

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 the North Sumter County Hospital
8 District; providing a popular name; providing district
9 purpose; providing district boundaries; providing for a
10 board of trustees as the governing body of the district;
11 prescribing the powers and duties of the board; providing
12 for compensation and meetings of the board; authorizing
13 the board to levy and collect an annual ad valorem tax
14 upon taxable property within the district; providing for a
15 referendum; providing for purpose of the tax; providing
16 for a method for such levy; providing for an annual
17 report; providing for financial disclosure; providing for
18 liens and foreclosure of liens; providing for
19 severability; providing an effective date.

20
21 Be It Enacted by the Legislature of the State of Florida:

22
23 Section 1. Establishment of district; boundaries.--

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24 (1) This act may be referred to by the popular name the
 25 "North Sumter County Hospital District Act."

26 (2) There is created and established as an independent
 27 special taxing district of the state a hospital district in
 28 Sumter County to be known as the "North Sumter County Hospital
 29 District," which shall comprise and include the territory within
 30 Sumter County described as follows:

31
 32 BEGIN AT THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP
 33 18 SOUTH, RANGE 23 EAST, AND RUN SOUTH ALONG THE
 34 EASTERLY BOUNDARY OF RANGE 18 EAST (SAID BOUNDARY
 35 BEING THE EAST LINE OF SAID SUMTER COUNTY) TO THE
 36 CENTERLINE OF STATE ROAD NO. 44; THENCE WESTERLY ALONG
 37 THE CENTERLINE OF STATE ROAD NO. 44 TO ITS
 38 INTERSECTION WITH THE CENTERLINE OF COUNTY ROAD C-44A;
 39 THENCE NORTHWESTERLY ALONG THE CENTERLINE OF COUNTY
 40 ROAD C-44A TO ITS INTERSECTION WITH THE CENTERLINE OF
 41 COUNTY ROAD C-139; THENCE NORTH ALONG THE CENTERLINE
 42 OF COUNTY ROAD C-139 TO ITS INTERSECTION WITH THE
 43 CENTERLINE OF COUNTY ROAD C-466A; THENCE NORTH ALONG
 44 THE CENTERLINE OF COUNTY ROAD C-462 AND ITS NORTHERLY
 45 EXTENSION TO THE CENTERLINE OF COUNTY ROAD C-121;
 46 THENCE NORTH ALONG THE CENTERLINE OF COUNTY ROAD 121
 47 TO THE NORTH LINE OF THE FAIRWAYS AT ROLLING HILLS,
 48 PLAT BOOK 4, PAGE 88, PUBLIC RECORDS OF SUMTER COUNTY,
 49 FLORIDA, EXTENDED WESTERLY; THENCE EAST ALONG SAID
 50 NORTH LINE AND ITS WESTERLY AND EXISTING EXTENSION TO
 51 THE EAST LINE OF SECTION 28, TOWNSHIP 18 SOUTH, RANGE

52 | 23 EAST; THENCE NORTH ALONG SAID EAST LINE TO THE
 53 | WATERS OF LAKE MIONA; THENCE WESTERLY AND NORTHERLY
 54 | ALONG THE WATERS OF LAKE MIONA TO ITS INTERSECTION
 55 | WITH THE EASTERLY EXTENSION OF THE NORTHERLY LINE OF
 56 | RAVENSWOOD SUBDIVISION (UNRECORDED) LYING IN THE
 57 | SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 20,
 58 | TOWNSHIP 18 SOUTH, RANGE 23 EAST; THENCE WEST ALONG
 59 | SAID NORTH LINE AND ITS EXTENSION TO THE CENTERLINE OF
 60 | COUNTY ROAD 117; THENCE SOUTH ALONG THE CENTERLINE OF
 61 | COUNTY ROAD 117 TO THE CENTERLINE OF COUNTY ROAD 114;
 62 | THENCE WEST ALONG THE CENTERLINE OF COUNTY ROAD 114 TO
 63 | THE CENTERLINE OF U.S. HIGHWAY 301; THENCE WEST ALONG
 64 | THE CENTERLINE OF COUNTY ROAD 222 TO THE CENTERLINE OF
 65 | COUNTY ROAD 223; THENCE NORTH ALONG THE CENTERLINE OF
 66 | COUNTY ROAD 223 TO THE CENTERLINE OF COUNTY ROAD 466;
 67 | THENCE WEST ALONG THE CENTERLINE OF COUNTY ROAD 466 TO
 68 | THE CENTERLINE OF COUNTY ROAD 227; THENCE NORTH ALONG
 69 | THE CENTERLINE OF COUNTY ROAD 227 TO THE SOUTH LINE OF
 70 | SECTION 2, TOWNSHIP 18 SOUTH, RANGE 22 EAST; THENCE
 71 | WEST ALONG THE SOUTH LINE OF SAID SECTION 2 AND THE
 72 | SOUTH LINE OF SECTION 3, TOWNSHIP 18 SOUTH, RANGE 22
 73 | EAST TO THE WEST LINE OF THE EAST 330.10 FEET OF SAID
 74 | SECTION 3; THENCE NORTH ALONG SAID WEST LINE TO THE
 75 | NORTH LINE OF TOWNSHIP 18 SOUTH SAID NORTH LINE BEING
 76 | THE NORTHERLY BOUNDARY OF SUMTER COUNTY; THENCE EAST
 77 | ALONG THE NORTH BOUNDARY OF TOWNSHIP 18 SOUTH AND
 78 | ALONG THE NORTH BOUNDARY OF SUMTER COUNTY TO THE POINT
 79 | OF BEGINNING.

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80 Section 2. Purpose of the district.--The purpose of the
 81 North Sumter County Hospital District as a governmental entity
 82 is to ensure continued hospital services for the residents of
 83 the North Sumter County Hospital District, referred to in this
 84 act as the "district."

85 Section 3. Membership and organization of the governing
 86 board of the district.--

87 (1) GENERAL.--

88 (a) The North Sumter County Hospital District shall be
 89 governed by a board of trustees composed of five persons
 90 appointed by the Governor. The term of office of each trustee
 91 shall be 6 years and a trustee may serve more than one term. The
 92 initial terms shall be measured from the date this act becomes
 93 law. The trustees must reside in Sumter County. Each trustee
 94 shall serve until his or her successor is appointed and
 95 qualified. Any member of the board of trustees may be removed by
 96 the Governor at any time for cause, in which event such vacancy
 97 or vacancies thereby occurring shall be filled by appointment by
 98 the Governor. Vacant trustee seats created for reasons other
 99 than by removal shall be filled through appointment by the
 100 Governor; appointees shall serve until expiration of the term
 101 for which they are appointed.

102 (b) The members of the board of trustees shall serve
 103 without pay. Each member shall give a bond to the Board of
 104 County Commissioners of Sumter County for the use and benefit of
 105 the North Sumter County Hospital District for the faithful
 106 performance of his or her duties in the sum of \$1,000 with a
 107 surety company qualified to do business in this state as surety,

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108 which bond shall be approved and accepted by the Clerk of the
 109 Circuit Court of Sumter County. The premiums on such bond shall
 110 be paid by the district as part of the expenses of the district.

111 (c) Three of the trustees shall constitute a quorum, and a
 112 vote of a majority of the trustees in attendance at a meeting is
 113 necessary for the transaction of any business of the district.

114 The board of trustees may select from among its membership a
 115 chair, vice chair, secretary, and treasurer. The board of
 116 trustees shall cause true and accurate minutes and records to be
 117 kept of all business transacted by the board and shall keep
 118 full, true, and complete books of account and minutes, which
 119 minutes and books shall be open and subject to inspection at all
 120 reasonable times during normal business hours. Any person
 121 desiring to do so may obtain a copy of the minutes and books of
 122 accounts or such portions thereof as he or she may desire upon
 123 payment of the costs of reproduction.

124 (2) ANNUAL MEETING.--The annual meeting shall be held
 125 during the month of January of each year at such time and place
 126 within the district as is determined by the board of trustees.
 127 The schedule and notice of this annual meeting shall be
 128 published as provided in section 189.417, Florida Statutes. The
 129 agenda at the annual meeting of the board of trustees shall
 130 include, but is not limited to:

131 (a) Call to order.

132 (b) Presentation and approval of minutes of the last
 133 annual meeting and of any special meeting held since that
 134 meeting.

135 (c) Financial report.

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136 (d) Presentation of the annual report of the board of
137 trustees.

138 (e) Transaction of any business that may properly be
139 brought before the board.

140 (f) Election of officers of the board of trustees.

141 (3) SPECIAL MEETINGS.--Special meetings of the board of
142 trustees may be called at any time by the chair or upon the
143 written request of four members of the board of trustees. The
144 notice for any special meeting of the board of trustees shall be
145 published as provided in section 189.417, Florida Statutes.

146 Section 4. Powers, functions, and duties.--

147 (1) EMINENT DOMAIN.--The North Sumter County Hospital
148 District, through its board of trustees, has the power of
149 eminent domain.

150 (2) GENERAL POWERS.--The Board of Trustees of the North
151 Sumter County Hospital District has all the powers of a body
152 corporate, including the power to sue and be sued under the name
153 of the North Sumter County Hospital District; to contract and be
154 contracted with; to adopt and use a common seal; and to acquire,
155 purchase, hold, lease, and convey such real and personal
156 property as the board of trustees deems proper or expedient to
157 carry out the purposes of this act.

158 (3) AD VALOREM TAXATION.--The Board of Trustees of the
159 North Sumter County Hospital District may levy an ad valorem tax
160 in the district of up to 1 mill on the dollar of the value of
161 all nonexempt property within that area of Sumter County which
162 comprises the North Sumter County Hospital District, provided,
163 however, that the hospital district shall have no authority to

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164 levy such ad valorem tax unless such authority has been approved
165 in a referendum by a majority vote of the electors residing
166 within the district voting on the question. Such referendum
167 shall be held not later than December 31, 2006, and conducted
168 upon a resolution adopted by the board of trustees and in
169 accordance with applicable Florida Statutes. Such tax shall be
170 paid into the district fund.

171 (4) TAX PROCEEDS TO NONPROFIT ORGANIZATIONS FOR HEALTH
172 CARE PURPOSES.--All future tax proceeds generated from within
173 the North Sumter County Hospital District, less one-half of the
174 amount reserved annually by the board to pay for the maintenance
175 and services for the board, shall be paid by the Board of
176 Trustees to the Villages Tri-County Medical Center, Inc., and
177 the Villages Regional Hospital Foundation, Inc., in such
178 proportional distribution as the board, in its sole discretion,
179 deems appropriate, upon the written request by the Villages Tri-
180 County Medical Center, Inc., and the Villages Regional Hospital
181 Foundation, Inc., respectively, that the funds are needed for
182 healthcare purposes, provided, however, that the Villages Tri-
183 County Medical Center, Inc., shall receive not less than 80
184 percent of such funds so distributed.

185 (5) ANNUAL FINANCIAL REPORT.--The Villages Tri-County
186 Medical Center, Inc., and the Villages Regional Hospital
187 Foundation, Inc., shall file annual audited financial statements
188 with the North Sumter County Hospital District.

189 (6) COLLECTION OF TAXES.--It is the duty of the Property
190 Appraiser of Sumter County to assess, and the Tax Collector of
191 Sumter County to collect, the up to 1 mill tax levied by the

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192 Board of Trustees of the North Sumter County Hospital District
 193 upon the taxable property in the district. The tax collector
 194 shall collect such tax as levied by the board of trustees in the
 195 same manner as other taxes are collected and shall pay the same
 196 over to the Board of Trustees of the North Sumter County
 197 Hospital District within the time and in the manner prescribed
 198 by law for the payment of taxes to the county depository. It is
 199 the duty of the Department of Revenue to assess all such
 200 property in accordance with section 193.085, Florida Statutes.
 201 The amount of each county or state tax and the taxes for the
 202 district shall be assessed by the officer respectively as are
 203 county taxes upon such property, and such tax shall be remitted
 204 by the collecting officer to the Board of Trustees of the North
 205 Sumter County Hospital District. All such taxes shall be held by
 206 the Board of Trustees of the North Sumter County Hospital
 207 District and paid out by said board for purposes of this act.

208 (7) EXPENSES.--The Board of Trustees of the North Sumter
 209 County Hospital District may pay from the funds of the district
 210 all expenses of the organization of such board of trustees and
 211 all expenses necessarily incurred in the development of the
 212 district, as well as all other reasonable and necessary
 213 expenses, including the fees and expenses of a certified public
 214 accountant and an attorney as needed in the transaction of the
 215 business of the district in carrying out and accomplishing the
 216 purposes of this act. The board shall include in its annual
 217 budget a reserve in an amount deemed necessary by the board for
 218 its yearly expenses.

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219 (8) FINANCIAL DISCLOSURE, NOTICE, AND REPORTING
 220 REQUIREMENTS.--At least once every year, the Board of Trustees
 221 of the North Sumter County Hospital District shall make and file
 222 with the Clerk of the Circuit Court of Sumter County a complete
 223 financial statement of all moneys received and distributed by
 224 the board since the development of the district as to the first
 225 statement so filed, and since the last statement so filed as to
 226 any other year. Such statements shall also show the several
 227 sources from which the funds were received and shall show the
 228 balance on hand at the time of the making of such statement. The
 229 statement shall show the complete statement of the financial
 230 condition of the district. Notice of the statement shall be
 231 filed with the Clerk of the Circuit Court of Sumter County and
 232 published in a newspaper regularly published in Sumter County,
 233 and the statement shall be made available at all reasonable
 234 times for inspection and copying. The Board of Trustees of the
 235 North Sumter County Hospital District shall comply with all
 236 financial disclosure and reporting requirements provided in
 237 general law.

238 (9) PREPARATION OF BUDGET.--The Board of Trustees of the
 239 North Sumter County Hospital District shall prepare an annual
 240 balanced budget in accordance with generally accepted accounting
 241 practices and in the manner prescribed by section 189.418,
 242 Florida Statutes.

243 (10) LIENS AND FORECLOSURES.--Liens and foreclosure of
 244 liens resulting from failure to pay ad valorem taxation shall be
 245 treated as liens and foreclosures resulting from other ad
 246 valorem taxes.

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247 Section 5. Amendments to the charter.--This act may only
248 be amended by action of the Legislature.

249 Section 6. Construction of act.--It is intended that the
250 provisions of this act be liberally construed for accomplishing
251 the purposes authorized and provided for by this act.

252 Section 7. Comprehensive planning.--Except as may
253 otherwise be required by general law, comprehensive planning is
254 not required by this act.

255 Section 8. If any provision of this act or its application
256 to any person or circumstance is held invalid, the invalidity
257 shall not affect other provisions or applications of the act
258 which can be given effect without the invalid provision or
259 application, and to this end the provisions of this act are
260 declared severable.

261 Section 9. This act shall take effect upon becoming a law.