

CHAMBER ACTION

1 The Committee on Local Government & Veterans' Affairs recommends  
2 the following:

3  
4 **Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to Broward County; amending chapter 2000-  
8 461, Laws of Florida, relating to the Children's Services  
9 Council of Broward County; increasing the membership of  
10 the council; revising the requirements concerning delivery  
11 of the written budget to Broward County; revising  
12 procedures concerning levying of ad valorem taxes;  
13 providing expenditure authority and procedures for  
14 budgeted funds up to \$5,000; authorizing expenditures by  
15 electronic wire transfers under specified procedures;  
16 providing an effective date.

17  
18 Be It Enacted by the Legislature of the State of Florida:

19  
20 Section 1. Section 3 of chapter 2000-461, Laws of Florida,  
21 is amended to read:

22 Section 3. Membership.--Such council shall consist of 11  
23 ~~10~~ members, including:

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24           (1) The senior administrator of the Broward County Health  
25 Department; the superintendent of schools; a local school board  
26 member, chosen by a majority of the School Board of Broward  
27 County; the district administrator from district X of the  
28 Department of Children and Family Services, or his or her  
29 designee who is a member of the Senior Management Service or of  
30 the Selected Exempt Service; one member of the County  
31 Commission, chosen by a majority of the Broward County Board of  
32 County Commissioners; and a judge assigned to juvenile cases who  
33 shall sit as a voting member of the board, except that said  
34 judge shall not vote or participate in the setting of ad valorem  
35 taxes under this section. The chief judge of the 17<sup>th</sup> judicial  
36 circuit shall designate which judge shall serve on the board.  
37 All of the proceeding members shall serve 4-year terms effective  
38 January 2, 2001.

39           (2) The remaining five members shall be appointed by the  
40 Governor, and shall, to the extent possible, represent the  
41 demographic diversity of the population of Broward County. After  
42 soliciting recommendations from the public, the Broward County  
43 Board of County Commissioners shall submit to the Governor the  
44 names of at least three persons for each vacancy occurring among  
45 the five members to be appointed by the Governor, and the  
46 Governor shall appoint members to the council from the  
47 candidates nominated. The Governor shall make a selection within  
48 a 45-day period or request a new list of candidates. All members  
49 appointed by the Governor shall have been residents of the  
50 county for the previous 24-month period. Such members shall be  
51 appointed for 4-year terms, except that the length of the terms

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52 | of the initial appointees shall be for 2 years. The Governor may  
 53 | remove a member for cause or upon the written petition of a  
 54 | majority of the County Commission plus one. If any of the  
 55 | members of the council required to be appointed by the Governor  
 56 | under the provisions of this subsection shall resign, die, or be  
 57 | removed from office, the vacancy thereby created shall, as soon  
 58 | as practicable, be filled by appointment by the Governor, using  
 59 | the same method as the original appointment, and such  
 60 | appointment to fill a vacancy shall be for the unexpired term of  
 61 | the person who resigns, dies, or is removed from office.

62 | Section 2. Section 5 of chapter 2000-461, Laws of Florida,  
 63 | is amended to read:

64 | Section 5. Fiscal Year.--

65 | (1) The fiscal year of the District shall be the same as  
 66 | that of Broward County.

67 | (2) On or before July 1 of each year, the Children's  
 68 | Services Council of Broward County shall prepare and adopt a  
 69 | tentative ~~an~~ annual written budget of its expected income and  
 70 | expenditures, including a contingency fund. The tentative annual  
 71 | written budget shall be ~~certified and~~ delivered to the Board of  
 72 | County Commissioners on or before July 1 of each year. Included  
 73 | in each tentative annual ~~certified~~ budget shall be an estimate  
 74 | of the millage rate necessary to be applied to raise the funds  
 75 | budgeted for expenditures, which millage rate shall not exceed a  
 76 | maximum of 50 cents for each \$1,000 of assessed valuation of all  
 77 | properties within the County which are subject to County taxes.  
 78 | The adopted budget and final millage rate shall be certified and  
 79 | delivered to the Board of County Commissioners within 15 days

80 following the council's adoption of the final budget and millage  
 81 rate pursuant to chapter 200, Florida Statutes.

82 (3) The budget of the Children's Services Council so  
 83 certified and delivered to the Board of County Commissioners  
 84 shall not be subject to change or modification by the Board of  
 85 County Commissioners or any other authority.

86 Section 3. Section 6 of chapter 2000-461, Laws of Florida,  
 87 is amended to read:

88 Section 6. Levying of Ad Valorem Taxes.--In order to  
 89 provide funds for the Children's Services Council of Broward  
 90 County, the council may levy ad valorem taxes annually on all  
 91 taxable property in the County in an amount not to exceed one-  
 92 half mill, provided that the authority to levy such taxes has  
 93 been approved by a majority vote of the electors of the District  
 94 voting in the Countywide Election to be held in accordance with  
 95 the requirements of the constitution and the laws of Florida and  
 96 as set forth in this act. The council shall compute a proposed  
 97 millage rate within the voter-approved cap necessary to fund the  
 98 tentative budget and, prior to adopting a final budget, comply  
 99 with the provisions of section 200.065, Florida Statutes,  
 100 relating to the method of fixing millage, and shall fix the  
 101 final millage rate by resolution of the council. ~~The tax shall~~  
 102 ~~be assessed, levied, and collected in the same manner and at the~~  
 103 ~~same time as is provided by law of the levy, collection, and~~  
 104 ~~enforcement of collection of County taxes.~~ All tax money  
 105 collected under this act, as soon after the collection thereof  
 106 as is reasonably practicable, shall be paid directly to the  
 107 Children's Services Council by the Tax Collector of the County

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108 | and all other applicable County officials. The moneys so  
 109 | received by the Children's Services Council, shall be deposited  
 110 | in a special bank account, shall be withdrawn only by checks  
 111 | signed by the chair of the council and counter-signed by one  
 112 | other member of the council, who shall be so authorized by the  
 113 | council. The chair and other member of the council who signs its  
 114 | checks shall each give a surety bond in the amount of \$1,000  
 115 | which bond shall be conditioned that each shall faithfully  
 116 | discharge the duties of their office. No other member of the  
 117 | council shall be required to give bond or other security. No  
 118 | funds of the council shall be expended except by check as  
 119 | aforesaid, except expenditures of petty cash account which shall  
 120 | not at any time exceed \$100. All expenditures from petty cash  
 121 | shall be recorded on the books and records of the Children's  
 122 | Services Council. No funds of the council, except the  
 123 | expenditure of petty cash or issuance of checks made payable for  
 124 | sums no greater than \$5,000, shall be expended without prior  
 125 | approval of the council, in addition to the budgeting thereof.  
 126 | Budgeted expenditures of \$5,000 or less that have not received  
 127 | prior council approval shall only be authorized upon approval of  
 128 | the chief executive officer of the council and shall be reported  
 129 | to the council by written report on a monthly basis. For  
 130 | purposes of this section, electronic wire transfers shall be  
 131 | deemed checks if written authorization for each wire transfer is  
 132 | obtained from the council chair and by an authorized council  
 133 | member.

134 | Section 4. This act shall take effect upon becoming a law.