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CHAMBER ACTION

Senate

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House

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1 Senator Alexander moved the following **amendment**:

2  
3 **Senate Amendment (with title amendment)**

4 Between line(s) 819 and 820

5 insert:

6  
7 Section 8. Subsection (1) of section 212.055, Florida  
8 Statutes, is amended to read:

9 212.055 Discretionary sales surtaxes; legislative intent;  
10 authorization and use of proceeds.--It is the legislative intent  
11 that any authorization for imposition of a discretionary sales  
12 surtax shall be published in the Florida Statutes as a subsection  
13 of this section, irrespective of the duration of the levy. Each  
14 enactment shall specify the types of counties authorized to levy;  
15 the rate or rates which may be imposed; the maximum length of  
16 time the surtax may be imposed, if any; the procedure which must  
17 be followed to secure voter approval, if required; the purpose



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18 for which the proceeds may be expended; and such other  
19 requirements as the Legislature may provide. Taxable transactions  
20 and administrative procedures shall be as provided in s. 212.054.

21 (1) CHARTER COUNTY TRANSPORTATION ~~TRANSIT~~ SYSTEM SURTAX.--

22 (a) Each charter county that has ~~which~~ adopted a charter  
23 ~~prior to January 1, 1984~~, and each county the government of which  
24 is consolidated with that of one or more municipalities, may levy  
25 a discretionary sales surtax, subject to approval by a majority  
26 vote of the electorate of the county or by a charter amendment  
27 approved by a majority vote of the electorate of the county.

28 (b) The rate shall be up to 1 percent.

29 (c) The proposal to adopt a discretionary sales surtax as  
30 provided in this subsection and to create a trust fund within the  
31 county accounts shall be placed on the ballot in accordance with  
32 law at a time to be set at the discretion of the governing body.

33 (d) Proceeds from the surtax shall be applied to as many or  
34 as few of the uses enumerated below in whatever combination the  
35 county commission deems appropriate:

36 1. Deposited by the county in the trust fund and shall be  
37 used for the purposes of development, construction, equipment,  
38 maintenance, operation, supportive services, including a  
39 countywide bus system, and related costs of a fixed guideway  
40 rapid transit system;

41 2. Remitted by the governing body of the county to an  
42 expressway, transit, or transportation authority created by law  
43 to be used, at the discretion of such authority, for the  
44 development, construction, operation, or maintenance of roads or  
45 bridges in the county, for the operation and maintenance of a bus  
46 system, for the payment of principal and interest on existing  
47 bonds issued for the construction of such roads or bridges, and,



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48 upon approval by the county commission, such proceeds may be  
49 pledged for bonds issued to refinance existing bonds or new bonds  
50 issued for the construction of such roads or bridges;

51 3. Used by the charter county for the development,  
52 construction, operation, and maintenance of roads and bridges in  
53 the county; for the expansion, operation, and maintenance of bus  
54 and fixed guideway systems; and for the payment of principal and  
55 interest on bonds issued for the construction of fixed guideway  
56 rapid transit systems, bus systems, roads, or bridges; and such  
57 proceeds may be pledged by the governing body of the county for  
58 bonds issued to refinance existing bonds or new bonds issued for  
59 the construction of such fixed guideway rapid transit systems,  
60 bus systems, roads, or bridges and no more than 25 percent used  
61 for nontransit uses; and

62 4. Used by the charter county for the planning,  
63 development, construction, operation, and maintenance of roads  
64 and bridges in the county; for the planning, development,  
65 expansion, operation, and maintenance of bus and fixed guideway  
66 systems; and for the payment of principal and interest on bonds  
67 issued for the construction of fixed guideway rapid transit  
68 systems, bus systems, roads, or bridges; and such proceeds may be  
69 pledged by the governing body of the county for bonds issued to  
70 refinance existing bonds or new bonds issued for the construction  
71 of such fixed guideway rapid transit systems, bus systems, roads,  
72 or bridges. Pursuant to an interlocal agreement entered into  
73 pursuant to chapter 163, the governing body of the charter county  
74 may distribute proceeds from the tax to a municipality, or an  
75 expressway or transportation authority created by law to be  
76 expended for the purpose authorized by this paragraph.

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Bill No. CS for CS for CS for SB 1978



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78 | ===== T I T L E A M E N D M E N T =====

79 | And the title is amended as follows:

80 |       On line(s) 43, after first semicolon,  
81 | insert:

82 |  
83 |       amending s. 212.055, F.S.; renaming the surtax; expanding  
84 |       the eligibility to levy the surtax to all charter  
85 |       counties;