

CHAPTER 2022-234

House Bill No. 535

An act relating to Barefoot Bay Recreation District, Brevard County; authorizing an amendment to the district charter, subject to approval by a vote of the electors of the district, to increase the length of terms and stagger the election cycle for the members of the Board of Trustees of the Barefoot Bay Recreation District; providing exceptions to general law; providing an effective date.

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

Section 1. Notwithstanding s. 418.302(3), Florida Statutes, or any law to the contrary, the Brevard County Commission may amend the Charter of the Barefoot Bay Recreation District, subject to approval by a vote of the electors of the district pursuant to s. 418.30, Florida Statutes, to increase the length of terms and stagger the election cycle for the members of the Board of Trustees of the Barefoot Bay Recreation District. If approved by the electors of the district voting in a referendum election in November 2022, the members of the board of trustees shall be elected as follows:

(1) In the election held in November 2023, the candidate receiving the highest number of votes shall be elected to serve a term of 3 years and the candidate receiving the second highest number of votes shall be elected to serve a term of 2 years.

(2) In the election held in November 2024, the candidates receiving the highest and second highest number of votes shall each be elected to serve a term of 3 years and the candidate receiving the third highest number of votes shall be elected to serve a term of 2 years.

(3) In each subsequent election, candidates elected to serve as members of the board of trustees shall each be elected to serve a term of 3 years.

Section 2. Notwithstanding s. 418.302(3), Florida Statutes, or any law to the contrary, if the referendum election referenced in section 1 of this act is approved by the electors of the district in the election of November 2022, the Board of County Commissioners of Brevard County shall amend the Charter of Barefoot Bay Recreation District to limit the number of terms of the members of the board of trustees of the district to no more than 3 successive complete 2-year terms or 2 successive complete 3-year terms. A trustee may not serve more than 6 consecutive years. Beginning with the election to be held in November 2023, if any potential candidate's election to a 3-year term would result in the candidate serving as a trustee for more than 6 consecutive years, the candidate may not be qualified for election to the board of trustees. A member of the board of trustees to whom this limitation applies may serve no sooner than 3 years after the expiration of the member's last successive complete term. This limitation shall not apply to

the portion of any unexpired term served by appointment to fill a vacant seat pursuant to s. 418.302(5), Florida Statutes. If the referendum referenced in section 1 of this act is approved by the electors of the district in the election of November 2022, this section shall supersede and replace section 1 of chapter 2017-202, Laws of Florida, otherwise section 1 of chapter 2017-202, Laws of Florida, shall remain in full force and effect.

Section 3. This act shall take effect upon becoming a law.

Approved by the Governor June 24, 2022.

Filed in Office Secretary of State June 24, 2022.