

By Senator Jones

13-02722-08

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1 A bill to be entitled
2 An act relating to ad valorem taxation for public
3 education; amending ss. 1011.71 and 1011.73, F.S.;
4 extending the maximum duration of voted ad valorem millage
5 for school district operations; providing an effective
6 date.

7
8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Subsection (7) of section 1011.71, Florida
11 Statutes, is amended to read:

12 1011.71 District school tax.--

13 (7) In addition to the maximum millage levied under this
14 section and the General Appropriations Act, a school district may
15 levy, by local referendum or in a general election, additional
16 millage for school operational purposes up to an amount that,
17 when combined with nonvoted millage levied under this section,
18 does not exceed the 10-mill limit established in s. 9(b), Art.
19 VII of the State Constitution. Any such levy shall be for a
20 maximum of 10 4 years and shall be counted as part of the 10-mill
21 limit established in s. 9(b), Art. VII of the State Constitution.
22 Millage elections conducted under the authority granted pursuant
23 to this section are subject to s. 1011.73. Funds generated by
24 such additional millage do not become a part of the calculation
25 of the Florida Education Finance Program total potential funds in
26 2001-2002 or any subsequent year and must not be incorporated in
27 the calculation of any hold-harmless or other component of the
28 Florida Education Finance Program formula in any year. If an
29 increase in required local effort, when added to existing millage

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30 levied under the 10-mill limit, would result in a combined
31 millage in excess of the 10-mill limit, any millage levied
32 pursuant to this subsection shall be considered to be required
33 local effort to the extent that the district millage would
34 otherwise exceed the 10-mill limit.

35 Section 2. Subsection (2) of section 1011.73, Florida
36 Statutes, is amended to read:

37 1011.73 District millage elections.--

38 (2) MILLAGE AUTHORIZED NOT TO EXCEED 10 4 YEARS.--The
39 district school board, pursuant to resolution adopted at a
40 regular meeting, shall direct the county commissioners to call an
41 election at which the electors within the school district may
42 approve an ad valorem tax millage as authorized under s.
43 1011.71(7). Such election may be held at any time, except that
44 not more than one such election shall be held during any 12-month
45 period. Any millage so authorized shall be levied for a period
46 not in excess of 10 4 years or until changed by another millage
47 election, whichever is earlier. If any such election is
48 invalidated by a court of competent jurisdiction, such
49 invalidated election shall be considered not to have been held.

50 Section 3. This act shall take effect upon becoming a law.