

1 A bill to be entitled

2 An act relating to municipalities and special districts;
3 amending s. 170.01, F.S.; authorizing municipalities to
4 specify a voting methodology for levying and collecting
5 special assessments; amending s. 189.403, F.S.; expanding
6 purposes for which a special district may be treated as a
7 municipality; creating s. 189.4221, F.S.; authorizing
8 special districts to purchase commodities procured through
9 specified means; amending s. 190.006, F.S.; increasing a
10 filing fee for members of district boards of supervisors;
11 increasing compensation for board members; creating s.
12 418.27, F.S.; requiring dissolution of certain special
13 recreation districts created for condominiums under
14 certain circumstances; providing dissolution requirements;
15 repealing ch. 77-536, Laws of Florida, abolishing the
16 Pinellas Sports Authority; repealing ch. 84-423, Laws of
17 Florida, abolishing the Tri-County Hospital Authority;
18 repealing ch. 12010, Laws of Florida, abolishing the Eagle
19 Bay Sub-Drainage District; repealing ch. 84-391, Laws of
20 Florida, abolishing the Bay County Bridge Authority;
21 repealing ch. 2004-451, Laws of Florida, abolishing the
22 North Sumter County Hospital District; providing
23 severability; providing an effective date.

24
25 Be It Enacted by the Legislature of the State of Florida:

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27 Section 1. Subsection (3) of section 170.01, Florida
28 Statutes, is amended to read:

29 | 170.01 Authority for providing improvements and levying
 30 | and collecting special assessments against property benefited.--

31 | (3) Any municipality, subject to the approval of a
 32 | majority of the affected property owners who actually vote in
 33 | the vote required by this section, may levy and collect special
 34 | assessments against property benefited for the purpose of
 35 | stabilizing and improving:

- 36 | (a) Retail business districts,
- 37 | (b) Wholesale business districts, or
- 38 | (c) Nationally recognized historic districts,

39 |
 40 | or any combination of such districts, through promotion,
 41 | management, marketing, and other similar services in such
 42 | districts of the municipality. This subsection does not
 43 | authorize a municipality to use bond proceeds to fund ongoing
 44 | operations of these districts. Any municipality may determine in
 45 | any resolution required by s. 170.03 to declare special
 46 | assessments that the vote of affected property owners shall be
 47 | conducted by voting by tax folio numbers of affected properties
 48 | or by total square footage of the affected properties.

49 | Section 2. Subsection (1) of section 189.403, Florida
 50 | Statutes, is amended to read:

51 | 189.403 Definitions.--As used in this chapter, the term:

- 52 | (1) "Special district" means a local unit of special
 53 | purpose, as opposed to general-purpose, government within a
 54 | limited boundary, created by general law, special act, local
 55 | ordinance, or by rule of the Governor and Cabinet. The special
 56 | purpose or purposes of special districts are implemented by

57 | specialized functions and related prescribed powers. For the
 58 | purpose of ss. ~~s.~~ 196.199(1) and 282.104, special districts
 59 | shall be treated as municipalities. The term does not include a
 60 | school district, a community college district, a special
 61 | improvement district created pursuant to s. 285.17, a municipal
 62 | service taxing or benefit unit as specified in s. 125.01, or a
 63 | board which provides electrical service and which is a political
 64 | subdivision of a municipality or is part of a municipality.

65 | Section 3. Section 189.4221, Florida Statutes, is created
 66 | to read:

67 | 189.4221 Purchases from purchasing agreements of special
 68 | districts, municipalities, or counties.--Special districts may
 69 | purchase commodities and contractual services from the
 70 | purchasing agreements of other special districts,
 71 | municipalities, or counties procured pursuant to competitive
 72 | bid, requests for proposals, requests for qualifications,
 73 | competitive selection, or competitive negotiations, and
 74 | otherwise in compliance with general law if the purchasing
 75 | agreement of the other special district, municipality, or county
 76 | was procured by a process that would have met the procurement
 77 | requirements of the purchasing special district.

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

80 | 190.006 Board of supervisors; members and meetings.--

81 | (3)

82 | (c) Candidates seeking election to office by qualified
 83 | electors under this subsection shall conduct their campaigns in
 84 | accordance with the provisions of chapter 106 and shall file

85 qualifying papers and qualify for individual seats in accordance
86 with s. 99.061. Candidates shall pay a qualifying fee, which
87 shall consist of a filing fee and an election assessment or, as
88 an alternative, shall file a petition signed by not less than 1
89 percent of the registered voters of the district, and take the
90 oath required in s. 99.021, with the supervisor of elections in
91 the county affected by such candidacy. The amount of the filing
92 fee is 3 percent of \$7,500 ~~\$4,800~~; however, if the electors have
93 provided for compensation pursuant to subsection (8), the amount
94 of the filing fee is 3 percent of the maximum annual
95 compensation so provided. The amount of the election assessment
96 is 1 percent of \$7,500 ~~\$4,800~~; however, if the electors have
97 provided for compensation pursuant to subsection (8), the amount
98 of the election assessment is 1 percent of the maximum annual
99 compensation so provided. The filing fee and election assessment
100 shall be distributed as provided in s. 105.031(3).

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

107 Section 5. Section 418.27, Florida Statutes, is created to
108 read:

109 418.27 Dissolution of special recreation districts created
110 for condominiums.--Provided the charter of the special
111 recreation district does not specifically state to the contrary,
112 all special recreation districts that were created principally

113 for the exclusive use of a condominium and the land or
114 facilities of which were acquired by financing through bonds
115 shall be administratively dissolved within 60 days after the
116 satisfaction of the bonds. Within 30 days after the bonds have
117 been satisfied, the district or bonding authority shall send a
118 notice to the municipality or county that created the district
119 stating that the bonds issued to acquire the recreational
120 amenities have been satisfied. Within 30 days thereafter, the
121 district shall file with the county clerk of the county in which
122 such district is located and with the property appraiser of such
123 county notice that the district had been dissolved and shall
124 execute a warranty deed conveying the real and personal property
125 of the district to the condominium association or master
126 association charged with the responsibility of maintaining the
127 recreational amenities. This section shall be retroactive in
128 application and all existing special districts to which this law
129 applies shall be administratively dissolved no later than 60
130 days after this section becomes a law.

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

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

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

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

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

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141 Section 11. If any provision of this act is held invalid
142 such invalidity shall not affect the other provisions or
143 applications hereof that can be given effect without causing the
144 invalid provision or application and to this end provisions of
145 this act are severable.

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