

By Representatives Gottlieb, Sanderson, C. Smith, Rayson, Henriquez, Greenstein, Wasserman Schultz, Effman, Ryan, Ritter, Sobel, Stafford and Logan

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. Subsection (9) of section 336.025, Florida  
21 Statutes, is renumbered as subsection (10), and a new  
22 subsection (9) is added to said 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 that 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 fiscal year in which the county makes such election. The  
21 county must also establish a segregated account for these tax  
22 proceeds prior to implementation of this subsection. For  
23 purposes of this subsection, "homeless assistance program"  
24 includes, but is not limited to, the construction, renovation,  
25 rehabilitation, and operation of emergency shelters, homeless  
26 assistance centers, or other directly related facilities which  
27 provide assistance within an established continuum of care to  
28 homeless persons within the county. Unless otherwise extended,  
29 the use of these proceeds for countywide homeless assistance  
30 programs as authorized by this subsection shall expire on  
31 September 30, 2005.

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

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HOUSE SUMMARY

Authorizes certain charter counties to use 1 cent of the proceeds of the additional local option tax on motor fuel which presently may be levied for county transportation systems for countywide homeless assistance programs. Requires the county to certify by resolution that its transportation needs identified in the county's comprehensive plan are being met. Directs that the county not decrease its level of funding of such programs from other sources. Provides for expiration of this authority in 2005.