

By Senator Alexander

17-1312-07

See HB

1 A bill to be entitled
2 An act relating to the charter county transit
3 system surtax; amending s. 212.055, F.S.;
4 renaming the surtax; expanding the eligibility
5 to levy the surtax to all charter counties;
6 providing an effective date.

8 Be It Enacted by the Legislature of the State of Florida:

10 Section 1. Subsection (1) of section 212.055, Florida
11 Statutes, is amended to read:

12 212.055 Discretionary sales surtaxes; legislative
13 intent; authorization and use of proceeds.--It is the
14 legislative intent that any authorization for imposition of a
15 discretionary sales surtax shall be published in the Florida
16 Statutes as a subsection of this section, irrespective of the
17 duration of the levy. Each enactment shall specify the types
18 of counties authorized to levy; the rate or rates which may be
19 imposed; the maximum length of time the surtax may be imposed,
20 if any; the procedure which must be followed to secure voter
21 approval, if required; the purpose for which the proceeds may
22 be expended; and such other requirements as the Legislature
23 may provide. Taxable transactions and administrative
24 procedures shall be as provided in s. 212.054.

25 (1) CHARTER COUNTY TRANSPORTATION ~~TRANSIT~~ SYSTEM
26 SURTAX.--

27 (a) Each charter county that has ~~which~~ adopted a
28 charter ~~prior to January 1, 1984~~, and each county the
29 government of which is consolidated with that of one or more
30 municipalities, may levy a discretionary sales surtax, subject
31 to approval by a majority vote of the electorate of the county

1 or by a charter amendment approved by a majority vote of the
2 electorate of the county.

3 (b) The rate shall be up to 1 percent.

4 (c) The proposal to adopt a discretionary sales surtax
5 as provided in this subsection and to create a trust fund
6 within the county accounts shall be placed on the ballot in
7 accordance with law at a time to be set at the discretion of
8 the governing body.

9 (d) Proceeds from the surtax shall be applied to as
10 many or as few of the uses enumerated below in whatever
11 combination the county commission deems appropriate:

12 1. Deposited by the county in the trust fund and shall
13 be used for the purposes of development, construction,
14 equipment, maintenance, operation, supportive services,
15 including a countywide bus system, and related costs of a
16 fixed guideway rapid transit system;

17 2. Remitted by the governing body of the county to an
18 expressway, transit, or transportation authority created by
19 law to be used, at the discretion of such authority, for the
20 development, construction, operation, or maintenance of roads
21 or bridges in the county, for the operation and maintenance of
22 a bus system, for the payment of principal and interest on
23 existing bonds issued for the construction of such roads or
24 bridges, and, upon approval by the county commission, such
25 proceeds may be pledged for bonds issued to refinance existing
26 bonds or new bonds issued for the construction of such roads
27 or bridges;

28 3. Used by the charter county for the development,
29 construction, operation, and maintenance of roads and bridges
30 in the county; for the expansion, operation, and maintenance
31 of bus and fixed guideway systems; and for the payment of

1 principal and interest on bonds issued for the construction of
2 fixed guideway rapid transit systems, bus systems, roads, or
3 bridges; and such proceeds may be pledged by the governing
4 body of the county for bonds issued to refinance existing
5 bonds or new bonds issued for the construction of such fixed
6 guideway rapid transit systems, bus systems, roads, or bridges
7 and no more than 25 percent used for nontransit uses; and

8 4. Used by the charter county for the planning,
9 development, construction, operation, and maintenance of roads
10 and bridges in the county; for the planning, development,
11 expansion, operation, and maintenance of bus and fixed
12 guideway systems; and for the payment of principal and
13 interest on bonds issued for the construction of fixed
14 guideway rapid transit systems, bus systems, roads, or
15 bridges; and such proceeds may be pledged by the governing
16 body of the county for bonds issued to refinance existing
17 bonds or new bonds issued for the construction of such fixed
18 guideway rapid transit systems, bus systems, roads, or
19 bridges. Pursuant to an interlocal agreement entered into
20 pursuant to chapter 163, the governing body of the charter
21 county may distribute proceeds from the tax to a municipality,
22 or an expressway or transportation authority created by law to
23 be expended for the purpose authorized by this paragraph.

24 Section 2. This act shall take effect July 1, 2007.
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