

ENROLLED

HB 535

2022 Legislature

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 2 An act relating to Barefoot Bay Recreation District,
 3 Brevard County; authorizing an amendment to the
 4 district charter, subject to approval by a vote of the
 5 electors of the district, to increase the length of
 6 terms and stagger the election cycle for the members
 7 of the Board of Trustees of the Barefoot Bay
 8 Recreation District; providing exceptions to general
 9 law; 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. Notwithstanding s. 418.302(3), Florida
 14 Statutes, or any law to the contrary, the Brevard County
 15 Commission may amend the Charter of the Barefoot Bay Recreation
 16 District, subject to approval by a vote of the electors of the
 17 district pursuant to s. 418.30, Florida Statutes, to increase
 18 the length of terms and stagger the election cycle for the
 19 members of the Board of Trustees of the Barefoot Bay Recreation
 20 District. If approved by the electors of the district voting in
 21 a referendum election in November 2022, the members of the board
 22 of trustees shall be elected as follows:

23 (1) In the election held in November 2023, the candidate
 24 receiving the highest number of votes shall be elected to serve
 25 a term of 3 years and the candidate receiving the second highest

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26 | number of votes shall be elected to serve a term of 2 years.

27 | (2) In the election held in November 2024, the candidates
 28 | receiving the highest and second highest number of votes shall
 29 | each be elected to serve a term of 3 years and the candidate
 30 | receiving the third highest number of votes shall be elected to
 31 | serve a term of 2 years.

32 | (3) In each subsequent election, candidates elected to
 33 | serve as members of the board of trustees shall each be elected
 34 | to serve a term of 3 years.

35 | Section 2. Notwithstanding s. 418.302(3), Florida
 36 | Statutes, or any law to the contrary, if the referendum election
 37 | referenced in section 1 of this act is approved by the electors
 38 | of the district in the election of November 2022, the Board of
 39 | County Commissioners of Brevard County shall amend the Charter
 40 | of Barefoot Bay Recreation District to limit the number of terms
 41 | of the members of the board of trustees of the district to no
 42 | more than 3 successive complete 2-year terms or 2 successive
 43 | complete 3-year terms. A trustee may not serve more than 6
 44 | consecutive years. Beginning with the election to be held in
 45 | November 2023, if any potential candidate's election to a 3-year
 46 | term would result in the candidate serving as a trustee for more
 47 | than 6 consecutive years, the candidate may not be qualified for
 48 | election to the board of trustees. A member of the board of
 49 | trustees to whom this limitation applies may serve no sooner
 50 | than 3 years after the expiration of the member's last

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51 successive complete term. This limitation shall not apply to the
52 portion of any unexpired term served by appointment to fill a
53 vacant seat pursuant to s. 418.302(5), Florida Statutes. If the
54 referendum referenced in section 1 of this act is approved by
55 the electors of the district in the election of November 2022,
56 this section shall supersede and replace section 1 of chapter
57 2017-202, Laws of Florida, otherwise section 1 of chapter 2017-
58 202, Laws of Florida, shall remain in full force and effect.

59 Section 3. This act shall take effect upon becoming a law.