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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/19/2010	.	
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The Committee on General Government Appropriations (Dean)
recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (c) of subsection (3) of section
373.1961, Florida Statutes, is amended to read:

373.1961 Water production; general powers and duties;
identification of needs; funding criteria; economic incentives;
reuse funding.—

(3) FUNDING.—

(c) The financial assistance for alternative water supply
projects allocated in each district's budget as required in s.



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13 373.196(6) shall be combined with the state funds and used to
14 assist in funding the project construction costs of alternative
15 water supply projects selected by the governing board. ~~If the~~
16 ~~district has not completed any regional water supply plan, or~~
17 ~~the regional water supply plan does not identify the need for~~
18 ~~any alternative water supply projects,~~ Funds deposited in the
19 Water Protection and Sustainability Program Trust Fund to the
20 credit of the Northwest Florida Water Management District and
21 the Suwannee River Water Management District ~~that district's~~
22 ~~trust fund~~ may also be used for regional water supply planning,
23 water resource development, and water resource projects,
24 including, but not limited to, springs protection.

25 Section 2. Subsections (1) through (6) of section 373.0693,
26 Florida Statutes, are amended to read:

27 373.0693 Basins; basin boards.—

28 (1) (a) Any areas within a district may be designated by the
29 district governing board as subdistricts or basins. The
30 designations ~~of such basins~~ shall be made by resolution of the
31 district governing board ~~by resolutions thereof~~. The governing
32 board ~~of the district~~ may change the boundaries of such basins,
33 or create new basins, by resolution.

34 (b) The designation of a ~~No~~ subdistrict or basin in the St.
35 Johns River Water Management District, other than established by
36 this act, ~~is not shall become~~ effective until approved by the
37 Legislature.

38 (2) Each basin shall be under the control of a basin board
39 ~~which shall be~~ composed of at least ~~not less than~~ three members,
40 including one or more representatives ~~but shall include one~~
41 ~~representative~~ from each of the counties included in the basin.



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42 (3) Except for a member of the district governing board
43 serving on a basin board pursuant to subsection (6), each member
44 of a ~~the various~~ basin board boards shall be appointed ~~serve~~ for
45 ~~a period of~~ 3 years or until a successor is appointed, but not
46 more than 180 days after the end of the term., ~~except that~~ The
47 ~~board~~ membership of each new basin board shall be divided into
48 three groups as equally as possible, with members in such groups
49 ~~to be~~ appointed for 1, 2, and 3 years, respectively. Each basin
50 board shall choose a vice chair and a secretary to serve for ~~a~~
51 ~~period of~~ 1 year. The term of office of a basin board member
52 shall ~~be construed to~~ commence on March 2 preceding the date of
53 appointment and ~~to~~ terminate March 1 of the year of the end of a
54 term or ~~may continue~~ until a successor is appointed, but not
55 more than 180 days after the end of the expired term. A member
56 of the district governing board serving on a basin board
57 pursuant to subsection (6) shall serve for a period commensurate
58 with his or her term on the governing board.

59 (4) Except for a member of the district governing board
60 serving on a basin board pursuant to subsection (6), members of
61 a basin board boards shall be appointed by the Governor, subject
62 to confirmation by the Senate at the next regular session of the
63 Legislature., ~~and~~ The refusal or failure of the Senate to
64 confirm an appointment shall create a vacancy in the office to
65 which the appointment was made.

66 (5) Basin board members shall serve without ~~receive no~~
67 ~~compensation for services as such;~~ but are entitled to
68 reimbursement for per diem and travel expenses as provided in s.
69 112.061, ~~while officially on work for the district,~~ they shall
70 ~~receive their actual travel expenses between their respective~~



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71 ~~places of residence and the place where official district~~
72 ~~business is conducted, subsistence, lodging, and other expenses~~
73 ~~in the amount actually incurred. These expenses may not exceed~~
74 ~~the statutory amount allowed state officers and employees. This~~
75 subsection applies retroactively to the effective date of the
76 creation of each of the five separate water management
77 districts.

78 (6) (a) Notwithstanding any other provision of the
79 ~~provisions of any other~~ general or special law ~~to the contrary,~~
80 a member of the district governing board ~~of the district~~
81 residing in the basin, or, if no member resides in the basin, a
82 member of the district governing board designated by the chair
83 of the district governing board, shall be a voting member of the
84 basin board and counted for purposes of establishing a quorum.

85 (b) A governing board member shall serve as the chair of
86 the basin board. If more than one governing board member is
87 designated to a basin board, each shall rotate as co-chair of
88 the basin board. The chair or co-chair shall preside at all
89 meetings of the basin board, except that the vice chair may
90 preside in the his or her absence of the chair and co-chair. The
91 chair shall be the liaison officer of the district in all
92 affairs in the basin and shall be kept informed of all such
93 affairs.

94 (c) ~~(b)~~ Basin boards within the Southwest Florida Water
95 Management District shall meet regularly as determined by a
96 majority vote of the basin board members. Subject to notice
97 requirements of chapter 120, special meetings, both emergency
98 and nonemergency, may be called ~~either~~ by the chair or the
99 elected vice chair ~~of the basin board~~ or upon request of two



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100 basin board members. The district staff shall include on the
101 agenda of any basin board meeting any item for discussion or
102 action requested by a member of that basin board. The district
103 staff shall notify any basin board, as well as their respective
104 counties, of any vacancies occurring in the district governing
105 board or their respective basin boards.

106 Section 3. This act shall take effect July 1, 2010.

107
108 ===== T I T L E A M E N D M E N T =====

109 And the title is amended as follows:

110 Delete everything before the enacting clause
111 and insert:

112 A bill to be entitled

113 An act relating to water management districts;
114 amending s. 373.1961, F.S.; authorizing water
115 management districts to use certain moneys in the
116 Water Protection and Sustainability Program Trust Fund
117 for water resource development projects; amending s.
118 373.0693, F.S.; revising provisions relating to the
119 membership of basin boards; specifying the terms of
120 service for basin board members designated by district
121 governing board chairs; providing that basin board
122 members designated by district governing board chairs
123 are voting members and counted for quorum purposes;
124 providing for designated district governing board
125 members to serve as basin board chairs and co-chairs;
126 providing an effective date.