

1 A bill to be entitled

2 An act relating to the South Indian River Water Control  
3 District, Palm Beach County; amending sections (1) and (2)  
4 of Section 3 of Section 3 of Chapter 2001-313, Laws of  
5 Florida relating to Board of Supervisors elections,  
6 referenda and tabulation of votes; Providing for an  
7 effective date.

8 Be it enacted by the Legislature of the State of Florida:

9 Section 1. Sections (1) and (2) of Section 3 of Section (3) are deleted in their entirety and  
10 replaced by the following language:

11 Section 3. Board of Supervisors; elections.—

12 (1) The Board of Supervisors of the South Indian River Water Control District shall consist  
13 of five members. Members of the board shall be elected for three years. Beginning with  
14 the election of two members in 2016, one member to be elected shall reside west of Canal  
15 18 and one member shall reside east of Canal 18. In 2017, the member to be elected shall  
16 be a resident of the district. In 2018, one member to be elected shall reside west of Canal  
17 18 and one member to be elected shall reside east of Canal 18. Thereafter, two members  
18 of the board shall always reside east of Canal 18, two members shall reside west of Canal  
19 18 and one member shall be elected at large. Beginning with the 2016 election, all  
20 candidates for the board must be landowners and residents of the district on the date of  
21 qualification and maintain ownership and residence through the term or terms of office  
22 served. Failure to maintain residency shall automatically disqualify a supervisor from  
23 serving on the board and the remaining members of the board shall by resolution remove

24 the board member and appoint a landowner resident of the district to serve the remainder  
25 of the disqualified supervisor's term. Residency status shall be determined by the  
26 addresses given on a supervisor's driver's license, voter registration card or other official  
27 identification which shall be submitted to the district manager at the time of qualification  
28 or requalification of a candidate for election to the Board. Any challenge to the  
29 continuing residency of a sitting board member shall be initiated by the challenger in the  
30 Circuit Court for Palm Beach County.

31 (2) Beginning with the 2016 election of board members, only landowners residing west of  
32 Canal 18 may vote for a board candidate to represent the area west of Canal 18.  
33 Beginning with the 2016 election of a board member, only landowners residing east of  
34 Canal 18 may vote for a board candidate to represent the area east of Canal 18.

35 (3) For Board of Supervisors elections, and all referenda conducted by the district, the board  
36 shall appoint a forensic auditor to tabulate all ballots and report results to the Board of  
37 Supervisors as soon as practicable after the election. The forensic auditor appointed by  
38 the board shall not be otherwise employed by the District, any member of the Board or a  
39 resident of the District nor shall the auditor be related by blood or marriage to any board  
40 member or district resident.

41 (4) The forensic auditor will safeguard the tabulated ballots and any interested landowner  
42 may examine the ballots under the supervision of the auditor and a resident observer  
43 appointed by the board so that any landowner may have an opportunity to contest the  
44 election by filing objections with the Board of Supervisors concerning any ballot believed  
45 to be incorrect or improper. All objections must be filed with the board no later than one

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46 week from the date of the election. Any appeal of a Board decision shall be by certiorari  
47 to the Circuit Court for Palm Beach County.

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

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