

By Senator Boyd

21-01543-22

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1                                   A bill to be entitled  
 2       An act relating to recreation districts; amending s.  
 3       418.21, F.S.; providing that a recreation district may  
 4       choose to have a governing body elected by the  
 5       property owners of the district; requiring a  
 6       municipality or county ordinance to specify who may  
 7       vote in the governing body election; amending s.  
 8       418.22, F.S.; removing limitations on the authority of  
 9       a recreation district to negotiate for the sale of  
 10      certain bonds; providing an effective date.

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

13  
 14       Section 1. Subsections (1) and (2) of section 418.21,  
 15 Florida Statutes, are amended to read:

16       418.21 Governing body.—

17       (1) The governing body of a recreation district shall be  
 18 determined by ordinance of the municipality or county that  
 19 created the district and must be either:

20       (a) A five-member or larger board of supervisors elected  
 21 from among the property owners or residents of the district. For  
 22 a board elected by the property owners of the district, voting  
 23 is limited to one owner for each residential lot; or

24       (b) The governing body of the municipality or county that  
 25 created the district.

26       (2) ~~(a)~~ If the governing body is a board of supervisors: ~~or~~

27       (a) The ordinance must specify the date of the election and  
 28 which must provide that each property owners owner or residents  
 29 ~~resident~~ in the district have ~~has~~ the right to vote in the

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30 election.

31 (b) The ordinance may stagger the ~~also provide for the~~  
32 ~~staggering of~~ terms of the supervisors or establish. ~~The~~  
33 ~~ordinance may also provide for the establishment of~~ designated  
34 geographic areas within the district from each of which ~~are~~  
35 ~~elected~~ one or more members of the board of supervisors are  
36 elected to represent that area, provided the ordinance is made  
37 contingent on approval by a majority vote of the electors in  
38 each designated area.

39 ~~(c)(b)~~ The members of the board must ~~of supervisors shall~~  
40 serve without compensation.

41 Section 2. Subsection (4) of section 418.22, Florida  
42 Statutes, is amended to read:

43 418.22 Powers of recreation districts.—The charter of a  
44 recreation district may grant to the recreation district the  
45 following powers and all further or additional powers as the  
46 governing body of the municipality or county establishing the  
47 district may deem necessary or useful in order to exercise the  
48 powers for which provision is hereinafter made. The powers which  
49 may be granted by such charter include the following:

50 (4) To issue bonds, secured by ad valorem taxes or by  
51 pledge of ~~both such~~ taxes and other revenues of the district, if  
52 approved at a referendum held in such district, and to levy and  
53 collect ad valorem taxes, without limitation or with such  
54 limitation as may be imposed by charter, on all real property  
55 subject to city taxation within such district in order to pay  
56 the principal of and interest on such bonds as the same  
57 respectively fall due or to accumulate a sinking fund for the  
58 payment of principal and interest. The referendum required by

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59 this subsection ~~section~~ may be held on the same day as any other  
60 referendum related to the district; provided that such bonds  
61 ~~shall~~ bear interest at a rate pursuant to s. 215.84 ~~and be sold~~  
62 ~~at public sale. In the event an offer of an issue of bonds at~~  
63 ~~public sale produces no bid, or in the event all bids received~~  
64 ~~are rejected,~~ The district may sell the bonds at public sale or  
65 ~~is authorized to~~ negotiate for the sale of such bonds under such  
66 rates and terms that comply with state law and ~~as~~ are  
67 acceptable; provided that the ~~no such~~ bonds may not ~~shall~~ be  
68 sold or delivered on terms less favorable than the terms  
69 contained in any bids rejected at a ~~the~~ public sale thereof or  
70 the terms contained in a ~~the~~ notice of public sale if no bids  
71 were received at such public sale.

72 Section 3. This act shall take effect July 1, 2022.