

## HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS

**BILL #:** HB 1577      Monroe County/Key Largo Wasterwater Treatment District  
**SPONSOR(S):** Sorensen  
**TIED BILLS:**      **IDEN./SIM. BILLS:**

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REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Local Government &amp; Veterans' Affairs</u>	<u></u>	<u>Grayson</u>	<u>Cutchins</u>
2) <u></u>	<u></u>	<u></u>	<u></u>
3) <u></u>	<u></u>	<u></u>	<u></u>
4) <u></u>	<u></u>	<u></u>	<u></u>
5) <u></u>	<u></u>	<u></u>	<u></u>

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### SUMMARY ANALYSIS

Currently, the Key Largo Wastewater Treatment District, an independent special district, is governed by a five member elected board charged with constructing and operating a wastewater treatment system for Key Largo to ensure achievement of state-mandated advanced wastewater treatment standards by 2010.

This bill adds authority to use funds provided by any source to pay for the general, administrative, and overhead expenses of the district, including compensation of the governing board members, provided that the use is not contrary to express lawful restrictions imposed by the authority granting the funds. Section 7 of the enabling act, ch. 2002-337, L.O.F., currently provides authority for board members to receive compensation at the rate of \$300 per meeting, not to exceed three meetings per month, and for the reimbursement of expenses.

Additionally, the bill revises the provisions related to filling of a vacancy on the district governing board to provide that the remaining board members shall appoint an eligible person to fill the seat for the remainder of the unexpired term or until the next general election. This replaces the existing requirement that a special election be held.

According to the Economic Impact Statement, this bill will save the district approximately \$10,000 in the event of a special election to currently fill a governing board vacancy.

**This document does not reflect the intent or official position of the bill sponsor or House of Representatives.**

**STORAGE NAME:** h1577.lgv.doc  
**DATE:** March 17, 2004

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. DOES THE BILL:

- |                                      |                              |                             |   |
|--------------------------------------|------------------------------|-----------------------------|---|
| 1. Reduce government?                | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes?                      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom?        | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families?                 | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

#### B. EFFECT OF PROPOSED CHANGES:

Currently, the Key Largo Wastewater Treatment District, an independent special district, is governed by a five member elected board charged with constructing and operating a wastewater treatment system for Key Largo to ensure achievement of state-mandated advanced wastewater treatment standards by 2010.

This bill adds authority to use funds provided by any source to pay for the general, administrative, and overhead expenses of the district, including compensation of the governing board members, provided that the use is not contrary to express lawful restrictions imposed by the authority granting the funds. Section 7 of the enabling act, ch. 2002-337, L.O.F., currently provides authority for board members to receive compensation at the rate of \$300 per meeting, not to exceed three meeting per month, and for the reimbursement of expenses.

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#### Key Largo Wastewater Treatment District - Background

The Key Largo Wastewater Treatment District is an independent special district, created in 2002 by ch. 2002-337, L.O.F., and charged with constructing and operating a wastewater treatment system for Key Largo.<sup>1</sup> The Key Largo Wastewater Board is responsible for ensuring that state-mandated advanced wastewater treatment standards are achieved in Key Largo by 2010.<sup>2</sup> The five member governing board is elected.

#### C. SECTION DIRECTORY:

Section 1. Amends ss. 4(2) and 5(6) of s. 1 of ch 2002-337, L.O.F., as amended by chs. 2003-303 and 2003-306, L.O.F., providing conditions for use of certain funds by, and relating to governing board vacancies of, the Key Largo Wastewater Treatment District.

Section 2. Provides for an effective date of upon becoming law.

<sup>1</sup> Key Largo is the northernmost island of the Florida Keys island chain. It sits between Everglades to the west and the coral formations of North America's only living coral barrier reef to the east. The Florida Keys National Marine Sanctuary is six miles offshore. <http://www.fla-keys.com/keylargo/?source=overture>

<sup>2</sup> <http://www.co.monroe.fl.us/KL%20Wastewater/klwd.htm>

## II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

A. NOTICE PUBLISHED? Yes ☒ No ☐

IF YES, WHEN?

January 31, 2004.

WHERE?

*The Key West Citizen*, a daily newspaper published in Key West, Monroe County.

B. REFERENDUM(S) REQUIRED? Yes ☐ No ☒

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached ☒ No ☐

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached ☒ No ☐

According to the Economic Impact Statement, this bill will avoid the cost (estimated at \$10,000) of holding a special election to fill a mid-term vacancy on the district governing board.

## III. COMMENTS

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

## IV. AMENDMENT/COMMITTEE SUBSTITUTE CHANGES

None.