance all or a portion of such facility,  
190 and the power to contract with a public or private entity to  
191 manage and operate such facilities or to provide or receive  
192 facilities, services, or products. Except as may be limited by  
193 the interlocal agreement under which the entity is created, all  
194 of the privileges, benefits, powers, and terms of s. 125.01,  
195 relating to counties, and s. 166.021, relating to  
196 municipalities, are fully applicable to the entity. However,  
197 neither the entity nor any of its members on behalf of the  
198 entity may exercise the power of eminent domain over the  
199 facilities or property of any existing water or wastewater plant  
200 utility system, nor may the entity acquire title to any water or  
201 wastewater plant utility facilities, other facilities, or

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202 property which was acquired by the use of eminent domain after  
203 the effective date of this act. Bonds, notes, and other  
204 obligations issued by the entity are issued on behalf of the  
205 public agencies that are members of the entity.

206 8.2- Except as limited by the terms and conditions of the  
207 utility acquisition agreement, as approved by the applicable  
208 host government, any entity created under this section may also  
209 issue bond anticipation notes in connection with the  
210 authorization, issuance, and sale of bonds. The bonds may be  
211 issued as serial bonds or as term bonds or both. Any entity may  
212 issue capital appreciation bonds or variable rate bonds. Any  
213 bonds, notes, or other obligations must be authorized by  
214 resolution of the governing body of the entity and bear the date  
215 or dates; mature at the time or times, not exceeding 40 years  
216 from their respective dates; bear interest at the rate or rates;  
217 be payable at the time or times; be in the denomination; be in  
218 the form; carry the registration privileges; be executed in the  
219 manner; be payable from the sources and in the medium or payment  
220 and at the place; and be subject to the terms of redemption,  
221 including redemption prior to maturity, as the resolution may  
222 provide. If any officer whose signature, or a facsimile of whose  
223 signature, appears on any bonds, notes, or other obligations  
224 ceases to be an officer before the delivery of the bonds, notes,  
225 or other obligations, the signature or facsimile is valid and  
226 sufficient for all purposes as if he or she had remained in  
227 office until the delivery. The bonds, notes, or other  
228 obligations may be sold at public or private sale for such price  
229 as the governing body of the entity shall determine. Pending  
230 preparation of the definitive bonds, the entity may issue

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231 interim certificates, which shall be exchanged for the  
232 definitive bonds. The bonds may be secured by a form of credit  
233 enhancement, if any, as the entity deems appropriate. The bonds  
234 may be secured by an indenture of trust or trust agreement. In  
235 addition, the governing body of the legal entity may delegate,  
236 to an officer, official, or agent of the legal entity as the  
237 governing body of the legal entity may select, the power to  
238 determine the time; manner of sale, public or private;  
239 maturities; rate of interest, which may be fixed or may vary at  
240 the time and in accordance with a specified formula or method of  
241 determination; and other terms and conditions as may be deemed  
242 appropriate by the officer, official, or agent so designated by  
243 the governing body of the legal entity. However, the amount and  
244 maturity of the bonds, notes, or other obligations and the  
245 interest rate of the bonds, notes, or other obligations must be  
246 within the limits prescribed by the governing body of the legal  
247 entity and its resolution delegating to an officer, official, or  
248 agent the power to authorize the issuance and sale of the bonds,  
249 notes, or other obligations.

250 ~~9.3-~~ Bonds, notes, or other obligations issued under this  
251 paragraph ~~subparagraph 1-~~ may be validated as provided in  
252 chapter 75. The complaint in any action to validate the bonds,  
253 notes, or other obligations must be filed only in the Circuit  
254 Court for Leon County. The notice required to be published by s.  
255 75.06 must be published in Leon County and in each county that  
256 is a member of the entity issuing the bonds, notes, or other  
257 obligations, or in which a member of the entity is located, and  
258 the complaint and order of the circuit court must be served only  
259 on the State Attorney of the Second Judicial Circuit and on the

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260 state attorney of each circuit in each county that is a member  
261 of the entity issuing the bonds, notes, or other obligations or  
262 in which a member of the entity is located. Section 75.04(2)  
263 does not apply to a complaint for validation brought by the  
264 legal entity.

265 ~~10.4.~~ The accomplishment of the authorized purposes of a  
266 legal entity created under this paragraph is in all respects for  
267 the benefit of the people of the state, for the increase of  
268 their commerce and prosperity, and for the improvement of their  
269 health and living conditions. Since the legal entity will  
270 perform essential governmental functions in accomplishing its  
271 purposes, the legal entity is not required to pay any taxes or  
272 assessments of any kind whatsoever upon any property acquired or  
273 used by it for such purposes or upon any revenues at any time  
274 received by it. The bonds, notes, and other obligations of an  
275 entity, their transfer and the income therefrom, including any  
276 profits made on the sale thereof, are at all times free from  
277 taxation of any kind by the state or by any political  
278 subdivision or other agency or instrumentality thereof. The  
279 exemption granted in this subparagraph is not applicable to any  
280 tax imposed by chapter 220 on interest, income, or profits on  
281 debt obligations owned by corporations.

282 Section 30. Subsection (1) of section 120.52, Florida  
283 Statutes, is amended to read:

284 120.52 Definitions.--As used in this act:

285 (1) "Agency" means:

286 (a) The Governor in the exercise of all executive powers  
287 other than those derived from the constitution.

288 (b) Each:

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- 289           1. State officer and state department, and each  
290 departmental unit described in s. 20.04.
- 291           2. Authority, including a regional water supply authority.
- 292           3. Board.
- 293           4. Commission, including the Commission on Ethics and the  
294 Fish and Wildlife Conservation Commission when acting pursuant  
295 to statutory authority derived from the Legislature.
- 296           5. Regional planning agency.
- 297           6. Multicounty special district with a majority of its  
298 governing board comprised of nonelected persons.
- 299           7. Educational units.
- 300           8. Entity described in chapters 163, 373, 380, and 582 and  
301 s. 186.504.

302           (c) Each other unit of government in the state, including  
303 counties and municipalities, to the extent they are expressly  
304 made subject to this act by general or special law or existing  
305 judicial decisions.

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308           This definition does not include any legal entity or agency  
309 created in whole or in part pursuant to chapter 361, part II, an  
310 expressway authority pursuant to chapter 348, any legal or  
311 administrative entity created by an interlocal agreement  
312 pursuant to s. 163.01(7), except those created pursuant to s.  
313 163.01(7)(g)1., unless any party to such agreement is otherwise  
314 an agency as defined in this subsection, or any multicounty  
315 special district with a majority of its governing board  
316 comprised of elected persons; however, this definition shall  
317 include a regional water supply authority.

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318 Section 31. Subsection (7) of section 367.021, Florida  
319 Statutes, is amended to read:

320 367.021 Definitions.--As used in this chapter, the  
321 following words or terms shall have the meanings indicated:

322 (7) "Governmental authority" means a political  
323 subdivision, as defined by s. 1.01(8), a regional water supply  
324 authority created pursuant to s. 373.1962, or a nonprofit  
325 corporation formed for the purpose of acting on behalf of a  
326 political subdivision with respect to a water or wastewater  
327 facility; however, this definition shall exclude a separate  
328 legal entity created pursuant to s. 163.01(7)(g)1.

329 Section 32. Subsections (1) and (4) of section 367.071,  
330 Florida Statutes, are amended to read:

331 367.071 Sale, assignment, or transfer of certificate of  
332 authorization, facilities, or control.--

333 (1) ~~A No utility may not shall~~ sell, assign, or transfer  
334 its certificate of authorization, facilities or any portion  
335 thereof, or majority organizational control without  
336 determination and approval of the commission that the proposed  
337 sale, assignment, or transfer is in the public interest and that  
338 the buyer, assignee, or transferee will fulfill the commitments,  
339 obligations, and representations of the utility. ~~However, a~~  
340 ~~sale, assignment, or transfer of its certificate of~~  
341 ~~authorization, facilities or any portion thereof, or majority~~  
342 ~~organizational control may occur prior to commission approval if~~  
343 ~~the contract for sale, assignment, or transfer is made~~  
344 ~~contingent upon commission approval.~~

345 (4) An application shall be disposed of as provided in s.  
346 367.045, except that:

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347 (a) The sale of facilities, in whole or part, to a  
348 governmental authority, as defined in s. 367.021(7), shall be  
349 approved as a matter of right; however, the governmental  
350 authority shall, prior to taking any official action, obtain  
351 from the utility or commission with respect to the facilities to  
352 be sold the most recent available income and expense statement,  
353 balance sheet, and statement of rate base for regulatory  
354 purposes and contributions-in-aid-of-construction. Any request  
355 for rate relief pending before the commission at the time of  
356 sale is deemed to have been withdrawn. Interim rates, if  
357 previously approved by the commission, must be discontinued, and  
358 any money collected pursuant to interim rate relief must be  
359 refunded to the customers of the utility with interest.

360 (b) When paragraph (a) does not apply, the commission  
361 shall amend the certificate of authorization as necessary to  
362 reflect the change resulting from the sale, assignment, or  
363 transfer.

364 Section 33. If any provision of this act or the  
365 application thereof to any person or circumstance is held  
366 invalid, the invalidity does not affect other provisions or  
367 applications of this act which can be given effect without the  
368 invalid provision or application, and to this end the provisions  
369 of this act are declared severable.

370 Section 34. Private property rights and regional  
371 reservoirs.--

372 (1) The Legislature finds that construction of a regional  
373 reservoir designed to store more than 10 billion gallons of  
374 water may inordinately burden nearby real property because of  
375 the proximity of the reservoir and may result in a loss of value

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376 for the property owner. Therefore, a regional water supply  
377 authority, serving three or fewer counties, that is authorized  
378 to construct, operate, and maintain such a regional reservoir  
379 shall be deemed a governmental entity under section 70.001,  
380 Florida Statutes, the Bert J. Harris, Jr., Private Property  
381 Rights Protection Act, for purposes of this section.

382 (2) This section provides a cause of action for the  
383 actions of a regional water supply authority, in siting and  
384 constructing a reservoir as described in subsection (1), that  
385 may not rise to the level of a taking under the State  
386 Constitution or the United States Constitution. This section may  
387 not necessarily be construed under the case law regarding  
388 takings if the action of a regional water supply authority does  
389 not rise to the level of a taking. The provisions of this  
390 section are cumulative and do not abrogate any other remedy  
391 lawfully available, including any remedy lawfully available for  
392 the actions of a regional water supply authority that rise to  
393 the level of a taking. However, a regional water supply  
394 authority may not be liable more than once for compensation due  
395 to an action of the regional water supply authority that results  
396 in a loss of value for a subject real property.

397 (3) Each owner of real property located within 10,000 feet  
398 of the the center of the footprint of a regional reservoir, as  
399 described in subsection(1), or 5,500 feet from the exterior of  
400 the berm of such reservoir, may present a claim for compensation  
401 in writing to the head of the regional water supply authority on  
402 or before December 31, 2004, for a loss in property value  
403 resulting from the proximity of the reservoir. For each claim  
404 presented under this section, section 70.001, Florida Statutes,

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405 applies, except when there is conflict with this section, the  
406 provisions of this section shall govern.

407 (a) The property owner must submit along with the claim a  
408 bona fide, valid appraisal that supports the claim and  
409 demonstrates the loss in fair market value to the real property.

410 (b) A claim under this section shall be presented only to  
411 the regional water supply authority that is authorized to  
412 construct, operate, and maintain the reservoir.

413 (4) The Legislature recognizes that construction and  
414 maintenance of a regional reservoir may not necessarily  
415 interfere with allowable uses of real property near the  
416 reservoir. However, the siting and construction of the reservoir  
417 may result in an actual loss to the fair market value of real  
418 property located within 10,000 feet of the center of the  
419 footprint of the reservoir, or 5,500 feet from the exterior of  
420 the berm, because of the proximity of the reservoir. Therefore,  
421 any offer of compensation by the regional water supply authority  
422 shall be based solely on the loss of value for the property  
423 owner as a result of the proximity of the reservoir and not on  
424 the effects the reservoir has on existing uses or on a vested  
425 right to a specific use of real property.

426 (a) Notwithstanding section 70.001, Florida Statutes, the  
427 regional water supply authority to whom a claim is presented  
428 shall, not later than 180 days after receiving such claim:

429 1. Make a written offer to purchase the real property if  
430 there is more than a 50-percent loss in value to the real  
431 property as a result of the proximity of the reservoir and if  
432 the property owner is a willing seller;

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433 2. Make a written offer to purchase an interest in rights  
434 of use which may become transferable development rights to be  
435 held, sold, or otherwise disposed of by the regional water  
436 supply authority; or

437 3. Terminate negotiations.

438 (b) An offer by the regional water supply authority to  
439 purchase the property in fee or purchase an interest in rights  
440 of use under this section shall cover the cost of the appraisal  
441 required in subsection (3).

442 (5) During the 180-day period, unless the property owner  
443 accepts a written offer for purchase pursuant to subparagraph  
444 (4)(a)1. or 2., the regional water supply authority shall issue  
445 a final decision stating that:

446 (a) The real property has a loss in value due to an  
447 inordinate burden on the property resulting from the proximity  
448 of the reservoir and the regional water supply authority and  
449 property owner cannot reach agreement on the amount of  
450 compensation; or

451 (b) The property owner has failed to establish a basis for  
452 relief under the provisions of this section and section 70.001,  
453 Florida Statutes.

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456 Failure of the regional water supply authority to issue a final  
457 decision as required by this subsection shall cause the written  
458 offer or termination of negotiations required in subsection (4)  
459 to operate as a final decision. As a matter of law, this final  
460 decision constitutes the last prerequisite to judicial review of



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461 the merits for the purposes of the judicial proceeding provided  
462 for in section 70.001, Florida Statutes.

463 (6) The circuit court, for purposes of this section, shall  
464 determine whether, considering the written offer and final  
465 decision, the regional water supply authority has inordinately  
466 burdened the subject real property. Following a determination  
467 that the regional water supply authority has inordinately  
468 burdened the real property, the court shall impanel a jury to  
469 determine the total amount of compensation to the property owner  
470 for the loss in value due to the inordinate burden to the  
471 subject real property.

472 (7) Pursuant to section 70.001, Florida Statutes, the  
473 court may award reasonable costs and attorney's fees and the  
474 court shall determine the amount. If the court awards the  
475 property owner reasonable costs and attorney's fees, the costs  
476 shall include the cost of the appraisal required in  
477 subsection(3).

478 (8) This section shall take effect July 1, 2003, and is  
479 repealed effective January 1, 2005. However, the repeal of this  
480 section shall not affect a claim filed on or before December 31,  
481 2004.

482 Section 35. Except as otherwise expressly provided in this  
483 act, this act shall take effect upon becoming a law and shall  
484 apply to all contracts pending on that date.

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487 ===== T I T L E A M E N D M E N T =====

488 Remove line(s) 109, and insert:

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489 certain fees; amending s. 163.01, F.S.; providing applicability  
490 of provisions relating to ownership and operation of utilities  
491 by entities composed of municipalities and counties; prescribing  
492 powers of counties and specified municipalities with respect to  
493 acquisition of water utilities and wastewater utilities by  
494 separate legal entities composed of municipalities and counties;  
495 authorizing the Public Service Commission to review the  
496 acquisition of a utility by two or more host governments;  
497 providing for a binding arbitration process under the Public  
498 Service Commission to resolve certain disputes relating to  
499 utility acquisition; authorizing the commission to adopt rules;  
500 requiring the Public Service Commission to establish rules that  
501 base the acquisition price for a host government to acquire a  
502 utility on certain information; amending s. 120.52, F.S.;  
503 deleting an exception from the requirements of ch. 120, F.S.,  
504 for an entity created under s. 163.01(7)(g)1., F.S.; amending s.  
505 367.021, F.S.; excluding an entity created under s.  
506 163.01(7)(g)1., F.S., from the definition of "governmental  
507 authority"; amending s. 367.071, F.S.; deleting a provision  
508 authorizing a utility to be sold or transferred prior to  
509 approval of the Public Service Commission with a contingency  
510 clause in the contract; providing severability; providing  
511 legislative findings with respect to loss of property values due  
512 to the proximity of a regional water reservoir; authorizing a  
513 cause of action for a property owner; specifying a period during  
514 which a property owner may present a claim for compensation to  
515 the regional water supply authority that constructs, operates,  
516 and maintains the reservoir; providing requirements for the  
517 offer of compensation by a regional water supply authority;

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518 providing for judicial review under the Bert J. Harris, Jr.,  
519 Private Property Rights Protection Act; providing for an award  
520 of costs and attorney's fees; providing for future repeal of the  
521 section; providing for applicability; providing effective dates.  
522