

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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4		.	

ORIGINAL STAMP BELOW

Representative(s) Kelly offered the following:

Amendment (with title amendment)

On page 7, between lines 3 and 4 of the bill

insert:

Section 3. Subsection (1) of section 166.231, Florida Statutes, is amended, to read:

166.231 Municipalities; public service tax.--

(1)(a) A municipality may levy a tax on the purchase of electricity, metered natural gas, liquefied petroleum gas either metered or bottled, manufactured gas either metered or bottled, and water service. Except for those municipalities in which (c) applies, the tax shall be levied only upon purchases within the municipality and shall not exceed 10 percent of the payments received by the seller of the taxable item from the purchaser for the purchase of such service. Municipalities imposing a tax on the purchase of cable television service as of May 4, 1977, may continue to levy such tax to the extent necessary to meet all obligations to or for the benefit of holders of bonds or certificates which were issued prior to

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1 May 4, 1977. Purchase of electricity means the purchase of
2 electric power by a person who will consume it within the
3 municipality.

4 (b) The tax imposed by paragraph (a) shall not be
5 applied against any fuel adjustment charge, and such charge
6 shall be separately stated on each bill. The term "fuel
7 adjustment charge" means all increases in the cost of utility
8 services to the ultimate consumer resulting from an increase
9 in the cost of fuel to the utility subsequent to October 1,
10 1973.

11 (c) The tax in paragraph (a) on water service may be
12 applied outside municipal boundaries to property included in a
13 development of regional impact approved pursuant to s. 380.06,
14 if agreed to in writing by the development of such property
15 and the municipality prior to March 31, 2000, if a tax levied
16 pursuant to the subsection is challenged, recovery, if any,
17 shall be limited to monies paid into an escrow account of the
18 clerk of the court subsequent to such challenge.

19
20

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

22 And the title is amended as follows:

23 On page 1, line 14,
24 remove from the bill: all of said line

25
26

and insert in lieu thereof:

27 F.S.; amending s. 166.231(1), F.S.; to allow a
28 municipality to levy tax on water service
29 outside municipal boundaries if an agreement is
30 reached by specific date; amending ss. 175.111
31 and 185.09, F.S.;