

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Cretul offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 837 and 838 insert:

5 Section 12. Section 163.31801, Florida Statutes, is
6 created to read:

7 163.31801 Impact fees; short title; intent; minimum
8 requirements; audits; credits.--

9 (1) SHORT TITLE.--This section may be cited as the
10 "Florida Impact Fee Act."

11 (2) FINDINGS AND INTENT.--The Legislature finds that
12 impact fees are an important source of revenue for local
13 governments to fund the infrastructure necessitated by new
14 growth. The Legislature further finds that impact fees are an
15 outgrowth of local governments' home rule powers to provide
16 certain services within their jurisdictions. Due to the growth
17 of impact fee collections and local governments' reliance on

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18 impact fees to fund infrastructure necessitated by new growth,
19 it is the intent of the Legislature to ensure that when a county
20 or municipality enacts an impact fee by ordinance, or a special
21 district enacts an impact fee by resolution, the governing
22 authority complies with this section.

23 (3) MINIMUM REQUIREMENTS.--An impact fee ordinance or
24 resolution must:

25 (a) Premise its impact fee calculations upon the most
26 recent and localized data.

27 (b) Significantly address affordable housing by either
28 waiving, exempting, deferring, or paying impact fees for
29 affordable housing units out of another revenue source.

30 (c) Provide for accounting and reporting of impact fee
31 collections and expenditures. Specifically, each local
32 governmental entity that imposes an impact fee to address
33 infrastructure needs shall account for the revenues and
34 expenditures of each impact fee within a separate accounting
35 fund.

36 (d) Limit administrative charges for impact fee
37 collections to actual cost.

38 (e) Provide notice of not less than 90 days before the
39 effective date of a new impact fee ordinance or resolution or an
40 amendment to an existing impact fee ordinance or resolution.

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

43 Remove line(s) 59 and insert:

44 certain conditions; creating s. 163.31801, F.S.; creating
45 the "Florida Impact Fee Act"; providing legislative

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46 | intent; requiring that an impact fee meet specified
47 | requirements; providing an effective date.