

**HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS**

**BILL #:** HB 1483                      Immokalee Water & Sewer District  
**SPONSOR(S):** Davis, M.  
**TIED BILLS:** None.                      **IDEN./SIM. BILLS:** None.

---

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Local Affairs (Sub)</u>	<u>10 Y, 0 N</u>	<u>Smith</u>	<u>Cutchins</u>
2) <u>Local Government &amp; Veterans' Affairs</u>	<u>16 Y, 0 N</u>	<u>Smith</u>	<u>Cutchins</u>
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

---

**SUMMARY ANALYSIS**

This bill relating to the Immokalee Water and Sewer District, located in Collier County, amends chapter 98-495, Laws of Florida, to amend the boundaries of the district and increase the amount for disbursements of funds that are made by warrant or check.

According to the Economic Impact Statement, no fiscal impacts are anticipated for either fiscal year 2004-05 or 2005-06.

**This document does not reflect the intent or official position of the bill sponsor or House of Representatives.**

**STORAGE NAME:** h1483b.lgv.doc  
**DATE:** March 25, 2004

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. DOES THE BILL:

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

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

#### B. EFFECT OF PROPOSED CHANGES:

This bill relating to the Immokalee Water and Sewer District, located in Collier County, amends chapter 98-495, Laws of Florida, to correct the boundaries of the district and increase the amount for disbursements to \$5,000 from \$1,500 of district funds that are made by warrant or check signed by the chair or vice chair and countersigned by the treasurer or the secretary of the board.

The Immokalee Water and Sewer District, an independent special district in Collier County, was created in 1978 by chapter 78-494, Laws of Florida. The district codified its charter in 1998 by chapter 98-495, Laws of Florida. This district is authorized to operate a water and sewer system. The district levies special assessments and user fees. The district does not have ad valorem taxation authority.

#### C. SECTION DIRECTORY:

**Section 1.** Amends sections 2 and 7 of section 2 of chapter 98-495, Laws of Florida.

Section 2. Amends the district boundaries.

Section 7. Increases the amount for disbursements to \$5,000 from \$1,500 of district funds that must be made pursuant to warrants or checks signed by the chair or vice chair and countersigned by the treasurer or the secretary of the board.

**Section 2.** Provides that the bill shall take effect upon becoming a law.

### II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

A. NOTICE PUBLISHED? Yes  No

IF YES, WHEN? January 14, 2004

WHERE? *Naples Daily News*, Naples, Collier County, Florida

B. REFERENDUM(S) REQUIRED? Yes  No

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached  No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached  No

### III. COMMENTS

A. CONSTITUTIONAL ISSUES: Not Applicable.

B. RULE-MAKING AUTHORITY: Not Applicable.

C. DRAFTING ISSUES OR OTHER COMMENTS:

Mr. Kenneth Thompson, Esq., with the law firm of Kenneth Thompson, P.A., representing the District, sent the following e-mail relating to the increase in the amount of disbursements to \$5,000 from \$1,500 of district funds that are made by warrant or check "The Immokalee Water & Sewer District was originally started in 1978. At that time, the Board set the \$1,500.00 threshold for disbursements of checks/warrants. Over the course of the years, natural inflation has caused the District's expenditures to grow; what was once a \$1,000.00 item is now a \$2,000.00 item. It has also become a logistical burden to have authorized signatories counter sign the numerous checks of less than \$5,000.00 but more than \$1,500.00."<sup>1</sup>

Mr. Kenneth Thompson, Esq., with the law firm of Kenneth Thompson, P.A., representing the District, sent the following e-mail relating to the legal boundary changes "the purpose of the boundary expansion of the Immokalee Water & Sewer District is to allow the District to plan and develop for anticipated growth in the community of Immokalee, located in Collier County, Florida. Collier County is one of the fastest growing counties in the State of Florida and by expanding the District's boundaries; we will be able to provide greater water and sewer services and coverage to meet projected growth in the area."<sup>2</sup>

### IV. AMENDMENT/COMMITTEE SUBSTITUTE CHANGES

None.

---

<sup>1</sup> E-mail from Kenneth K. Thompson, P.A. (March 15, 2004) (on file with the Committee on Local Government & Veterans' Affairs).

<sup>2</sup> E-mail from Kenneth K. Thompson, P.A. (March 12, 2004) (on file with the Committee on Local Government & Veterans' Affairs).