

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Forman, Campbell, Klein, Geller and Dawson-White

316-1628-99

1 A bill to be entitled
 2 An act relating to the local option fuel tax
 3 for county transportation systems; amending s.
 4 336.025, F.S.; authorizing certain charter
 5 counties to use a portion of certain proceeds
 6 of said tax for homeless assistance programs;
 7 providing for an interlocal agreement;
 8 requiring adoption of a resolution specifying
 9 that the county is meeting certain
 10 transportation needs; requiring the county to
 11 continue funding such programs from other
 12 sources at a specified level; defining
 13 "homeless assistance program"; providing for
 14 expiration of the use of such proceeds for
 15 homeless assistance programs; providing an
 16 effective date.

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

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 20 Section 1. Present subsection (9) of section 336.025,
 21 Florida Statutes, is renumbered as subsection (10), and a new
 22 subsection (9) is added to that section to read:

23 336.025 County transportation system; levy of local
 24 option fuel tax on motor fuel and diesel fuel.--

25 (9) Notwithstanding any other provision of this
 26 section, the governing board of a charter county that has a
 27 population of 1,250,000 or more persons and which levied a tax
 28 under paragraph (1)(b) prior to January 1, 1999, may use the
 29 proceeds of 1 cent of that tax in any fiscal year to fund any
 30 homeless assistance program within the county. The charter
 31 county may establish an interlocal agreement with one or more

1 municipalities located within the county, representing a
2 majority of the population of the incorporated area in such
3 county, which excludes the distribution of any proceeds
4 derived from the 1-cent tax that is used for homeless
5 assistance programs countywide. In authorizing the use of
6 these proceeds for countywide homeless assistance programs,
7 the governing board of the charter county must adopt a
8 resolution certifying that the charter county is meeting its
9 transportation needs as identified in the 5-year
10 transportation capital improvements program included within
11 the capital improvements element of the charter county's
12 comprehensive plan. The charter county shall file a certified
13 copy of the resolution with the executive director of the
14 Department of Revenue and the Secretary of Community Affairs.
15 A county that elects to use tax proceeds for homeless
16 assistance programs pursuant to this subsection must continue
17 to expend county funds from other sources each year for
18 homeless assistance programs in an amount that is at least
19 equal to the amount it expended for such programs in the
20 current fiscal year in which the county makes such election.
21 The county must also have a segregated account established for
22 these gas tax funds prior to implementation under this act.
23 For purposes of this subsection, the term "homeless assistance
24 program" includes, but is not limited to, the construction,
25 renovation, rehabilitation, and operation of emergency
26 shelters, homeless assistance centers, or other directly
27 related facilities which provide assistance within an
28 established continuum of care to homeless persons within the
29 county. Unless otherwise extended, the authority to use these
30 proceeds for countywide homeless assistance programs as
31 authorized by this subsection expires on September 30, 2005.

1 Section 2. This act shall take effect October 1, 1999.

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3 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
4 COMMITTEE SUBSTITUTE FOR
5 Senate Bill 296

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6 The CS requires the county maintain funding of homeless
7 programs to the same level as in the current fiscal year,
8 rather than the preceding year, that the county elects to use
9 the gas tax proceeds for homeless programs; requires the
10 county have a segregated account for the gas tax funds prior
11 to implementation of the gas surtax for the homeless;
12 clarifies the definition of homeless assistance program; and
13 changes the effective date to October 1, 1999.

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