

## CHAPTER 2012-242

### House Bill No. 665

An act relating to the Gasparilla Island Bridge Authority, Charlotte and Lee Counties; amending chapter 2000-425, Laws of Florida; correcting a scrivener's error; revising requirements for the election of the voting members of the board of supervisors; clarifying and revising financial disclosure requirements for members of the board of supervisors; revising the authority's fiscal year; providing an effective date.

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

Section 1. Subsection (4) of section 4, subsections (3) and (7) of section 5, and subsection (2) of section 12 of section 2 of chapter 2000-425, Laws of Florida, are amended to read:

Section 4. DEFINITIONS.—As used in this act, the following words and terms shall have the following meanings, unless some other meaning is plainly intended:

(4) “Lee County Commission” means the Lee ~~Charlotte~~ County Board of County Commissioners.

Section 5. GOVERNING BODY.—

(3) The voting members of the Board of Supervisors shall be elected by a plurality ~~majority~~ of the electors of the authority voting in the general election in November of each even-numbered year. Each elector may exercise one vote. Those members duly elected to serve will take office on November 15 following their election.

(a) Board Supervisor No. 1, Board Supervisor No. 3, Board Supervisor No. 5, Board Supervisor No. 6, and Board Supervisor No. 8 shall be first elected or appointed in the November 1996 election and every fourth year thereafter.

(b) Board Supervisor No. 2, Board Supervisor No. 4, Board Supervisor No. 7, and Board Supervisor No. 9 shall be first elected or appointed at the November 1996 election to a 2-year term. They shall be appointed or stand for election to a full 4-year term commencing at the November 1998 election and shall be elected or appointed every fourth year thereafter.

(7) The Board of Supervisors shall elect a chair and vice chair from members of the authority, each of whom shall serve for 1 year or until his or her successor is chosen. The chair, or the vice chair in the chair's absence, shall preside at all meetings of the authority and shall perform such additional duties as prescribed by the members or contained in the bylaws of the authority. The authority shall hold regular meetings at least quarterly at such times and places as it may designate and may hold more frequent

special meetings. Three voting members constitute a quorum for the purpose of meeting and transacting business. Each voting member of the authority shall have one vote. The authority may adopt bylaws and may make all policies, procedures, rules, and regulations not inconsistent with this act which it may deem necessary respecting the conduct of its affairs. Such policies, procedures, rules, and regulations shall provide for notice of all public meetings in conformity with the requirements of section 189.417, Florida Statutes, and shall provide that an agenda shall be prepared by the authority in time to ensure that a copy of the agenda will be available at least 3 days prior to any regular meetings of the authority. After the agenda has been made available, items may be added for good cause, as determined by the chair or person designated to preside at the meeting. The reason for adding an item to the agenda shall be stated in the record. Special or emergency meetings may be called by the chair upon no less than 48 hours' notice. The authority shall publish and thereafter codify and index all rules, regulations, and resolutions formulated, adopted, or used by authority in the discharge of its functions. Such rules, regulations, and resolutions shall be made available for public inspection and copying, at no more than cost. The authority shall not be deemed to be an agency within the meaning of chapter 120, Florida Statutes. The authority shall be deemed to be an agency within the meaning of chapter 119, Florida Statutes, and all records of the authority shall be open to the public. The authority shall be deemed an agency or authority of the county for purposes of section 286.011, Florida Statutes, the "Government in the Sunshine" law. Notwithstanding s. 348.0003(4)(c), Florida Statutes, all voting members of the Board of Supervisors shall be deemed to be local officers for the purposes of section 112.3145(3), Florida Statutes, requiring disclosure of their financial interests. These statements of financial interests shall be filed with the Florida Commission on Ethics Lee County Supervisor of Elections and available for public inspection. In addition to the foregoing, the authority shall comply with the requirements of section 189.417, Florida Statutes, regarding notice of meetings which shall be deemed to supersede any inconsistent provisions of this section in the event of conflict.

## Section 12. BUDGET; REPORTS AND REVIEW.—

(2) The fiscal year for the authority shall commence on October ~~July~~ 1 of each calendar year and shall conclude on September ~~June~~ 30 of each calendar year. On or before September ~~June~~ 1, the executive director shall prepare a proposed budget for the ensuing fiscal year to be submitted to the board for board approval. The proposed budget shall include, at the direction of the board, an estimate of all necessary expenditures of the authority for the ensuing fiscal year and an estimate of income to the authority from all sources of revenue provided in this act. The board shall consider the proposed budget and may either approve the budget as proposed by the manager or modify the same in part or in whole.

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

Approved by the Governor April 27, 2012.

Filed in Office Secretary of State April 27, 2012.