

By the Committee on Rules; and Senators Jones and Davis

595-03668-25

2025202c1

A bill to be entitled
An act relating to municipal water and sewer utility
rates; amending s. 180.191, F.S.; requiring a
municipality to charge customers receiving its utility
services in another municipality the same rates, fees,
and charges as it charges consumers within its
municipal boundaries under certain circumstances;
providing applicability; defining terms; making
technical changes; providing an effective date.

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

Section 1. Present subsections (2), (3), and (4) of section
180.191, Florida Statutes, are redesignated as subsections (3),
(4), and (5), respectively, a new subsection (2) is added to
that section, and subsection (1) of that section is amended, to
read:

180.191 Limitation on rates charged consumer outside city
limits.—

(1) Any municipality within this ~~the~~ state operating a
water or sewer utility outside of the boundaries of such
municipality shall charge consumers outside the boundaries
rates, fees, and charges determined in one of the following
manners:

(a) It may charge the same rates, fees, and charges as
consumers inside the municipal boundaries. However, in addition
~~thereto~~, the municipality may add a surcharge of not more than
25 percent of such rates, fees, and charges to consumers outside
the boundaries, except as provided in subsection (2). Fixing of

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30 such rates, fees, and charges in this manner does ~~shall~~ not
31 require a public hearing except as may be provided for service
32 to consumers inside the municipality.

33 (b) It may charge rates, fees, and charges that are just
34 and equitable and that ~~which~~ are based on the same factors used
35 in fixing the rates, fees, and charges for consumers inside the
36 municipal boundaries, except as provided in subsection (2). In
37 addition ~~thereto~~, the municipality may add a surcharge not to
38 exceed 25 percent of such rates, fees, and charges for ~~said~~
39 services to consumers outside the boundaries. However, the total
40 of all such rates, fees, and charges for the services to
41 consumers outside the boundaries may ~~shall~~ not be more than 50
42 percent in excess of the total amount the municipality charges
43 consumers served within the municipality for corresponding
44 service. ~~No~~ Such rates, fees, and charges may not ~~shall~~ be fixed
45 until after a public hearing at which all of the users of the
46 water or sewer systems; owners, tenants, or occupants of
47 property served or to be served thereby; and all others
48 interested must ~~shall~~ have an opportunity to be heard concerning
49 the proposed rates, fees, and charges. Any change or revision of
50 such rates, fees, or charges may be made in the same manner as
51 such rates, fees, or charges were originally established, but if
52 such change or revision is to be made substantially pro rata as
53 to all classes of service, both inside and outside the
54 municipality, no hearing or notice is ~~shall be~~ required.

55 (2) A municipality within this state which operates a water
56 or sewer utility providing service to customers in another
57 recipient municipality, which also has a facility in that
58 recipient municipality, shall charge consumers in the recipient

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59 municipality the same rates, fees, and charges as it does the
60 consumers inside its own municipal boundaries. This subsection
61 applies only to a municipality located within a county as
62 defined in s. 125.011(1). As used in this subsection, the term:

63 (a) "Facility" means a water treatment facility, a
64 wastewater treatment facility, an intake station, a pumping
65 station, a well, and other physical components of a water or
66 wastewater system. The term does not include:

67 1. Pipes, tanks, pumps, or other facilities that transport
68 water from a water source or treatment facility to the consumer;

69 or

70 2. Pipes, conduits, and associated appurtenances that
71 transport wastewater from the point of entry to a wastewater
72 treatment facility.

73 (b) "Wastewater treatment facility" means a facility that
74 accepts and treats domestic wastewater or industrial wastewater.

75 (c) "Water treatment facility" means a facility within a
76 water system which can alter the physical, chemical, or
77 bacteriological quality of water.

78 Section 2. This act shall take effect July 1, 2025.