

Bill No. CS for SB 2804

Barcode 631950

CHAMBER ACTION

Senate

House

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Comm: RCS
03/29/2007 03:26 PM

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The Committee on Community Affairs (Wise) recommended the following amendment:

Senate Amendment (with title amendment)

On page 14, between lines 17 and 18,

insert:

Section 9. Section 338.234, Florida Statutes, is amended by adding subsection (2), as follows:

338.234 Granting concessions or selling along the turnpike system; immunity from taxation.

(1)--The department may enter into contracts or licenses with any person for the sale of services or products or business opportunities on the turnpike system, or the turnpike enterprise may sell services, products, or business opportunities on the turnpike system, which benefit the traveling public or provide additional revenue to the turnpike system. Services, business opportunities, and products authorized to be sold include, but are not limited to, motor fuel, vehicle towing, and vehicle maintenance services; food with attendant nonalcoholic beverages; lodging, meeting rooms,

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1 and other business services opportunities; advertising and
 2 other promotional opportunities, which advertising and
 3 promotions must be consistent with the dignity and integrity
 4 of the state; state lottery tickets sold by authorized
 5 retailers; games and amusements that operate by the
 6 application of skill, not including games of chance as defined
 7 in s. 849.16 or other illegal gambling games; Florida citrus,
 8 goods promoting the state, or handmade goods produced within
 9 the state; and travel information, tickets, reservations, or
 10 other related services. However, the department, pursuant to
 11 the grants of authority to the turnpike enterprise under this
 12 section, shall not exercise the power of eminent domain solely
 13 for the purpose of acquiring real property in order to provide
 14 business services or opportunities, such as lodging and
 15 meeting-room space on the turnpike system.

16 (2) The effectuation of the authorized purposes of the
 17 Florida intrastate highway system and Florida Turnpike
 18 Enterprise, created under this chapter, is for the benefit of
 19 the people of the state, for the increase of their commerce
 20 and prosperity, and for the improvement of their health and
 21 living conditions and, because the system and enterprise
 22 perform essential government functions in effectuating such
 23 purposes, neither the turnpike enterprise nor any
 24 nongovernment lessee or licensee renting, leasing, or
 25 licensing real property from the turnpike enterprise, pursuant
 26 to an agreement authorized by s. 338.234, are required to pay
 27 any commercial rental tax imposed under s. 212.031 on any
 28 capital improvements constructed, improved, acquired,
 29 installed, or used for such purposes.

30
 31 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3 On page 2, line 15, after the semicolon

4

5 insert:

6 amending s. 338.234; granting the Florida

7 Turnpike Enterprise, its lessees, and licensees

8 an exemption from requirements to pay

9 commercial rental tax on capital improvements

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