

HJR 1101

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House Joint Resolution

A joint resolution proposing an amendment to Section 9 of Article VII of the State Constitution to require referendum approval for certain millage rate increases.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 9 of Article VII of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE VII

FINANCE AND TAXATION

SECTION 9. Local taxes.--

(a) Counties, school districts, and municipalities shall, and special districts may, be authorized by law to levy ad valorem taxes and may be authorized by general law to levy other taxes, for their respective purposes, except ad valorem taxes on intangible personal property and taxes prohibited by this constitution.

(b) Ad valorem taxes, exclusive of taxes levied for the payment of bonds and taxes levied for periods not longer than two years when authorized by vote of the electors who are the owners of freeholds therein not wholly exempt from taxation, shall not be levied in excess of the following millages upon the assessed value of real estate and tangible personal property: for all county purposes, ten mills; for all municipal purposes,

29 | ten mills; for all school purposes, ten mills; for water
 30 | management purposes for the northwest portion of the state lying
 31 | west of the line between ranges two and three east, 0.05 mill;
 32 | for water management purposes for the remaining portions of the
 33 | state, 1.0 mill; and for all other special districts a millage
 34 | authorized by law approved by vote of the electors who are
 35 | owners of freeholds therein not wholly exempt from taxation. A
 36 | county furnishing municipal services may, to the extent
 37 | authorized by law, levy additional taxes within the limits fixed
 38 | for municipal purposes.

39 | (c) A millage rate of more than 100 percent of the rolled-
 40 | back rate, as required by general law, based upon the previous
 41 | year's maximum millage rate and adjusted for the growth in per
 42 | capita Florida personal income, may be adopted if the rate is
 43 | approved by vote of the electors of the area affected.

44 | BE IT FURTHER RESOLVED that the following statement be
 45 | placed on the ballot:

46 | CONSTITUTIONAL AMENDMENT

47 | ARTICLE VII, SECTION 9

48 | REFERENDUM APPROVAL FOR MILLAGE RATE GREATER THAN 100
 49 | PERCENT OF ROLLED-BACK RATE.--Proposing an amendment to the
 50 | State Constitution to authorize, if approved by vote of the
 51 | electors of the area affected, a millage rate of more than 100
 52 | percent of the rolled-back rate based upon the previous year's
 53 | maximum millage rate and adjusted for the growth in per capita
 54 | Florida personal income.