

HB 1359

2007

1                                   A bill to be entitled  
2       An act relating to the Constitutional Charter County  
3       Discretionary Surtax Trust Fund; creating s. 201.032,  
4       F.S.; creating the Constitutional Charter County  
5       Discretionary Surtax Trust Fund within the Florida Housing  
6       Finance Corporation; providing for administration of the  
7       fund; providing for the use of moneys in the fund;  
8       requiring balances in the fund to remain in the fund for  
9       certain purposes; providing for future review and  
10      termination or re-creation of the fund; providing a  
11      contingent effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

14  
15       Section 1. Section 201.032, Florida Statutes, is created  
16 to read:

17       201.032 Constitutional Charter County Discretionary Surtax  
18 Trust Fund.--

19       (1) The Constitutional Charter County Discretionary Surtax  
20 Trust Fund is created within the Florida Housing Finance  
21 Corporation. The moneys credited to the fund consist of revenues  
22 collected from the discretionary surtax on documents under ss.  
23 125.0167 and 201.031. The fund shall be administered by the  
24 board of directors of the corporation, with the assistance of  
25 the Department of Revenue. The fund shall be a separate account  
26 held in trust and maintained by the corporation. The fund shall  
27 be used by the corporation to receive revenues from the  
28 discretionary surtax on documents levied under ss. 125.0167 and

HB 1359

2007

29 201.031 and to make disbursements to each county levying the  
30 surtax to provide local housing assistance as provided in s.  
31 201.031(2) (b). Moneys may be disbursed from the fund to the  
32 county only on a matching basis with respect to moneys provided  
33 by the county for local housing assistance as provided in s.  
34 201.031(2) (b).

35 (2) Notwithstanding the provisions of s. 216.301 and  
36 pursuant to s. 216.351, any balance in the fund at the end of  
37 any fiscal year shall remain in the fund at the end of that year  
38 and shall be available for carrying out the purposes of the  
39 fund.

40 (3) Pursuant to the provisions of s. 19(f)(2), Art. III of  
41 the State Constitution, the fund shall, unless terminated  
42 sooner, be terminated July 1, 2011. Prior to its scheduled  
43 termination, the fund shall be reviewed as provided in s.  
44 215.3206(1) and (2).

45 Section 2. This act shall take effect July 1, 2007, if HB  
46 1357 is enacted in the same legislative session or an extension  
47 thereof and becomes law.