

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 1079 CS

Merritt Island Public Library District, Brevard County

SPONSOR(S): Allen

TIED BILLS:

IDEN./SIM. BILLS: SB 2672

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Local Government Council</u>	<u>7 Y, 0 N, w/CS</u>	<u>Nelson</u>	<u>Hamby</u>
2) <u>Finance & Tax Committee</u>	<u>9 Y, 0 N</u>	<u>Monroe</u>	<u>Diez-Arguelles</u>
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

SUMMARY ANALYSIS

The Merritt Island Public Library District is an independent special district located in Brevard County. This bill codifies all prior special acts of the district into a single act. The bill deletes obsolete provisions, makes minor, stylistic changes to language in the district charter, and adds a severability clause.

No fiscal impacts are anticipated according to the Economic Impact Statement.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

This bill does not appear to implicate any of the House Principles.

B. EFFECT OF PROPOSED CHANGES:

The Merritt Island Public Library District was created as an independent special district by ch. 65-1289, L.O.F.¹ The district is administered by a 15-member board of residents who are appointed by the Governor. The board is empowered to plan, construct, equip and operate a library and associated facilities.

Each year, the board meets to prepare a budget which is funded by an ad valorem tax not to exceed one-half mil on the real and tangible person property within the library district. The budget is required to be accepted by the Brevard County Board of Commissioners and/or the Brevard County Tax Assessor.

This bill codifies all prior special acts of the district into a single act, as required by s. 189.429, F.S. The bill deletes obsolete provisions, makes minor, stylistic changes to language in the district charter, and adds a severability clause. In recreating and reenacting the charter for the district, the bill:

Section 1: Provides for the boundaries of the district.

Section 2: Provides for a 15-member uncompensated board of district residents to be appointed by the Governor, who serve three-year terms unless removed for cause.

Section 3: Provides for the election of a chair, first vice chair, second vice chair, recording secretary, corresponding secretary and treasurer of the board.

Section 4: Provides that the board meet each year to prepare a budget. Additionally, provides for a noticed public hearing to give district residents an opportunity to review the proposed budget. Authorizes the budget to be funded by an ad valorem tax not exceeding one-half mil on the real and tangible personal property within the district.

Section 5: Provides for the acceptance of the district budget by the Brevard County Board of County Commissioners and/or the Brevard County Tax Assessor, and for a millage assessment on the real and tangible personal property within the district.

Section 6: Provides for powers and duties of the district board: that it shall adopt a seal; may sue and be sued; acquire real and personal property which it may improve, maintain, sell or lease; and plan, construct, repair, purchase, sell, equip, and operate a library and any associated facilities.

Section 7: Provides that warrants for the payment of labor, equipment, property or other expenses of the board be payable by the treasurer of the board on accounts and vouchers in the manner approved by the board.

Section 8: (1) Provides that Brevard County tax collector report any tax collections to the secretary of the board on or before the 10th of each month, and remit such taxes to the board treasurer. Provides that the tax collector be relieved from all other liability as to the amount of taxes paid to the treasurer;

¹ Chapter 65-1289 has been amended by the following subsequent special acts: chs. 65-1289, 72-477, 76-330, 82-263 and 94-449, L.O.F.

C. SECTION DIRECTORY:

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

2. Expenditures:

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

2. Expenditures:

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

D. FISCAL COMMENTS:

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

2. Other:

B. RULE-MAKING AUTHORITY:

C. DRAFTING ISSUES OR OTHER COMMENTS:

IV. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES