

1 A bill to be entitled
2 An act relating to utility services; amending s.
3 180.19, F.S.; requiring certain public meetings as a
4 condition precedent to the effectiveness of a new or
5 an extended agreement under which a municipality will
6 provide specified utility services in other
7 municipalities or unincorporated areas; specifying the
8 matters to be addressed at such public meetings;
9 requiring such agreements to be written; requiring
10 annual public customer meetings; defining the terms
11 "appointed representative" and "governing body";
12 limiting the portion of certain utility revenues that
13 a municipality may use to fund or finance general
14 government functions; requiring excess revenues to be
15 reinvested into the municipal utility or returned to
16 customers; creating s. 180.192, F.S.; requiring
17 municipalities that provide specified utility services
18 to report certain information by a specified date, and
19 annually thereafter, to the Florida Public Service
20 Commission; requiring the commission to compile such
21 information and submit a report by a specified date,
22 and annually thereafter, to the Governor and the
23 Legislature; providing construction; providing
24 effective dates.
25

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

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

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

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

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

(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

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

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

180.192 Reporting requirements related to municipal utility service.—

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

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

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

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

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

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

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

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