

**HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS**

**BILL #:** HB 403 Southern Manatee Fire & Rescue District  
**SPONSOR(S):** Reagan  
**TIED BILLS:** None. **IDEN./SIM. BILLS:** None.

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<b>REFERENCE</b>	<b>ACTION</b>	<b>ANALYST</b>	<b>STAFF DIRECTOR</b>
1) <u>Local Government &amp; Veterans' Affairs</u>	<u>18 Y, 0 N</u>	<u>Smith</u>	<u>Cutchins</u>
2) <u>Finance and Tax</u>	<u>21 Y, 0 N</u>	<u>Monroe</u>	<u>Diez-Arguelles</u>
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

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**SUMMARY ANALYSIS**

This bill amends the Southern Manatee Fire and Rescue District's charter to remove the existing impact fee schedule and provide that the impact fees of the district shall be governed by chapter 191, Florida Statutes. In addition, the bill includes a reference to a September 10, 2002 referendum in the District's charter.

## 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 checked="" type="checkbox"/> | N/A <input 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:

This bill allows increased impact fees as authorized by chapter 191, F.S., and the referendum held September 10, 2002.

#### B. EFFECT OF PROPOSED CHANGES:

Currently, the charter of the Southern Manatee Fire and Rescue District provides a schedule of impact fees to be imposed on new construction. This bill would remove that schedule and grant the Southern Manatee Fire and Rescue District the authority to impose impact fees under chapter 191, F.S. Section 191.009(4), F.S., governs the imposition of impact fees on new construction by independent special fire control districts and provides limitations on the use of that revenue.

In addition, the bill includes a reference to the approval of an increase in impact fees on new construction in the charter, which will assist persons researching the history of the District in the future.

#### C. SECTION DIRECTORY:

**Section 1.** Amends section 7 of section 3 of chapter 2000-402, L.O.F., relating to impact fees. Includes a reference to the September 10, 2002, referendum authorizing the district to increase impact fees on new construction. Deletes the existing impact fee schedule and provides that the Southern Manatee Fire and Rescue District's authority to impose impact fees is subject chapter 191, F.S., as amended.

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

### II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

#### A. NOTICE PUBLISHED? Yes No

IF YES, WHEN? November 5, 2003

WHERE? *Bradenton Herald*, Bradenton, Manatee, 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:

According to the Economic Impact Statement, the bill allows the Board to establish impact fees as provided by general law, without the need to seek legislative amendments to its charter each time new rates are adopted. Although impact fees could decrease, this would also permit the District to raise impact fees as authorized by chapter 191, F.S., and the referendum held September 10, 2002.

### IV. AMENDMENT/COMMITTEE SUBSTITUTE CHANGES

Not Applicable.