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A bill to be entitled  
An act relating to the charter county transit system  
surtax; amending s. 212.055, F.S.; renaming the surtax;  
expanding the eligibility to levy the surtax to all  
charter counties; providing an effective date.

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

Section 1. Subsection (1) of section 212.055, Florida  
Statutes, is amended to read:

212.055 Discretionary sales surtaxes; legislative intent;  
authorization and use of proceeds.--It is the legislative intent  
that any authorization for imposition of a discretionary sales  
surtax shall be published in the Florida Statutes as a  
subsection of this section, irrespective of the duration of the  
levy. Each enactment shall specify the types of counties  
authorized to levy; the rate or rates which may be imposed; the  
maximum length of time the surtax may be imposed, if any; the  
procedure which must be followed to secure voter approval, if  
required; the purpose for which the proceeds may be expended;  
and such other requirements as the Legislature may provide.  
Taxable transactions and administrative procedures shall be as  
provided in s. 212.054.

(1) CHARTER COUNTY TRANSPORTATION ~~TRANSIT~~ SYSTEM SURTAX.--

(a) Each charter county that has ~~which~~ adopted a charter  
~~prior to January 1, 1984~~, and each county the government of  
which is consolidated with that of one or more municipalities,

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29 | may levy a discretionary sales surtax, subject to approval by a  
30 | majority vote of the electorate of the county or by a charter  
31 | amendment approved by a majority vote of the electorate of the  
32 | county.

33 |       (b) The rate shall be up to 1 percent.

34 |       (c) The proposal to adopt a discretionary sales surtax as  
35 | provided in this subsection and to create a trust fund within  
36 | the county accounts shall be placed on the ballot in accordance  
37 | with law at a time to be set at the discretion of the governing  
38 | body.

39 |       (d) Proceeds from the surtax shall be applied to as many  
40 | or as few of the uses enumerated below in whatever combination  
41 | the county commission deems appropriate:

42 |           1. Deposited by the county in the trust fund and shall be  
43 | used for the purposes of development, construction, equipment,  
44 | maintenance, operation, supportive services, including a  
45 | countywide bus system, and related costs of a fixed guideway  
46 | rapid transit system;

47 |           2. Remitted by the governing body of the county to an  
48 | expressway, transit, or transportation authority created by law  
49 | to be used, at the discretion of such authority, for the  
50 | development, construction, operation, or maintenance of roads or  
51 | bridges in the county, for the operation and maintenance of a  
52 | bus system, for the payment of principal and interest on  
53 | existing bonds issued for the construction of such roads or  
54 | bridges, and, upon approval by the county commission, such  
55 | proceeds may be pledged for bonds issued to refinance existing

56 | bonds or new bonds issued for the construction of such roads or  
57 | bridges;

58 |       3. Used by the charter county for the development,  
59 | construction, operation, and maintenance of roads and bridges in  
60 | the county; for the expansion, operation, and maintenance of bus  
61 | and fixed guideway systems; and for the payment of principal and  
62 | interest on bonds issued for the construction of fixed guideway  
63 | rapid transit systems, bus systems, roads, or bridges; and such  
64 | proceeds may be pledged by the governing body of the county for  
65 | bonds issued to refinance existing bonds or new bonds issued for  
66 | the construction of such fixed guideway rapid transit systems,  
67 | bus systems, roads, or bridges and no more than 25 percent used  
68 | for nontransit uses; and

69 |       4. Used by the charter county for the planning,  
70 | development, construction, operation, and maintenance of roads  
71 | and bridges in the county; for the planning, development,  
72 | expansion, operation, and maintenance of bus and fixed guideway  
73 | systems; and for the payment of principal and interest on bonds  
74 | issued for the construction of fixed guideway rapid transit  
75 | systems, bus systems, roads, or bridges; and such proceeds may  
76 | be pledged by the governing body of the county for bonds issued  
77 | to refinance existing bonds or new bonds issued for the  
78 | construction of such fixed guideway rapid transit systems, bus  
79 | systems, roads, or bridges. Pursuant to an interlocal agreement  
80 | entered into pursuant to chapter 163, the governing body of the  
81 | charter county may distribute proceeds from the tax to a  
82 | municipality, or an expressway or transportation authority

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83 | created by law to be expended for the purpose authorized by this  
84 | paragraph.

85 |       Section 2. This act shall take effect July 1, 2008.