

ENROLLED  
HB 741

2011 Legislature

1                   A bill to be entitled  
2           An act relating to the Lake Worth Drainage District, Palm  
3           Beach County; amending chapter 2009-258, Laws of Florida;  
4           authorizing the district to develop and operate water  
5           supply sources and facilities and to enter into interlocal  
6           agreements with local governments and public and private  
7           utilities for such purpose; providing for issuance of  
8           notes and bonds; prohibiting the district from engaging in  
9           retail water sales; providing an effective date.

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

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13           Section 1. Section 3 of section 3 of chapter 2009-258,  
14   Laws of Florida, is amended to read:

15           Section 3. Powers of district.—

16           (1) The district shall have the power to sue and be sued  
17   by its name in any court of law or in equity; to make contracts;  
18   to adopt and use a corporate seal and to alter the same at  
19   pleasure; to acquire by purchase, gift, or condemnation real and  
20   personal property, either or both, within or without the  
21   district, and to convey and dispose of such real and personal  
22   property, either or both, as may be necessary or convenient to  
23   carry out the purposes, or any of the purposes, of this act and  
24   chapter 298, Florida Statutes; to construct, operate, renovate,  
25   and maintain canals, ditches, drains, levees, and other works  
26   for drainage and irrigation purposes; to acquire, purchase,  
27   operate, and maintain pumps, plants, and pumping systems for  
28   drainage and irrigation purposes; to construct, operate, and

ENROLLED  
HB 741

2011 Legislature

29 maintain all types of irrigation works, machinery, and plants;  
30 to construct, improve, and maintain roadways and roads necessary  
31 and convenient for the exercise of the powers and duties, or any  
32 of the powers or duties, of the district or the supervisors  
33 thereof; to borrow money and issue negotiable or other bonds of  
34 the district as hereinafter provided; to borrow money from time  
35 to time and issue negotiable or other notes of the district  
36 therefor, bearing interest at a rate not exceeding the maximum  
37 rate allowed by general law for public bodies, agencies, and  
38 political subdivisions as provided in section 215.84, Florida  
39 Statutes, in anticipation of collection of taxes, levies, and  
40 assessments or revenues of the district, and to pledge or  
41 hypothecate such taxes, levies, assessments, and revenues to  
42 secure such bonds, notes, or obligations, and to sell, discount,  
43 negotiate, and dispose of the same; and to exercise all other  
44 powers necessary, convenient, or proper in connection with any  
45 of the powers or duties of the district stated in this act. The  
46 powers and duties of the district shall be exercised by and  
47 through a board of supervisors, which shall have the authority  
48 to employ engineers, attorneys, agents, employees, and  
49 representatives as the board may from time to time determine,  
50 and to fix their compensation and duties.

51 (2) The district is further authorized and empowered to  
52 develop, acquire, construct, operate, maintain, and finance  
53 water supply sources and facilities, including, but not limited  
54 to, sources defined pursuant to section 373.019(1), Florida  
55 Statutes, subject to all applicable federal, state, and local  
56 laws and regulations. The district may also enter into any

## ENROLLED

HB 741

2011 Legislature

57 contract or interlocal agreement with a local government or a  
58 public or private utility related to the aforementioned power.

59 (3) The district may borrow money and issue notes and  
60 bonds for the development, acquisition, construction, operation,  
61 finance, or maintenance of water supply sources or facilities.  
62 However, any notes or bonds shall be secured pursuant to the  
63 terms of any water supply or finance agreement with public or  
64 private entities. Such notes or bonds shall not be payable from  
65 any district revenue. All costs of the development, acquisition,  
66 construction, operation, finance, or maintenance of water supply  
67 sources or facilities shall be the obligation of the signatories  
68 to any water supply or finance agreements other than the  
69 district.

70 (4) The district may not engage in retail sales of public  
71 water supplies or otherwise act as a water utility.

72 Section 2. This act shall take effect upon becoming a law.