

CHAPTER 2024-145

Committee Substitute for Committee Substitute for Senate Bill No. 1628

An act relating to local government actions; amending s. 100.261, F.S.; requiring that certain bond referenda called by a county, district, or municipality be held at a general election; amending ss. 125.66 and 166.041, F.S.; revising applicability provisions for the enactment or adoption of county and municipal ordinances, respectively; providing an effective date.

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

Section 1. Section 100.261, Florida Statutes, is amended to read:

100.261 Holding bond referenda with other elections.—Whenever any bond referendum is called, it shall be lawful for any county, district, or municipality to hold such bond referendum on the day of any state, county, or municipal primary or general election, or on the day of any election of such county, district, or municipality for any purpose other than the purpose of voting on such bonds. If such bond referendum is held concurrently with a regularly scheduled election, the county, district, or municipality must ~~shall~~ pay only its pro rata share of election costs directly related to the bond referendum. However, ~~nothing in this section~~ does not shall prohibit the holding of a special or separate bond referendum, except that if the bond issue amount is greater than \$500 million, the bond referendum must be held at a general election.

Section 2. Paragraph (c) of subsection (3) of section 125.66, Florida Statutes, is amended to read:

125.66 Ordinances; enactment procedure; emergency ordinances; rezoning or change of land use ordinances or resolutions.—

(3)

(c) This subsection does not apply to:

1. Ordinances required for compliance with federal or state law or regulation;
2. Ordinances relating to the issuance or refinancing of debt;
3. Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
4. Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county government;

- 5. Emergency ordinances;
- 6. Ordinances relating to procurement; or
- 7. Ordinances enacted to implement the following:

a. ~~Part II of chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, Development orders and development permits, as those terms are defined in s. 163.3164, and, development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243 and development permits;~~

b. Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the county;

~~c.b.~~ Sections 190.005 and 190.046;

~~d.e.~~ Section 553.73, relating to the Florida Building Code; or

~~e.d.~~ Section 633.202, relating to the Florida Fire Prevention Code.

Section 3. Paragraph (c) of subsection (4) of section 166.041, Florida Statutes, is amended to read:

166.041 Procedures for adoption of ordinances and resolutions.—

(4)

(c) This subsection does not apply to:

1. Ordinances required for compliance with federal or state law or regulation;

2. Ordinances relating to the issuance or refinancing of debt;

3. Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;

4. Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a municipal government;

5. Emergency ordinances;

6. Ordinances relating to procurement; or

7. Ordinances enacted to implement the following:

a. ~~Part II of chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, Development orders and development permits, as those terms are defined in s. 163.3164,~~

and, development agreements, as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243 and development permits;

b. Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the municipality;

~~c.b.~~ Sections 190.005 and 190.046;

~~d.e.~~ Section 553.73, relating to the Florida Building Code; or

~~e.d.~~ Section 633.202, relating to the Florida Fire Prevention Code.

Section 4. This act shall take effect October 1, 2024.

Approved by the Governor May 6, 2024.

Filed in Office Secretary of State May 6, 2024.