

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Machek offered the following:

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3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Subsection (3) of section 170.01, Florida

6 Statutes, is amended to read:

7 170.01 Authority for providing improvements and levying
8 and collecting special assessments against property benefited.--

9 (3) Any municipality, subject to the approval of a
10 majority of the affected property owners who actually vote in
11 the vote required by this section, may levy and collect special
12 assessments against property benefited for the purpose of
13 stabilizing and improving:

14 (a) Retail business districts,

15 (b) Wholesale business districts, or

16 (c) Nationally recognized historic districts,

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18 or any combination of such districts, through promotion,
19 management, marketing, and other similar services in such
20 districts of the municipality. This subsection does not
21 authorize a municipality to use bond proceeds to fund ongoing
22 operations of these districts. Any municipality may determine in
23 any resolution required by s. 170.03 to declare special
24 assessments that the vote of affected property owners shall be
25 conducted by voting by tax folio numbers of affected properties
26 or by total square footage of the affected properties.

27 Section 2. Subsection (1) of section 189.403, Florida
28 Statutes, is amended to read:

29 189.403 Definitions.--As used in this chapter, the term:

30 (1) "Special district" means a local unit of special
31 purpose, as opposed to general-purpose, government within a
32 limited boundary, created by general law, special act, local
33 ordinance, or by rule of the Governor and Cabinet. The special
34 purpose or purposes of special districts are implemented by
35 specialized functions and related prescribed powers. For the
36 purpose of ss. ~~s.~~ 196.199(1) and 282.104, special districts
37 shall be treated as municipalities. The term does not include a
38 school district, a community college district, a special
39 improvement district created pursuant to s. 285.17, a municipal
40 service taxing or benefit unit as specified in s. 125.01, or a
41 board which provides electrical service and which is a political
42 subdivision of a municipality or is part of a municipality.

43 Section 3. Section 189.4221, Florida Statutes, is created
44 to read:

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45 189.4221 Purchases from purchasing agreements of special
46 districts, municipalities, or counties.--Special districts may
47 purchase commodities procured pursuant to competitive bid,
48 requests for proposals, requests for qualifications, competitive
49 selection, or competitive negotiations, and otherwise in
50 compliance with general law.

51 Section 4. Paragraph (c) of subsection (3) and subsection
52 (8) of section 190.006, Florida Statutes, are amended to read:

53 190.006 Board of supervisors; members and meetings.--

54 (3)

55 (c) Candidates seeking election to office by qualified
56 electors under this subsection shall conduct their campaigns in
57 accordance with the provisions of chapter 106 and shall file
58 qualifying papers and qualify for individual seats in accordance
59 with s. 99.061. Candidates shall pay a qualifying fee, which
60 shall consist of a filing fee and an election assessment or, as
61 an alternative, shall file a petition signed by not less than 1
62 percent of the registered voters of the district, and take the
63 oath required in s. 99.021, with the supervisor of elections in
64 the county affected by such candidacy. The amount of the filing
65 fee is 3 percent of \$7,500 ~~\$4,800~~; however, if the electors have
66 provided for compensation pursuant to subsection (8), the amount
67 of the filing fee is 3 percent of the maximum annual
68 compensation so provided. The amount of the election assessment
69 is 1 percent of \$7,500 ~~\$4,800~~; however, if the electors have
70 provided for compensation pursuant to subsection (8), the amount
71 of the election assessment is 1 percent of the maximum annual

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72 compensation so provided. The filing fee and election assessment
73 shall be distributed as provided in s. 105.031(3).

74 (8) Each supervisor shall be entitled to receive for his
75 or her services an amount not to exceed \$200 per meeting of the
76 board of supervisors, not to exceed \$7,500 ~~\$4,800~~ per year per
77 supervisor, or an amount established by the electors at
78 referendum. In addition, each supervisor shall receive travel
79 and per diem expenses as set forth in s. 112.061.

80 Section 5. Section 418.27, Florida Statutes, is created to
81 read:

82 418.27 Dissolution of special recreation districts created
83 for condominiums.--Provided the charter of the special
84 recreation district does not specifically state to the contrary,
85 all special recreation districts that were created principally
86 for the exclusive use of a condominium and the land or
87 facilities of which were acquired by financing through bonds
88 shall be administratively dissolved within 60 days after the
89 satisfaction of the bonds. Within 30 days after the bonds have
90 been satisfied, the district or bonding authority shall send a
91 notice to the municipality or county that created the district
92 stating that the bonds issued to acquire the recreational
93 amenities have been satisfied. Within 30 days thereafter, the
94 district shall file with the county clerk of the county in which
95 such district is located and with the property appraiser of such
96 county notice that the district had been dissolved and shall
97 execute a warranty deed conveying the real and personal property
98 of the district to the condominium association or master
99 association charged with the responsibility of maintaining the

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100 recreational amenities. This section shall be retroactive in
101 application and all existing special districts to which this law
102 applies shall be administratively dissolved no later than 60
103 days after this section becomes a law.

104 Section 6. Chapter 77-536, Laws of Florida, is repealed,
105 and the Pinellas Sports Authority is abolished.

106 Section 7. Chapter 84-423, Laws of Florida, is repealed,
107 and the Tri-County Hospital Authority is abolished.

108 Section 8. Chapter 12010, Laws of Florida, is repealed and
109 the Eagle Bay Sub-Drainage District is abolished.

110 Section 9. Chapter 84-391, Laws of Florida, is repealed
111 and the Bay County Bridge Authority is abolished.

112 Section 10. Chapter 2004-451, Laws of Florida, is repealed
113 and the North Sumter County Hospital District is abolished.

114 Section 11. If any provision of this act is held invalid
115 such invalidity shall not affect the other provisions or
116 applications hereof that can be given effect without causing the
117 invalid provision or application and to this end provisions of
118 this act are severable.

119 Section 12. This act shall take effect July 1, 2008.

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T I T L E A M E N D M E N T

123
124 Remove the entire title and insert:

125 A bill to be entitled

126 An act relating to municipalities and special districts;
127 amending s. 170.01, F.S.; authorizing municipalities to specify
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128 a voting methodology for levying and collecting special
129 assessments; amending s. 189.403, F.S.; expanding purposes for
130 which a special district may be treated as a municipality;
131 creating s. 189.4221, F.S.; authorizing special districts to
132 purchase commodities procured through specified means; amending
133 s. 190.006, F.S.; increasing a filing fee for members of
134 district boards of supervisors; increasing compensation for
135 board members; creating s. 418.27, F.S.; requiring dissolution
136 of certain special recreation districts created for condominiums
137 under certain circumstances; providing dissolution requirements;
138 repealing ch. 77-536, Laws of Florida, abolishing the Pinellas
139 Sports Authority; repealing ch. 84-423, Laws of Florida,
140 abolishing the Tri-County Hospital Authority; repealing ch.
141 12010, Laws of Florida, abolishing the Eagle Bay Sub-Drainage
142 District; repealing ch. 84-391, Laws of Florida, abolishing the
143 Bay County Bridge Authority; repealing ch. 2004-451, Laws of
144 Florida, abolishing the North Sumter County Hospital District;
145 providing severability; providing an effective date.

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