

By the Committee on Community Affairs; and Senator Diaz de la Portilla

578-2410-07

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

A bill to be entitled
An act relating to municipal incorporation;
prohibiting counties from requiring certain
municipalities to pay charges, assessments,
taxes, fees, or other consideration for certain
residents' actions; providing that the
provisions of the act are not preempted by law;
providing an effective date.

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

Section 1. Notwithstanding s. 165.022, Florida Statutes, any municipality formed after January 1, 2000, and any municipality formed on or after July 1, 2007, may not be required to pay any charge, assessment, tax, fee, or other consideration as a condition for allowing the citizens of an area to incorporate and govern themselves.

Section 2. This act shall take effect July 1, 2007.

STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
Senate Bill 2848

The committee substitute (CS) prohibits a county from requiring a municipality formed after January 1, 2000, to pay a charge, assessment, tax, fee, or other consideration as a condition of incorporation. This is a change from the bill as filed which applied the prohibition to any municipality formed after January 1, 2002. The CS also moves this prohibition from s. 125.0101, F.S., to an unnumbered section of law.