

1 A bill to be entitled
 2 An act relating to the state excise tax on property
 3 insurance premiums; amending s. 175.101, F.S.; authorizing
 4 municipalities providing fire protection in other
 5 municipalities to assess and impose such tax on premiums
 6 of policies on property in such other municipalities;
 7 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. Subsection (1) of section 175.101, Florida
 12 Statutes, is amended to read:

13 175.101 State excise tax on property insurance premiums
 14 authorized; procedure.--For any municipality, special fire
 15 control district, chapter plan, local law municipality, local
 16 law special fire control district, or local law plan under this
 17 chapter:

18 (1) Each municipality or special fire control district in
 19 this state described and classified in s. 175.041, having a
 20 lawfully established firefighters' pension trust fund or
 21 municipal fund or special fire control district fund, by
 22 whatever name known, providing pension benefits to firefighters
 23 as provided under this chapter, may assess and impose on every
 24 insurance company, corporation, or other insurer now engaged in
 25 or carrying on, or who shall hereinafter engage in or carry on,
 26 the business of property insurance as shown by the records of
 27 the Office of Insurance Regulation of the Financial Services
 28 Commission an excise tax in addition to any lawful license or

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

29 | excise tax now levied by each of the municipalities or special
30 | fire control districts, respectively, amounting to 1.85 percent
31 | of the gross amount of receipts of premiums from policyholders
32 | on all premiums collected on property insurance policies
33 | covering property within the corporate limits of such
34 | municipalities or within the legally defined boundaries of
35 | special fire control districts, respectively. Any municipality
36 | which provides fire protection to any other incorporated
37 | municipality may assess and impose on such insurance companies,
38 | corporations, or other insurers the excise tax authorized in
39 | this subsection on the gross amount of receipts of premiums from
40 | policyholders on all premiums collected on property insurance
41 | policies covering property within the corporate limits of such
42 | other incorporated municipality. Whenever the boundaries of a
43 | special fire control district that has lawfully established a
44 | firefighters' pension trust fund encompass a portion of the
45 | corporate territory of a municipality that has also lawfully
46 | established a firefighters' pension trust fund, that portion of
47 | the tax receipts attributable to insurance policies covering
48 | property situated both within the municipality and the special
49 | fire control district shall be given to the fire service
50 | provider. The agent shall identify the fire service provider on
51 | the property owner's application for insurance. Remaining
52 | revenues collected pursuant to this chapter shall be distributed
53 | to the municipality or special fire control district according
54 | to the location of the insured property.

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56 | This section also applies to any municipality consisting of a
57 | single consolidated government which is made up of a former
58 | county and one or more municipalities, consolidated pursuant to
59 | the authority in s. 3 or s. 6(e), Art. VIII of the State
60 | Constitution, and to property insurance policies covering
61 | property within the boundaries of the consolidated government,
62 | regardless of whether the properties are located within one or
63 | more separately incorporated areas within the consolidated
64 | government, provided the properties are being provided fire
65 | protection services by the consolidated government.

66 | Section 2. This act shall take effect July 1, 2005.