

ENROLLED
HB 1133

2006 Legislature

1 A bill to be entitled
2 An act relating to Key Largo Wastewater Treatment
3 District, Monroe County; amending chapter 2002-337, Laws
4 of Florida; providing for liens against real property
5 under certain circumstances involving delinquent fees,
6 rentals, or other charges; providing an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Paragraph (j) of subsection (2) of section 4 of
11 section 1 of chapter 2002-337, Laws of Florida, is amended to
12 read:

13 Section 4. District powers, functions, and duties.--

14 (2) The district is hereby authorized and empowered:

15 (j) To fix and collect rates, rentals, fees, and charges
16 for the use of any wastewater management system facilities. The
17 district may provide for reasonable penalties against any user
18 for any such rates, fees, rentals, or other charges that are
19 delinquent. In the event that such delinquency occurs and such
20 fees, rentals, or other charges are not paid and remain
21 delinquent for 30 days or more, the district may discontinue and
22 shut off services until such fees, rentals, or other charges,
23 including interest, penalties, and charges for shutting off,
24 discontinuing, and restoring such services, are fully paid. The
25 district may enter on lands, waters, and premises of any person,
26 firm, corporation, or other body for the purpose of
27 discontinuing and shutting off services under such
28 circumstances. Further, such delinquent fees, rentals, or other

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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29 | charges, together with interest, penalties, and charges for
30 | shutting off, discontinuing, and restoring such services, and
31 | reasonable attorneys' fees and other expenses shall constitute a
32 | lien, subject to the limitations in s. 4, Art. X of the State
33 | Constitution, on the real property against which such fees,
34 | rentals, or other charges were assessed, coequal with any lien
35 | of state, county, or municipal taxes and superior and paramount
36 | to all other liens, titles, and claims against such property,
37 | and may be recovered by the district by suit in any court of
38 | competent jurisdiction. The district may also enforce payment by
39 | any other lawful method of enforcement.

40 | Section 2. This act shall take effect upon becoming a law.