

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Cannon offered the following:

Amendment

Remove line(s) 850-932 and insert:

capita Florida personal income, unless a higher rate is adopted, in which case the maximum is the adopted rate. The maximum millage rate applicable to a county authorized to levy a county public hospital surtax under s. 212.055 that did so in fiscal year 2007 shall exclude the revenues required to be contributed to the county public general hospital in the current fiscal year for the purposes of making the maximum millage rate calculation, but shall be added back to the maximum millage rate allowed after the roll back has been applied, the total of which shall be considered the maximum millage rate for such a county for purposes of this subsection. The revenue required to be contributed to the county public general hospital for the

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17 upcoming fiscal year shall be calculated by multiplying 11.873
18 percent by the millage rate levied for countywide purposes in
19 fiscal year 2007 and multiplying the result by 95 percent of the
20 preliminary tax roll for the upcoming fiscal year. A higher rate
21 may be adopted only under the following conditions:

22 1. A rate of not more than 110 percent of the rolled-back
23 rate based on the previous year's maximum millage rate, adjusted
24 for change ~~growth~~ in per capita Florida personal income, may be
25 adopted if approved by a two-thirds vote of the membership of
26 the governing body of the county, municipality, or independent
27 district; or

28 2. A rate in excess of 110 percent may be adopted if
29 approved by a unanimous vote of the membership of the governing
30 body of the county, municipality, or independent district or by
31 a three-fourths vote of the membership of the governing body if
32 the governing body has nine or more members, or if the rate is
33 approved by a referendum.

34 (b) The millage rate of a county or municipality,
35 municipal service taxing unit of that county, and any special
36 district dependent to that county or municipality may exceed the
37 maximum millage rate calculated pursuant to this subsection if
38 the total county ad valorem taxes levied or total municipal ad
39 valorem taxes levied do not exceed the maximum total county ad
40 valorem taxes levied or maximum total municipal ad valorem taxes
41 levied respectively. Voted millage and taxes levied by a
42 municipality or independent special district that has levied ad
43 valorem taxes for less than 5 years are not subject to this
44 limitation. The millage rate of a county authorized to levy a

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45 county public hospital surtax under s. 212.055 may exceed the
46 maximum millage rate calculated pursuant to this subsection to
47 the extent necessary to account for the revenues required to be
48 contributed to the county public hospital. Total taxes levied
49 may exceed the maximum calculated pursuant to subsection (6) as
50 a result of an increase in taxable value above that certified in
51 subsection (1) if such increase is less than the percentage
52 amounts contained in subsection (6) or if the administrative
53 adjustment cannot be made because the value adjustment board is
54 still in session at the time the tax roll is extended; otherwise
55 ~~however, if such increase in taxable value exceeds the~~
56 ~~percentage amounts contained in this subsection,~~ millage rates
57 subject to this subsection, s. 200.185, or s. 200.186 may ~~must~~
58 be reduced so that total taxes levied do not exceed the maximum.
59

60 Any unit of government operating under a home rule charter
61 adopted pursuant to ss. 10, 11, and 24, Art. VIII of the State
62 Constitution of 1885, as preserved by s. 6(e), Art. VIII of the
63 State Constitution of 1968, which is granted the authority in
64 the State Constitution to exercise all the powers conferred now
65 or hereafter by general law upon municipalities and which
66 exercises such powers in the unincorporated area shall be
67 recognized as a municipality under this subsection. For a
68 downtown development authority established before the effective
69 date of the 1968 State Constitution which has a millage that
70 must be approved by a municipality, the governing body of that
71 municipality shall be considered the governing body of the
72 downtown development authority for purposes of this subsection.

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HOUSE AMENDMENT

Bill No. HB 7131

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73 Section 12. Subsections (5) and (8) of section 200.185,
74 Florida Statutes, are amended to read:

75 200.185 Maximum millage rates for the 2007-2008 and 2008-
76 2009 fiscal years.--

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

82 (a)1. The maximum millage rate that may be levied shall be
83 the rolled-back rate calculated pursuant to s. 200.065 and
84 adjusted for change ~~growth~~ in per capita Florida personal
85 income,

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