

Bill No. HB 1981, 2nd Eng.

Amendment No.      Barcode 094130

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

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11 Senator Diaz de la Portilla moved the following substitute for  
 12 amendment to amendment (522299):

13  
 14 **Senate Amendment (with title amendment)**

15 On page 1, line 15  
 16  
 17 insert:

18 Section 1. Subsection (5) of section 218.503, Florida  
 19 Statutes, is amended to read:

20 218.503 Determination of financial emergency.--  
 21 (5)(a) The governing authority of any municipality  
 22 with a resident population of 300,000 or more ~~on April 1,~~  
 23 ~~1999, and~~ which has at any time been declared in a state of  
 24 financial emergency pursuant to this section ~~within the~~  
 25 ~~previous 2 fiscal years~~ may impose a discretionary per-vehicle  
 26 surcharge of up to 20 percent on the gross revenues of the  
 27 sale, lease, or rental of space at parking facilities within  
 28 the municipality that are open for use to the general public.  
 29 Consistent with s. 125.015, and to the extent not otherwise  
 30 immune or exempt, employees of the county parking at  
 31 county-owned or operated parking facilities are exempt.

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 (b) A municipal governing authority that imposes the  
2 surcharge authorized by this subsection may use the proceeds  
3 of such surcharge for the following purposes only:

4 1. No less than 60 percent and no more than 80 percent  
5 of the surcharge proceeds shall be used by the governing  
6 authority to reduce its ad valorem tax millage rate or to  
7 reduce or eliminate non-ad valorem assessments.

8 2. A portion of the balance of the surcharge proceeds  
9 shall be used by the governing authority to increase its  
10 budget reserves; however, the governing authority shall not  
11 reduce the amount it allocates for budget reserves from other  
12 sources below the amount allocated for reserves in the fiscal  
13 year prior to the year in which the surcharge is initially  
14 imposed. When a 15-percent budget reserve is achieved, based  
15 on the average gross revenue for the most recent 3 prior  
16 fiscal years, the remaining proceeds from this subparagraph  
17 shall be used for the payment of annual debt service related  
18 to outstanding obligations backed or secured by a covenant to  
19 budget and appropriate from non-ad valorem revenues.

20 (c)1. As used in this section:

21 a. "Eligible county" means a county that constructs,  
22 reconstructs, renovates, expands, or rehabilitates, directly  
23 or indirectly through turnkey or other contractual  
24 arrangements, a significant new facility on a qualifying site.

25 b. "Qualifying site" means a site located in a  
26 brownfields area designated under s. 376.80 that is owned by  
27 an eligible county and is within the boundaries of a  
28 municipality.

29 c. "Significant new facility" means a real property  
30 improvement on a qualifying site that has a regional impact  
31 and meets the following requirements:

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1       (I) It is owned by a county or municipality, subject  
2 to a determination of property tax immunity, and leased to,  
3 licensed to, or operated by a private, for-profit entity for  
4 the purpose of operating a business therefrom for a period of  
5 not less than 30 years.

6       (II) It has a projected cost for construction,  
7 reconstruction, renovation, expansion, or rehabilitation of  
8 the facility and acquisition and remediation of the qualifying  
9 site of not less than \$300 million, of which not less than \$75  
10 million, over the term of the lease, license, or operation,  
11 will be contributed by the private entity, which contribution  
12 may be in the form of payments in lieu of taxes, ground lease  
13 rent, license fees, rents, and other charges, including,  
14 without limitation, annual payments pledged to finance the  
15 construction of the facility.

16       (III) It has been proposed, in a report submitted to  
17 the eligible county by a qualified economist, that the  
18 facility will have an annual economic impact of not less than  
19 \$100 million over the term of the lease, license, or operation  
20 and will create not less than 3,000 jobs over the same period.

21       d. "Cost," with respect to the qualifying site and  
22 significant new facility, has the same meaning as provided in  
23 s. 190.003(7).

24       (d)1. Unless a municipality extends this subsection  
25 pursuant to subparagraphs 2. and 3., this subsection is  
26 repealed on June 30, 2006.

27       2. A referendum shall be held at the next general  
28 election with respect to a municipality that has previously  
29 imposed a surcharge pursuant to paragraph (a), or within 90  
30 days after any municipality becomes eligible to impose a  
31 surcharge pursuant to paragraph (a), in any municipality

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 imposing the surcharge authorized in this subsection. With  
2 respect to a municipality that has previously imposed a  
3 surcharge pursuant to paragraph (a), the subject of the  
4 referendum shall be the extension of the repeal date of the  
5 surcharge to June 30, 2046, and an extension of the uses of  
6 surcharge proceeds. A statement that includes a brief general  
7 description of the additional uses of the surcharge proceeds  
8 shall be placed on the ballot. However, the county may not  
9 hold the referendum unless the private, for-profit entity that  
10 will operate a business from the significant new facility  
11 enters into an agreement with the county under which the  
12 entity agrees to spend no more than \$100,000 in such election  
13 to promote a particular position related to such significant  
14 new facility.

15 3. If a majority of the electors of the municipality  
16 voting on this question in the election approve the imposition  
17 of the surcharge or extension of the repeal date and if  
18 construction of a significant new facility is commenced by  
19 June 30, 2006, on a qualifying site, this subsection shall be  
20 repealed June 30, 2046. Notwithstanding the provisions of  
21 paragraph (b), if an extension is approved pursuant to this  
22 subparagraph, the funds generated by the surcharge shall be  
23 distributed as specified in paragraph (e).

24 (e) Effective January 1, 2005, 33 1/3 percent of the  
25 surcharge proceeds shall be remitted to the eligible county  
26 and expended as provided in paragraph (f). The remaining  
27 proceeds shall be retained by the municipal governing  
28 authority, which shall expend the proceeds pursuant to  
29 paragraph (h). However, beginning January 1, 2007, the payment  
30 to the eligible county shall not in any fiscal year be less  
31 than the amount remitted to an eligible county in the

Bill No. HB 1981, 2nd Eng.

Amendment No.      Barcode 094130

1 preceding fiscal year and, for the purpose of assuring the  
2 remittances, the proceeds received by the municipality in the  
3 last three months of each fiscal year shall be held and  
4 remitted on the last day of the fiscal year so that the  
5 eligible county will receive no less than the amount remitted  
6 in the preceding fiscal year.

7 (f) An eligible county that receives proceeds from the  
8 surcharge may utilize them to construct, reconstruct,  
9 renovate, expand, or rehabilitate, directly or indirectly  
10 through turnkey or other contractual arrangements, a  
11 significant new facility on a qualifying site in the manner  
12 provided in this paragraph.

13 1. An eligible county may use funds provided pursuant  
14 to this paragraph only for the public purpose of paying debt  
15 service on bonds or other obligations issued to finance the  
16 costs of acquisition, site preparation, infrastructure  
17 development, construction, reconstruction, renovation,  
18 expansion, or rehabilitation of the qualifying site and  
19 significant new facility to be located thereon, or for the  
20 costs of infrastructure and other improvements outside the  
21 boundaries of the qualifying site but which are necessary or  
22 helpful to the development or operation of the facility, or  
23 for reimbursement of such costs, and the costs incurred by it  
24 to remediate the qualifying site.

25 2. If in any fiscal year the funds provided pursuant  
26 to this paragraph exceed the amounts necessary in that fiscal  
27 year to pay the costs related to the significant new facility  
28 and the qualifying site pursuant to this subsection and to pay  
29 the debt service on bonds or other obligations issued to  
30 finance or refinance such costs, the excess funds shall be  
31 used to fund required reserves.

Bill No. HB 1981, 2nd Eng.

Amendment No.      Barcode 094130

1           (g) An eligible county must take affirmative measures  
2 to ensure that procurement related to the planning, design,  
3 construction, building, maintenance, and operation of the  
4 significant new facility contracting is reflective of the  
5 racial and ethnic makeup of the community.

6           (h) Of the funds remaining after the distributions to  
7 the eligible county required in paragraph (e), \$1 million  
8 shall be distributed to a not-for-profit economic development  
9 trust in an eligible county, which shall use the funds for  
10 primary learning centers in blighted urbanized areas,  
11 brownfield redevelopment, and economic development, which  
12 amount shall adjust upwards or downwards at the same  
13 percentage as the increase or decrease in the surcharge  
14 overall. Of the remaining funds thereafter, not less than 60  
15 percent and not more than 80 percent shall be used by the  
16 governing authority to reduce its ad valorem tax millage rate  
17 or to reduce or eliminate non-ad valorem assessments and no  
18 less than ten 10 percent and no more than 20 percent shall be  
19 allocated for infrastructure improvements and be used in the  
20 downtown/urban core areas, industrial areas, suburban areas,  
21 or other areas from where the facilities are located that  
22 generate the funds. Areas shall be defined consistent with  
23 Florida Statutes and local law.

24           1. A downtown/urban area shall be coterminous with any  
25 Downtown Development District established pursuant to section  
26 166.0497, Florida Statutes, or chapter 65-1090, Laws of  
27 Florida or to any Community Redevelopment Agency established  
28 pursuant to section 163.356, Florida Statutes. Alternatively,  
29 any eligible local governmental entity may identify the  
30 downtown/urban core area as any contiguous area consisting of  
31 lands where the predominant acreage is designated as

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 commercial or its substantial equivalent, in an applicable  
2 local government comprehensive plan.

3 2. An industrial area is any contiguous area  
4 consisting of lands where the predominant acreage is  
5 designated industrial or its substantial equivalent in an  
6 applied local government comprehensive plan.

7 3. A suburban area is any contiguous area consisting  
8 of lands where the predominant acreage is designated  
9 residential or its substantial equivalent in an applicable  
10 local government comprehensive plan.

11  
12 Any number of areas may be used by the local governmental  
13 entity, provided that the areas are defined by ordinance and  
14 Florida law and include all parking facilities subject to the  
15 surcharge.

16 Section 2. Section 376.84, Florida Statutes, is  
17 amended to read:

18 376.84 Brownfield redevelopment economic  
19 incentives.--It is the intent of the Legislature that  
20 brownfield redevelopment activities be viewed as opportunities  
21 to significantly improve the utilization, general condition,  
22 and appearance of these sites. Different standards than those  
23 in place for new development, as allowed under current state  
24 and local laws, should be used to the fullest extent to  
25 encourage the redevelopment of a brownfield. State and local  
26 governments are encouraged to offer redevelopment incentives  
27 for this purpose, as an ongoing public investment in  
28 infrastructure and services, to help eliminate the public  
29 health and environmental hazards, and to promote the creation  
30 of jobs in these areas. Such incentives may include  
31 financial, regulatory, and technical assistance to persons and

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 businesses involved in the redevelopment of the brownfield  
2 pursuant to this act. The Legislature further recognizes that,  
3 in communities impacted by local government financial  
4 emergencies, local government resources are strained and  
5 incentives to encourage the development, use, redevelopment,  
6 or reuse by local government of brownfield areas designated  
7 under s. 376.80 are particularly needed.

8 (1) Financial incentives and local incentives for  
9 redevelopment may include, but not be limited to:

10 (a) Tax increment financing through community  
11 redevelopment agencies pursuant to part III of chapter 163.

12 (b) Enterprise zone tax exemptions for businesses  
13 pursuant to chapters 196 and 290.

14 (c) Safe neighborhood improvement districts as  
15 provided in ss. 163.501-163.523.

16 (d) Waiver, reduction, or limitation by line of  
17 business with respect to occupational license taxes pursuant  
18 to chapter 205.

19 (e) Tax exemption for historic properties as provided  
20 in s. 196.1997.

21 (f) Residential electricity exemption of up to the  
22 first 500 kilowatts of use may be exempted from the municipal  
23 public service tax pursuant to s. 166.231.

24 (g) Minority business enterprise programs as provided  
25 in s. 287.0943.

26 (h) Electric and gas tax exemption as provided in s.  
27 166.231(6).

28 (i) Economic development tax abatement as provided in  
29 s. 196.1995.

30 (j) Grants, including community development block  
31 grants.



Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

- 1 (k) Pledging of revenues to secure bonds.
- 2 (l) Low-interest revolving loans and zero-interest
- 3 loan pools.
- 4 (m) Local grant programs for facade, storefront,
- 5 signage, and other business improvements.
- 6 (n) Governmental coordination of loan programs with
- 7 lenders, such as microloans, business reserve fund loans,
- 8 letter of credit enhancements, gap financing, land lease and
- 9 sublease loans, and private equity.
- 10 (o) Payment schedules over time for payment of fees,
- 11 within criteria, and marginal cost pricing.
- 12 (p) The sales tax rebate established for an eligible
- 13 county with a significant new facility on a qualifying site
- 14 under subsection (4).
- 15 (2) Regulatory incentives may include, but not be
- 16 limited to:
  - 17 (a) Cities' absorption of developers' concurrency
  - 18 needs.
  - 19 (b) Developers' performance of certain analyses.
  - 20 (c) Exemptions and lessening of state and local review
  - 21 requirements.
  - 22 (d) Water and sewer regulatory incentives.
  - 23 (e) Waiver of transportation impact fees and permit
  - 24 fees.
  - 25 (f) Zoning incentives to reduce review requirements
  - 26 for redevelopment changes in use and occupancy; establishment
  - 27 of code criteria for specific uses; and institution of credits
  - 28 for previous use within the area.
  - 29 (g) Flexibility in parking standards and buffer zone
  - 30 standards.
  - 31 (h) Environmental management through specific code

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 criteria and conditions allowed by current law.

2 (i) Maintenance standards and activities by ordinance  
3 and otherwise, and increased security and crime prevention  
4 measures available through special assessments.

5 (j) Traffic-calming measures.

6 (k) Historic preservation ordinances, loan programs,  
7 and review and permitting procedures.

8 (l) One-stop permitting and streamlined development  
9 and permitting process.

10 (3) Technical assistance incentives may include, but  
11 not be limited to:

12 (a) Expedited development applications.

13 (b) Formal and informal information on business  
14 incentives and financial programs.

15 (c) Site design assistance.

16 (d) Marketing and promotion of projects or areas.

17 (4)(a) Effective July 1, 2006, the governing board of  
18 an eligible county which constructs, reconstructs, renovates,  
19 expands, or rehabilitates, either directly or indirectly  
20 through turnkey or other contractual arrangements, a  
21 significant new facility on a qualifying site shall be  
22 entitled to receive sales tax rebates pursuant to s.  
23 212.20(6)(e)7.e. in the manner provided in this subsection.

24 (b) For purposes of this subsection:

25 1. "Eligible county" means a county which constructs,  
26 reconstructs, renovates, expands, or rehabilitates, either  
27 directly or through turnkey or similar contractual  
28 arrangements, a significant new facility on a qualifying site.

29 2. "Qualifying site" means a site located in a  
30 brownfield area designated under s. 376.80 that is owned by an  
31 eligible county and is within the boundaries of a local

Bill No. HB 1981, 2nd Eng.

Amendment No.      Barcode 094130

1 government impacted by a financial emergency.

2 3. "Local government impacted by a financial  
3 emergency" means a county or municipality that has a resident  
4 population of 300,000 or more and that has been declared in a  
5 state of financial emergency pursuant to part V of chapter 218  
6 at any time preceding the date on which construction of a  
7 significant new facility commences.

8 4. "Significant new facility" means a real property  
9 improvement on a qualifying site as defined in s. 218.503.

10 5. "Cost," with respect to the qualifying site and  
11 significant new facility, shall have the same meaning as  
12 provided by s. 190.003(7).

13 6. "Department" means the Department of Revenue.

14 (c) The governing authority of an eligible county  
15 shall notify the department in writing of its eligibility to  
16 receive the sales tax rebate provided for by this subsection  
17 and shall accompany such notice with:

18 1. Evidence that the significant new facility will be  
19 located on a qualifying site.

20 2. Copies, certified by the clerk of the eligible  
21 county as true and correct copies, of fully executed  
22 construction contracts and other contractual arrangements  
23 evidencing that the projected cost of the construction,  
24 reconstruction, renovation, expansion, or rehabilitation of  
25 the significant new facility and acquisition and remediation  
26 of the qualifying site on which it is located exceeds \$300  
27 million, of which not less than \$50 million will be  
28 contributed by the private lessee, licensee, or operator in  
29 the manner described in s. 218.503(5)(c)1.c.(II).

30 3. The fully executed agreement evidencing that the  
31 facility has been leased to, licensed to, or is to be operated

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 by a private, for-profit entity for a period of not less than  
2 30 years after the date of the notice.

3 (d) The department shall certify an eligible county  
4 within 90 days after its receipt of the notice required by  
5 paragraph (c). The department has the authority to adopt rules  
6 to implement the provisions of this subsection.

7 (e) An eligible county may use funds provided pursuant  
8 to s. 212.20(6)(e)7.e. only for the public purpose of paying  
9 for, or pledging as security for or paying debt service on  
10 bonds or other obligations issued to finance, the costs of  
11 acquisition, site preparation, infrastructure development,  
12 construction, reconstruction, renovation, expansion, or  
13 rehabilitation of the qualifying site and significant new  
14 facility to be located thereon, or for the costs of  
15 infrastructure and other improvements outside the boundaries  
16 of the qualifying site but which are necessary or helpful to  
17 the development or operation of the significant new facility,  
18 or for reimbursement of any such costs, and for the costs  
19 incurred by it to remediate the qualifying site. An eligible  
20 county must ensure that procurement related to the planning,  
21 design, construction, building, maintenance, and operation of  
22 the significant new facility contracting is reflective of the  
23 racial and ethnic makeup of the community. In the event that,  
24 in any fiscal year of an eligible county, the funds provided  
25 pursuant to s. 212.20(6)(e)7.e. are in excess of the amount  
26 necessary in such fiscal year to pay the costs related to the  
27 significant new facility and qualifying site as authorized in  
28 this subsection and to pay debt service on bonds or other  
29 obligations related only to the costs of the bonds for  
30 construction of the significant new facility issued to finance  
31 or refinance all or any part of such costs, such excess funds

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 shall be applied toward or set aside for the redemption or  
 2 repayment of any such bonds.

3 (f) The amount of the sales tax rebate pursuant to s.  
 4 212.20(6)(e)7.e. to be provided to an eligible county  
 5 certified pursuant to this section shall be computed annually  
 6 and shall be equal to the sales tax imposed under chapter 212  
 7 attributable to that portion of the sales price as defined in  
 8 chapter 212 that is the surcharge imposed pursuant to s.  
 9 218.503 by a local government impacted by financial emergency,  
 10 but excluding discretionary sales surtaxes authorized under s.  
 11 212.055.

12 (g) The state does hereby covenant with the holders of  
 13 bonds or other obligations or contractual commitments secured  
 14 by or payable from the proceeds of the sales tax rebate  
 15 authorized by this subsection that it will not repeal or  
 16 impair, or amend in any manner which will materially and  
 17 adversely affect the rights of such holders, the sales tax  
 18 rebate provided by this subsection and s. 212.20(6)(e)7.e.;  
 19 however, the annual rebate amount may increase or decrease  
 20 based on the rebate computation provided by paragraph (f).

21 (h) The Auditor General shall conduct an audit of the  
 22 sales tax rebate funds provided under paragraph (a).

23 Section 3. Paragraph (e) of subsection (6) of section  
 24 212.20, Florida Statutes, is amended to read:

25 212.20 Funds collected, disposition; additional powers  
 26 of department; operational expense; refund of taxes  
 27 adjudicated unconstitutionally collected.--

28 (6) Distribution of all proceeds under this chapter  
 29 shall be as follows:

30 (e) The proceeds of all other taxes and fees imposed  
 31 pursuant to this chapter shall be distributed as follows:

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1           1. In any fiscal year, the greater of \$500 million,  
2 minus an amount equal to 4.6 percent of the proceeds of the  
3 taxes collected pursuant to chapter 201, or 5 percent of all  
4 other taxes and fees imposed pursuant to this chapter shall be  
5 deposited in monthly installments into the General Revenue  
6 Fund.

7           2. Two-tenths of one percent shall be transferred to  
8 the Solid Waste Management Trust Fund.

9           3. After the distribution under subparagraphs 1. and  
10 2., 9.653 percent of the amount remitted by a sales tax dealer  
11 located within a participating county pursuant to s. 218.61  
12 shall be transferred into the Local Government Half-cent Sales  
13 Tax Clearing Trust Fund.

14           4. After the distribution under subparagraphs 1., 2.,  
15 and 3., 0.065 percent shall be transferred to the Local  
16 Government Half-cent Sales Tax Clearing Trust Fund and  
17 distributed pursuant to s. 218.65.

18           5. For proceeds received after July 1, 2000, and after  
19 the distributions under subparagraphs 1., 2., 3., and 4., 2.25  
20 percent of the available proceeds pursuant to this paragraph  
21 shall be transferred monthly to the Revenue Sharing Trust Fund  
22 for Counties pursuant to s. 218.215.

23           6. For proceeds received after July 1, 2000, and after  
24 the distributions under subparagraphs 1., 2., 3., and 4.,  
25 1.0715 percent of the available proceeds pursuant to this  
26 paragraph shall be transferred monthly to the Revenue Sharing  
27 Trust Fund for Municipalities pursuant to s. 218.215. If the  
28 total revenue to be distributed pursuant to this subparagraph  
29 is at least as great as the amount due from the Revenue  
30 Sharing Trust Fund for Municipalities and the Municipal  
31 Financial Assistance Trust Fund in state fiscal year

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 1999-2000, no municipality shall receive less than the amount  
 2 due from the Revenue Sharing Trust Fund for Municipalities and  
 3 the Municipal Financial Assistance Trust Fund in state fiscal  
 4 year 1999-2000. If the total proceeds to be distributed are  
 5 less than the amount received in combination from the Revenue  
 6 Sharing Trust Fund for Municipalities and the Municipal  
 7 Financial Assistance Trust Fund in state fiscal year  
 8 1999-2000, each municipality shall receive an amount  
 9 proportionate to the amount it was due in state fiscal year  
 10 1999-2000.

11 7. Of the remaining proceeds:

12 a. Beginning July 1, 2000, and in each fiscal year  
 13 thereafter, the sum of \$29,915,500 shall be divided into as  
 14 many equal parts as there are counties in the state, and one  
 15 part shall be distributed to each county. The distribution  
 16 among the several counties shall begin each fiscal year on or  
 17 before January 5th and shall continue monthly for a total of 4  
 18 months. If a local or special law required that any moneys  
 19 accruing to a county in fiscal year 1999-2000 under the  
 20 then-existing provisions of s. 550.135 be paid directly to the  
 21 district school board, special district, or a municipal  
 22 government, such payment shall continue until such time that  
 23 the local or special law is amended or repealed. The state  
 24 covenants with holders of bonds or other instruments of  
 25 indebtedness issued by local governments, special districts,  
 26 or district school boards prior to July 1, 2000, that it is  
 27 not the intent of this subparagraph to adversely affect the  
 28 rights of those holders or relieve local governments, special  
 29 districts, or district school boards of the duty to meet their  
 30 obligations as a result of previous pledges or assignments or  
 31 trusts entered into which obligated funds received from the

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 distribution to county governments under then-existing s.  
2 550.135. This distribution specifically is in lieu of funds  
3 distributed under s. 550.135 prior to July 1, 2000.

4         b. The department shall distribute \$166,667 monthly  
5 pursuant to s. 288.1162 to each applicant that has been  
6 certified as a "facility for a new professional sports  
7 franchise" or a "facility for a retained professional sports  
8 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be  
9 distributed monthly by the department to each applicant that  
10 has been certified as a "facility for a retained spring  
11 training franchise" pursuant to s. 288.1162; however, not more  
12 than \$208,335 may be distributed monthly in the aggregate to  
13 all certified facilities for a retained spring training  
14 franchise. Distributions shall begin 60 days following such  
15 certification and shall continue for not more than 30 years.  
16 Nothing contained in this paragraph shall be construed to  
17 allow an applicant certified pursuant to s. 288.1162 to  
18 receive more in distributions than actually expended by the  
19 applicant for the public purposes provided for in s.  
20 288.1162(6). However, a certified applicant is entitled to  
21 receive distributions up to the maximum amount allowable and  
22 undistributed under this section for additional renovations  
23 and improvements to the facility for the franchise without  
24 additional certification.

25         c. Beginning 30 days after notice by the Office of  
26 Tourism, Trade, and Economic Development to the Department of  
27 Revenue that an applicant has been certified as the  
28 professional golf hall of fame pursuant to s. 288.1168 and is  
29 open to the public, \$166,667 shall be distributed monthly, for  
30 up to 300 months, to the applicant.

31         d. Beginning 30 days after notice by the Office of



Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 Tourism, Trade, and Economic Development to the Department of  
2 Revenue that the applicant has been certified as the  
3 International Game Fish Association World Center facility  
4 pursuant to s. 288.1169, and the facility is open to the  
5 public, \$83,333 shall be distributed monthly, for up to 168  
6 months, to the applicant. This distribution is subject to  
7 reduction pursuant to s. 288.1169. A lump sum payment of  
8 \$999,996 shall be made, after certification and before July 1,  
9 2000.

10 e. Beginning 30 days after an eligible county has been  
11 certified pursuant to s. 376.84(4)(d), an amount equal to the  
12 sales tax rebate calculated pursuant to s. 376.84(4)(f) shall  
13 be distributed each year on a monthly basis to the eligible  
14 county.

15 8. All other proceeds shall remain with the General  
16 Revenue Fund.

17 Section 4. If section 35 of chapter 2000-260, Laws of  
18 Florida, is not repealed by section 58 of said chapter, then,  
19 effective October 1, 2001, paragraph (e) of subsection (6) of  
20 section 212.20, Florida Statutes, as amended by section 35 of  
21 chapter 2000-260, Laws of Florida, is amended to read:

22 212.20 Funds collected, disposition; additional powers  
23 of department; operational expense; refund of taxes  
24 adjudicated unconstitutionally collected.--

25 (6) Distribution of all proceeds under this chapter  
26 and s. 202.18(1)(b) and (2)(b) shall be as follows:

27 (e) The proceeds of all other taxes and fees imposed  
28 pursuant to this chapter or remitted pursuant to s.

29 202.18(1)(b) and (2)(b) shall be distributed as follows:

30 1. In any fiscal year, the greater of \$500 million,  
31 minus an amount equal to 4.6 percent of the proceeds of the

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 taxes collected pursuant to chapter 201, or 5 percent of all  
2 other taxes and fees imposed pursuant to this chapter or  
3 remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be  
4 deposited in monthly installments into the General Revenue  
5 Fund.

6           2. Two-tenths of one percent shall be transferred to  
7 the Solid Waste Management Trust Fund.

8           3. After the distribution under subparagraphs 1. and  
9 2., 9.653 percent of the amount remitted by a sales tax dealer  
10 located within a participating county pursuant to s. 218.61  
11 shall be transferred into the Local Government Half-cent Sales  
12 Tax Clearing Trust Fund.

13           4. After the distribution under subparagraphs 1., 2.,  
14 and 3., 0.065 percent shall be transferred to the Local  
15 Government Half-cent Sales Tax Clearing Trust Fund and  
16 distributed pursuant to s. 218.65.

17           5. For proceeds received after July 1, 2000, and after  
18 the distributions under subparagraphs 1., 2., 3., and 4., 2.25  
19 percent of the available proceeds pursuant to this paragraph  
20 shall be transferred monthly to the Revenue Sharing Trust Fund  
21 for Counties pursuant to s. 218.215.

22           6. For proceeds received after July 1, 2000, and after  
23 the distributions under subparagraphs 1., 2., 3., and 4.,  
24 1.0715 percent of the available proceeds pursuant to this  
25 paragraph shall be transferred monthly to the Revenue Sharing  
26 Trust Fund for Municipalities pursuant to s. 218.215. If the  
27 total revenue to be distributed pursuant to this subparagraph  
28 is at least as great as the amount due from the Revenue  
29 Sharing Trust Fund for Municipalities and the Municipal  
30 Financial Assistance Trust Fund in state fiscal year  
31 1999-2000, no municipality shall receive less than the amount

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 due from the Revenue Sharing Trust Fund for Municipalities and  
2 the Municipal Financial Assistance Trust Fund in state fiscal  
3 year 1999-2000. If the total proceeds to be distributed are  
4 less than the amount received in combination from the Revenue  
5 Sharing Trust Fund for Municipalities and the Municipal  
6 Financial Assistance Trust Fund in state fiscal year  
7 1999-2000, each municipality shall receive an amount  
8 proportionate to the amount it was due in state fiscal year  
9 1999-2000.

10 7. Of the remaining proceeds:

11 a. Beginning July 1, 2000, and in each fiscal year  
12 thereafter, the sum of \$29,915,500 shall be divided into as  
13 many equal parts as there are counties in the state, and one  
14 part shall be distributed to each county. The distribution  
15 among the several counties shall begin each fiscal year on or  
16 before January 5th and shall continue monthly for a total of 4  
17 months. If a local or special law required that any moneys  
18 accruing to a county in fiscal year 1999-2000 under the  
19 then-existing provisions of s. 550.135 be paid directly to the  
20 district school board, special district, or a municipal  
21 government, such payment shall continue until such time that  
22 the local or special law is amended or repealed. The state  
23 covenants with holders of bonds or other instruments of  
24 indebtedness issued by local governments, special districts,  
25 or district school boards prior to July 1, 2000, that it is  
26 not the intent of this subparagraph to adversely affect the  
27 rights of those holders or relieve local governments, special  
28 districts, or district school boards of the duty to meet their  
29 obligations as a result of previous pledges or assignments or  
30 trusts entered into which obligated funds received from the  
31 distribution to county governments under then-existing s.

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 550.135. This distribution specifically is in lieu of funds  
2 distributed under s. 550.135 prior to July 1, 2000.

3       b. The department shall distribute \$166,667 monthly  
4 pursuant to s. 288.1162 to each applicant that has been  
5 certified as a "facility for a new professional sports  
6 franchise" or a "facility for a retained professional sports  
7 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be  
8 distributed monthly by the department to each applicant that  
9 has been certified as a "facility for a retained spring  
10 training franchise" pursuant to s. 288.1162; however, not more  
11 than \$208,335 may be distributed monthly in the aggregate to  
12 all certified facilities for a retained spring training  
13 franchise. Distributions shall begin 60 days following such  
14 certification and shall continue for not more than 30 years.  
15 Nothing contained in this paragraph shall be construed to  
16 allow an applicant certified pursuant to s. 288.1162 to  
17 receive more in distributions than actually expended by the  
18 applicant for the public purposes provided for in s.  
19 288.1162(6). However, a certified applicant is entitled to  
20 receive distributions up to the maximum amount allowable and  
21 undistributed under this section for additional renovations  
22 and improvements to the facility for the franchise without  
23 additional certification.

24       c. Beginning 30 days after notice by the Office of  
25 Tourism, Trade, and Economic Development to the Department of  
26 Revenue that an applicant has been certified as the  
27 professional golf hall of fame pursuant to s. 288.1168 and is  
28 open to the public, \$166,667 shall be distributed monthly, for  
29 up to 300 months, to the applicant.

30       d. Beginning 30 days after notice by the Office of  
31 Tourism, Trade, and Economic Development to the Department of

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 Revenue that the applicant has been certified as the  
2 International Game Fish Association World Center facility  
3 pursuant to s. 288.1169, and the facility is open to the  
4 public, \$83,333 shall be distributed monthly, for up to 168  
5 months, to the applicant. This distribution is subject to  
6 reduction pursuant to s. 288.1169. A lump sum payment of  
7 \$999,996 shall be made, after certification and before July 1,  
8 2000.

9 e. Beginning 30 days after an eligible county has been  
10 certified pursuant to s. 376.84(4)(d), an amount equal to the  
11 sales tax rebate calculated pursuant to s. 376.84(4)(f) shall  
12 be distributed each year on a monthly basis to the eligible  
13 county.

14 8. All other proceeds shall remain with the General  
15 Revenue Fund.

16 Section 5. Section 186.5053, Florida Statutes, is  
17 created to read:

18 186.5053 South Florida Regional Planning Council  
19 responsibilities.--Pursuant to s. 186.505, the South Florida  
20 Regional Planning Council is authorized to undertake  
21 responsibilities delegated and prescribed by federal and state  
22 government, and its member units of local government, as well  
23 as activities agreed to through multiparty and  
24 intergovernmental voluntary agreements such as, but not  
25 limited to, activities related to site rehabilitation at  
26 brownfield sites within designated brownfield areas pursuant  
27 to chapter 376, subject to the Department of Environmental  
28 Protection's approval of all environmental regulatory  
29 decisions at the sites; activities agreed to by the Eastward  
30 Ho! Brownfields Partnership; activities agreed to by the Clean  
31 Cities Coalition; and activities agreed to in the South Dade

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 Watershed memorandum of understanding.

2 Section 6. It is the intent of the Legislature that  
3 the provisions of this act are severable. If any provision of  
4 this act is held invalid, the remaining provisions shall  
5 survive.

6  
7

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

9 And the title is amended as follows:

10 On page 97, line 16 remove all of said line

11

12 and insert:

13 An act relating to taxation; amending s.  
14 218.503, F.S.; providing that certain  
15 municipalities that have been declared in a  
16 state of financial emergency may impose a  
17 per-vehicle surcharge on revenues from the sale  
18 or rental of space at parking facilities;  
19 providing exemptions; revising a requirement  
20 relating to such municipalities' population;  
21 amending the future repeal of such provisions  
22 to allow for an extension of the repeal date by  
23 referendum in such municipalities; providing  
24 for uses of proceeds under such extension;  
25 providing definitions; providing ballot  
26 language; amending s. 376.84, F.S.; providing  
27 definitions; providing that a county that  
28 constructs, renovates, or expands a significant  
29 new facility on a qualifying brownfield site is  
30 entitled to a sales tax rebate if the facility  
31 is leased to, licensed to, or operated by a

Bill No. HB 1981, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 094130

1 private entity; providing requirements with  
2 respect thereto; requiring such county to  
3 submit certain information to the Department of  
4 Revenue; providing for certification of the  
5 county by the department; providing for rules;  
6 providing for use of the rebate funds;  
7 providing requirements with respect to certain  
8 excess funds; providing for computation of the  
9 amount of the rebate; amending s. 212.20,  
10 F.S.; providing for distribution of the sales  
11 tax rebate to such counties; creating s.  
12 186.5053, F.S.; authorizing the South Florida  
13 Regional Planning Council to undertake certain  
14 responsibilities and activities; providing for  
15 severability;

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