

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION \_\_\_\_\_ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER

1 Committee/Subcommittee hearing bill: Economic Affairs Committee  
2 Representative Caldwell offered the following:

3  
4 **Amendment (with title amendment)**

5 Remove lines 127-177 and insert:

6 (a) Voluntary dissolution.—If the governing board of an  
7 independent special district created and operating pursuant to a  
8 special act elects, by a majority vote plus one, to dissolve the  
9 district, the voluntary merger or dissolution of an independent  
10 special district or a dependent district created and operating  
11 pursuant to a special act may ~~only~~ be effectuated only by the  
12 Legislature unless otherwise provided by general law.

13 (b) Other dissolutions.—

14 1. In order for the Legislature to dissolve an active  
15 independent special district created and operating pursuant to a  
16 special act, the special act dissolving the active independent  
17 special district must be approved by a majority of the resident  
18 electors of the district or, for districts in which a majority  
19 of governing board members are elected by landowners, a majority

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20 of the landowners voting in the same manner by which the  
21 independent special district's governing body is elected. If a  
22 local general-purpose government passes an ordinance or  
23 resolution in support of the dissolution, the local general-  
24 purpose government must pay any expenses associated with the  
25 referendum required under this subparagraph.

26 2. If an independent special district was created by a  
27 county or municipality by referendum or any other procedure, the  
28 county or municipality that created the district may dissolve  
29 the district pursuant to a referendum or any other procedure by  
30 which the independent special district was created. However, if  
31 the independent special district has ad valorem taxation powers,  
32 the same procedure required to grant the independent special  
33 district ad valorem taxation powers is required to dissolve the  
34 district.

35 (c) Inactive independent special districts.—An independent  
36 special district that meets any criteria for being declared  
37 inactive, or that has already been declared inactive, pursuant  
38 to s. 189.4044 may be dissolved by special act without a  
39 referendum. If an inactive independent special district was  
40 created by a county or municipality through a referendum, the  
41 county or municipality that created the district may dissolve  
42 the district after publishing notice as described in s.

43 ~~189.4044. If an independent district was created by a county or~~  
44 ~~municipality by referendum or any other procedure, the county or~~  
45 ~~municipality that created the district may merge or dissolve the~~  
46 ~~district pursuant to the same procedure by which the independent~~  
47 ~~district was created. However, for any independent district that~~

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48 ~~has ad valorem taxation powers, the same procedure required to~~  
49 ~~grant such independent district ad valorem taxation powers shall~~  
50 ~~also be required to dissolve or merge the district.~~

51 (d) Debts and assets.—Financial allocations of the assets  
52 and indebtedness of a dissolved independent special district  
53 shall be pursuant to s. 189.4045.

54 (4) LEGISLATIVE MERGER OF INDEPENDENT SPECIAL DISTRICTS.—  
55 The Legislature, by special act, may merge independent special  
56 districts created

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**T I T L E   A M E N D M E N T**

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Remove lines 10-11 and insert:

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providing dissolution procedures for active

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independent special districts by special acts and

65

referenda;