

1 A bill to be entitled
 2 An act relating to the Pine Tree Water Control
 3 District, Broward County; amending ch. 2001-320, Laws
 4 of Florida; providing an exception to general law;
 5 requiring members of the board of supervisors be
 6 elected through a general election; providing for
 7 staggered terms; providing definitions; providing an
 8 effective date.

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 10 Be It Enacted by the Legislature of the State of Florida:

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 12 Section 1. Subsection (1) of section 5 of section 3 of
 13 chapter 2001-320, Laws of Florida, is amended to read:

14 Section 5. Board; election; organization; terms of office;
 15 vacancy; quorum.—

16 (1) The Board of the District shall be the governing body
 17 of the District and shall exercise the powers granted to the
 18 District under this Act and under chapters 189 and 298, Florida
 19 Statutes. The District is an independent special district as
 20 defined in section 189.403(3), Florida Statutes. The Board shall
 21 consist of five members and, notwithstanding any provision of
 22 law to the contrary, three members of the Board of Supervisors
 23 shall be elected by the qualified electors of the District.
 24 Election of the Board by the qualified electors shall be the
 25 exclusive method for the elections of the members of the Board

26 | of Supervisors. The fourth member of the Board of Supervisors
 27 | shall be appointed by the City Commission of the City of Coral
 28 | Springs and shall serve as a member of the Board until replaced.
 29 | The fifth member of the Board of Supervisors shall be appointed
 30 | by the City Commission of the City of Parkland and shall serve
 31 | as a member of the Board until replaced. ~~except as otherwise~~
 32 | ~~provided herein, each member shall be elected in compliance with~~
 33 | ~~all applicable election laws by the landowners of the District.~~
 34 | ~~Commencing in 1994 and every 2 years thereafter, two members of~~
 35 | ~~the Board shall be elected by the landowners of the District.~~
 36 | ~~The member receiving the highest number of votes shall be~~
 37 | ~~elected for a 4-year term and the member receiving the second~~
 38 | ~~highest number of votes shall be elected for a 2-year term. The~~
 39 | ~~fourth and fifth members of the Board of Supervisors shall be~~
 40 | ~~appointed by the City of Coral Springs City Commission and the~~
 41 | ~~City of Parkland City Commission, respectively, and shall serve~~
 42 | ~~as members of the Board until replaced. All of the members shall~~
 43 | ~~be residents of Broward County and all members shall be~~
 44 | ~~residents of Florida and shall be landowners within the~~
 45 | ~~District.~~

46 | (a) The Board shall call an election at which the members
 47 | of the Board of Supervisors will be elected. Such election shall
 48 | be held in conjunction with the next general election in
 49 | November 2018. Candidates may qualify for the offices of Board
 50 | of Supervisors, designated as seat 1, seat 2, and seat 3, each

51 elect at large within the District. A candidate qualifying for
52 election must be an elector and resident of the District. Each
53 Board member shall be elected by the qualified electors of the
54 District for a term of 4 years, except that, at the first such
55 election, the two members elected to seat 1 and seat 2 shall be
56 elected for a term of 4 years each, and the member elected to
57 seat 3 shall be elected for a term of 2 years. Thereafter, there
58 shall be an election held every 2 years for expiring terms and
59 all members shall be elected for terms of 4 years each. The
60 candidate receiving the most votes for each seat shall be
61 elected. All elected Board members must be qualified electors of
62 the District. Members of the Board of Supervisors as of October
63 1, 2017, shall serve until the certification of the November
64 2018 general election results.

65 (b) Elections of Board members by qualified electors held
66 pursuant to this subsection shall be nonpartisan and shall be
67 conducted in the manner prescribed by law for holding general
68 elections. Board members shall assume the office on the second
69 Tuesday following their election.

70 (c) Candidates seeking election to office by qualified
71 electors under this subsection shall conduct their campaigns in
72 accordance with the provisions of chapter 106, Florida Statutes,
73 and shall file qualifying papers and qualify for individual
74 seats in accordance with section 99.061, Florida Statutes.
75 Candidates shall pay a qualifying fee, which shall consist of a

76 filing fee and election assessment or, as an alternative, shall
77 file a petition signed by not less than 1 percent of the
78 qualified electors of the District, and take the oath required
79 in section 99.021, Florida Statutes, with the Supervisor of
80 Elections of Broward County. The amount of the filing fee is 3
81 percent of the annual salary of the office. The amount of the
82 election assessment is 1 percent of the annual salary of the
83 office. The filing fee and election assessment shall be
84 distributed as provided in section 105.031(3), Florida Statutes.

85 (d) The Supervisor of Elections of Broward County shall
86 appoint the inspectors and clerks of elections, prepare and
87 furnish the ballots, designate polling places, and canvass the
88 returns of the election of Board members by qualified electors.
89 The county canvassing board shall declare and certify the
90 results of the election.

91 (e) Subsections (2) and (3) shall apply to a Board of
92 Supervisors elected pursuant to this subsection.

93 (f) The terms "qualified elector" and "elector" shall mean
94 any person at least 18 years of age who is a citizen of the
95 United States, a permanent resident of Florida, and a resident
96 of the District who registers with the supervisor of elections
97 of the county within which the District lands are located when
98 the registration books are open.

99 Section 2. This act shall take effect upon becoming a law.