

1 A bill to be entitled
 2 An act relating to the Big Cypress Basin; amending s.
 3 373.0693, F.S.; revising the membership of the Big
 4 Cypress Basin governing board; requiring the South
 5 Florida Water Management District to revise the
 6 boundaries of the Big Cypress Basin based on a
 7 specified study at a specified time; removing obsolete
 8 language; amending s. 373.503, F.S.; requiring the
 9 South Florida Water Management District to ensure that
 10 the distribution of basin ad valorem taxes collected
 11 within the Big Cypress Basin be used for projects and
 12 flood control operations and maintenance within the
 13 counties in which they were collected; reenacting s.
 14 373.0697, F.S., relating to basin taxes, to
 15 incorporate the amendment made to s. 373.503, F.S., in
 16 a reference thereto; providing an effective date.

17
 18 Be It Enacted by the Legislature of the State of Florida:

19
 20 Section 1. Subsection (9) of section 373.0693, Florida
 21 Statutes, is amended to read:

22 373.0693 Basins; basin boards.—

23 (9) At 11:59 p.m. on December 31, 1976, a portion of the
 24 Big Cypress Basin of the Ridge and Lower Gulf Coast District
 25 which is being annexed into the South Florida Water Management

26 District by change of boundaries pursuant to chapter 76-243,
 27 Laws of Florida, shall be formed into a subdistrict or basin of
 28 the South Florida Water Management District. Such portion shall
 29 be designated as the Big Cypress Basin. ~~On or before December~~
 30 ~~31, 1976,~~ The Governor shall appoint four ~~not fewer than five~~
 31 persons from Collier County and one person from Lee County who
 32 reside within the Big Cypress Basin ~~residing in the area~~ to
 33 serve as members of the governing board of the basin, ~~effective~~
 34 ~~at the time of transfer and~~ subject to confirmation by the
 35 Senate as provided in subsection (4).

36 (a) The initial boundaries of the Big Cypress Basin shall
 37 be established by resolution of the governing board of Central
 38 and Southern Florida Flood Control District, after notice and
 39 hearing, and generally shall encompass the Big Cypress Swamp and
 40 southwestern coastal area hydrologic cataloging unit, as
 41 indicated on River Basin and Hydrologic Unit Map of Florida—
 42 1975, Florida Department of Natural Resources, Bureau of Geology
 43 Map Series No. 72.

44 (b) At 11:59 p.m. on July 1, 2022, the governing board of
 45 the South Florida Water Management District shall establish the
 46 boundary of the Big Cypress Basin as the scientific boundary
 47 recommended in the Big Cypress Basin Boundary Delineation study
 48 that the district presented to the Legislature on January 12,
 49 2021, except that the new basin boundary may include only
 50 counties that have at least 25 percent of their jurisdiction

51 delineated within the boundary ~~If the governing board shall fail~~
 52 ~~to establish the initial boundaries on or before December 31,~~
 53 ~~1976, the initial boundaries shall be the same boundaries as~~
 54 ~~described for the Big Cypress Basin of the Ridge and Lower Gulf~~
 55 ~~Coast District.~~

56 ~~(e)~~ The governing board of the South Florida Water
 57 Management District subsequently may change the boundaries of
 58 the basin, but may not abolish the basin.

59 Section 2. Paragraph (b) of subsection (3) of section
 60 373.503, Florida Statutes, is amended to read:

61 373.503 Manner of taxation.—

62 (3) The districts may levy ad valorem taxes on property
 63 within the district solely for the purposes of this chapter and
 64 of chapter 25270, 1949, Laws of Florida, as amended, and chapter
 65 61-691, Laws of Florida, as amended. If appropriate, taxes
 66 levied by each governing board may be separated by the governing
 67 board into a millage necessary for the purposes of the district
 68 and a millage necessary for financing basin functions specified
 69 in s. 373.0695.

70 (b) ~~The apportionment in~~ The South Florida Water
 71 Management District shall ensure that:

72 1. The apportionment within the district is ~~be~~ a maximum
 73 of 40 percent for district purposes and a maximum of 60 percent
 74 for basin purposes; and

75 2. The basin ad valorem taxes levied within the counties

76 | that comprise the Big Cypress Basin are used for projects and
 77 | flood control operations and maintenance within the counties in
 78 | which they were collected, ~~respectively.~~

79 | Section 3. For the purpose of incorporating the amendment
 80 | made by this act to section 373.503, Florida Statutes, in a
 81 | reference thereto, section 373.0697, Florida Statutes, is
 82 | reenacted to read:

83 | 373.0697 Basin taxes.—The respective basins may, pursuant
 84 | to s. 9(b), Art. VII of the State Constitution, by resolution
 85 | request the governing board of the district to levy ad valorem
 86 | taxes within such basin. Upon receipt of such request, a basin
 87 | tax levy shall be made by the governing board of the district to
 88 | finance basin functions enumerated in s. 373.0695,
 89 | notwithstanding the provisions of any other general or special
 90 | law to the contrary, and subject to the provisions of s.
 91 | 373.503(3).

92 | (1) The amount of money to be raised by said tax levy
 93 | shall be determined by the adoption of an annual budget by the
 94 | district board of governors, and the average millage for the
 95 | basin shall be that amount required to raise the amount called
 96 | for by the annual budget when applied to the total assessment of
 97 | the basin as determined for county taxing purposes. However, no
 98 | such tax shall be levied within the basin unless and until the
 99 | annual budget and required tax levy shall have been approved by
 100 | formal action of the basin board, and no county in the district

101 shall be taxed under this provision at a rate to exceed 1 mill.

102 (2) The taxes provided for in this section shall be
103 extended by the county property appraiser on the county tax roll
104 in each county within, or partly within, the basin and shall be
105 collected by the tax collector in the same manner and time as
106 county taxes, and the proceeds therefrom paid to the district
107 for basin purposes. Said taxes shall be a lien, until paid, on
108 the property against which assessed and enforceable in like
109 manner as county taxes. The property appraisers, tax collectors,
110 and clerks of the circuit court of the respective counties shall
111 be entitled to compensation for services performed in connection
112 with such taxes at the same rates as apply to county taxes.

113 (3) It is hereby determined that the taxes authorized by
114 this subsection are in proportion to the benefits to be derived
115 by the several parcels of real estate within the basin from the
116 works authorized herein.

117 Section 4. This act shall take effect July 1, 2022.