

1                                   A bill to be entitled  
2           An act relating to taxation; providing  
3           legislative intent; amending s. 212.08, F.S.;  
4           revising the amount of the exemption for  
5           industrial machinery and equipment used in an  
6           expanding business; forgiving certain taxes;  
7           amending s. 196.012, F.S.; providing that, for  
8           purposes of determining eligibility for  
9           exemption, property which is leased to an  
10          exempt entity under a capital lease shall be  
11          deemed "owned" by the entity; defining "capital  
12          lease"; amending s. 196.198, F.S.; providing  
13          that property leased from a governmental agency  
14          is eligible for the exemption for educational  
15          property if the agency continues to use the  
16          property exclusively for educational purposes;  
17          amending s. 200.065, F.S.; expanding the list  
18          of allowable variations in the format that a  
19          taxing authority must use in the advertisement  
20          stating its intent to finally adopt a millage  
21          rate and budget; amending s. 193.155, F.S.,  
22          relating to homestead assessments; revising  
23          requirements for determining value of property;  
24          amending s. 125.0104, F.S., relating to the  
25          tourist development tax; authorizing certain  
26          counties to use the proceeds of the tax for  
27          additional purposes; amending s. 561.501, F.S.;  
28          reducing the surcharges on liquor, wine, cider,  
29          and beer sold for consumption on the premises;  
30          providing an exemption from the surcharge to  
31          certain nonprofit organizations; amending s.

1           561.121, F.S.; increasing the portion of the  
2           surcharge which is transferred to the Children  
3           and Adolescents Substance Abuse Trust Fund;  
4           amending s. 561.501, F.S.; providing an  
5           exemption from the alcoholic beverage surcharge  
6           to certain nonprofit and veterans'  
7           organizations; providing an effective date.

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

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11           Section 1. Paragraph (b) of subsection (5) of section  
12   212.08, Florida Statutes, is amended to read:

13           212.08 Sales, rental, use, consumption, distribution,  
14   and storage tax; specified exemptions.--The sale at retail,  
15   the rental, the use, the consumption, the distribution, and  
16   the storage to be used or consumed in this state of the  
17   following are hereby specifically exempt from the tax imposed  
18   by this chapter.

19           (5) EXEMPTIONS; ACCOUNT OF USE.--

20           (b) Machinery and equipment used to increase  
21   productive output.--

22           1. Industrial machinery and equipment purchased for  
23   exclusive use by a new business in spaceport activities as  
24   defined by s. 212.02 or for use in new businesses which  
25   manufacture, process, compound, or produce for sale items of  
26   tangible personal property at fixed locations are exempt from  
27   the tax imposed by this chapter upon an affirmative showing by  
28   the taxpayer to the satisfaction of the department that such  
29   items are used in a new business in this state. Such purchases  
30   must be made prior to the date the business first begins its  
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1 productive operations, and delivery of the purchased item must  
2 be made within 12 months of that date.

3       2.a. Industrial machinery and equipment purchased for  
4 exclusive use by an expanding facility which is engaged in  
5 spaceport activities as defined by s. 212.02 or for use in  
6 expanding manufacturing facilities or plant units which  
7 manufacture, process, compound, or produce for sale items of  
8 tangible personal property at fixed locations in this state  
9 are exempt from any amount of tax imposed by this chapter in  
10 excess of \$15,000~~\$50,000~~ per calendar year upon an  
11 affirmative showing by the taxpayer to the satisfaction of the  
12 department that such items are used to increase the productive  
13 output of such expanded facility or business by not less than  
14 10 percent.

15       b. Notwithstanding any other provision of this  
16 section, industrial machinery and equipment purchased for use  
17 in expanding printing manufacturing facilities or plant units  
18 that manufacture, process, compound, or produce for sale items  
19 of tangible personal property at fixed locations in this state  
20 are exempt from any amount of tax imposed by this chapter upon  
21 an affirmative showing by the taxpayer to the satisfaction of  
22 the department that such items are used to increase the  
23 productive output of such an expanded business by not less  
24 than 10 percent.

25       3.a. To receive an exemption provided by subparagraph  
26 1. or subparagraph 2., a qualifying business entity shall  
27 apply to the department for a temporary tax exemption permit.  
28 The application shall state that a new business exemption or  
29 expanded business exemption is being sought. Upon a tentative  
30 affirmative determination by the department pursuant to  
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1 subparagraph 1. or subparagraph 2., the department shall issue  
2 such permit.

3           b. The applicant shall be required to maintain all  
4 necessary books and records to support the exemption. Upon  
5 completion of purchases of qualified machinery and equipment  
6 pursuant to subparagraph 1. or subparagraph 2., the temporary  
7 tax permit shall be delivered to the department or returned to  
8 the department by certified or registered mail.

9           c. If, in a subsequent audit conducted by the  
10 department, it is determined that the machinery and equipment  
11 purchased as exempt under subparagraph 1. or subparagraph 2.  
12 did not meet the criteria mandated by this paragraph or if  
13 commencement of production did not occur, the amount of taxes  
14 exempted at the time of purchase shall immediately be due and  
15 payable to the department by the business entity, together  
16 with the appropriate interest and penalty, computed from the  
17 date of purchase, in the manner prescribed by this chapter.

18           d. In the event a qualifying business entity fails to  
19 apply for a temporary exemption permit or if the tentative  
20 determination by the department required to obtain a temporary  
21 exemption permit is negative, a qualifying business entity  
22 shall receive the exemption provided in subparagraph 1. or  
23 subparagraph 2. through a refund of previously paid taxes. No  
24 refund may be made for such taxes unless the criteria mandated  
25 by subparagraph 1. or subparagraph 2. have been met and  
26 commencement of production has occurred.

27           4. The department shall promulgate rules governing  
28 applications for, issuance of, and the form of temporary tax  
29 exemption permits; provisions for recapture of taxes; and the  
30 manner and form of refund applications and may establish  
31 guidelines as to the requisites for an affirmative showing of

1 increased productive output, commencement of production, and  
2 qualification for exemption.

3           5. The exemptions provided in subparagraphs 1. and 2.  
4 do not apply to machinery or equipment purchased or used by  
5 electric utility companies, communications companies, oil or  
6 gas exploration or production operations, publishing firms  
7 that do not export at least 50 percent of their finished  
8 product out of the state, any firm subject to regulation by  
9 the Division of Hotels and Restaurants of the Department of  
10 Business and Professional Regulation, or any firm which does  
11 not manufacture, process, compound, or produce for sale items  
12 of tangible personal property or which does not use such  
13 machinery and equipment in spaceport activities as required by  
14 this paragraph. The exemptions provided in subparagraphs 1.  
15 and 2. shall apply to machinery and equipment purchased for  
16 use in phosphate or other solid minerals severance, mining, or  
17 processing operations only by way of a prospective credit  
18 against taxes due under chapter 211 for taxes paid under this  
19 chapter on such machinery and equipment.

20           6. For the purposes of the exemptions provided in  
21 subparagraphs 1. and 2., these terms have the following  
22 meanings:

23           a. "Industrial machinery and equipment" means "section  
24 38 property" as defined in s. 48(a)(1)(A) and (B)(i) of the  
25 Internal Revenue Code, provided "industrial machinery and  
26 equipment" shall be construed by regulations adopted by the  
27 Department of Revenue to mean tangible property used as an  
28 integral part of spaceport activities or of the manufacturing,  
29 processing, compounding, or producing for sale of items of  
30 tangible personal property. Such term includes parts and  
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1 accessories only to the extent that the exemption thereof is  
2 consistent with the provisions of this paragraph.

3       b. "Productive output" means the number of units  
4 actually produced by a single plant or operation in a single  
5 continuous 12-month period, irrespective of sales. Increases  
6 in productive output shall be measured by the output for 12  
7 continuous months immediately following the completion of  
8 installation of such machinery or equipment over the output  
9 for the 12 continuous months immediately preceding such  
10 installation. However, if a different 12-month continuous  
11 period of time would more accurately reflect the increase in  
12 productive output of machinery and equipment purchased to  
13 facilitate an expansion, the increase in productive output may  
14 be measured during that 12-month continuous period of time if  
15 such time period is mutually agreed upon by the Department of  
16 Revenue and the expanding business prior to the commencement  
17 of production; provided, however, in no case may such time  
18 period begin later than 2 years following the completion of  
19 installation of the new machinery and equipment. The units  
20 used to measure productive output shall be physically  
21 comparable between the two periods, irrespective of sales.

22       7. Notwithstanding any other provision in this  
23 paragraph to the contrary, in order to receive the exemption  
24 provided in this paragraph a taxpayer must register with the  
25 WAGES Program Business Registry established by the local WAGES  
26 coalition for the area in which the taxpayer is located. Such  
27 registration establishes a commitment on the part of the  
28 taxpayer to hire WAGES program participants to the maximum  
29 extent possible consistent with the nature of their business.

30       Section 2. Any double-sum tax liability that accrued  
31 under section 550.09515(2)(a)2., Florida Statutes, between

1 January 1, 2000, and May 22, 2000, is forgiven, and the  
2 Department of Business and Professional Regulation may not  
3 maintain an action to collect such taxes.

4 Section 3. Subsection (20) is added to section  
5 196.012, Florida Statutes, to read:

6 196.012 Definitions.--For the purpose of this chapter,  
7 the following terms are defined as follows, except where the  
8 context clearly indicates otherwise:

9 (20) For purposes of determining if property is  
10 "owned" by an exempt entity, property leased to an exempt  
11 entity under a capital lease shall be deemed to be owned by  
12 that exempt entity. This subsection does not apply with  
13 respect to determining ownership of property leased by an  
14 exempt entity to another person. For purposes of this  
15 subsection, a "capital lease" is a lease to an exempt entity  
16 which meets at least one of the following criteria:

17 (a) Ownership of the property transfers to the lessee  
18 at the end of the lease term.

19 (b) The lease contains a bargain purchase option which  
20 allows the lessee, at his or her option, to buy the leased  
21 property for a price which is sufficiently lower than the  
22 expected fair market value of the property on the date the  
23 option becomes exercisable that exercise of the option  
24 appears, at the inception of the lease, to be reasonably  
25 assured.

26 (c) The lease term is equal to 75 percent or more of  
27 the estimated useful economic life of the property.

28 (d) At the inception of the lease, the present value  
29 of the minimum lease payments is at least 90 percent of the  
30 fair market value of the leased property. As used in this  
31 paragraph, "minimum lease payments" has the same meaning as is

1 contained in Statements and Interpretations of the Financial  
2 Accounting Standards Board in regard to capital-type leases.  
3 The interest rate used to calculate the present value shall be  
4 the Prime Rate published in the "Money Rates" section of the  
5 Wall Street Journal on the same date as the inception of the  
6 lease.

7 Section 4. Section 196.198, Florida Statutes, is  
8 amended to read:

9 196.198 Educational property exemption.--Educational  
10 institutions within this state and their property used by them  
11 or by any other exempt entity or educational institution  
12 exclusively for educational purposes shall be exempt from  
13 taxation. Sheltered workshops providing rehabilitation and  
14 retraining of disabled individuals and exempted by a  
15 certificate under s. (d) of the federal Fair Labor Standards  
16 Act of 1938, as amended, are declared wholly educational in  
17 purpose and shall be exempted from certification,  
18 accreditation, and membership requirements set forth in s.  
19 196.012. Those portions of property of college fraternities  
20 and sororities certified by the president of the college or  
21 university to the appropriate property appraiser as being  
22 essential to the educational process, shall be exempt from ad  
23 valorem taxation. The use of property by public fairs and  
24 expositions chartered by chapter 616 is presumed to be an  
25 educational use of such property and shall be exempt from ad  
26 valorem taxation to the extent of such use. Property used  
27 exclusively for educational purposes shall be deemed owned by  
28 an educational institution if the entity owning 100 percent of  
29 the educational institution is owned by the identical persons  
30 who own the property. If legal title to property is held by a  
31 governmental agency which leases such property to a lessee,



1 such property shall be deemed to be owned by the governmental  
2 agency and used exclusively for educational purposes if the  
3 governmental agency continues to use such property exclusively  
4 for educational purposes pursuant to a sublease or other  
5 contractual agreement with that lessee. If the title to land  
6 is held by the trustee of an irrevocable inter vivos trust and  
7 if the trust grantor owns 100 percent of the entity that owns  
8 an educational institution that is using the land exclusively  
9 for educational purposes, the land is deemed to be property  
10 owned by the educational institution for purposes of this  
11 exemption. Property owned by an educational institution shall  
12 be deemed to be used for an educational purpose if the  
13 institution has taken affirmative steps to prepare the  
14 property for educational use. Affirmative steps means  
15 environmental or land use permitting activities, creation of  
16 architectural plans or schematic drawings, land clearing or  
17 site preparation, construction or renovation activities, or  
18 other similar activities that demonstrate commitment of the  
19 property to an educational use.

20 Section 5. Paragraph (h) of subsection (3) of section  
21 200.065, Florida Statutes, is amended to read:

22 200.065 Method of fixing millage.--

23 (3) The advertisement shall be no less than  
24 one-quarter page in size of a standard size or a tabloid size  
25 newspaper, and the headline in the advertisement shall be in a  
26 type no smaller than 18 point. The advertisement shall not be  
27 placed in that portion of the newspaper where legal notices  
28 and classified advertisements appear. The advertisement shall  
29 be published in a newspaper of general paid circulation in the  
30 county or in a geographically limited insert of such  
31 newspaper. The geographic boundaries in which such insert is

1 circulated shall include the geographic boundaries of the  
2 taxing authority. It is the legislative intent that, whenever  
3 possible, the advertisement appear in a newspaper that is  
4 published at least 5 days a week unless the only newspaper in  
5 the county is published less than 5 days a week, or that the  
6 advertisement appear in a geographically limited insert of  
7 such newspaper which insert is published throughout the taxing  
8 authority's jurisdiction at least twice each week. It is  
9 further the legislative intent that the newspaper selected be  
10 one of general interest and readership in the community and  
11 not one of limited subject matter, pursuant to chapter 50.

12 (h) In no event shall any taxing authority add to or  
13 delete from the language of the advertisements as specified in  
14 this subsection ~~herein~~ unless expressly authorized by law,  
15 except that:7

16 1. If an increase in ad valorem tax rates will affect  
17 only a portion of the jurisdiction of a taxing authority,  
18 advertisements may include a map or geographical description  
19 of the area to be affected and the proposed use of the tax  
20 revenues under consideration.

21 2. If an increase in ad valorem tax rates is the  
22 result of a referendum or other requirement of law, the  
23 advertisements may include a brief description of the  
24 requirement and the proposed use of the resulting tax  
25 revenues.

26 3. A taxing authority making use of the provisions of  
27 this paragraph may also state the increase, if any, over the  
28 rolled-back rate in the nonvoted countywide millage rate set  
29 by the governing body of the taxing authority.

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1 The advertisements required herein must ~~shall~~ not be  
2 accompanied, preceded, or followed by other advertising or  
3 notices that ~~which~~ conflict with or modify the substantive  
4 content prescribed herein.

5 Section 6. Section 193.155, Florida Statutes, is  
6 amended to read:

7 193.155 Homestead assessments.--Homestead property  
8 shall be assessed at just value as of January 1, 1994.  
9 Property receiving the homestead exemption after January 1,  
10 1994, shall be assessed at just value as of January 1 of the  
11 year in which the property receives the exemption. Thereafter,  
12 determination of the ~~assessed~~ value of the property is subject  
13 to the following provisions:

14 (1) Beginning in 1995, or the year following the year  
15 the property receives homestead exemption, whichever is later,  
16 the property shall be reassessed annually on January 1. Any  
17 change resulting from such reassessment shall not exceed the  
18 lower of the following:

19 (a) Three percent of the assessed value of the  
20 property for the prior year; or

21 (b) The percentage change in the Consumer Price Index  
22 for All Urban Consumers, U.S. City Average, all items  
23 1967=100, or successor reports for the preceding calendar year  
24 as initially reported by the United States Department of  
25 Labor, Bureau of Labor Statistics.

26 (2) If the assessed value of the property as  
27 calculated under subsection (1) exceeds the just value, the  
28 assessed value of the property shall be lowered to the just  
29 value of the property.

30 (3) Except as provided in this subsection, property  
31 assessed under this section shall be assessed at just value as

1 of January 1 of the year following a change of ownership.  
2 Thereafter, the annual changes in the assessed value of the  
3 property are subject to the limitations in subsections (1) and  
4 (2). For the purpose of this section, a change in ownership  
5 means any sale, foreclosure, or transfer of legal title or  
6 beneficial title in equity to any person, except as provided  
7 in this subsection. There is no change of ownership if:

8 (a) Subsequent to the change or transfer, the same  
9 person is entitled to the homestead exemption as was  
10 previously entitled and:

- 11 1. The transfer of title is to correct an error; or
- 12 2. The transfer is between legal and equitable title;

13 (b) The transfer is between husband and wife,  
14 including a transfer to a surviving spouse or a transfer due  
15 to a dissolution of marriage;

16 (c) The transfer occurs by operation of law under s.  
17 732.4015; or

18 (d) Upon the death of the owner, the transfer is  
19 between the owner and another who is a permanent resident and  
20 is legally or naturally dependent upon the owner.

21 (4)(a) Changes, additions, or improvements to  
22 homestead property shall be assessed at just value as of the  
23 first January 1 after the changes, additions, or improvements  
24 are substantially completed.

25 (b) Changes, additions, or improvements do not include  
26 replacement of a portion of real property damaged or destroyed  
27 by misfortune or calamity when the just value of the damaged  
28 or destroyed portion as replaced is not more than 125 percent  
29 of the just value of the damaged or destroyed portion. The  
30 value of any replaced real property, or portion thereof, which  
31 is in excess of 125 percent of the just value of the damaged

1 or destroyed property shall be deemed to be a change,  
2 addition, or improvement. Replaced real property with a just  
3 value of less than 100 percent of the original property's just  
4 value shall be assessed pursuant to subsection (5).

5 (c) Changes, additions, or improvements include  
6 improvements made to common areas or other improvements made  
7 to property other than to the homestead property by the owner  
8 or by an owner association, which improvements directly  
9 benefit the homestead property. Such changes, additions, or  
10 improvements shall be assessed at just value, and the just  
11 value shall be apportioned among the parcels benefiting from  
12 the improvement.

13 (5) When property is destroyed or removed and not  
14 replaced, the assessed value of the parcel shall be reduced by  
15 the assessed value attributable to the destroyed or removed  
16 property.

17 (6) Only property that receives a homestead exemption  
18 is subject to this section. No portion of property that is  
19 assessed solely on the basis of character or use pursuant to  
20 s. 193.461 or s. 193.501, or assessed pursuant to s. 193.505,  
21 is subject to this section. When property is assessed under s.  
22 193.461, s. 193.501, or s. 193.505 and contains a residence  
23 under the same ownership, the portion of the property  
24 consisting of the residence and curtilage must be assessed  
25 separately, pursuant to s. 193.011, for the assessment to be  
26 subject to the limitation in this section.

27 (7) If a person received a homestead exemption limited  
28 to that person's proportionate interest in real property, the  
29 provisions of this section apply only to that interest.

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1           (8) Erroneous assessments of homestead property  
2 assessed under this section may be corrected in the following  
3 manner:

4           (a) If errors are made in arriving at any ~~annual~~  
5 assessment under this section due to a material mistake of  
6 fact concerning an essential characteristic of the property,  
7 the just value and assessed value ~~assessment~~ must be  
8 recalculated for every such year, including the year in which  
9 the mistake occurred.

10           (b) If changes, additions, or improvements are not  
11 assessed at just value as of the first January 1 after they  
12 were substantially completed, the property appraiser shall  
13 determine the just value for such changes, additions, or  
14 improvements for the year they were substantially completed.  
15 Assessments for subsequent years shall be corrected, applying  
16 this section if applicable.

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18 If back taxes are due pursuant to s. 193.092, the corrections  
19 made pursuant to this subsection shall be used to calculate  
20 such back taxes.

21           (9) If the property appraiser determines that for any  
22 year or years within the prior 10 years a person who was not  
23 entitled to the homestead property assessment limitation  
24 granted under this section was granted the homestead property  
25 assessment limitation, the property appraiser making such  
26 determination shall record in the public records of the county  
27 a notice of tax lien against any property owned by that person  
28 in the county, and such property must be identified in the  
29 notice of tax lien. Such property that is situated in this  
30 state is subject to the unpaid taxes, plus a penalty of 50  
31 percent of the unpaid taxes for each year and 15 percent

1 interest per annum. However, when a person entitled to  
2 exemption pursuant to s. 196.031 inadvertently receives the  
3 limitation pursuant to this section following a change of  
4 ownership, the assessment of such property must be corrected  
5 as provided in paragraph (8)(a), and the person need not pay  
6 the unpaid taxes, penalties, or interest.

7 Section 7. Paragraph (1) of subsection (3) of section  
8 125.0104, Florida Statutes, is amended to read:

9 125.0104 Tourist development tax; procedure for  
10 levying; authorized uses; referendum; enforcement.--

11 (3) TAXABLE PRIVILEGES; EXEMPTIONS; LEVY; RATE.--

12 (1) In addition to any other tax which is imposed  
13 pursuant to this section, a county may impose up to an  
14 additional 1-percent tax on the exercise of the privilege  
15 described in paragraph (a) by majority vote of the governing  
16 board of the county in order to:

17 1. Pay the debt service on bonds issued to finance the  
18 construction, reconstruction, or renovation of a professional  
19 sports franchise facility, or the acquisition, construction,  
20 reconstruction, or renovation of a retained spring training  
21 franchise facility, either publicly owned and operated, or  
22 publicly owned and operated by the owner of a professional  
23 sports franchise or other lessee with sufficient expertise or  
24 financial capability to operate such facility, and to pay the  
25 planning and design costs incurred prior to the issuance of  
26 such bonds.

27 2. Pay the debt service on bonds issued to finance the  
28 construction, reconstruction, or renovation of a convention  
29 center, and to pay the planning and design costs incurred  
30 prior to the issuance of such bonds.

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1           3. Pay the operation and maintenance costs of a  
2 convention center for a period of up to 10 years. Only  
3 counties that have elected to levy the tax for the purposes  
4 authorized in subparagraph 2. may use the tax for the purposes  
5 enumerated in this subparagraph.

6           4. A county in which a museum described in s. 265.26  
7 or s. 272.129 is located may use the tax for the purposes set  
8 forth in paragraph (5)(a)1.

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10 The provision of paragraph (b) which prohibits any county  
11 authorized to levy a convention development tax pursuant to s.  
12 212.0305 from levying more than the 2-percent tax authorized  
13 by this section, and the provisions of paragraphs (4)(a)  
14 through (d), shall not apply to the additional tax authorized  
15 in this paragraph. The effective date of the levy and  
16 imposition of the tax authorized under this paragraph shall be  
17 the first day of the second month following approval of the  
18 ordinance by the governing board or the first day of any  
19 subsequent month as may be specified in the ordinance. A  
20 certified copy of such ordinance shall be furnished by the  
21 county to the Department of Revenue within 10 days after  
22 approval of such ordinance.

23           Section 8. Effective September 1, 2000, subsection (1)  
24 of section 561.501, Florida Statutes, is amended to read:

25           561.501 Surcharge on sale of alcoholic beverages for  
26 consumption on the premises; penalty.--

27           (1) Notwithstanding s. 561.50 or any other provision  
28 of the Beverage Law, a surcharge of 3.34 ~~6.67~~ cents is imposed  
29 upon each ounce of liquor and each 4 ounces of wine, a  
30 surcharge of 2 ~~4~~ cents is imposed on each 12 ounces of cider,  
31 and a surcharge of 1.34 ~~2.67~~ cents is imposed on each 12



1 ounces of beer sold at retail for consumption on premises  
2 licensed by the division as an alcoholic beverage vendor.  
3 However, the surcharges imposed under this subsection need not  
4 be paid upon such beverages when they are sold by an  
5 organization that is licensed by the division under s.  
6 565.02(4) or s. 561.422 as an alcoholic beverage vendor and  
7 that is determined by the Internal Revenue Service to be  
8 currently exempt from federal income tax under s. 501(c)(3),  
9 (4), (5), (6), (7), (8), or (19) of the Internal Revenue Code  
10 of 1986, as amended.

11 Section 9. Effective September 1, 2000, subsection (4)  
12 of section 561.121, Florida Statutes, is amended to read:

13 561.121 Deposit of revenue.--

14 (4) State funds collected pursuant to s. 561.501 shall  
15 be paid into the State Treasury and credited to the following  
16 accounts:

17 (a) Twenty-seven and two-tenths ~~Thirteen and~~  
18 ~~six-tenths~~ percent of the surcharge on the sale of alcoholic  
19 beverages for consumption on premises shall be transferred to  
20 the Children and Adolescents Substance Abuse Trust Fund, which  
21 shall remain with the Department of Children and Family  
22 Services for the purpose of funding programs directed at  
23 reducing and eliminating substance abuse problems among  
24 children and adolescents.

25 (b) The remainder of collections shall be credited to  
26 the General Revenue Fund.

27 Section 10. Subsection (1) of section 561.501, Florida  
28 Statutes, is amended to read:

29 561.501 Surcharge on sale of alcoholic beverages for  
30 consumption on the premises; penalty.--

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1           (1) Notwithstanding s. 561.50 or any other provision  
2 of the Beverage Law, a surcharge of 6.67 cents is imposed upon  
3 each ounce of liquor and each 4 ounces of wine, a surcharge of  
4 4 cents is imposed on each 12 ounces of cider, and a surcharge  
5 of 2.67 cents is imposed on each 12 ounces of beer sold at  
6 retail for consumption on premises licensed by the division as  
7 an alcoholic beverage vendor. However, the surcharges imposed  
8 under this subsection need not be paid upon such beverages  
9 when they are sold by an organization that is licensed by the  
10 division under s. 565.02(4) or s. 561.422 as an alcoholic  
11 beverage vendor and that is determined by the Internal Revenue  
12 Service to be currently exempt from federal income tax under  
13 s. 501(c)(3) or (19) of the Internal Revenue Code of 1986, as  
14 amended.

15           Section 11. This act shall take effect July 1, 2000.  
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