

CHAPTER 2013-268

Committee Substitute for House Bill No. 1403

An act relating to the Key Largo Wastewater Treatment District, Monroe County; amending chapter 2002-337, Laws of Florida, as amended; revising provisions relating to vacancies on the district's governing board; revising compensation of the governing board members, subject to annual adjustment according to a specified price index; providing an effective date.

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

Section 1. Subsection (6) of section 5 and section 7 of section 1 of chapter 2002-337, Laws of Florida, as amended by chapter 2004-457, Laws of Florida, are amended to read:

Section 5. Governing board.—

(6) If any vacancy occurs in a seat occupied by a governing board member ~~elected by the qualified electors~~, the remaining members of the governing board shall, within ~~60~~ 45 days after the vacancy occurs, appoint an eligible a person to fill the vacant seat, provided that:

(a) If any such vacancy occurs on or after the 30th day immediately before the first day set by law for qualifying for election to a special district office, any person appointed to fill that vacant seat shall hold such office and serve in such capacity for the remainder of the unexpired term of the governing board member who previously held that seat.

(b) If any such vacancy occurs before the 30th day immediately before the first day set by law for qualifying for election to a special district office, any person so appointed to fill that vacant seat shall hold such office and serve in such capacity until the first regular board of commissioners meeting after the first Monday after the next general election.

1. In such event, the vacancy shall be filled by election at the next general election pursuant to section 189.405(2)(a), Florida Statutes.

2. In such general election, the candidates receiving the highest totals, consistent with section 189.405(4), Florida Statutes, shall be deemed elected to the available seats on the governing board.

3. The governing board member elected with the lowest vote total shall fill the vacant seat and shall hold such office and serve in such capacity for the remainder of the unexpired term of the governing board member who previously held that seat who would be eligible to hold the office until the end of the unexpired term or until the next general election, whichever occurs first. Any person elected at such next general election to fill such seat shall serve in such capacity for the remainder of the predecessor's term.

Section 7. Governing board; compensation, expense reimbursement.—
The members of the governing board shall receive as compensation for their services a fee of \$300 per meeting, not to exceed three meetings per month. The amount of compensation shall be adjusted annually, effective October 1 of each year, based upon the United States Department of Commerce, Bureau of Labor Statistics, Consumer Price Index for All Urban Consumers ~~provided in section 287.017(2), Florida Statutes~~. In addition, each board member shall be reimbursed for expenses as provided in section 112.061, Florida Statutes.

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

Approved by the Governor June 28, 2013.

Filed in Office Secretary of State June 28, 2013.