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LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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03/03/2016 11:18 AM

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Senator Flores moved the following:

1           **Senate Amendment to Amendment (909994) (with title**  
2 **amendment)**

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4           Between lines 758 and 759  
5 insert:

6           Section 11. Paragraph (b) of subsection (1) and paragraph  
7 (b) of subsection (4) of section 125.901, Florida Statutes, are  
8 amended to read

9           125.901 Children's services; independent special district;  
10 council; powers, duties, and functions; public records  
11 exemption.—



887156

12 (1) Each county may by ordinance create an independent  
13 special district, as defined in ss. 189.012 and 200.001(8)(e),  
14 to provide funding for children's services throughout the county  
15 in accordance with this section. The boundaries of such district  
16 shall be coterminous with the boundaries of the county. The  
17 county governing body shall obtain approval, by a majority vote  
18 of those electors voting on the question, to annually levy ad  
19 valorem taxes which shall not exceed the maximum millage rate  
20 authorized by this section. Any district created pursuant to the  
21 provisions of this subsection shall be required to levy and fix  
22 millage subject to the provisions of s. 200.065. Once such  
23 millage is approved by the electorate, the district shall not be  
24 required to seek approval of the electorate in future years to  
25 levy the previously approved millage.

26 (b) However, any county as defined in s. 125.011(1) may  
27 instead have a governing body consisting of 33 members,  
28 including: the superintendent of schools or the superintendent's  
29 designee; two representatives of public postsecondary education  
30 institutions located in the county; the county manager or the  
31 equivalent county officer; the district administrator from the  
32 appropriate district of the Department of Children and Families,  
33 or the administrator's designee who is a member of the Senior  
34 Management Service or the Selected Exempt Service; the director  
35 of the county health department or the director's designee; the  
36 state attorney for the county or the state attorney's designee;  
37 the chief judge assigned to juvenile cases, or another juvenile  
38 judge who is the chief judge's designee and who shall sit as a  
39 voting member of the board, except that the judge may not vote  
40 or participate in setting ad valorem taxes under this section;



887156

41 an individual who is selected by the board of the local United  
42 Way or its equivalent; a member of a locally recognized faith-  
43 based coalition, selected by that coalition; a member of the  
44 local chamber of commerce, selected by that chamber or, if more  
45 than one chamber exists within the county, a person selected by  
46 a coalition of the local chambers; a member of the early  
47 learning coalition, selected by that coalition; a representative  
48 of a labor organization or union active in the county; a member  
49 of a local alliance or coalition engaged in cross-system  
50 planning for health and social service delivery in the county,  
51 selected by that alliance or coalition; a member of the local  
52 Parent-Teachers Association/Parent-Teacher-Student Association,  
53 selected by that association; a youth representative selected by  
54 the local school system's student government; a local school  
55 board member appointed by the chair of the school board; the  
56 mayor of the county or the mayor's designee; one member of the  
57 county governing body, appointed by the chair of that body; a  
58 member of the state Legislature who represents residents of the  
59 county, selected by the chair of the local legislative  
60 delegation; an elected official representing the residents of a  
61 municipality in the county, selected by the county municipal  
62 league; and 4 members-at-large, appointed to the council by the  
63 majority of sitting council members. The remaining 7 members  
64 shall be appointed by the Governor in accordance with procedures  
65 set forth in paragraph (a), except that the Governor may remove  
66 a member for cause or upon the written petition of the council.  
67 Appointments by the Governor must, to the extent reasonably  
68 possible, represent the geographic and demographic diversity of  
69 the population of the county. Members who are appointed to the



70 council by reason of their position are not subject to the  
71 length of terms and limits on consecutive terms as provided in  
72 this section. The remaining appointed members of the governing  
73 body shall be appointed to serve 2-year terms, except that those  
74 members appointed by the Governor shall be appointed to serve 4-  
75 year terms, and the youth representative and the legislative  
76 delegate shall be appointed to serve 1-year terms. A member may  
77 be reappointed; however, a member may not serve for more than  
78 three consecutive terms. A member is eligible to be appointed  
79 again after a 2-year hiatus from the council.

80 (4)

81 (b)1.a. Notwithstanding paragraph (a), the governing body  
82 of the county shall submit the question of retention or  
83 dissolution of a district with voter-approved taxing authority  
84 to the electorate in the general election according to the  
85 following schedule:

86 (I) For a district in existence on July 1, 2010, and  
87 serving a county with a population of 400,000 or fewer persons  
88 as of that date.....2014.

89 (II) For a district in existence on July 1, 2010, and  
90 serving a county with a population of 2 million or more persons  
91 as of that date, unless the governing body of the county has  
92 previously submitted such question voluntarily to the electorate  
93 for a second time since 2005.....2020.

94 b. A referendum by the electorate on or after July 1, 2010,  
95 creating a new district with taxing authority may specify that  
96 the district is not subject to reauthorization or may specify  
97 the number of years for which the initial authorization shall  
98 remain effective. If the referendum does not prescribe terms of



887156

99 reauthorization, the governing body of the county shall submit  
100 the question of retention or dissolution of the district to the  
101 electorate in the general election 12 years after the initial  
102 authorization.

103         2. The governing body of the district may specify, and  
104 submit to the governing body of the county no later than 9  
105 months before the scheduled election, that the district is not  
106 subsequently subject to reauthorization or may specify the  
107 number of years for which a reauthorization under this paragraph  
108 shall remain effective. If the governing body of the district  
109 makes such specification and submission, the governing body of  
110 the county shall include that information in the question  
111 submitted to the electorate. If the governing body of the  
112 district does not specify and submit such information, the  
113 governing body of the county shall resubmit the question of  
114 reauthorization to the electorate every 12 years after the year  
115 prescribed in subparagraph 1. The governing body of the district  
116 may recommend to the governing body of the county language for  
117 the question submitted to the electorate.

118         3. Nothing in this paragraph limits the authority to  
119 dissolve a district as provided under paragraph (a).

120         4. Nothing in this paragraph precludes the governing body  
121 of a district from requesting that the governing body of the  
122 county submit the question of retention or dissolution of a  
123 district with voter-approved taxing authority to the electorate  
124 at a date earlier than the year prescribed in subparagraph 1. If  
125 the governing body of the county accepts the request and submits  
126 the question to the electorate, the governing body satisfies the  
127 requirement of that subparagraph.



887156

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If any district is dissolved pursuant to this subsection, each county must first obligate itself to assume the debts, liabilities, contracts, and outstanding obligations of the district within the total millage available to the county governing body for all county and municipal purposes as provided for under s. 9, Art. VII of the State Constitution. Any district may also be dissolved pursuant to part VII of chapter 189.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 1265

and insert:

department to file a written notification; amending s. 125.901, F.S.; revising requirements related to the governing body of certain counties; revising requirements related to a certain schedule by which the governing body of a county must submit certain information to the electorate in the general election; creating s.