

**HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS**

**BILL #:** HB 1215 Broward County

**SPONSOR(S):** Porth

**TIED BILLS:** **IDEN./SIM. BILLS:**

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	<b>REFERENCE</b>	<b>ACTION</b>	<b>ANALYST</b>	<b>STAFF DIRECTOR</b>
1)	<u>Military &amp; Local Affairs Policy Committee</u>	<u></u>	<u>Noriega</u>	<u>Hoagland</u>
2)	<u>Economic Development &amp; Community Affairs Policy Council</u>	<u></u>	<u></u>	<u></u>
3)	<u></u>	<u></u>	<u></u>	<u></u>
4)	<u></u>	<u></u>	<u></u>	<u></u>
5)	<u></u>	<u></u>	<u></u>	<u></u>

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**SUMMARY ANALYSIS**

This bill allows members of the South Broward Utility Advisory Board appointed by the Town of Southwest Ranches to be water or sewer users within the service area of the former South Broward Utility.

The attached Economic Impact Statement indicates that there is no economic impact as a result of this bill.

This bill has an effective date of upon becoming a law.

## HOUSE PRINCIPLES

Members are encouraged to evaluate proposed legislation in light of the following guiding principles of the House of Representatives

- Balance the state budget.
- Create a legal and regulatory environment that fosters economic growth and job creation.
- Lower the tax burden on families and businesses.
- Reverse or restrain the growth of government.
- Promote public safety.
- Promote educational accountability, excellence, and choice.
- Foster respect for the family and for innocent human life.
- Protect Florida's natural beauty.

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. EFFECT OF PROPOSED CHANGES:

##### **Current Situation**

The South Broward Utility Advisory Board (Board) was created in 1998 (ch. 98-521, L.O.F.) as an advisory board of the City of Sunrise. The purpose of this board was to review water and sewer rates charged for unincorporated areas served by the City of Sunrise, and to advise the City of Sunrise regarding any proposed changes. The area was formerly served by South Broward Utility.

Following the creation of the Board, the Town of Southwest Ranches was created in the unincorporated area of the County. Those residents that lived in the unincorporated area of Broward County now reside in the Town of Southwest Ranches.

In 2008, HB 1063 (ch. 2008-278, L.O.F.) amended the composition of the Board by changing two members appointed by the Broward County Commission to two members appointed by the Town of Southwest Ranches.

The Board currently consists of seven members: two appointed by the City of Sunrise, two appointed by the Town of Davie, one appointed by the City of Pembroke, and two appointed by the Town of Southwest Ranches. Each Board member must be a water and sewer user within the service area of the former South Broward Utility.

In 2009, HB 801 (ch. 2009-254, L.O.F.) sought to change Town of Southwest Ranches appointees from "water and sewer users" to "water or sewer users." However, because this bill also addressed issues related to annexation and deannexation, it was determined that this bill did not meet the single subject rule and was amended to remove the language pertaining to the membership change.

##### **Proposed Changes**

This bill addresses the issue that was amended out of HB 801 in 2009. In doing so, this bill revises a Board membership criterion by allowing each Board member appointed by the Town of Southwest Ranches to be a water or sewer user within the service area of the former South Broward Utility.

The Broward County Legislative Delegation has indicated that most of the properties within the Town of Southwest Ranches have wells and septic tanks, and that very few town residents have both municipal

water and sewer service. Because of these reasons, it has been difficult to find residents that qualify to serve as Board members.

**B. SECTION DIRECTORY:**

Section 1. Requires that each member of the Board appointed by the Town of Southwest Ranches must be a water or sewer user within the service area of the former South Broward Utility.

Section 2. Provides an effective date of upon becoming a law.

**II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS**

A. NOTICE PUBLISHED? Yes  No

IF YES, WHEN? January 18, 2010

WHERE? The *Sun-Sentinel*, a daily newspaper of general circulation published in Broward County, Florida.

B. REFERENDUM(S) REQUIRED? Yes  No

IF YES, WHEN? Not applicable.

C. LOCAL BILL CERTIFICATION FILED? Yes, attached  No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached  No

The attached Economic Impact Statement indicates that there is no economic impact as a result of this bill.

**III. COMMENTS**

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

**IV. AMENDMENTS/COUNCIL OR COMMITTEE SUBSTITUTE CHANGES**