

By Senator Jones

40-1540-99

1 A bill to be entitled
 2 An act relating to charter county transit
 3 system surtaxes; amending s. 212.055, F.S.;
 4 providing for the proceeds from such tax to be
 5 used to expand, operate, and maintain a
 6 fixed-guideway system and to pay fund bonds
 7 issued to construct bus systems; providing an
 8 effective date.

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

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 12 Section 1. Subsection (1) of section 212.055, Florida
 13 Statutes, 1998 Supplement, is amended to read:

14 212.055 Discretionary sales surtaxes; legislative
 15 intent; authorization and use of proceeds.--It is the
 16 legislative intent that any authorization for imposition of a
 17 discretionary sales surtax shall be published in the Florida
 18 Statutes as a subsection of this section, irrespective of the
 19 duration of the levy. Each enactment shall specify the types
 20 of counties authorized to levy; the rate or rates which may be
 21 imposed; the maximum length of time the surtax may be imposed,
 22 if any; the procedure which must be followed to secure voter
 23 approval, if required; the purpose for which the proceeds may
 24 be expended; and such other requirements as the Legislature
 25 may provide. Taxable transactions and administrative
 26 procedures shall be as provided in s. 212.054.

27 (1) CHARTER COUNTY TRANSIT SYSTEM SURTAX.--

28 (a) Each charter county which adopted a charter prior
 29 to June 1, 1976, and each county the government of which is
 30 consolidated with that of one or more municipalities, may levy
 31 a discretionary sales surtax, subject to approval by a

1 majority vote of the electorate of the county or by a charter
2 amendment approved by a majority vote of the electorate of the
3 county.

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

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

10 (d) Proceeds from the surtax shall be:

11 1. Deposited by the county in the trust fund and shall
12 be used only for the purposes of development, construction,
13 equipment, maintenance, operation, supportive services,
14 including a countywide bus system, and related costs of a
15 fixed guideway rapid transit system;

16 2. Remitted by the governing body of the county to an
17 expressway or transportation authority created by law to be
18 used, at the discretion of such authority, for the
19 development, construction, operation, or maintenance of roads
20 or bridges in the county, for the operation and maintenance of
21 a bus system, or for the payment of principal and interest on
22 existing bonds issued for the construction of such roads or
23 bridges, and, upon approval by the county commission, such
24 proceeds may be pledged for bonds issued to refinance existing
25 bonds or new bonds issued for the construction of such roads
26 or bridges; or

27 3. For each county, as defined in s. 125.011(1), used
28 for the development, construction, operation, and ~~or~~
29 maintenance of roads and bridges in the county; for the
30 expansion, operation, and maintenance of ~~an existing~~ bus and
31 fixed-guideway systems ~~system~~; and ~~or~~ for the payment of

1 principal and interest on ~~existing~~ bonds issued for the
2 construction of fixed-guideway ~~fixed-guideway~~ rapid transit
3 systems, bus systems, roads, or bridges; and such proceeds may
4 be pledged by the governing body of the county for bonds
5 issued to refinance existing bonds or new bonds issued for the
6 construction of such fixed-guideway ~~fixed-guideway~~ rapid
7 transit systems, bus systems, roads, or bridges.

8 Section 2. This act shall take effect July 1, 1999.

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11 SENATE SUMMARY

12 Expands the use of charter county transit system surtaxes
13 to include certain fixed-guideway systems and bus
14 systems.
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