

A bill to be entitled
An act relating to utility services; amending s. 180.19, F.S.; requiring certain public meetings as a condition precedent to the effectiveness of a new or an extended agreement under which a municipality will provide specified utility services in other municipalities or unincorporated areas; specifying the matters to be addressed at such public meetings; requiring such agreements to be written; requiring annual public customer meetings; defining the terms "appointed representative" and "governing body"; limiting the portion of certain utility revenues that a municipality may use to fund or finance general government functions; requiring excess revenues to be reinvested into the municipal utility or returned to customers; creating s. 180.192, F.S.; requiring municipalities that provide specified utility services to report certain information by a specified date, and annually thereafter, to the Florida Public Service Commission; requiring the commission to compile such information and submit a report by a specified date, and annually thereafter, to the Governor and the Legislature; providing construction; providing effective dates.

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

27

28 **Section 1. Section 180.19, Florida Statutes, is amended to**
29 **read:**

30 180.19 Use by other municipalities and by individuals
31 outside corporate limits.—

32 (1) A municipality which constructs any works as are
33 authorized by this chapter, may permit any other municipality
34 and the owners or association of owners of lots or lands outside
35 of its corporate limits or within the limits of any other
36 municipality, to connect with or use the utilities mentioned in
37 this chapter upon such terms and conditions as may be agreed
38 between such municipalities, and the owners or association of
39 owners of such outside lots or lands.

40 (2) Any private company or corporation organized to
41 accomplish the purposes set forth in this chapter, which has
42 been granted a privilege or franchise by a municipality, may
43 permit the owners or association of owners of lots or lands
44 outside of the boundaries of said municipality granting said
45 privilege or franchise, or other municipality, to connect with
46 and use the utility operated by the said private company or
47 corporation upon such terms as may be agreed between the said
48 private company or corporation and the owners or association of
49 owners of said lots or lands or the said municipality.

50 (3) (a) A new agreement, or an extension, renewal, or

51 material amendment of an existing agreement, to provide
52 electric, natural gas, water, or sewer utility service at retail
53 pursuant to subsection (1) must be written and may not become
54 effective before an appointed representative of the municipality
55 that provides service or intends to provide the service, in
56 conjunction with the governing body of each municipality and
57 unincorporated area served or to be served, has participated in
58 a public meeting, which is not required to be a separate public
59 meeting, within each municipality and unincorporated area served
60 or to be served for purposes of providing information and
61 soliciting public input on:

62 1. The nature of the services to be provided or changes to
63 the services being provided.

64 2. The rates, fees, and charges to be imposed for the
65 services provided or intended to be provided, including any
66 differential with the rates, fees, and charges imposed for the
67 same services on customers located within the boundaries of the
68 serving municipality, the basis for the differential, and the
69 length of time that the differential is expected to exist.

70 3. The extent to which revenues generated from the
71 provision of the services will be used to fund or finance
72 nonutility government functions or services.

73 4. Any other matters deemed relevant by the parties to the
74 agreement.

75 (b) Rates, fees, and charges imposed for water or sewer

76 utility services provided pursuant to subsection (1) shall
77 comply with s. 180.191.

78 (c) A representative of each municipality that provides
79 electric, natural gas, water, or sewer utility services pursuant
80 to subsection (1), in conjunction with the governing body of
81 each municipality and unincorporated area in which it provides
82 services, must annually conduct a public customer meeting, which
83 is not required to be a separate public meeting, within each
84 municipality and unincorporated area for purposes of soliciting
85 public input on utility-related matters, including fees, rates,
86 charges, and services.

87 (d) For purposes of this subsection, the term:

88 1. "Appointed representative" means an executive-level
89 leadership employee of a municipality, or such municipality's
90 related and separate utility authority, board, or commission,
91 specifically appointed by the governing body to serve as its
92 representative for purposes of this subsection.

93 2. "Governing body" means a:

94 a. Governing body of a municipality in which services are
95 provided or proposed to be extended.

96 b. Board of county commissioners of a county in which
97 services are provided or proposed to be extended, if services
98 are provided or proposed to be extended in an unincorporated
99 area within the county.

100 (4) A municipality that generates revenue from the

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101 provision of electric, natural gas, water, or sewer utility
102 services to locations beyond its corporate limits may not use
103 more than 10 percent of the gross revenues generated from such
104 services to fund or finance general government functions. After
105 the transfer of such revenues to fund or finance general
106 government functions, if any revenues generated from such
107 services remain after payment of the municipal utility's costs
108 to provide services, these excess revenues must be reinvested
109 into the municipal utility or returned to customers who received
110 service at locations beyond the municipality's corporate limits.

111 **Section 2. Effective July 1, 2026, section 180.192,**
112 **Florida Statutes, is created to read:**

113 180.192 Reporting requirements related to municipal
114 utility service.—

115 (1) By January 1, 2027, and annually thereafter, each
116 municipality that provides electric, natural gas, water, or
117 sewer utility services pursuant to s. 180.191(1) must provide a
118 report to the Florida Public Service Commission that identifies,
119 for each type of utility service provided by the municipality:

120 (a) The number and percentage of customers that receive
121 utility services provided by the municipality at a location
122 outside the boundaries of the municipality.

123 (b) The volume and percentage of sales made to such
124 customers, and the gross revenues generated from such sales.

125 (c) Whether the rates, fees, and charges imposed on

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126 customers that receive services at a location outside the
127 municipality's boundaries are different than the rates, fees,
128 and charges imposed on customers within the boundaries of the
129 municipality, and, if so, the amount and percentage of the
130 differential.

131 (2) By March 31, 2027, and annually thereafter, the
132 commission shall compile the information provided pursuant to
133 subsection (1) and submit a report containing this information
134 to the Governor, the President of the Senate, and the Speaker of
135 the House of Representatives.

136 (3) This section does not modify or extend the authority
137 of the commission otherwise provided by law with respect to any
138 municipal utility that is required to comply with subsection
139 (1).

140 **Section 3.** Except as otherwise expressly provided in this
141 act, this act shall take effect July 1, 2027.