

HB 1093

2008

1 A bill to be entitled
2 An act relating to impact fees; amending s. 163.31801,
3 F.S.; revising the requirements for impact fees adopted by
4 counties, municipalities, and special districts; requiring
5 independent verification of certain data; revising notice
6 requirements with respect to imposition of impact fees;
7 providing an effective date.
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9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Subsection (3) of section 163.31801, Florida
12 Statutes, is amended to read:

13 163.31801 Impact fees; short title; intent; definitions;
14 ordinances levying impact fees.--

15 (3) An impact fee adopted by ordinance of a county or
16 municipality or by resolution of a special district must, at
17 minimum:

18 (a) Require that the calculation of the impact fee be
19 based on the most recent and localized data.

20 **(b) Require independent verification of the data on which**
21 **the calculation of the impact fee is based.**

22 **(c)**~~(b)~~ Provide for accounting and reporting of impact fee
23 collections and expenditures. If a local governmental entity
24 imposes an impact fee to address its infrastructure needs, the
25 entity shall account for the revenues and expenditures of such
26 impact fee in a separate accounting fund.

27 **(d)**~~(e)~~ Limit administrative charges for the collection of
28 impact fees to actual costs.

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29 (e)~~(d)~~ Require that notice be provided no less than 90
30 days before the effective date of an ordinance or resolution
31 imposing a new or increased ~~amended~~ impact fee. Notice is not
32 required if an impact fee is decreased or eliminated.

33 Section 2. This act shall take effect upon becoming a law.