

**HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS**

**BILL #:** HB 925  
**SPONSOR(S):** Anderson  
**TIED BILLS:**

Pinellas County Tourist Development Council, Pinellas County

**IDEN./SIM. BILLS:** SB 2330

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<b>REFERENCE</b>	<b>ACTION</b>	<b>ANALYST</b>	<b>STAFF DIRECTOR</b>
1) <u>Local Government Council</u>	<u>8 Y, 0 N</u>	<u>Camechis</u>	<u>Hamby</u>
2) <u>Tourism Committee</u>	<u>5 Y, 0 N</u>	<u>McDonald</u>	<u>McDonald</u>
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

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**SUMMARY ANALYSIS**

This bill amends ch. 2001-307, L.O.F., to:

- Increase the number of elected municipal official members on the Pinellas County Tourist Development Council (Council) from 3 to 4, thereby increasing the total Council membership from 11 to 12;
- Require that one of the elected municipal official members represent the city in which the greatest percentage of tourist development tax revenue is generated in Pinellas County; and
- Require that one of the elected municipal official members be an elected city official representing a city in Pinellas County other than Belleair Beach, Belleair Shore, Indian Rocks Beach, Indian Shores, Madeira Beach, North Redington Beach, Redington Beach, Redington Shores, St. Pete Beach, and Treasure Island.

The Economic Impact Statement indicates that the bill will not have a fiscal impact in fiscal years 2006-07 or 2007-08.

The bill takes effect upon becoming a law.

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. HOUSE PRINCIPLES ANALYSIS:

This bill does not implicate any of the House Principles.

#### B. EFFECT OF PROPOSED CHANGES:

##### Current Situation

##### Statutory Requirements Regarding Tourist Development Councils

The governing board of each county that levies and imposes a tourist development tax under s. 125.0104, F.S., must appoint an advisory council to be known as the " (name of county) Tourist Development Council." The tourist development council (council) must be established by ordinance and composed of nine members who are appointed by the governing board. The chair of the governing board of the county or any other member of the governing board as designated by the chair must serve on the council. Two members of the council must be elected municipal officials, at least one of whom must be from the most populous municipality in the county or subcounty special taxing district in which the tax is levied. Six members of the council must be persons who are involved in the tourist industry and who have demonstrated an interest in tourist development, of which members, not less than three nor more than four must be owners or operators of motels, hotels, recreational vehicle parks, or other tourist accommodations in the county and subject to the tax. All members of the council must be electors of the county. The governing board of the county must have the option of designating the chair of the council or allowing the council to elect a chair. The chair must be appointed or elected annually and may be reelected or reappointed.

The members of the council serve for staggered terms of 4 years. The terms of office of the original members must be prescribed in the resolution establishing the council. The council must meet at least once each quarter and, from time to time, must make recommendations to the county governing board for the effective operation of the special projects or for uses of the tourist development tax revenue and perform such other duties as may be prescribed by county ordinance or resolution. The council must continuously review expenditures of revenues from the tourist development trust fund and must receive, at least quarterly, expenditure reports from the county governing board or its designee. Expenditures which the council believes to be unauthorized must be reported to the county governing board and the Department of Revenue. The governing board and the department must review the findings of the council and take appropriate administrative or judicial action to ensure compliance with s. 125.0104, F.S.

##### Pinellas County Tourist Development Council

In 2001, the Legislature enacted ch. 2001-307, L.O.F., to modify the composition of the Pinellas County Tourist Development Council (Council). The Council is now composed of 11 members who are appointed by the Pinellas County Board of County Commissioners. The chair of the Pinellas County Board of County Commissioners or any other member as designated by the chair must serve on the Council. Three members of the Council must be elected municipal officials, one of whom must be from the most populous municipality in Pinellas County, and at least one of whom must be from among the cities of Belleair Beach, Belleair Shore, Indian Rocks Beach, Indian Shores, Madeira Beach, North Redington Beach, Redington Beach, Redington Shores, St. Pete Beach, and Treasure Island. Seven members of the council must be persons who are involved in the tourist industry and who have demonstrated an interest in tourist development, of which members, not less than three nor more than four must be owners or operators of motels, hotels, recreational vehicle parks, or other tourist accommodations in the county and subject to the tax. All members of the council must be electors of the county.

## **Effect of Proposed Changes**

This bill amends ch. 2001-307, L.O.F., to increase the number of elected municipal official members on the Pinellas County Tourist Development Council (Council) from 3 to 4, thereby increasing the total Council membership from 11 to 12. The bill also revises the requirements for the elected municipal official members to require that one represent the city in which the greatest percentage of tourist development tax revenue is generated in Pinellas County and that one represent a city in Pinellas County other than Belleair Beach, Belleair Shore, Indian Rocks Beach, Indian Shores, Madeira Beach, North Redington Beach, Redington Beach, Redington Shores, St. Pete Beach, and Treasure Island.

### C. SECTION DIRECTORY:

Section 1. Amends ch. 2001-307, L.O.F., to modify the composition of the Pinellas County Tourist Development Council.

Section 2. Provides an effective date.

## **II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS**

A. NOTICE PUBLISHED? Yes  No

IF YES, WHEN? December 30, 2006

WHERE? Pinellas News, St. Petersburg, Florida

B. REFERENDUM(S) REQUIRED? Yes  No

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached  No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached  No

## **III. COMMENTS**

A. CONSTITUTIONAL ISSUES: None.

B. RULE-MAKING AUTHORITY: None.

C. DRAFTING ISSUES OR OTHER COMMENTS: None.

## **IV. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES**

Not applicable.