

HB 939

2006

1 A bill to be entitled

2 An act relating to local government; amending s. 125.0101,  
3 F.S.; prohibiting counties from imposing certain fees or  
4 taxes on certain municipalities; providing an effective  
5 date.

6  
7 Be It Enacted by the Legislature of the State of Florida:

8  
9 Section 1. Subsections (2) and (5) of section 125.0101,  
10 Florida Statutes, are amended to read:

11 125.0101 County may contract to provide services to  
12 municipalities and special districts.--

13 (2) In addition to the powers enumerated in this chapter,  
14 the legislative and governing body of a county shall have the  
15 power to contract with a municipality or special district within  
16 the county for fire protection, law enforcement, library  
17 services and facilities, beach erosion control, recreation  
18 services and facilities, water, streets, sidewalks, street  
19 lighting, garbage and trash collection and disposal, waste and  
20 sewage collection and disposal, drainage, transportation, and  
21 other essential facilities and municipal services. Such services  
22 shall be funded as agreed upon between the county and the  
23 municipality or special district. This section shall not be  
24 construed to authorize the county to impose any service charge  
25 or special assessment; ~~or~~ to levy any tax within the  
26 municipality or special district; or to require that any newly  
27 formed municipality or one formed since January 1, 2000, be  
28 required to pay any charge, assessment, tax, fee, or other

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29 consideration as a condition for allowing the citizens of an  
30 area within the county to incorporate and self-govern; nor  
31 shall this section be construed to authorize the creation of a  
32 municipal service taxing unit within such area.

33 (5) This section, except for the provision in subsection  
34 (2) prohibiting any charge, assessment, tax, fee, or other  
35 consideration as a condition for allowing the citizens of an  
36 area within the county to incorporate and self-govern, shall not  
37 apply to any county operating under a home rule charter adopted  
38 pursuant to ss. 10, 11, and 24, Art. VIII of the Constitution of  
39 1885, as preserved by s. 6(e), Art. VIII, of the Constitution of  
40 1968.

41 Section 2. This act shall take effect July 1, 2006.