Florida Senate - 2007

By the Committee on Community Affairs; and Senator Bennett

578-2665-07

	5/8-2005-0/
1	A bill to be entitled
2	An act relating to firefighting; amending s.
3	40.013, F.S.; excusing certain firefighters
4	from jury duty service; amending s. 191.008,
5	F.S.; authorizing the governing board of a fire
6	control district to recover court costs and
7	attorney's fees in certain civil actions;
8	amending s. 191.011, F.S.; authorizing a fire
9	control district to exempt property owned or
10	operated by religious institutions from non-ad
11	valorem assessments; providing a definition;
12	creating s. 191.016, F.S.; providing for
13	application of certain annexations within fire
14	control district boundaries; requiring annexing
15	municipalities to pay moneys to the district;
16	providing an effective date.
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18	Be It Enacted by the Legislature of the State of Florida:
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20	Section 1. Paragraph (b) of subsection (2) of section
21	40.013, Florida Statutes, is amended to read:
22	40.013 Persons disqualified or excused from jury
23	service
24	(2)
25	(b) Any full-time federal, state, or local law
26	enforcement officer or such entities' investigative personnel
27	or any full-time firefighter, as defined in s. 112.81, shall
28	be excused from jury service unless such persons choose to
29	serve.
30	Section 2. Subsections (5) , (6) , and (7) of section
31	191.008, Florida Statutes, are renumbered as subsections (6),
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1 (7), and (8), respectively, and a new subsection (5) is added 2 to that section, to read: 3 191.008 Special powers.--Independent special fire 4 control districts shall provide for fire suppression and prevention by establishing and maintaining fire stations and 5 6 fire substations and acquiring and maintaining such 7 firefighting and fire protection equipment deemed necessary to prevent or fight fires. All construction shall be in 8 compliance with applicable state, regional, and local 9 regulations, including adopted comprehensive plans and land 10 development regulations. The board shall have and may exercise 11 12 any or all of the following special powers relating to 13 facilities and duties authorized by this act: (5) Recover reasonable court costs, including 14 attorney's fees, from the nonprevailing party in any civil 15 action to enforce the provisions of chapter 553 or chapter 633 16 17 and this section concerning fire suppression and prevention 18 and the enforcement of the firesafety code. Section 3. Subsection (12) is added to section 19 191.011, Florida Statutes, to read: 20 21 191.011 Procedures for the levy and collection of 2.2 non-ad valorem assessments.--23 (12) Property owned or operated by a religious institution and used primarily as a place of worship shall be 2.4 exempt from any non-ad valorem assessments levied pursuant to 25 this act if the governing board of the district desires to 26 27 exempt all religious institutions in the district from such 2.8 assessments. The term "religious institution" means any church, synagoque, or other established physical place for 29 worship at which nonprofit religious services and activities 30 are regularly conducted and carried on. 31

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1 Section 4. Section 191.016, Florida Statutes, is 2 created to read: 3 191.016 Annexations within fire control districts.--4 (1) For the purposes of s. 175.101(1), the boundaries 5 of a district include the annexed area until the completion of 6 the 4-year period provided under s. 171.093(4), or any 7 extension mutually agreed upon by the district and the 8 municipality, or until the termination of an interlocal agreement executed under s. 171.093(3). 9 (2) An annexing municipality shall pay the district 10 payments required under s. 171.093(4)(a) by March 31 of each 11 12 of the 4 years provided for in s. 171.093(4) or any extension 13 mutually agreed upon by the district and the municipality. However, the annexing municipality is not required to pay the 14 district moneys that have not been paid on a specific parcel 15 16 until such time as the moneys have been received by the 17 annexing municipality. Within 30 days after receipt, the 18 annexing municipality shall make payment of such moneys to the district. 19 20 Section 5. This act shall take effect upon becoming a 21 law. 22 23 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR 2.4 Senate Bill 2020 25 The committee substitute requires a municipality annexing 26 unincorporated land that is located within a fire control 27 district to pay the premium tax revenues, collected from the area that was annexed, to the district for a specified period after the annexation. It also provides a deadline for payments 2.8 from the municipality to the district. 29 30 31

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