

By Senator Miller

18-1440A-03

1 A bill to be entitled
2 An act relating to municipal public works;
3 amending s. 180.191, F.S.; limiting the utility
4 rates that may be charged to consumers outside
5 municipal limits in certain home rule charter
6 counties; providing an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

9
10 Section 1. Subsection (1) of section 180.191, Florida
11 Statutes, is amended to read:

12 180.191 Limitation on rates charged consumer outside
13 city limits.--

14 (1) Any municipality within the state operating a
15 water or sewer utility outside of the boundaries of such
16 municipality shall charge consumers outside the boundaries
17 rates, fees, and charges determined in one of the following
18 manners:

19 (a) It may charge the same rates, fees, and charges as
20 consumers inside the municipal boundaries. However, in
21 addition thereto, the municipality may add a surcharge of not
22 more than 25 percent of such rates, fees, and charges to
23 consumers outside the boundaries, except that in any county
24 specified in s. 125.011(1), the surcharge may not exceed 15
25 percent. Fixing of such rates, fees, and charges in this
26 manner shall not require a public hearing except as may be
27 provided for service to consumers inside the municipality.

28 (b) It may charge rates, fees, and charges that are
29 just and equitable and which are based on the same factors
30 used in fixing the rates, fees, and charges for consumers
31 inside the municipal boundaries. In addition thereto, the

1 municipality may add a surcharge not to exceed 25 percent of
2 such rates, fees, and charges for ~~said~~ services to consumers
3 outside the boundaries. However, the total of all such rates,
4 fees, and charges for the services to consumers outside the
5 boundaries shall not be more than 50 percent in excess of the
6 total amount the municipality charges consumers served within
7 the municipality for corresponding service, except that in any
8 county specified in s. 125.011(1), the surcharge may not
9 exceed 15 percent. No such rates, fees, and charges shall be
10 fixed until after a public hearing at which all of the users
11 of the water or sewer systems; owners, tenants, or occupants
12 of property served or to be served thereby; and all others
13 interested shall have an opportunity to be heard concerning
14 the proposed rates, fees, and charges. Any change or revision
15 of such rates, fees, or charges may be made in the same manner
16 as such rates, fees, or charges were originally established,
17 but if such change or revision is to be made substantially pro
18 rata as to all classes of service, both inside and outside the
19 municipality, no hearing or notice shall be required.

20 Section 2. This act shall take effect July 1, 2003.

21 *****

22
23 SENATE SUMMARY

24 Limits the utility rate surcharges that may be imposed
25 outside municipal boundaries in certain home rule charter
26 counties.
27
28
29
30
31