



565252

LEGISLATIVE ACTION

Senate

.
. .
. .
. .
. .

House

The Committee on Innovation, Industry, and Technology (Braynon) recommended the following:

Senate Amendment (with title amendment)

Before line 20

insert:

Section 1. Present subsections (2), (3), and (4) of section 180.191, Florida Statutes, are redesignated as subsections (3), (4), and (5), respectively, a new subsection (2) is added to that section, and subsection (1) of that section is amended, to read:

180.191 Limitation on rates charged consumer outside city



565252

11 limits.-

12 (1) Except as provided in subsection (2), any municipality
13 within the state operating a water or sewer utility outside of
14 the boundaries of such municipality shall charge consumers
15 outside the boundaries rates, fees, and charges determined in
16 one of the following manners:

17 (a) It may charge the same rates, fees, and charges as
18 consumers inside the municipal boundaries. However, in addition
19 thereto, the municipality may add a surcharge of not more than
20 25 percent of such rates, fees, and charges to consumers outside
21 the boundaries. Fixing of such rates, fees, and charges in this
22 manner does ~~shall~~ not require a public hearing except as may be
23 provided for service to consumers inside the municipality.

24 (b) It may charge rates, fees, and charges that are just
25 and equitable and that ~~which~~ are based on the same factors used
26 in fixing the rates, fees, and charges for consumers inside the
27 municipal boundaries. In addition thereto, the municipality may
28 add a surcharge not to exceed 25 percent of such rates, fees,
29 and charges for said services to consumers outside the
30 boundaries. However, the total of all such rates, fees, and
31 charges for the services to consumers outside the boundaries may
32 ~~shall~~ not be more than 50 percent in excess of the total amount
33 the municipality charges consumers served within the
34 municipality for corresponding service. ~~No~~ Such rates, fees, and
35 charges may not ~~shall~~ be fixed until after a public hearing at
36 which all of the users of the water or sewer systems; owners,
37 tenants, or occupants of property served or to be served
38 thereby; and all others interested shall have an opportunity to
39 be heard concerning the proposed rates, fees, and charges. Any



565252

40 change or revision of such rates, fees, or charges may be made
41 in the same manner as such rates, fees, or charges were
42 originally established, but if such change or revision is to be
43 made substantially pro rata as to all classes of service, both
44 inside and outside the municipality, no hearing or notice shall
45 be required.

46 (2) Any municipality within the state operating a water or
47 sewer utility providing service to customers in another
48 recipient municipality from infrastructure located in the
49 recipient municipality shall charge the customers in the
50 recipient municipality the same rates, fees, and charges as it
51 does the customers inside its own municipal boundaries.

52
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55 Delete lines 2 - 3

56 and insert:

57 An act relating to water and wastewater systems;
58 amending s. 180.191, F.S.; requiring a municipality to
59 charge customers receiving its utility services
60 outside the municipal boundaries the same rates, fees,
61 and charges as it charges customers within the
62 municipality under certain circumstances; creating s.
63 367.0712, F.S.; authorizing