

House Bill No. 957

An act relating to the Lealman Special Fire Control District, Pinellas County; amending sections 3(2) and 11 of section 1 of chapter 2000-426, Laws of Florida; providing authority of the district with respect to land that is annexed by a municipality or other fire control district; providing for collection and payment of fire services taxes or assessments by such municipality or other district; providing for future repeal of the amendments made by the act; providing effective dates.

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

Section 1. Subsection (2) of section 3 of section 1 of chapter 2000-426, Laws of Florida, is amended to read:

Section 3. Formation; boundaries.—

(2) Any lands within a municipality included in the boundaries of the District, as described herein, shall be excluded from the District and its jurisdiction. If any area, tract, or parcel of land within the boundaries of the District shall hereafter become annexed to a municipality, such area, tract, or parcel of land shall be excluded from the District effective the next January 1 following such annexation by a municipality; however, the District shall continue to provide services to the annexed area pursuant to section 11.

Section 2. Section 11 of section 1 of chapter 2000-426, Laws of Florida, is amended to read:

Section 11. Annexation of territories by municipalities or other fire control districts.—Notwithstanding chapter 171, Florida Statutes, or any other applicable law or ordinance, if any municipality or other fire control district annexes land within the District, the District shall continue as the sole taxing, enforcing, and service-providing authority for District purposes in the annexed land. However, any municipality or other fire control district that annexes such land may collect the applicable assessment or tax for fire services and pay the District for such services at the District's annually adopted standard rate. For the purposes and requirements of this Act, after the annexation by a municipality of any unincorporated area within the Lealman Special Fire Control District, the annexed area shall be treated as lying within the corporate boundaries of the annexing municipality, and shall not be subject to a levy of the ad valorem tax which is authorized by this Act.

Section 3. Effective January 1, 2008, subsection (2) of section 3 of section 1 of chapter 2000-426, Laws of Florida, as amended by this act, is amended to read:

Section 3. Formation; boundaries.—

(2) Any lands within a municipality included in the boundaries of the District, as described herein, shall be excluded from the District and its jurisdiction. If any area, tract, or parcel of land within the boundaries of the District shall hereafter become annexed to a municipality, such area, tract, or parcel of land shall be excluded from the District effective the next January 1 following such annexation by a municipality; ~~however, the District shall continue to provide services to the annexed area pursuant to section 11.~~

Section 4. Effective January 1, 2008, section 11 of section 1 of chapter 2000-426, Laws of Florida, as amended by this act, is amended to read:

Section 11. Annexation of territories by municipalities ~~or other fire control districts.~~—For the purposes and requirements of this Act, after the annexation by a municipality of any unincorporated area within the Lealman Special Fire Control District, the annexed area shall be treated as lying within the corporate boundaries of the annexing municipality, and shall not be subject to a levy of the ad valorem tax which is authorized by this Act. Notwithstanding chapter 171, Florida Statutes, or any other applicable law or ordinance, if any municipality or other fire control district annexes land within the District, the District shall continue as the sole taxing, enforcing, and service-providing authority for District purposes in the annexed land. However, any municipality or other fire control district that annexes such land may collect the applicable assessment or tax for fire services and pay the District for such services at the District's annually adopted standard rate.

Section 5. Except as otherwise provide herein, this act shall take effect January 1, 2003.

Approved by the Governor April 23, 2002.

Filed in Office Secretary of State April 23, 2002.