

1 A bill to be entitled
 2 An act relating to municipal water and sewer utility
 3 rates; amending s. 180.191, F.S.; requiring a
 4 municipality to charge customers receiving its utility
 5 services in another municipality the same rates, fees,
 6 and charges as it charges consumers within its own
 7 municipal boundaries under certain circumstances;
 8 providing an effective date.

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

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 12 Section 1. Subsections (2), (3), and (4) of section
 13 180.191, Florida Statutes, are renumbered as subsections (3),
 14 (4), and (5), respectively, subsection (1) is amended, and a new
 15 subsection (2) is added to that section, to read:

16 180.191 Limitation on rates charged consumer outside city
 17 limits.—

18 (1) Any municipality within this ~~the~~ state that operates
 19 ~~operating~~ a water or sewer utility outside of the boundaries of
 20 the ~~such~~ municipality shall charge consumers outside the
 21 boundaries rates, fees, and charges determined in one of the
 22 following manners:

23 (a) It may charge the same rates, fees, and charges as
 24 consumers inside the municipal boundaries. However, in addition
 25 ~~thereto~~, the municipality may add a surcharge of not more than

26 | 25 percent of such rates, fees, and charges to consumers outside
 27 | the boundaries, except as provided in subsection (2). Fixing of
 28 | the such rates, fees, and charges in this manner does ~~shall~~ not
 29 | require a public hearing except as may be provided for service
 30 | to consumers inside the municipality.

31 | (b) It may charge rates, fees, and charges that are just
 32 | and equitable and that ~~which~~ are based on the same factors used
 33 | in fixing the rates, fees, and charges for consumers inside the
 34 | municipal boundaries, except as provided in subsection (2). In
 35 | addition ~~thereto~~, the municipality may add a surcharge not to
 36 | exceed 25 percent of the such rates, fees, and charges for ~~said~~
 37 | services to consumers outside the boundaries. However, the total
 38 | of all the such rates, fees, and charges for the services to
 39 | consumers outside the boundaries may ~~shall~~ not be more than 50
 40 | percent in excess of the total amount the municipality charges
 41 | consumers served within the municipality for corresponding
 42 | service. The No-Such rates, fees, and charges may not ~~shall~~ be
 43 | fixed until after a public hearing at which all of the users of
 44 | the water or sewer systems; owners, tenants, or occupants of
 45 | property served or to be served ~~thereby~~; and all others
 46 | interested have had ~~shall have~~ an opportunity to be heard
 47 | concerning the proposed rates, fees, and charges. Any change or
 48 | revision of the such rates, fees, or charges may be made in the
 49 | same manner as the such rates, fees, or charges were originally
 50 | established, but if a such change or revision is to be made

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51 substantially pro rata as to all classes of service, both inside
52 and outside the municipality, a ~~no~~ hearing or notice is not
53 ~~shall be~~ required.

54 (2) Any municipality within this state that operates a
55 water or sewer utility providing service to customers in another
56 recipient municipality using a facility or water or sewer plant
57 located in the recipient municipality shall charge consumers in
58 the recipient municipality the same rates, fees, and charges as
59 it charges the consumers within its own municipal boundaries.

60 Section 2. This act shall take effect July 1, 2024.