

## CHAPTER 2020-86

### House Bill No. 1009

An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed on the boards of special neighborhood improvement districts; requiring local planning ordinances to specify the number of directors and provide for 4-year staggered terms; requiring that directors be landowners in the proposed area and be subject to certain taxation; removing obsolete language; providing an effective date.

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

Section 1. Paragraph (f) of subsection (1) and subsections (7) and (8) of section 163.511, Florida Statutes, are amended to read:

163.511 Special neighborhood improvement districts; creation; referendum; board of directors; duration; extension.—

(1) After a local planning ordinance has been adopted authorizing the creation of special neighborhood improvement districts, the governing body of a municipality or county may declare the need for and create special residential or business neighborhood improvement districts by the enactment of a separate ordinance for each district, which ordinance:

(f) Provides for the appointment of a three-member board of directors, a five-member board of directors, or a seven-member ~~3-member~~ board of directors for the district, the members of which must be elected to staggered terms of 4 years. The number of appointed directors must be specified in the ordinance.

(7) The business and affairs of a special neighborhood improvement district shall be conducted and administered by a board of three, five, or seven directors who ~~must~~ shall be landowners in ~~residents of~~ the proposed area and who are subject to ad valorem taxation in the district. Upon their appointment and qualification and in January of each year, the directors shall organize by electing from their number a chair and a secretary, and may also employ staff and legal representatives as deemed appropriate, who shall serve at the pleasure of the board and may receive such compensation as ~~shall be~~ fixed by the board. The secretary shall keep a record of the proceedings of the district and ~~is the~~ shall be custodian of all books and records of the district. The directors may ~~shall~~ not receive any compensation for their services ~~or, nor may they~~ be employed by the district.

(8) Within 30 days ~~after of the~~ approval of the creation of a special neighborhood improvement district, if the district is in a municipality, a majority of the governing body of the municipality, or, if the district is in the unincorporated area of the county, a majority of the county commission,

shall appoint the ~~three~~ directors provided for under this section herein ~~for staggered terms of 3 years. The initial appointments shall be as follows: one for a 1-year term, one for a 2-year term, and one for a 3-year term.~~ Each director shall hold office until his or her successor is appointed and qualified unless the director ceases to be qualified to act as a director or is removed from office. Vacancies on the board shall be filled for the unexpired portion of a term in the same manner as the initial appointments were made.

Section 2. This act shall take effect July 1, 2020.

Approved by the Governor June 23, 2020.

Filed in Office Secretary of State June 23, 2020.