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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/10/2026	.	
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The Committee on Community Affairs (McClain) recommended the following:

Senate Amendment

Delete lines 46 - 143
and insert:
electric, water, natural gas, or sewer utility service at retail
pursuant to subsection (1) must be in writing. Such agreement
may not become effective before an appointed representative of
the municipality that provides the service or intends to provide
service, in conjunction with the governing body of each
municipality and unincorporated area served or to be served, has



626458

participated in a public meeting. Such meeting is not required to be a separate public meeting, but it must be held within each municipality and unincorporated area served or to be served for purposes of providing information and soliciting public input on:

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

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

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

4. Any other matter deemed relevant by the parties to the agreement.

(b) Rates, fees, and charges imposed for water or sewer utility services provided pursuant to subsection (1) must comply with s. 180.191.

(c) A representative of each municipality that provides electric, water, natural gas, or sewer utility services pursuant to subsection (1), in conjunction with the governing body of each municipality and unincorporated area in which it provides services, shall annually conduct a public customer meeting. Such meeting is not required to be a separate public meeting, but must be held within each municipality and unincorporated area for purposes of soliciting public input on utility-related



626458

40 matters, including fees, rates, charges, and services.

41 (d) As used in this subsection, the term:

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

47 2. "Governing body" means a:

48 a. Governing body of a municipality in which services are
49 provided or proposed to be extended; or

50 b. Board of county commissioners of a county in which
51 services are provided or proposed to be extended, if services
52 are provided or proposed to be extended in an unincorporated
53 area within the county.

54 Section 2. Subsection (1) of section 180.191, Florida
55 Statutes, is amended to read:

56 180.191 Limitation on rates charged consumer outside city
57 limits.—

58 (1) Any municipality within this ~~the~~ state operating a
59 water or sewer utility outside of the boundaries of such
60 municipality shall charge consumers outside the boundaries
61 rates, fees, and charges determined in one of the following
62 manners:

63 (a) It may charge the same rates, fees, and charges as
64 consumers inside the municipal boundaries. ~~However, in addition~~
65 ~~thereto, the municipality may add a surcharge of not more than~~
66 ~~25 percent of such rates, fees, and charges to consumers outside~~
67 ~~the boundaries.~~ Fixing of such rates, fees, and charges in this
68 manner may ~~shall~~ not require a public hearing except as may be



626458

provided for service to consumers inside the municipality.

(b) It may charge rates, fees, and charges that are just and equitable and which are based on the same factors used in fixing the rates, fees, and charges for consumers inside the municipal boundaries. ~~In addition thereto, the municipality may add a surcharge not to exceed 25 percent of such rates, fees, and charges for said services to consumers outside the boundaries. However, the total of all~~ Such rates, fees, and charges for the services to consumers outside the boundaries may ~~shall~~ not be more than 25 ~~50~~ percent in excess of the rates, fees, and charges ~~total amount~~ the municipality charges consumers served within the municipality for corresponding service. ~~No~~ Such rates, fees, and charges may not ~~shall~~ be fixed until after a public hearing at which all of the users of the water or sewer systems; owners, tenants, or occupants of property served or to be served thereby; and all others interested shall have an opportunity to be heard concerning the proposed rates, fees, and charges. Any change or revision of such rates, fees, or charges may be made in the same manner as such rates, fees, or charges were originally established, but if such change or revision is to be made substantially pro rata as to all classes of service, both inside and outside the municipality, no hearing or notice shall be required.

(c) Notwithstanding paragraphs (a) and (b), a municipality may continue to impose a surcharge on consumers outside the municipal boundaries only to the extent necessary to comply with the terms of bond covenants in effect as of July 1, 2024. Such surcharges must be phased out upon retirement, expiration, or refinancing of the applicable debt obligation.



626458

Section 3. Effective July 1, 2027, section 180.192, Florida Statutes, is created to read:

180.192 Reporting requirements related to municipal utility service.—

(1) By January 1, 2028, and annually thereafter, each municipality that provides electric, water, natural gas, or sewer utility