

HOUSE OF REPRESENTATIVES

2019 - 2020 LOCAL BILL CERTIFICATION FORM

BILL #:

SPONSOR(S): Representative David Silvers

RELATING TO: Town of Lake Clarke Shores

[Indicate Area Affected (City, County, or Special District) and Subject]

NAME OF DELEGATION: Palm Beach County

CONTACT PERSON: Victoria Nowlan

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- I. House local bill policy requires the following steps must occur before a committee or subcommittee of the House considers a local bill:
 - (1) The members of the local legislative delegation must certify that the purpose of the bill cannot be accomplished at the local level;
 - (2) The legislative delegation must hold a public hearing in the area affected for the purpose of considering the local bill issue(s);
 - (3) The bill must be approved by a majority of the legislative delegation, or a higher threshold if so required by the rules of the delegation, at the public hearing or at a subsequent delegation meeting; and
 - (4) An Economic Impact Statement for local bills must be prepared at the local level and filed with the Clerk of the House. Under House policy, a local bill will not be considered by a committee or subcommittee without an Economic Impact Statement.

(1) Does the delegation certify the purpose of the bill cannot be accomplished by ordinance of a local governing body without the legal need for a referendum?

YES NO

Brief Explanation as to why the purpose of the bill cannot be accomplished at the local level:

Article VIII, Section 2(c) of the Florida Constitution provides that municipal annexation of unincorporated territory shall be as provided by general or special law. Because there is no practical statutory procedure to expedite the annexation of near-enclaves, which is what the Edgewater Park neighborhood is to the Town of Lake Clarke Shores, enacting a special law through the introduction of a Local Bill is the best solution.

(2) Did the delegation conduct a public hearing on the subject of the bill?

YES NO

Date hearing held: October 3, 2019

Location: Norton Museum of Art, 1450 S Dixie Hwy, West Palm Beach FL 33401

(3) Was this bill formally approved by a majority of the delegation members?

YES NO UNANIMOUSLY APPROVED

(4) Was an Economic Impact Statement prepared at the local level and filed with the Clerk of the House?

YES NO

II. Article III, Section 10 of the State Constitution prohibits passage of any special act unless notice of intention to seek enactment of the bill has been published as provided by general law (s. 11.02, F. S.) or

the act is conditioned to take effect only upon approval by referendum vote of the electors in the area affected.

Has this constitutional notice requirement been met?

Notice published: YES NO DATE _____

Where? _____ County _____

Referendum in lieu of publication: YES NO

Date of Referendum _____

III. *Article VII, section 9(b) of the State Constitution prohibits passage of any bill creating a special taxing district, or changing the authorized millage rate for an existing special taxing district, unless the bill subjects the taxing provision to approval by referendum vote of the electors in the area affected.*

(1) Does the bill create a special district and authorize the district to impose an ad valorem tax?

YES NO

(2) Does this bill change the authorized ad valorem millage rate for an existing special district?

YES NO

If the answer to question (1) or (2) is YES, does the bill require voter approval of the ad valorem tax provision(s)?

YES NO

Please file this completed, original form with the Clerk of the House.


Delegation Chair (Original Signature)

10/14/19
Date

Representative Rick Roth, Chairman
Printed Name of Delegation Chair