

By Senator Bullard

39-01158-13

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1                   A bill to be entitled  
2           An act relating to the Key Largo Wastewater Treatment  
3           District, Monroe County; amending chapter 2002-337,  
4           Laws of Florida, as amended; revising provisions  
5           relating to vacancies on the district's governing  
6           board; revising compensation of the governing board  
7           members; providing an effective date.  
8

9 Be It Enacted by the Legislature of the State of Florida:  
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11           Section 1. Subsection (6) of section 5 and section 7 of  
12           section 1 of chapter 2002-337, Laws of Florida, as amended by  
13           chapter 2004-457, Laws of Florida, are amended to read:

14           Section 5. Governing board.—

15           (6) If any vacancy occurs in a seat occupied by a governing  
16           board member ~~elected by the qualified electors~~, the remaining  
17           members of the governing board shall, within 60 ~~45~~ days after  
18           the vacancy occurs, appoint an eligible ~~a~~ person to fill the  
19           vacant seat, provided that:

20           (a) If any such vacancy occurs on or after the 30th day  
21           immediately before the first day set by law for qualifying for  
22           election to a special district office, any person appointed to  
23           fill that vacant seat shall hold such office and serve in such  
24           capacity for the remainder of the unexpired term of the  
25           governing board member who previously held that seat.

26           (b) If any such vacancy occurs before the 30th day  
27           immediately before the first day set by law for qualifying for  
28           election to a special district office, any person so appointed  
29           to fill that vacant seat shall hold such office and serve in

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30 such capacity until the first regular board of commissioners  
31 meeting after the first Monday after the next general election.

32 1. In such event, the vacancy shall be filled by election  
33 at the next general election pursuant to section 189.405(2) (a),  
34 Florida Statutes.

35 2. In such general election, the candidates receiving the  
36 highest totals, consistent with section 189.405(4), Florida  
37 Statutes, shall be deemed elected to the available seats on the  
38 governing board.

39 3. The governing board member elected with the lowest vote  
40 total shall fill the vacant seat and shall hold such office and  
41 serve in such capacity for the remainder of the unexpired term  
42 of the governing board member who previously held that seat ~~who~~  
43 ~~would be eligible to hold the office until the end of the~~  
44 ~~unexpired term or until the next general election, whichever~~  
45 ~~occurs first. Any person elected at such next general election~~  
46 ~~to fill such seat shall serve in such capacity for the remainder~~  
47 ~~of the predecessor's term.~~

48 Section 7. Governing board; compensation, expense  
49 reimbursement.—The members of the governing board shall receive  
50 as compensation for their services a fee of \$382 ~~\$300~~ per  
51 meeting, not to exceed three meetings per month. The amount of  
52 compensation shall be adjusted annually, effective October 1 of  
53 each year, based upon the United States Department of Commerce,  
54 Bureau of Labor Statistics, Consumer Price Index for All Urban  
55 Consumers ~~provided in section 287.017(2), Florida Statutes.~~ In  
56 addition, each board member shall be reimbursed for expenses as  
57 provided in section 112.061, Florida Statutes.

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