

House Bill No. 773

An act relating to the Plantation Acres Improvement District, Broward County; providing legislative intent; amending chapter 2002-367, Laws of Florida; redesignating the board of supervisors as the board of commissioners; providing an effective date.

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

Section 1. It is the intent of the Legislature in enacting this law to provide for a change in the designation of the governing body of the Plantation Acres Improvement District from a board of supervisors to a board of commissioners.

Section 2. Subsection (3) of section 4, subsections (2), (3), and (4) of section 5, section 8, subsection (15) of section 9, section 43, and subsection (7) of section 52 of section 3 of chapter 2002-367, Laws of Florida, are amended to read:

Section 4. Definitions.—Unless the context shall indicate otherwise, the following words as used in this act shall have the following meanings:

(3) “Board” means the board of ~~commissioners supervisors~~ of the Plantation Acres Improvement District, or if such board shall be abolished, the board, body, or commission succeeding to the principal functions thereof or to whom the powers given by this act to the board shall be given by law.

Section 5. Board of ~~commissioners supervisors~~; election; organization; terms of office; quorum; report and minutes.—

(2) Each ~~commissioner supervisor~~, before entering upon his or her official duties, shall take and subscribe to an oath of office as prescribed in section 298.13, Florida Statutes.

(3) All ~~commissioners supervisors~~ shall hold office for the terms for which they are elected or appointed and until their successors shall be chosen and qualify. In case of a vacancy in the office of any ~~commissioner supervisor~~, the remaining ~~commissioner supervisor~~ or ~~commissioners supervisors~~ (even though less than a quorum) may fill such vacancy by appointment of a new ~~commissioner supervisor~~ or ~~commissioners supervisors~~ for the unexpired term of the ~~commissioner supervisor~~ who vacated his or her office.

(4) As soon as practicable after each election, the board shall organize by choosing one ~~commissioner supervisor~~ to be chair and one to be vice chair of the board and by appointing a recording secretary, who need not be a member of the board. In the event an employee of the district serves as the board’s recording secretary, an appointment to such office shall not be necessary following an election.

Section 8. Compensation of board.—Each ~~commissioner supervisor~~ shall be entitled to receive for his or her services an amount not to exceed \$300

per month. In addition, each ~~commissioner supervisor~~ shall receive reasonable traveling expenses for attending district business outside of the district. Unless the board by resolution otherwise provides, such traveling expenses shall not be in excess of the amounts provided by law for state and county officials.

Section 9. Powers.—The district shall have, and the board may exercise, any or all of the following powers:

(15) To employ engineers, attorneys, consultants, agents, employees, and representatives as the board of ~~commissioners supervisors~~ may from time to time determine necessary and to fix their compensation and duties.

Section 43. Foreclosure of liens.—Any lien in favor of the district arising under chapter 298, Florida Statutes, or under this act may be foreclosed by the district by foreclosure proceedings in the name of the district in the circuit court in like manner as is provided in chapter 173, Florida Statutes, and amendments thereto, and the provisions of said chapter shall be applicable to such proceedings with the same force and effect as if said provisions were expressly set forth in this act. Any act required or authorized to be done by or on behalf of a city or town in foreclosure proceedings under chapter 173, Florida Statutes, may be performed by such officer or agent of the district as the board of ~~commissioners supervisors~~ may designate. Such foreclosure proceedings may be brought at any time after the expiration of 1 year from the date any tax, or installment thereof, becomes delinquent.

Section 52. Minimum charter requirements.—In accordance with section 189.404(3), Florida Statutes, the following subsections satisfy the minimum charter requirements of the Plantation Acres Improvement District:

(7) The administrative duties of the board of ~~commissioners supervisors~~ shall be as set forth in this act and chapter 298, Florida Statutes, as they may be amended from time to time.

Section 3. This act shall take effect upon becoming a law.

Approved by the Governor June 2, 2009.

Filed in Office Secretary of State June 2, 2009.