

By the Committee on Community Affairs; and Senator Aronberg

578-07959-08

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1 A bill to be entitled

2 An act relating to special districts; amending s. 170.01,  
3 F.S.; revising provisions relating to special assessments;  
4 authorizing a municipality to determine by resolution that  
5 the affected property owners vote by tax folio numbers of  
6 affected properties or by total square footage of the  
7 affected properties; amending s. 189.403, F.S.; revising  
8 the definition of "special district"; creating s.  
9 189.4221, F.S.; authorizing a special district to purchase  
10 commodities and contractual services from the purchasing  
11 agreements of other special districts, municipalities, or  
12 counties; creating s. 418.27, F.S.; requiring that certain  
13 special recreation districts be dissolved within a certain  
14 period after the bonds are satisfied; requiring that the  
15 district or bonding authority notify the municipality or  
16 county that created the special district that the bonds  
17 have been satisfied; requiring such district to file a  
18 notice with the county clerk and the property appraiser  
19 that the district has been dissolved; providing for  
20 retroactivity; repealing ch. 77-635, Laws of Florida, and  
21 abolishing the Pinellas Sports Authority; repealing ch.  
22 84-423, Laws of Florida, and abolishing the Tri-County  
23 Hospital Authority; repealing ch. 12010, Laws of Florida,  
24 and abolishing the Eagle Bay Sub-Drainage District;  
25 repealing ch. 84-391, Laws of Florida, and abolishing the  
26 Bay County Bridge Authority; repealing ch. 2004-451, Laws  
27 of Florida, and abolishing the North Sumter County  
28 Hospital District; providing for severability; providing  
29 an effective date.

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

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

35 170.01 Authority for providing improvements and levying and  
36 collecting special assessments against property benefited.--

37 (3) Any municipality, subject to the approval of a majority  
38 of the affected property owners who actually vote as required by  
39 this section, may levy and collect special assessments against  
40 property benefited for the purpose of stabilizing and improving:

- 41 (a) Retail business districts,  
42 (b) Wholesale business districts, or  
43 (c) Nationally recognized historic districts,  
44

45 or any combination of such districts, through promotion,  
46 management, marketing, and other similar services in such  
47 districts of the municipality. This subsection does not authorize  
48 a municipality to use bond proceeds to fund ongoing operations of  
49 these districts. Any municipality may determine in a resolution  
50 to declare special assessments pursuant to s. 170.03, that the  
51 vote of the affected property owners shall be by tax folio  
52 numbers of affected properties or by total square footage of the  
53 affected properties.

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

56 189.403 Definitions.--As used in this chapter, the term:

57 (1) "Special district" means a local unit of special  
58 purpose, as opposed to general-purpose, government within a

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59 | limited boundary, created by general law, special act, local  
60 | ordinance, or by rule of the Governor and Cabinet. The special  
61 | purpose or purposes of special districts are implemented by  
62 | specialized functions and related prescribed powers. For the  
63 | purpose of ss. 196.199(1) and 282.104 ~~s. 196.199(1)~~, special  
64 | districts shall be treated as municipalities. The term does not  
65 | include a school district, a community college district, a  
66 | special improvement district created pursuant to s. 285.17, a  
67 | municipal service taxing or benefit unit as specified in s.  
68 | 125.01, or a board which provides electrical service and which is  
69 | a political subdivision of a municipality or is part of a  
70 | municipality.

71 |       Section 3. Section 189.4221, Florida Statutes, is created  
72 | to read:

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

84 |       Section 4. Section 418.27, Florida Statutes, is created to  
85 | read:

86 |       418.27 Dissolution of special recreation districts created  
87 | for condominiums.--A special recreation district that was

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88 created for the exclusive use of a condominium and whose land or  
89 facilities were acquired by financing through bonds shall be  
90 administratively dissolved within 60 days after the satisfaction  
91 of the bonds, unless stated otherwise in the charter of the  
92 special recreation district. Within 30 days after the bonds have  
93 been satisfied, the district or bonding authority shall send a  
94 notice to the municipality or county that created the district  
95 stating that the bonds issued to acquire the recreational  
96 amenities have been satisfied. Within 30 days thereafter, the  
97 district shall file a notice with the clerk of the county in  
98 which the district is located, and with the property appraiser  
99 of such county, that the district has been dissolved and shall  
100 execute a warranty deed conveying its real and personal property  
101 to the condominium association or master association charged  
102 with the responsibility of maintaining the recreational  
103 amenities. This section is retroactive in application and all  
104 existing special recreation districts to which this section  
105 applies shall be administratively dissolved by September 1,  
106 2008.

107 Section 5. Chapter 77-635, Laws of Florida, is repealed,  
108 and the Pinellas Sports Authority is abolished.

109 Section 6. Chapter 84-423, Laws of Florida, is repealed,  
110 and the Tri-County Hospital Authority is abolished.

111 Section 7. Chapter 12010, Laws of Florida, is repealed,  
112 and the Eagle Bay Sub-Drainage District is abolished.

113 Section 8. Chapter 84-391, Laws of Florida, is repealed,  
114 and the Bay County Bridge Authority is abolished.

115 Section 9. Chapter 2004-451, Laws of Florida, is repealed,  
116 and the North Sumter County Hospital District is abolished.

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117           Section 10. If any provision of this act or its  
118 application to any person or circumstance is held invalid, the  
119 invalidity does not affect other provisions or applications of  
120 the act which can be given effect without the invalid provision  
121 or application, and to this end the provisions of this act are  
122 severable.

123           Section 11. This act shall take effect July 1, 2008.