

Bill No. SB 4-D

Barcode 845320

CHAMBER ACTION

Senate

House

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Senator Deutch moved the following amendment:

Senate Amendment

On page 41, line 17, through
page 44, line 6, delete those lines

and insert:

Section 21. Section 200.186, Florida Statutes, is
created to read:

200.186 Maximum millage rates for the 2008-2009 fiscal
year.--

(1) In the 2008-2009 fiscal year, a county, municipal
service taxing units of that county, and special districts
dependent to that county; a municipality and special districts
dependent to that municipality; and an independent special
district may levy a maximum millage rate that is determined as
follows:

(a) The maximum millage rate shall be the rolled-back
rate calculated pursuant to s. 200.065 and adjusted for growth
in per capita Florida personal income.

(b) If approved by a two-thirds vote of the governing

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1 body, a rate may be levied in excess of the rate calculated
2 pursuant to paragraph (a).

3 (2) Any county or municipality that is in violation of
4 this section shall forfeit the distribution of the local
5 government half-cent sales tax revenues during the 12 months
6 following a determination of noncompliance by the Department
7 of Revenue, subject to the conditions provided in ss. 200.065
8 and 218.63.

9 (3) The millage rate of a county or municipality,
10 municipal service taxing unit of that county, and any special
11 district dependent to that county or municipality may exceed
12 the maximum millage rate calculated pursuant to this section
13 if the total county ad valorem taxes levied or total municipal
14 ad valorem taxes levied, as defined in s. 200.001, do not
15 exceed the maximum total county ad valorem taxes levied or
16 maximum total municipal ad valorem taxes levied, as defined in
17 s. 200.001, respectively. Total ad valorem taxes levied may
18 exceed the maximum calculated pursuant to this section as a
19 result of an increase in taxable value above that certified in
20 s. 200.065(1) if such increase is less than the percentage
21 amounts contained in s. 200.065(6); however, if such increase
22 in taxable value exceeds the percentage amounts contained in
23 s. 200.065(6), millage rates subject to this section must be
24 reduced so that total taxes levied do not exceed the maximum.

25 Any unit of government operating under a home rule charter
26 adopted pursuant to ss. 10, 11, and 24, Art. VIII of the State
27 Constitution of 1885, as preserved by s. 6(e), Art. VIII of
28 the State Constitution of 1968, which is granted the authority
29 in the State Constitution to exercise all the powers conferred
30 now or hereafter by general law upon municipalities and which
31 exercises such powers in the unincorporated area shall be

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1 recognized as a municipality under this section.

2 (4) If the amendments to the State Constitution
3 contained in SJR 2-D or HJR 7001-D revising the homestead tax
4 exemption and providing an exemption from ad valorem taxation
5 for tangible personal property, are approved by a vote of the
6 electors, this section shall supersede the provisions of s.
7 200.185(5).

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