

1 A bill to be entitled
 2 An act relating to Pine Tree Water Control District,
 3 Broward County; amending ch. 2001-320, Laws of
 4 Florida; providing a definition; providing an
 5 exception to general law; requiring members of the
 6 Board of Supervisors of the Pine Tree Water Control
 7 District to be elected through a general election;
 8 providing for staggered terms; requiring nonpartisan
 9 elections; providing requirements for candidates;
 10 providing duties of the supervisor of elections;
 11 providing applicability; providing an effective date.

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 13 Be It Enacted by the Legislature of the State of Florida:
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15 Section 1. Subsection (8) of section 4 of section 3 of
 16 chapter 2001-320, Laws of Florida, is renumbered as subsection
 17 (9), a new subsection (8) is added to that section, and
 18 subsection (1) of section 5 of section 3 of that chapter is
 19 amended, to read:

20 Section 4. Definitions.—Unless a context shall indicate
 21 otherwise, the following words as used in this Act shall have
 22 the following meanings:

23 (8) "Qualified elector" or "elector" means any person at
 24 least 18 years of age who is a citizen of the United States, a
 25 permanent resident of Florida, and a resident of the District

26 | who registers with the supervisor of elections of the county in
 27 | which the District lands are located when the registration books
 28 | are open.

29 | (9)~~(8)~~ "Water management and control facilities" means any
 30 | canals, ditches, or other drainage facilities, reservoirs, dams,
 31 | levees, sluiceways, dredging holding basins, floodways, pumping
 32 | stations, or any other works, structures, or facilities for the
 33 | conservation, control, development, utilization, and disposal of
 34 | water, and any purposes appurtenant, necessary, or incidental
 35 | thereto, and includes all real and personal property and any
 36 | interest therein, rights, easements, and franchises of any
 37 | nature relating to any such water and flood control facilities
 38 | or necessary or convenient for the acquisition, construction,
 39 | reconstruction, operation, or maintenance thereof.

40 | Section 5. Board; election; organization; terms of office;
 41 | vacancy; quorum.—

42 | (1) The Board of the District shall be the governing body
 43 | of the District and shall exercise the powers granted to the
 44 | District under this Act and under chapters 189 and 298, Florida
 45 | Statutes. The District is an independent special district as
 46 | defined in section 189.403(3), Florida Statutes. The Board shall
 47 | consist of five members and, notwithstanding any provision of
 48 | law to the contrary, three members of the Board of Supervisors
 49 | shall be elected by the qualified electors of the District.
 50 | Election of the Board by the qualified electors shall be the

51 exclusive method for the elections of the members of the Board
52 of Supervisors. The fourth member of the Board of Supervisors
53 shall be appointed by the City Commission of the City of Coral
54 Springs and shall serve as a member of the Board until replaced.
55 The fifth member of the Board of Supervisors shall be appointed
56 by the City Commission of the City of Parkland and shall serve
57 as a member of the Board until replaced ~~except as otherwise~~
58 ~~provided herein, each member shall be elected in compliance with~~
59 ~~all applicable election laws by the landowners of the District.~~
60 ~~Commencing in 1994 and every 2 years thereafter, two members of~~
61 ~~the Board shall be elected by the landowners of the District.~~
62 ~~The member receiving the highest number of votes shall be~~
63 ~~elected for a 4 year term and the member receiving the second~~
64 ~~highest number of votes shall be elected for a 2-year term. The~~
65 ~~fourth and fifth members of the Board of Supervisors shall be~~
66 ~~appointed by the City of Coral Springs City Commission and the~~
67 ~~City of Parkland City Commission, respectively, and shall serve~~
68 ~~as members of the Board until replaced. All of the members shall~~
69 ~~be residents of Broward County and all members shall be~~
70 ~~residents of Florida and shall be landowners within the~~
71 ~~District.~~

72 (a) The Board shall call an election at which the members
73 of the Board of Supervisors will be elected. Such election shall
74 be held in conjunction with the next general election in
75 November 2020. Candidates may qualify for the offices of Board

76 | of Supervisors, designated as seat 1, seat 2, and seat 3, each
77 | elected at large within the District. A candidate qualifying for
78 | election must be an elector and resident of the District. Each
79 | Board member shall be elected by the qualified electors of the
80 | District for a term of 4 years, except that, at the first such
81 | election, the two members elected to seat 1 and seat 2 shall be
82 | elected for a term of 4 years each, and the member elected to
83 | seat 3 shall be elected for a term of 2 years. Thereafter, there
84 | shall be an election held every 2 years for expiring terms and
85 | all members shall be elected for terms of 4 years each. The
86 | candidate receiving the most votes for each seat shall be
87 | elected. All elected Board members must be qualified electors of
88 | the District. Members of the Board of Supervisors as of October
89 | 1, 2018, shall serve until the certification of the November
90 | 2020 general election results.

91 | (b) Elections of Board members by qualified electors held
92 | pursuant to this subsection shall be nonpartisan and shall be
93 | conducted in the manner prescribed by law for holding general
94 | elections. Board members shall assume the office on the second
95 | Tuesday following their election.

96 | (c) Candidates seeking election to office by qualified
97 | electors under this subsection shall conduct their campaigns in
98 | accordance with the provisions of chapter 106, Florida Statutes,
99 | and shall file qualifying papers and qualify for individual
100 | seats in accordance with s. 99.061, Florida Statutes. Candidates

101 shall pay a qualifying fee, which shall consist of a filing fee
102 and election assessment or, as an alternative, shall file a
103 petition signed by not less than 1 percent of the qualified
104 electors for the District, and take the oath required in s.
105 99.021, Florida Statutes, with the Supervisor of Elections of
106 Broward County. The amount of the filing fee is 3 percent of the
107 annual salary of the office. The amount of the election
108 assessment is 1 percent of the annual salary of the office. The
109 filing fee and election assessment shall be distributed as
110 provided in s. 105.031(3), Florida Statutes.

111 (d) The Supervisor of Elections of Broward County shall
112 appoint the inspectors and clerks of elections, prepare and
113 furnish the ballots, designate polling places, and canvass the
114 returns of the election of Board members by qualified electors.
115 The county canvassing board shall declare and certify the
116 results of the election.

117 (e) Subsections (2) and (3) shall apply to a Board of
118 Supervisors elected pursuant to this subsection.

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