

ENROLLED

HB 1009

2020 Legislature

1
 2 An act relating to special neighborhood improvement
 3 districts; amending s. 163.511, F.S.; revising the
 4 number of directors allowed on the boards of special
 5 neighborhood improvement districts; requiring local
 6 planning ordinances to specify the number of directors
 7 and provide for 4-year staggered terms; requiring that
 8 directors be landowners in the proposed area and be
 9 subject to certain taxation; removing obsolete
 10 language; providing an effective date.

11

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

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14 Section 1. Paragraph (f) of subsection (1) and subsections
 15 (7) and (8) of section 163.511, Florida Statutes, are amended to
 16 read:

17 163.511 Special neighborhood improvement districts;
 18 creation; referendum; board of directors; duration; extension.-

19 (1) After a local planning ordinance has been adopted
 20 authorizing the creation of special neighborhood improvement
 21 districts, the governing body of a municipality or county may
 22 declare the need for and create special residential or business
 23 neighborhood improvement districts by the enactment of a
 24 separate ordinance for each district, which ordinance:

25 (f) Provides for the appointment of a three-member board

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26 | of directors, a five-member board of directors, or a seven-
 27 | member ~~3-member~~ board of directors for the district, the members
 28 | of which must be elected to staggered terms of 4 years. The
 29 | number of appointed directors must be specified in the
 30 | ordinance.

31 | (7) The business and affairs of a special neighborhood
 32 | improvement district shall be conducted and administered by a
 33 | board of three, five, or seven directors who must ~~shall~~ be
 34 | landowners in residents of the proposed area and who are subject
 35 | to ad valorem taxation in the district. Upon their appointment
 36 | and qualification and in January of each year, the directors
 37 | shall organize by electing from their number a chair and a
 38 | secretary, and may also employ staff and legal representatives
 39 | as deemed appropriate, who shall serve at the pleasure of the
 40 | board and may receive such compensation as ~~shall be~~ fixed by the
 41 | board. The secretary shall keep a record of the proceedings of
 42 | the district and is the ~~shall be~~ custodian of all books and
 43 | records of the district. The directors may ~~shall~~ not receive any
 44 | compensation for their services or, ~~nor may they~~ be employed by
 45 | the district.

46 | (8) Within 30 days after ~~of the~~ approval of the creation
 47 | of a special neighborhood improvement district, if the district
 48 | is in a municipality, a majority of the governing body of the
 49 | municipality, or, if the district is in the unincorporated area
 50 | of the county, a majority of the county commission, shall

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51 | appoint the ~~three~~ directors provided for under this section
52 | ~~herein for staggered terms of 3 years. The initial appointments~~
53 | ~~shall be as follows: one for a 1-year term, one for a 2-year~~
54 | ~~term, and one for a 3-year term.~~ Each director shall hold office
55 | until his or her successor is appointed and qualified unless the
56 | director ceases to be qualified to act as a director or is
57 | removed from office. Vacancies on the board shall be filled for
58 | the unexpired portion of a term in the same manner as the
59 | initial appointments were made.

60 | Section 2. This act shall take effect July 1, 2020.