

Bill No. CS for SB 328

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator McKay moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 2, between lines 16 and 17,		
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16	insert:		
17	Section 2. Paragraph (d) of subsection (2) of section		
18	212.055, Florida Statutes, as amended by section 17 of chapter		
19	97-384, Laws of Florida, is amended to read:		
20	212.055 Discretionary sales surtaxes; legislative		
21	intent; authorization and use of proceeds.--It is the		
22	legislative intent that any authorization for imposition of a		
23	discretionary sales surtax shall be published in the Florida		
24	Statutes as a subsection of this section, irrespective of the		
25	duration of the levy. Each enactment shall specify the types		
26	of counties authorized to levy; the rate or rates which may be		
27	imposed; the maximum length of time the surtax may be imposed,		
28	if any; the procedure which must be followed to secure voter		
29	approval, if required; the purpose for which the proceeds may		
30	be expended; and such other requirements as the Legislature		
31	may provide. Taxable transactions and administrative		

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1 procedures shall be as provided in s. 212.054.

2 (2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.--

3 (d)1. The proceeds of the surtax authorized by this
4 subsection and any interest accrued thereto shall be expended
5 by the school district or within the county and municipalities
6 within the county, or, in the case of a negotiated joint
7 county agreement, within another county, to finance, plan, and
8 construct infrastructure and to acquire land for public
9 recreation or conservation or protection of natural resources
10 and to finance the closure of county-owned or municipally
11 owned solid waste landfills that are already closed or are
12 required to close by order of the Department of Environmental
13 Protection. Any use of such proceeds or interest for purposes
14 of landfill closure prior to July 1, 1993, is ratified.
15 Neither the proceeds nor any interest accrued thereto shall be
16 used for operational expenses of any infrastructure, except
17 that any county with a population of less than 50,000 that is
18 required to close a landfill by order of the Department of
19 Environmental Protection may use the proceeds or any interest
20 accrued thereto for long-term maintenance costs associated
21 with landfill closure. Counties, as defined in s. 125.011(1),
22 may, in addition, use the proceeds to retire or service
23 indebtedness incurred for bonds issued prior to July 1, 1987,
24 for infrastructure purposes.

25 2. For the purposes of this paragraph,
26 "infrastructure" means:

27 a. Any fixed capital expenditure or fixed capital
28 outlay associated with the construction, reconstruction, or
29 improvement of public facilities which have a life expectancy
30 of 5 or more years and any land acquisition, land improvement,
31 design, and engineering costs related thereto.

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1 b. A fire department vehicle, an emergency medical
2 service vehicle, a sheriff's office vehicle, a police
3 department vehicle, or any other vehicle, and such equipment
4 necessary to outfit the vehicle for its official use or
5 equipment that has a life expectancy of at least 5 years.

6 3. Notwithstanding any other provision of this
7 subsection, a discretionary sales surtax imposed or extended
8 after the effective date of this act may provide for an amount
9 not to exceed 30 percent of the local option sales surtax
10 proceeds to be allocated for deposit to a trust fund within
11 the county's accounts created for the purpose of funding
12 economic development projects of a general public purpose
13 targeted to improve local economies, including the funding of
14 operational costs and incentives related to such economic
15 development. The ballot statement must indicate the intention
16 to make an allocation under the authority of this
17 subparagraph.

18
19 (Redesignate subsequent sections.)

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21
22 ===== T I T L E A M E N D M E N T =====

23 And the title is amended as follows:

24 On page 1, line 8, after the semicolon

25
26 insert:

27 amending s. 212.055, F.S.; authorizing counties
28 to use a specified percent of surtax proceeds
29 for economic development projects;

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