

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Brandenburg offered the following:

2
3 **Amendment to Senate Amendment (929760) (with title**
4 **amendment)**

5 Remove lines 221-354 and insert:

6 (4)-(5) Funds distributed pursuant to subparagraph (2)(b)3.
7 ~~(2)(b)2. and (3)(b)3. subparagraphs~~ shall be used for:

8 (a) Planning, preparing, and financing of infrastructure
9 projects for job creation and capital investment, especially
10 those related to industrial and commercial sites. Infrastructure
11 investments may include the following public or public-private
12 partnership facilities: stormwater systems, telecommunications
13 facilities, roads or other remedies to transportation
14 impediments, nature-based tourism facilities, or other physical
15 requirements necessary to facilitate trade and economic
16 development activities.

327713

5/1/2008 3:04 PM

Amendment No.

17 (b) Maximizing the use of federal, local, and private
18 resources, including, but not limited to, those available under
19 the Small Cities Community Development Block Grant Program.

20 (c) Projects that improve inadequate infrastructure that
21 has resulted in regulatory action that prohibits economic or
22 community growth, if such projects are related to specific job
23 creation or job retention opportunities.

24 ~~(5)-(6)~~ Beginning January 1, 2004, the tax rate shall be
25 the base rate of \$1.62 per ton severed.

26 ~~(6)-(7)~~ Beginning January 1, 2005, and annually thereafter,
27 the tax rate shall be the base rate times the base rate
28 adjustment for the tax year as calculated by the department in
29 accordance with subsection (8) ~~(9)~~.

30 ~~(7)-(8)~~ The excise tax levied by this section shall apply
31 to the total production of the producer during the taxable year,
32 measured on the basis of bone-dry tons produced at the point of
33 severance.

34 ~~(8)-(9)~~(a) On or before March 30, 2004, and annually
35 thereafter, the department shall calculate the base rate
36 adjustment, if any, for phosphate rock based on the change in
37 the unadjusted annual producer price index for the prior
38 calendar year in relation to the unadjusted annual producer
39 price index for calendar year 1999.

40 (b) For the purposes of determining the base rate
41 adjustment for any year, the base rate adjustment shall be a
42 fraction, the numerator of which is the unadjusted annual
43 producer price index for the prior calendar year and the

Amendment No.

44 denominator of which is the unadjusted annual producer price
45 index for calendar year 1999.

46 (c) The department shall provide the base rate, the base
47 rate adjustment, and the resulting tax rate to affected
48 producers by written notice on or before April 15 of the current
49 year.

50 (d) If the producer price index for phosphate rock is
51 substantially revised, the department shall make appropriate
52 adjustment in the method used to compute the base rate
53 adjustment under this subsection which will produce results
54 reasonably consistent with the result that would have been
55 obtained if the producer price index for phosphate rock had not
56 been revised. However, the tax rate shall not be less than \$1.51
57 ~~\$1.56~~ per ton severed.

58 (e) If the producer price index for phosphate rock is
59 discontinued, a comparable index shall be selected by the
60 department and adopted by rule.

61 (9)~~(10)~~ The excise tax levied on the severance of
62 phosphate rock shall be in addition to any ad valorem taxes
63 levied upon the separately assessed mineral interest in the real
64 property upon which the site of severance is located, or any
65 other tax, permit, or license fee imposed by the state or its
66 political subdivisions.

67 (10)~~(11)~~ The tax levied by this section shall be collected
68 in the manner prescribed in s. 211.33.

70 -----

71 **T I T L E A M E N D M E N T**

327713
5/1/2008 3:04 PM

HOUSE AMENDMENT
Bill No. CS/CS/SB 1294

Amendment No.

72 Remove lines 1546-1554 and insert:
73 deleting obsolete provisions; amending s. 253.002, F.S.;
74 authorizing the Board of
75