



CHAMBER ACTION

The Committee on Judiciary recommends the following:

**Committee Substitute**

Remove the entire bill and insert:

A bill to be entitled

An act relating to the Cape Canaveral Hospital District, Brevard County; providing legislative intent; codifying, amending, and reenacting special acts relating to the district; providing minimum charter requirements in accordance with s. 189.404(3), F.S.; authorizing an exchange of submerged lands under specified conditions; declaring public purpose; approving any authorized permitted activities; authorizing the district to prepare a public facilities report and enact regulations to implement such report; deeming the public facilities report to be consistent with the City of Cocoa Beach's charter provisions and comprehensive plan regulating height, density, and fill of submerged lands provided specified state law standards are satisfied; providing severability; providing for liberal construction; repealing chapters 59-1121, 61-1903, 65-1290, 69-861, 75-332, 81-345, and 86-426, Laws of Florida; providing an effective date.



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

Section 1. Pursuant to section 189.429, Florida Statutes, this act constitutes the codification of all special acts relating to the Cape Canaveral Hospital District, an independent special tax district. It is the intent of the Legislature in enacting this law to provide a single, comprehensive special act charter for the District, including all current legislative authority granted to the District by its several legislative enactments and any additional authority granted by this act. It is further the intent of this act to preserve all District authority in addition to any authority contained in general law.

Section 2. Chapters 59-1121, 61-1903, 65-1290, 69-861, 75-332, 81-345, and 86-426, Laws of Florida, are codified, reenacted, amended, and repealed as herein provided.

Section 3. The Cape Canaveral Hospital District is re-created, and the charter for such District is re-created and reenacted to read:

Section 1. An independent special tax district is hereby created and incorporated and shall be known as "the Cape Canaveral Hospital District" in Brevard County. The Cape Canaveral Hospital District shall support the health and welfare of all those in the District's boundaries and the surrounding communities by providing health care facilities and services to all those in need regardless of ability to pay. The Cape Canaveral Hospital District is created for the purpose of planning, building, constructing, repairing, fixing, equipping,



57 | furnishing, supplying, operating, maintaining, and leasing a  
 58 | hospital and related facilities, and to fund, support, organize,  
 59 | and participate in such other health care related projects as  
 60 | authorized by the Board. The District shall embrace and include  
 61 | that part of Brevard County bounded and described as:

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 63 | Those lands bounded on the north by the north line  
 64 | of Section 14 and the north line, produced west, of  
 65 | Section 15, Township 24 South, Range 37 East; on  
 66 | the west by the west boundary of the Banana River;  
 67 | on the south by a line parallel to and 988.6 feet  
 68 | south of the north line, produced west, of Section  
 69 | 35, Township 25 South, Range 37 East; and on the  
 70 | east by the waters of the Atlantic Ocean.

71 |  
 72 | Section 2. All references herein to the Hospital District  
 73 | mean the Cape Canaveral Hospital District; all references herein  
 74 | to the Board mean the Cape Canaveral Hospital District Board;  
 75 | all references herein to the Hospital mean the Cape Canaveral  
 76 | Hospital; and all references to the Hospital Board mean the  
 77 | Board of Trustees of Cape Canaveral Hospital, Inc.

78 | Section 3. The governing authority or body of the Hospital  
 79 | District shall be known as the Cape Canaveral Hospital District  
 80 | Board and the Board shall constitute a body politic and a body  
 81 | corporate; it shall have perpetual existence; it shall adopt and  
 82 | use a common seal and may alter the same; it may contract and be  
 83 | contracted with; and it may sue and be sued in its corporate  
 84 | name.



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85 Section 4(A). So long as the Cape Canaveral Hospital  
86 District Board has direct responsibility for the operation and  
87 management of the hospital facility, and does not lease the  
88 hospital facility to a not-for-profit corporation, the Board  
89 shall have the following additional powers:

90 (1) To acquire by grant, purchase, lease, devise, gift,  
91 bequest, or condemnation, or in any other manner, real or  
92 personal property, or any estate or interest therein, within or  
93 without the Hospital District, which by resolution the Board  
94 shall determine to be necessary for the purposes of the Hospital  
95 District, said determination to be conclusive, except in case of  
96 fraud or gross abuse of discretion; and to improve, maintain,  
97 sell, lease, mortgage, or otherwise encumber the same, any part  
98 thereof, or any interest therein upon such terms and conditions  
99 as the Board shall fix and determine, and said determination  
100 shall be deemed conclusive, except in case of fraud or gross  
101 abuse of discretion.

102 (2) To plan, build, construct, repair, fix, purchase,  
103 sell, mortgage, encumber, furnish, equip, supply, operate,  
104 manage, maintain, and conduct a hospital and any facilities,  
105 buildings, schools, and structures related to and customarily  
106 used, conducted, or operated in conjunction with a hospital or  
107 the provision of health care related services; however, in no  
108 event shall the Board sell the hospital facilities without first  
109 receiving the approval by a majority vote of the duly qualified  
110 electors who reside within the Hospital District and who vote in  
111 the election. Prior to any such sale, the qualified electors who  
112 reside within the District shall by affirmative vote consent to



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113 such sale of the hospital facilities, which consent must also  
114 approve the terms and conditions of the sale and the disposition  
115 of the sale proceeds. The vote on this issue may be received at  
116 a general or special election to be held within the Hospital  
117 District which shall not be called until notice thereof has been  
118 published in a newspaper of general circulation within the  
119 Hospital District once a week for 4 consecutive weeks prior to  
120 the week during which the general or special election will be  
121 held. If a majority of the electors who vote in the general or  
122 special election shall vote in favor of the sale of the hospital  
123 facilities and if they shall approve the terms and conditions of  
124 the sale, the Board shall have the authority to consummate the  
125 sale upon the terms and conditions thus approved by the  
126 electors. In the event that the duly qualified electors shall  
127 not ratify and approve the sale along with its terms and  
128 conditions, the Board shall not have the authority to consummate  
129 the sale of the hospital facilities.

130 (3) To adopt all rules and regulations necessary for the  
131 orderly, proper, and efficient operation of the Hospital,  
132 including rules regulating the admission thereto and treatment  
133 of patients of all classes, including charity patients who may  
134 apply for admission to the Hospital and who shall be citizens of  
135 the State of Florida and residents of the Hospital District; and  
136 rules regulating the fees and charges to be made for the  
137 admission and treatment therein of all other patients.

138 (4) To establish a medical staff of the hospital, herein  
139 referred to as the medical staff, and to establish and designate  
140 professional and other qualifications for membership, term of



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141 membership, classes of membership, and types of privileges to be  
142 exercised by members of the medical staff. The Board shall have  
143 the power to appoint, remove, suspend, and otherwise regulate  
144 members of the medical staff; to establish and designate  
145 procedures to be followed by applicants for staff membership,  
146 changes of class of membership, changes in types of privileges  
147 to be exercised by members of the medical staff, and renewal of  
148 membership on the medical staff; and to set forth such  
149 procedures as shall seem fit and proper to the Board in the  
150 bylaws of the Board and of the medical staff. The Board shall  
151 request the advice of the medical staff on all applications for  
152 membership on the medical staff, including advice on the class  
153 of membership to be given to the applicants and the types of  
154 privileges to be exercised by the applicants, renewal of  
155 membership on the medical staff, changes in classes of  
156 membership, and changes in privileges to be exercised by members  
157 of the medical staff; however, such advice shall not be binding  
158 on the Board and the final decision on such matters shall be  
159 made by the Board. The Board shall provide in its bylaws and in  
160 the medical staff bylaws procedures to be followed by such  
161 applicants who may be aggrieved by any decisions of the medical  
162 staff regarding its advice to the Board.

163 (5) To contract with individuals, partnerships, limited  
164 liability companies, corporations, municipalities, political  
165 subdivisions, agencies, or districts of the State of Florida,  
166 the United States of America, or any of the several States  
167 thereof, and any other country of the world and any political  
168 subdivision thereof.



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169        (6) To determine the sum or amount of money, over and  
170 above and in addition to anticipated income and receipts to be  
171 paid by the patients who will be treated in the Hospital, which  
172 will be required during the ensuing fiscal year to pay and  
173 satisfy all anticipated obligations and expenses to be incurred  
174 by the Hospital during the said ensuing fiscal year in the  
175 performance of the functions and purposes authorized under this  
176 act, including debt service on any bonds which may be issued  
177 hereunder; subject to the provision that the sum estimated by  
178 the Board to be required to pay and satisfy the expenses of the  
179 Hospital for all purposes, other than debt service on any bonds  
180 which may have been issued hereunder, for said fiscal year shall  
181 not exceed the amount which would be realized from a tax of 1  
182 mill upon all real and personal property, less all such property  
183 exempted from taxation by the Florida Constitution or the  
184 Statutes of the State of Florida, located within the Hospital  
185 District; and further subject to the provision that the sum  
186 estimated by the Board to be required to pay and satisfy all  
187 obligations and expenses incurred by the Hospital for all  
188 purposes, including debt service on any bonds which may have  
189 been issued by the Hospital District hereunder, shall not exceed  
190 the amount which would be realized from a tax of 2 1/4 mills  
191 upon all real and personal property, less all such property  
192 exempt from taxation by the Florida Constitution or the Statutes  
193 of the State of Florida, located within the Hospital District.  
194 Such determination shall be made by resolution of the Board and  
195 it shall be the duty of the President and the Secretary of the  
196 Board to certify to the Board of County Commissioners of Brevard



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197 County the total sum which the Board believes and estimates will  
198 be required during the ensuing fiscal year to pay and satisfy  
199 all expenses of the Hospital, except debt service on any bonds  
200 which may have been issued hereunder, and the sum which the  
201 Board believes and anticipates will be required for debt service  
202 on said bonds, in the event that any bonds have been issued and  
203 sold hereunder by the Hospital District.

204 The Board of County Commissioners of Brevard County, upon  
205 being furnished a certified copy of the resolution of the Board,  
206 shall levy the necessary millage against all real and personal  
207 property, less all such property exempt from taxation by the  
208 Florida Constitution or the Statutes of the State of Florida,  
209 situated within the Hospital District, required to raise such  
210 amount, provided such millage shall not exceed 1 mill for all  
211 expenses of the Hospital other than debt service on any bonds  
212 which may have been issued and sold hereunder and shall not  
213 exceed 2 1/4 mills for all obligations and expenses of the  
214 Hospital including debt service on any such bonds. The certified  
215 copy of the resolution of the Board shall be filed with the  
216 Board of County Commissioners of Brevard County not less than 10  
217 days prior to the time fixed by law for the levy of general  
218 county taxes, and all taxes so levied by the Board of County  
219 Commissioners of Brevard County for the Board shall be collected  
220 by the Tax Collector of Brevard County and paid over to the  
221 Board.

222 (7) To appoint, comply, hire, and discharge such agents,  
223 employees, servants, or other employees, including attorneys,  
224 accountants, architects, administrators, and other nonmedical





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225 | professional agents or employees, as may be required to carry  
226 | out the purposes of this act; to prescribe their duties,  
227 | authority, and responsibilities; and to fix their salaries,  
228 | wages, or compensation.

229 | (8) To designate a depository or depositories for the  
230 | funds of the Board and to establish by resolution of the Board  
231 | the method and authority under which such funds may be withdrawn  
232 | from such depository or depositories, provided, however, that  
233 | any officer of the Board or any agent or employee thereof, who  
234 | shall be authorized to sign checks, drafts, orders, or warrants  
235 | on any account of the Board, shall first execute a bond in favor  
236 | of the Board in a penal sum of \$25,000 with a surety company  
237 | authorized to do business in the State of Florida. The aforesaid  
238 | bonds shall be conditioned upon the faithful performance of the  
239 | duties of such officers, agents, or employees and shall be  
240 | approved by the remaining members of the Board, and the premiums  
241 | on all such bonds shall be paid by the Board.

242 | (9) To designate by resolution a fiscal year for the  
243 | Hospital District and to change the same from time to time.

244 | (10) To issue bonds of the Hospital District to finance  
245 | the planning, purchase, lease, construction, furnishing, and  
246 | equipping of any buildings, facilities, or land therefor, which  
247 | the Board is authorized to purchase, lease, build, construct,  
248 | and operate, which bonds may be payable from the taxes herein  
249 | authorized, and for the payment of which the full faith and  
250 | credit of the Hospital District may be pledged, in an amount  
251 | never to exceed 20 percent of the total assessed valuation or  
252 | market valuation, whichever is greater, as determined by Brevard



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253 County, of all taxable property within the limits of the  
254 Hospital District. Such bonds shall be signed in the name of the  
255 Hospital District by the President of the Board, shall be  
256 attested by the Secretary of the Board, shall be under the seal  
257 of the Hospital District, may bear interest coupons to be signed  
258 with the facsimile signature of the Secretary of the Board, and  
259 may be of such denominations as shall be determined by the  
260 Hospital Board. Said bonds may bear interest at a rate to be  
261 fixed by the Board; however, said rate of interest shall not  
262 exceed that provided by general law and shall be payable either  
263 annually or semiannually. Said bonds shall be due not more than  
264 40 years from the date thereof.

265 Prior to the issuance of any such bonds, the Board shall by  
266 resolution authorize the issuance of the same, fixing the  
267 aggregate amount of the proposed issue, the denomination, the  
268 rate of interest, the purpose for which the moneys derived  
269 therefrom shall be expended, and the maturity of the bonds  
270 either in serial form or all to mature at a fixed date, and  
271 shall provide for and create a sinking fund to pay the principal  
272 and interest of the said bonds as the same shall mature. The  
273 bonds may be sold by the Board at public sale, or sealed bids,  
274 after advertisement for sale at least once a week for 3  
275 consecutive weeks in a newspaper published in Brevard County  
276 having a general circulation in the Hospital District, or  
277 advertisement of the said sale may, at the option of the Board,  
278 be published once a week for 2 consecutive weeks in a financial  
279 paper published in the City of New York. If the bonds are not  
280 sold after either of such advertisements, the bonds may be sold



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281 at private sale at any time after the date advertised for the  
282 reception of the sealed bids; however, no bonds shall be sold  
283 for less than 95 percent of the par value thereof, with accrued  
284 interest, and no private sale of the bonds shall be made at a  
285 price lower than the best sealed bid received therefor.

286 All bonds issued and sold by the Hospital District under  
287 the provisions of this act, or under the laws of the State of  
288 Florida, shall be, constitute, and have all of the qualities and  
289 incidents of negotiable instruments under the law merchant and  
290 the Negotiable Instrument Law of the State of Florida; shall be  
291 incontestable in the hands of bona fide purchasers or holders  
292 for value; and shall not be invalid because of any irregularity  
293 or defect in the proceedings for the issue and sale thereof.

294 No general obligation bonds for the payment of which the  
295 full faith and credit of the Hospital District shall be pledged  
296 or obligated shall be issued and sold, unless the issuance of  
297 the same shall have been approved by the majority of the votes  
298 cast in a freeholders' election in which a majority of the  
299 freeholders who are qualified electors residing within the  
300 Hospital District shall participate and said election shall be  
301 held in the manner provided by the Florida Constitution and  
302 applicable Statutes of the State of Florida relating to the  
303 calling and holding of freeholders' elections for the approval  
304 of the issuance of bonds by special tax districts.

305 The payment of any general obligation bonds, including  
306 interest thereon, issued and sold by the Hospital District shall  
307 be secured by a first lien against the taxes to be levied by the  
308 Board of County Commissioners of Brevard County as authorized by



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309 this act to the extent that such taxes may be required to pay  
310 such interest and principal, and the Board shall certify to the  
311 Board of County Commissioners of Brevard County each year, as  
312 herein provided, such sums as may be required for debt service  
313 on said bonds and to pay the interest and principal thereon, and  
314 the Board of County Commissioners of Brevard County shall levy  
315 such taxes, within the limits specified in this act, as will be  
316 required for said debt service on said bonds.

317 (11)(a) To provide by resolution at one time or from time  
318 to time for the issuance of Revenue Certificates of the Hospital  
319 District for the purpose of paying all or a part of the cost of  
320 acquisition, construction, planning, leasing, repairing,  
321 extensions to, additions, equipping, and reconstruction of any  
322 hospital buildings and facilities of the Hospital District. The  
323 Certificates of each issue shall be dated, shall bear interest  
324 at a rate to be fixed by the Board, however, said rate of  
325 interest shall not exceed that provided by general law, shall  
326 mature at such time or times, not exceeding 40 years from their  
327 date or dates, as may be determined by the Board, and may be  
328 made redeemable before maturity, at the option of the Board, at  
329 such price or prices and under such terms and conditions as may  
330 be fixed by the Board prior to the issuance of the Certificates.  
331 The Board shall determine the form of the Certificates,  
332 including any interest coupons to be attached thereto, and the  
333 manner of execution of the Certificates and coupons to be  
334 attached thereto, and shall fix the denomination or  
335 denominations of the Certificates and the place or places of  
336 payment of principal and interest, which may be at any bank or



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337 trust company within or without the State. In case any officer  
338 whose signature or a facsimile of whose signature shall appear  
339 on any certificates or coupons shall cease to be such officer  
340 before the delivery of such Certificates, such signature or such  
341 facsimile shall nevertheless be valid and sufficient for all  
342 purposes the same as if he or she had remained in office until  
343 such delivery. All Certificates issued under the provisions of  
344 this act shall have and are hereby declared to have all the  
345 qualities and incidents of negotiable instruments under the  
346 negotiable instruments laws of the State. The Certificates may  
347 be issued in coupon or in registered form, or both, as the Board  
348 may determine, and provisions may be made for the registration  
349 of any coupon Certificates as to principal alone and also as to  
350 both principal and interest and for the reconversion into coupon  
351 Certificates of any Certificates registered as to both principal  
352 and interest. The issuance of such Certificates shall not be  
353 subject to any limitations or conditions contained in any other  
354 law, and the Board may sell such Certificates in such manner and  
355 for such price as it may determine to be for the best interest  
356 of the Board, but no such sale shall be made at a price so low  
357 as to require the payment of interest on the money received  
358 therefor which shall exceed that provided by general law,  
359 computed with relation to the absolute maturity of the  
360 Certificates in accordance with standard tables of certificate  
361 values, excluding, however, from such computations the amount of  
362 any premium to be paid on redemption of any Certificates prior  
363 to maturity. Prior to the preparation of definitive  
364 Certificates, the Board may, under like restrictions, issue



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365 interim receipts or temporary Certificates with or without  
366 coupons, exchangeable for definitive Certificates when such  
367 Certificates have been executed and are available for delivery.  
368 The Board may also provide for the replacement of any  
369 Certificates which shall be mutilated, destroyed, or lost.

370 (b) Certificates may be issued under the provisions of  
371 this act without obtaining the consent of any commission, board,  
372 bureau, or agency of the State or County and without any other  
373 proceedings or the happening of any other condition or thing  
374 than those proceedings, conditions, or things which are  
375 specifically required by this act.

376 (c) The proceeds of the Certificates shall be used solely  
377 for the payment of the cost of the hospital facilities for which  
378 such Certificates shall have been authorized and shall be  
379 disbursed in the manner provided in the resolution or in the  
380 Trust Agreement authorizing the issuance of such Certificates.  
381 If the proceeds of the Certificates of any issue shall exceed  
382 the amount required for the purpose for which the same shall  
383 have been issued, the surplus shall be set aside and used only  
384 for the payment of the cost of additional projects or for the  
385 payment of the principal of and interest on such Certificates.  
386 In the event that the actual cost of the project exceeds the  
387 estimated cost, the Board may issue additional Certificates to  
388 cover the deficiency, subject to the same restrictions as  
389 required for the original issue.

390 (d) Revenue Certificates issued under the provisions of  
391 this act may be payable from the revenue derived from the  
392 operation of any hospital facility or combination of hospital



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393 facilities of the Hospital District under the supervision,  
394 operation, and control of the Hospital Board and from any other  
395 funds legally available therefor. The issuance of such Revenue  
396 Certificates shall not directly, indirectly, or contingently  
397 obligate the State, the Board, or the Hospital District to levy  
398 any ad valorem taxes or to make any appropriations for their  
399 payment or for the operation and maintenance of the hospital  
400 facilities of the Hospital District.

401 (e) The Board shall not convey or mortgage any hospital  
402 facility or any part thereof as security for the payment of the  
403 Revenue Certificates.

404 (f) In the discretion of the Board, each or any issue of  
405 such Revenue Certificates may be secured by a Trust Agreement by  
406 and between the Hospital District and a corporate trustee, which  
407 may be any trust company or bank having the powers of a trust  
408 company within or without the State. Such Trust Agreement may  
409 pledge or assign the revenues to be received by the Board. The  
410 resolution providing for the issuance of Revenue Certificates or  
411 such Trust Agreement may contain such provisions for protecting  
412 and enforcing the rights and remedies of the Certificate holders  
413 as may be reasonable, proper, and not in violation of law,  
414 including covenants setting forth the duties of the Board in  
415 relation to the acquisition, construction, improvement,  
416 maintenance, operation, repair, equipping, and insurance of the  
417 hospital facilities, and the custody, safeguarding, and  
418 application of all moneys. It shall be lawful for any bank or  
419 trust company incorporated under the laws of this State to act  
420 as such depository and to furnish such indemnifying certificates



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421 or to pledge such securities as may be required by the Board.  
422 Such resolution or such Trust Agreement may restrict the  
423 individual right of action by Certificate holders as is  
424 customary in Trust Agreements securing certificates or  
425 debentures of corporations. In addition to the foregoing, such  
426 resolution or such Trust Agreement may contain such other  
427 provisions as the Board may deem reasonable and proper for the  
428 security of the Certificate holders. Except as otherwise  
429 provided in this act, the Board may provide, by resolution or by  
430 Trust Agreement, for the payment of the proceeds of the sale of  
431 the Revenue Certificates and the revenues of the facilities to  
432 such officer, board, or depository as it may determine for the  
433 custody thereof, and for the method of disbursement thereof,  
434 with such safeguards and restrictions as it may determine. All  
435 expenses incurred in carrying out such Trust Agreement may be  
436 treated as a part of the cost of operation of the facilities  
437 affected by such Trust Agreement.

438 (g) The resolution or Trust Agreement providing for the  
439 issuance of the Revenue Certificates may also contain such  
440 limitations upon the issuance of additional Revenue Certificates  
441 as the Hospital District may deem proper, and such additional  
442 Certificates shall be issued under such restriction or  
443 limitations as may be prescribed by such resolution or Trust  
444 Agreement.

445 (h) The Board is hereby authorized to provide by  
446 resolution for the issuance of Refunding Revenue Certificates  
447 for the purpose of refunding any Revenue Certificates,  
448 respectively, then outstanding and issued under the provisions





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449 | of this act. The Board is further authorized to provide by  
450 | resolution for the issuance of Revenue Certificates for the  
451 | combined purpose of (1) paying the cost of any acquisition,  
452 | construction, planning, leasing, extension to, addition,  
453 | improving, equipping, or reconstruction of a facility or  
454 | facilities of the Hospital District, and (2) refunding Revenue  
455 | Certificates of the Hospital District which shall theretofore  
456 | have been issued under the provisions of this act and shall then  
457 | be outstanding. The issuance of such obligations, the maturities  
458 | and other details thereof, the right and remedies of the holders  
459 | thereof, and the rights, powers, privileges, duties, and  
460 | obligations of the Hospital District with respect to the same  
461 | shall be governed by the foregoing provisions of this act  
462 | insofar as the same may be applicable.

463 | (12) To provide a retirement program for the Hospital  
464 | District's employees who become covered by the program, to  
465 | establish qualifications for coverage under the program, to pay  
466 | part of the cost of such program, to contract with any insurance  
467 | company licensed to do business in Florida for the establishment  
468 | and operation of the program, to charge its covered employees  
469 | for the employees' share of the cost of the program, and to take  
470 | such other action as may be necessary to establish and operate  
471 | the retirement program. Said Board shall have the power to  
472 | withdraw, by resolution, from the State and County Officers and  
473 | Employees' Retirement System as established by chapter 122,  
474 | Florida Statutes, and this provision shall specifically amend  
475 | section 122.061, Florida Statutes, insofar as the section  
476 | prohibits the withdrawal of the Cape Canaveral Hospital



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477 employees from the retirement system. In the event that the  
478 Board shall adopt a resolution by which the employees of the  
479 Hospital District shall be withdrawn from the State and County  
480 Officers and Employees' Retirement System, such withdrawal shall  
481 become effective on July 1 following the adoption of the  
482 resolution, and the Board shall send a certified copy of the  
483 resolution to the Chief Financial Officer of the State.

484 Beginning on July 1 following the adoption of the resolution,  
485 the Hospital District shall not be required to contribute to the  
486 State and County Officers and Employees' Retirement System.

487 Section 4(B). In the event that the Board no longer has  
488 responsibility for operation and management of Cape Canaveral  
489 Hospital by heretofore or hereafter leasing the hospital  
490 facilities to a not-for-profit corporation, so long as such  
491 lease remains in force and effect, the Board shall not have the  
492 powers contained in section 4(A) hereof but shall have the  
493 following additional powers:

494 (1) To acquire by grant, purchase, lease, devise, gift,  
495 bequest, or condemnation, or in any other manner, real or  
496 personal property, or any estate or interest therein, within or  
497 without the Hospital District, which by resolution the Board  
498 shall determine to be necessary for the purposes of the Hospital  
499 District, said determination to be conclusive, except in case of  
500 fraud or gross abuse of discretion; and to improve, maintain,  
501 sell, lease, mortgage, or otherwise encumber the same, any part  
502 thereof, or any interest therein upon such terms and conditions  
503 as the Board shall fix and determine, and said determination



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504 shall be deemed conclusive, except in case of fraud or gross  
505 abuse of discretion.

506 (2) To contract with individuals, partnerships, limited  
507 liability companies, corporations, municipalities, political  
508 subdivisions, agencies, or districts of the State of Florida,  
509 the United States of America, or any of the several States  
510 thereof, and any other country of the world and any political  
511 subdivision thereof.

512 (3) To determine the sum or amount of money, over and  
513 above and in addition to anticipated income and receipts to be  
514 paid by the patients who will be treated in the Hospital, which  
515 will be required during the ensuing fiscal year to pay and  
516 satisfy all anticipated obligations and expenses to be incurred  
517 by the Hospital during the said ensuing fiscal year in the  
518 performance of the functions and purposes authorized under this  
519 act, including debt service on any bonds which may be issued  
520 hereunder; subject to the provision that the sum estimated by  
521 the Board to be required to pay and satisfy the expenses of the  
522 Hospital for all purposes, other than debt service on any bonds  
523 which may have been issued hereunder, for said fiscal year shall  
524 not exceed the amount which would be realized from a tax of 1  
525 mill upon all real and personal property, less all such property  
526 exempted from taxation by the Florida Constitution or the  
527 Statutes of the State of Florida, located within the Hospital  
528 District; and further subject to the provision that the sum  
529 estimated by the Board to be required to pay and satisfy all  
530 obligations and expenses incurred by the Hospital for all  
531 purposes, including debt service on any bonds which may have



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532 been issued by the Hospital District hereunder, shall not exceed  
533 the amount which would be realized from a tax of 2 1/4 mills  
534 upon all real and personal property, less all such property  
535 exempt from taxation by the Florida Constitution or the Statutes  
536 of the State of Florida, located within the Hospital District.  
537 Such determination shall be made by resolution of the Board and  
538 it shall be the duty of the President and the Secretary of the  
539 Board to certify to the Board of County Commissioners of Brevard  
540 County the total sum which the Board believes and estimates will  
541 be required during the ensuing fiscal year to pay and satisfy  
542 all expenses of the Hospital, except debt service on any bonds  
543 which may have been issued hereunder, and the sum which the  
544 Board believes and anticipates will be required for debt service  
545 on said bonds, in the event that any bonds have been issued and  
546 sold hereunder by the Hospital District.

547 The Board of County Commissioners of Brevard County, upon  
548 being furnished a certified copy of the resolution of the Board,  
549 shall levy the necessary millage against all real and personal  
550 property, less all such property exempt from taxation by the  
551 Florida Constitution or the Statutes of the State of Florida,  
552 situated within the Hospital District, required to raise such  
553 amount, provided such millage shall not exceed 1 mill for all  
554 expenses of the Hospital other than debt service on any bonds  
555 which may have been issued and sold hereunder and shall not  
556 exceed 2 1/4 mills for all obligations and expenses of the  
557 Hospital including debt service on any such bonds. The certified  
558 copy of the resolution of the Board shall be filed with the  
559 Board of County Commissioners of Brevard County not less than 10



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560 days prior to the time fixed by law for the levy of general  
561 county taxes, and all taxes so levied by the Board of County  
562 Commissioners of Brevard County for the Board shall be collected  
563 by the Tax Collector of Brevard County and paid over to the  
564 Board.

565 (4) To designate a depository or depositories for the  
566 funds of the Board and to establish by resolution of the Board  
567 the method and authority under which such funds may be withdrawn  
568 from such depository or depositories, provided, however, that  
569 any officer of the Board or any agent or employee thereof, who  
570 shall be authorized to sign checks, drafts, orders, or warrants  
571 on any account of the Board, shall first execute a bond in favor  
572 of the Board in a penal sum of \$25,000 with a surety company  
573 authorized to do business in the State of Florida. The aforesaid  
574 bonds shall be conditioned upon the faithful performance of the  
575 duties of such officers, agents, or employees and shall be  
576 approved by the remaining members of the Board, and the premiums  
577 on all such bonds shall be paid by the Board.

578 (5) To designate by resolution a fiscal year for the  
579 Hospital District and to change the same from time to time.

580 (6) To issue bonds of the Hospital District to finance the  
581 planning, purchase, lease, construction, furnishing, and  
582 equipping of any buildings, facilities, or land therefor, which  
583 the Board is authorized to purchase, lease, build, construct,  
584 and operate, which bonds may be payable from the taxes herein  
585 authorized, and for the payment of which the full faith and  
586 credit of the Hospital District may be pledged, in an amount  
587 never to exceed 20 percent of the total assessed valuation or



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588 market valuation, whichever is greater, as determined by Brevard  
589 County, of all taxable property within the limits of the  
590 Hospital District. Such bonds shall be signed in the name of the  
591 Hospital District by the President of the Board, shall be  
592 attested by the Secretary of the Board, shall be under the seal  
593 of the Hospital District, may bear interest coupons to be signed  
594 with the facsimile signature of the Secretary of the Board, and  
595 may be of such denominations as shall be determined by the  
596 Hospital Board. Said bonds may bear interest at a rate to be  
597 fixed by the Board; however, said rate of interest shall not  
598 exceed that provided by general law and shall be payable either  
599 annually or semiannually. Said bonds shall be due not more than  
600 40 years from the date thereof.

601 Prior to the issuance of any such bonds, the Board shall by  
602 resolution authorize the issuance of the same, fixing the  
603 aggregate amount of the proposed issue, the denomination, the  
604 rate of interest, the purpose for which the moneys derived  
605 therefrom shall be expended, and the maturity of the bonds,  
606 either in serial form or all to mature at a fixed date, and  
607 shall provide for and create a sinking fund to pay the principal  
608 and interest of the said bonds as the same shall mature. The  
609 bonds may be sold by the Board at public sale, or sealed bids,  
610 after advertisement for sale at least once a week for 3  
611 consecutive weeks in a newspaper published in Brevard County  
612 having a general circulation in the Hospital District, or  
613 advertisement of the said sale may, at the option of the Board,  
614 be published once a week for 2 consecutive weeks in a financial  
615 paper published in the City of New York. If the bonds are not



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616 sold after either of such advertisements, the bonds may be sold  
617 at private sale at any time after the date advertised for the  
618 reception of the sealed bids; however, no bonds shall be sold  
619 for less than 95 percent of the par value thereof, with accrued  
620 interest, and no private sale of the bonds shall be made at a  
621 price lower than the best sealed bid received therefor.

622 All bonds issued and sold by the Hospital District under  
623 the provisions of this act, or under the laws of the State of  
624 Florida, shall be, constitute, and have all of the qualities and  
625 incidents of negotiable instruments under the law merchant and  
626 the Negotiable Instrument Law of the State of Florida; shall be  
627 incontestable in the hands of bona fide purchasers or holders  
628 for value; and shall not be invalid because of any irregularity  
629 or defect in the proceedings for the issue and sale thereof.

630 No general obligation bonds for the payment of which the  
631 full faith and credit of the Hospital District shall be pledged  
632 or obligated shall be issued and sold, unless the issuance of  
633 the same shall have been approved by the majority of the votes  
634 cast in a freeholders' election in which a majority of the  
635 freeholders who are qualified electors residing within the  
636 Hospital District shall participate and said election shall be  
637 held in the manner provided by the Florida Constitution and  
638 applicable Statutes of the State of Florida relating to the  
639 calling and holding of freeholders' elections for the approval  
640 of the issuance of bonds by special tax districts.

641 The payment of any general obligation bonds, including  
642 interest thereon, issued and sold by the Hospital District shall  
643 be secured by a first lien against the taxes to be levied by the



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644 Board of County Commissioners of Brevard County as authorized by  
645 this act to the extent that such taxes may be required to pay  
646 such interest and principal, and the Board shall certify to the  
647 Board of County Commissioners of Brevard County each year, as  
648 herein provided, such sums as may be required for debt service  
649 on said bonds and to pay the interest and principal thereon, and  
650 the Board of County Commissioners of Brevard County shall levy  
651 such taxes, within the limits specified in this act, as will be  
652 required for said debt service on said bonds.

653 (7) To provide by resolution at one time or from time to  
654 time for the issuance of Revenue Certificates of the Hospital  
655 District for the purpose of paying all or a part of the cost of  
656 acquisition, construction, planning, leasing, repairing,  
657 extensions to, additions, equipping, and reconstruction of any  
658 hospital buildings and facilities of the Hospital District. The  
659 Certificates of each issue shall be dated, shall bear interest  
660 at a rate to be fixed by the Board, however, said rate of  
661 interest shall not exceed that provided by general law, shall  
662 mature at such time or times, not exceeding 40 years from their  
663 date or dates, as may be determined by the Board, and may be  
664 made redeemable before maturity, at the option of the Board, at  
665 such price or prices and under such terms and conditions as may  
666 be fixed by the Board prior to the issuance of the Certificates.  
667 The Board shall determine the form of the Certificates,  
668 including any interest coupons to be attached thereto, and the  
669 manner of execution of the Certificates and coupons to be  
670 attached thereto, and shall fix the denomination or  
671 denominations of the Certificates and the place or places of





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672 payment of principal and interest, which may be at any bank or  
673 trust company within or without the State. In case any officer  
674 whose signature or a facsimile of whose signature shall appear  
675 on any certificates or coupons shall cease to be such officer  
676 before the delivery of such Certificates, such signature or such  
677 facsimile shall nevertheless be valid and sufficient for all  
678 purposes the same as if he or she had remained in office until  
679 such delivery. All Certificates issued under the provisions of  
680 this act shall have and are hereby declared to have all the  
681 qualities and incidents of negotiable instruments under the  
682 negotiable instruments laws of the State. The Certificates may  
683 be issued in coupon or in registered form, or both, as the Board  
684 may determine, and provisions may be made for the registration  
685 of any coupon Certificates as to principal alone and also as to  
686 both principal and interest and for the reconversion into coupon  
687 Certificates of any Certificates registered as to both principal  
688 and interest. The issuance of such Certificates shall not be  
689 subject to any limitations or conditions contained in any other  
690 law, and the Board may sell such Certificates in such manner and  
691 for such price as it may determine to be for the best interest  
692 of the Board, but no such sale shall be made at a price so low  
693 as to require the payment of interest on the money received  
694 therefor which shall exceed that provided by general law,  
695 computed with relation to the absolute maturity of the  
696 Certificates in accordance with standard tables of certificate  
697 values, excluding, however, from such computations the amount of  
698 any premium to be paid on redemption of any Certificates prior  
699 to maturity. Prior to the preparation of definitive



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700 Certificates, the Board may, under like restrictions, issue  
701 interim receipts or temporary Certificates with or without  
702 coupons, exchangeable for definitive Certificates when such  
703 Certificates have been executed and are available for delivery.  
704 The Board may also provide for the replacement of any  
705 Certificates which shall be mutilated, destroyed, or lost.

706 Certificates may be issued under the provisions of this act  
707 without obtaining the consent of any commission, board, bureau,  
708 or agency of the State or County and without any other  
709 proceedings or the happening of any other condition or thing  
710 than those proceedings, conditions, or things which are  
711 specifically required by this act.

712 The proceeds of the Certificates shall be used solely for  
713 the payment of the cost of the hospital facilities for which  
714 such Certificates shall have been authorized and shall be  
715 disbursed in the manner provided in the resolution or in the  
716 Trust Agreement authorizing the issuance of such Certificates.  
717 If the proceeds of the Certificates of any issue shall exceed  
718 the amount required for the purpose for which the same shall  
719 have been issued, the surplus shall be set aside and used only  
720 for the payment of the cost of additional projects or for the  
721 payment of the principal of and interest on such Certificates.  
722 In the event that the actual cost of the project exceeds the  
723 estimated cost, the Board may issue additional Certificates to  
724 cover the deficiency, subject to the same restrictions as  
725 required for the original issue.

726 Revenue Certificates issued under the provisions of this  
727 act may be payable from the revenue derived from the operation



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728 of any hospital facility or combination of hospital facilities  
729 of the Hospital District under the supervision, operation, and  
730 control of the Hospital Board and from any other funds legally  
731 available therefor. The issuance of such Revenue Certificates  
732 shall not directly, indirectly, or contingently obligate the  
733 State, the Board, or the Hospital District to levy any ad  
734 valorem taxes or to make any appropriations for their payment or  
735 for the operation and maintenance of the hospital facilities of  
736 the Hospital District.

737 The Board shall not convey or mortgage any hospital  
738 facility or any part thereof as security for the payment of the  
739 Revenue Certificates.

740 In the discretion of the Board, each or any issue of such  
741 Revenue Certificates may be secured by a Trust Agreement by and  
742 between the Hospital District and a corporate trustee, which may  
743 be any trust company or bank having the powers of a trust  
744 company within or without the State. Such Trust Agreement may  
745 pledge or assign the revenues to be received by the Board. The  
746 resolution providing for the issuance of Revenue Certificates or  
747 such Trust Agreement may contain such provisions for protecting  
748 and enforcing the rights and remedies of the Certificate holders  
749 as may be reasonable, proper, and not in violation of law,  
750 including covenants setting forth the duties of the Board in  
751 relation to the acquisition, construction, improvement,  
752 maintenance, operation, repair, equipping, and insurance of the  
753 hospital facilities, and the custody, safeguarding, and  
754 application of all moneys. It shall be lawful for any bank or  
755 trust company incorporated under the laws of this State to act



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756 as such depository and to furnish such indemnifying certificates  
757 or to pledge such securities as may be required by the Board.  
758 Such resolution or such Trust Agreement may restrict the  
759 individual right of action by Certificate holders as is  
760 customary in Trust Agreements securing certificates or  
761 debentures of corporations. In addition to the foregoing, such  
762 resolution or such Trust Agreement may contain such other  
763 provisions as the Board may deem reasonable and proper for the  
764 security of the Certificate holders. Except as otherwise  
765 provided in this act, the Board may provide, by resolution or by  
766 Trust Agreement, for the payment of the proceeds of the sale of  
767 the Revenue Certificates and the revenues of the facilities to  
768 such officer, board, or depository as it may determine for the  
769 custody thereof, and for the method of disbursement thereof,  
770 with such safeguards and restrictions as it may determine. All  
771 expenses incurred in carrying out such Trust Agreement may be  
772 treated as a part of the cost of operation of the facilities  
773 affected by such Trust Agreement.

774 The resolution or Trust Agreement providing for the  
775 issuance of the Revenue Certificates may also contain such  
776 limitations upon the issuance of additional Revenue Certificates  
777 as the Hospital District may deem proper, and such additional  
778 Certificates shall be issued under such restriction or  
779 limitations as may be prescribed by such resolution or Trust  
780 Agreement.

781 The Board is hereby authorized to provide by resolution for  
782 the issuance of Refunding Revenue Certificates for the purpose  
783 of refunding any Revenue Certificates, respectively, then



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784 outstanding and issued under the provisions of this act. The  
785 Board is further authorized to provide by resolution for the  
786 issuance of Revenue Certificates for the combined purpose of(1)  
787 paying the cost of any acquisition, construction, planning,  
788 leasing, extension to, addition, improving, equipping, or  
789 reconstruction of a facility or facilities of the Hospital  
790 District, and (2) refunding Revenue Certificates of the Hospital  
791 District which shall theretofore have been issued under the  
792 provisions of this act and shall then be outstanding. The  
793 issuance of such obligations, the maturities and other details  
794 thereof, the right and remedies of the holders thereof, and the  
795 rights, powers, privileges, duties, and obligations of the  
796 Hospital District with respect to the same shall be governed by  
797 the foregoing provisions of this act insofar as the same may be  
798 applicable.

799 Section 5. The governing authority of the Hospital  
800 District is hereby created and designated as the Cape Canaveral  
801 Hospital District Board, and it shall consist of 12 members,  
802 each of whom shall be a qualified elector residing within the  
803 Hospital District.

804 Section 6. Each member of the Board shall serve for a term  
805 of 4 years or until his or her successor has been appointed and  
806 qualified. Each member shall serve without compensation. In the  
807 event that the Board shall heretofore or hereafter lease the  
808 hospital facilities to a nonprofit corporation, the members of  
809 the Board of Directors or Trustees of such nonprofit corporation  
810 shall also serve on a voluntary basis without compensation.  
811 After October 1, 1989, no more than 1/2 of the members of the



812 Board shall also serve as members of the Board of Directors or  
 813 Trustees of any Lessee nonprofit corporation.

814 Section 7. The Governor of the State of Florida shall  
 815 appoint the successors to the Board upon expiration of the term  
 816 of office of each member or upon the death, resignation, or  
 817 removal of a member of the Board. Any member appointed to fill a  
 818 vacancy on the Board caused by the death, resignation, or  
 819 removal of a member shall serve for the balance of the term of  
 820 office of the member whom he or she succeeded.

821 Section 8. The Board shall elect from its own members a  
 822 chair, vice chair, secretary, and treasurer, each of whom shall  
 823 serve for a term of 1 year or until his or her successor has  
 824 been elected and has qualified. The officers shall be elected  
 825 each year at the organizational meeting of the Board. If any  
 826 officer of the Board does not complete his or her term of  
 827 office, his or her successor shall be elected by the Board, and  
 828 any successor so elected shall serve the remainder of the term  
 829 of the succeeded officer. The duties, responsibilities,  
 830 authorities, and privileges of each of the officers of the Board  
 831 shall be stated in the Board bylaws.

832 Section 9. Seven members of the Board shall constitute a  
 833 quorum of the Board for the purpose of conducting business and  
 834 exercising its powers, and action may be taken by the Board only  
 835 upon the affirmative vote of a majority of the members of the  
 836 Board then serving.

837 Section 10. Regular meetings of the Board shall be held  
 838 annually at a time to be designated by the Board by resolution,  
 839 and at such other times as may be established by the Board, by



840 resolution thereof, in the event that the Board deems it  
 841 advisable to hold additional regular meetings. Special meetings  
 842 of the Board shall be held upon the call of the President of the  
 843 Board, or in his or her absence the Vice President of the Board,  
 844 or upon the written request of a majority of the members of the  
 845 Board, provided that at least 48 hours' written notice of any  
 846 special meeting is given to each member of the Board; however,  
 847 any meeting shall be considered to have been duly called if at  
 848 least 10 members of the Board waive written notice of the  
 849 meeting.

850 Section 11. The Board shall keep accurate minutes of its  
 851 meetings and proceedings, and the minutes shall be open to  
 852 public inspection at all reasonable times at the premises or  
 853 office of the Hospital District.

854 Section 12. All meetings of the Board shall be open to the  
 855 public and conducted in accordance with applicable law. All  
 856 meetings of the Board shall be held within the Hospital  
 857 District. In the event that the Board shall heretofore or  
 858 hereafter lease the hospital facilities to a nonprofit  
 859 corporation, the Board of Directors or Trustees of the nonprofit  
 860 corporation shall be obligated to hold their regular and special  
 861 meetings in such a manner so that they will be open to the  
 862 public; however, they shall have the right to go into executive  
 863 session in order to discuss and resolve the following issues:  
 864 (a) employee issues, (b) medical staff issues, including  
 865 disciplinary actions, (c) property acquisitions, (d) strategic  
 866 planning, and (e) pending or threatened litigation.



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867 Section 13. The Hospital and any related facilities  
868 constructed, equipped, operated, and maintained under this act  
869 will be for the preservation of public health, for the public  
870 good, and for the use of the public of said district, and the  
871 building, equipping, operation, construction, and maintenance of  
872 such Hospital and related facilities authorized by this act  
873 within such district is hereby found and declared to be for the  
874 preservation of the public health and for the use and welfare of  
875 the said Hospital District and the inhabitants thereof. Any  
876 equal exchange of submerged lands made by the Board of Trustees  
877 of the Internal Improvement Trust Fund for submerged lands  
878 within the same water body as the submerged lands previously  
879 conveyed by the Board of Trustees of the Internal Improvement  
880 Trust Fund to the Hospital District is authorized and is deemed  
881 to be in the public interest so long as the purpose is  
882 consistent with this section and chapters 253 and 373, Florida  
883 Statutes. Those activities for which permits are issued to the  
884 Hospital District pursuant to chapter 373, Florida Statutes, are  
885 deemed necessary to enhance the quality of the public health and  
886 are hereby authorized.

887 Section 14. The Legislature recognizes that the Hospital  
888 District provides health care facilities and services to  
889 individuals within the jurisdiction of multiple local  
890 governments and that it is in the public interest for the Board  
891 to engage in planning for the Hospital District in order to most  
892 efficiently provide such health care facilities and services.  
893 The Board is therefore authorized, pursuant to chapter 189,  
894 Florida Statutes, to prepare a comprehensive Public Facilities





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895 Report for the use of the lands, resources, and waters conveyed  
896 to it by the Board of Trustees of the Internal Improvement Trust  
897 Fund, to participate in such planning with other public agencies  
898 as authorized by chapter 189, Florida Statutes, to enter into  
899 interlocal agreements, and to enact such regulations as are  
900 necessary to implement said Public Facilities Report. Further,  
901 upon adoption of said Public Facilities Report by the Board in  
902 accordance with the procedures and requirements of this act and  
903 chapter 189, Florida Statutes, all development within the  
904 boundaries of the lands conveyed to the Hospital District by the  
905 Board of Trustees of the Internal Improvement Trust Fund must be  
906 consistent with said Public Facilities Report. The height,  
907 density, or intensity of any construction or reconstruction of  
908 facilities and filling of submerged lands required for facility  
909 construction or reconstruction pursuant to the Public Facilities  
910 Report shall be in compliance with applicable provisions of the  
911 Agency for Health Care Administration contained within chapter  
912 59A, Florida Administrative Code, chapter 4 of the Florida  
913 Building Code, chapters 253 and 373, Florida Statutes, and all  
914 provisions of the City of Cocoa Beach Charter and land  
915 development regulations other than height, density, or intensity  
916 and filling submerged lands. Provided the foregoing conditions  
917 are satisfied, the district's Public Facilities Report shall be  
918 deemed in compliance with section 189.4155, Florida Statutes,  
919 the City of Cocoa Beach Charter, Comprehensive Plan, and  
920 applicable land development regulations.

921 Section 15. The provisions of this act shall be liberally  
922 construed in order to effectively carry out the purposes of this



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923 act in the interest of the health, safety, and welfare of the  
924 residents of the Hospital District.

925 Section 16. It is declared to be the legislative intent  
926 that if any section, subsection, sentence, clause, or provision  
927 of this act be held invalid, the remainder of this act shall not  
928 be affected.

929 Section 17. In accordance with section 189.404(3), Florida  
930 Statutes, the following subsections shall constitute the minimum  
931 charter requirements for the District:

932 (1) The District is organized and exists for the purpose  
933 set forth in this act, as it may be amended from time to time.

934 (2) The powers, functions, and duties of the District,  
935 including, but not limited to, ad valorem taxation, bond  
936 issuance, other revenue-raising capabilities, budget preparation  
937 and approval, liens and foreclosure of liens, use of tax deeds  
938 and tax certificates as appropriate for non-ad valorem  
939 assessments, and contractual agreements shall be as set forth in  
940 this act, chapters 189 and 197, Florida Statutes, or any other  
941 applicable general or special law, as they may be amended from  
942 time to time.

943 (3) The District was created by special act of the Florida  
944 Legislature by chapter 59-1121, Laws of Florida, as amended.

945 (4) The District's charter may be amended only by special  
946 act of the Legislature.

947 (5) In accordance with chapter 189, Florida Statutes, and  
948 this act, the District is governed by a 12-member Board as  
949 provided for herein.



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950       (6) The compensation of the Board Members shall be as  
951 provided for by this act.

952       (7) The administrative duties of the Board shall be as set  
953 forth in this act and chapter 189, Florida Statutes, as they may  
954 be amended from time to time.

955       (8) Requirements for financial disclosure, meeting  
956 notices, reporting, public records maintenance, and per diem  
957 expenses for officers and employees shall be as set forth in  
958 chapters 112, 119, 189, and 286, Florida Statutes, and this act,  
959 as they may be amended from time to time.

960       (9) The procedures and requirements governing the issuance  
961 of bonds, notes, and other evidence of indebtedness by the  
962 District shall be as set forth in this act and applicable  
963 general laws, as they may be amended from time to time.

964       (10) The procedures for conducting any required District  
965 elections or referenda, and for qualification of electors, shall  
966 be pursuant to this act and chapter 189, Florida Statutes, as  
967 they may be amended from time to time.

968       (11) The District may be financed by any method  
969 established in this act and applicable general laws, as they may  
970 be amended from time to time.

971       (12) The District does not collect non-ad valorem  
972 assessments, fees, or service charges as set forth in chapter  
973 197, Florida Statutes.

974       (13) The District's planning requirements shall be as set  
975 forth in chapter 189, Florida Statutes, and this act, as they  
976 may be amended from time to time.



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977        (14) The District's geographic boundary limitations shall  
978 be as set forth in this act.

979        (15) This section shall not be construed to limit or  
980 restrict any of the powers vested in said Board by any other  
981 section or provision of this act.

982        Section 4. If any provision of this act or the application  
983 thereof to any person or circumstance is held invalid, the  
984 invalidity shall not affect other provisions or applications of  
985 the act which can be given effect without the invalid provision  
986 or application, and to this end the provisions of this act are  
987 declared severable.

988        Section 5. This act shall be construed as a remedial act  
989 and shall be liberally construed to promote the purpose for  
990 which it is intended.

991        Section 6. Chapters 59-1121, 61-1903, 65-1290, 69-861, 75-  
992 332, 81-345, and 86-426, Laws of Florida, are repealed.

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