

HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS

BILL #: HB 1731 Florida Keys Mosquito Control District
SPONSOR(S): Sorensen
TIED BILLS: None. **IDEN./SIM. BILLS:** SB 2898

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Local Government & Veterans' Affairs</u>	<u>16 Y, 0 N</u>	<u>Smith-Boggis</u>	<u>Highsmith-Smith</u>
2) <u>State Administration</u>	<u>6 Y, 0 N</u>	<u>Bond</u>	<u>Everhart</u>
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

Current law requires that state and local governments utilize competitive bidding when purchasing goods and services valued in excess of \$15,000. The charter for the Florida Keys Mosquito Control District requires competitive bidding for purchases in excess of \$4,000. This bill removes the \$4,000 threshold, deferring to general law.

This bill does not appear to have a fiscal impact on state or local governments.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|---|-----------------------------|---|
| 1. Reduce government? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

Background

The Florida Keys Mosquito Control District (District), originally known as the Monroe County Anti-Mosquito District, was created in 1949 by ch. 26042, L.O.F., and has been subsequently amended. The District codified its charter by 2002-346, Laws of Florida. The District's purpose is to achieve and maintain arthropod control to protect human health and safety and foster the quality of life of people, promote the economic development of the state, and facilitate the enjoyment of its natural attractions by reducing the number of pestiferous and disease-carrying arthropods.

Chapter 287, F.S., governs purchasing by state and local governments of goods and services. In general, competitive bidding is required for purchases of goods and services valued in excess of \$15,000, with certain exceptions. See ch. 287, F.S., generally, and s. 287.017(1), F.S.

Effect of Bill

This bill removes the \$4,000 threshold for purchases of goods and services by the Florida Keys Mosquito Control District (District), above which competitive bidding is required. The charter is amended to defer to the general state law threshold, currently \$15,000.

C. SECTION DIRECTORY:

Section 1. Amends section 14 of chapter 2002-346, L.O.F., relating to the director, and advertisement of contracts, to provide for contracting and purchasing property or equipment without formal bids; increases amount from \$4,000.00 to an amount not to exceed the limit set forth in section 287.017(1)(a), F.S., as it may be amended from time to time; provides in the event s. 287.017(1)(1), F.S., is repealed and its provisions are not recodified elsewhere in the Florida Statutes, the limit in effect prior to the repeal shall apply to the district.

Section 2. Provides the bill takes effect upon becoming law.

II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

A. NOTICE PUBLISHED? Yes No

IF YES, WHEN? December 1, 2002

WHERE? The Citizen, Florida Keys, Monroe County, Florida

B. REFERENDUM(S) REQUIRED? Yes No

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached No

III. COMMENTS

A. CONSTITUTIONAL ISSUES: Not Applicable.

B. RULE-MAKING AUTHORITY: Not Applicable.

C. DRAFTING ISSUES OR OTHER COMMENTS:

The Board of Commissioners of the Florida Keys Mosquito Control District passed Resolution No. 03-01, on February 14, 2003, to seek the enactment of a special law increasing the limit for which the District may make purchases without seeking competitive bids.

The Economic Impact Statement filed by the district indicates an estimated cost for this fiscal year of \$500, but this appears to be the cost of pursuing this local bill. Such a cost would not normally be considered a fiscal cost to a bill.

IV. AMENDMENT/COMMITTEE SUBSTITUTE CHANGES

None.