

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Brandes offered the following:

**Amendment to Amendment (705363) (with title amendment)**

Remove lines 26-75 and insert:

assistance of the Florida Transportation Commission Auditor ~~General~~ in conducting such reviews and shall report the findings of such reviews to the Legislature. ~~This paragraph does not preclude the Florida Transportation Commission from conducting its performance and work program monitoring responsibilities.~~

2. Advising the department on policies and strategies used in planning, designing, building, operating, financing, and maintaining a coordinated statewide system of passenger rail services.

3. Evaluating passenger rail policies and providing advice and recommendations to the Legislature on passenger rail operations in the state.

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17 Section 75. Subsection (13) is added to section 311.09,  
18 Florida Statutes, to read:

19 311.09 Florida Seaport Transportation and Economic  
20 Development Council.—

21 (13) Until July 1, 2014, Citrus County may apply for a  
22 grant through the Florida Seaport Transportation and Economic  
23 Development Council to perform a feasibility study regarding the  
24 establishment of a port in Citrus County. The council shall  
25 evaluate such application in accordance with subsections (5)-(9)  
26 and, if approved, the Department of Transportation shall include  
27 the feasibility study in its budget request pursuant to  
28 subsection (10).

29 Section 76. Paragraph (d) of subsection (1) of section  
30 212.055, Florida Statutes, is amended to read:

31 212.055 Discretionary sales surtaxes; legislative intent;  
32 authorization and use of proceeds.—It is the legislative intent  
33 that any authorization for imposition of a discretionary sales  
34 surtax shall be published in the Florida Statutes as a  
35 subsection of this section, irrespective of the duration of the  
36 levy. Each enactment shall specify the types of counties  
37 authorized to levy; the rate or rates which may be imposed; the  
38 maximum length of time the surtax may be imposed, if any; the  
39 procedure which must be followed to secure voter approval, if  
40 required; the purpose for which the proceeds may be expended;  
41 and such other requirements as the Legislature may provide.  
42 Taxable transactions and administrative procedures shall be as  
43 provided in s. 212.054.

44 (1) CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM  
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45 SURTAX.—

46 (d) Proceeds from the surtax shall be applied to as many  
47 or as few of the uses enumerated below in whatever combination  
48 the county commission deems appropriate:

49 1. Deposited by the county in the trust fund and shall be  
50 used for the purposes of development, construction, equipment,  
51 maintenance, operation, supportive services, including a  
52 countywide bus system, on-demand transportation services, and  
53 related costs of a fixed guideway rapid transit system;

54 2. Remitted by the governing body of the county to an  
55 expressway, transit, or transportation authority created by law  
56 to be used, at the discretion of such authority, for the  
57 development, construction, operation, or maintenance of roads or  
58 bridges in the county, for the operation and maintenance of a  
59 bus system, for the operation and maintenance of on-demand  
60 transportation services, for the payment of principal and  
61 interest on existing bonds issued for the construction of such  
62 roads or bridges, and, upon approval by the county commission,  
63 such proceeds may be pledged for bonds issued to refinance  
64 existing bonds or new bonds issued for the construction of such  
65 roads or bridges;

66 3. Used by the county for the development, construction,  
67 operation, and maintenance of roads and bridges in the county;  
68 for the expansion, operation, and maintenance of bus and fixed  
69 guideway systems; for the expansion, operation, and maintenance  
70 of on-demand transportation services; and for the payment of  
71 principal and interest on bonds issued for the construction of  
72 fixed guideway rapid transit systems, bus systems, roads, or

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73 bridges; and such proceeds may be pledged by the governing body  
74 of the county for bonds issued to refinance existing bonds or  
75 new bonds issued for the construction of such fixed guideway  
76 rapid transit systems, bus systems, roads, or bridges and no  
77 more than 25 percent used for nontransit uses; and

78 4. Used by the county for the planning, development,  
79 construction, operation, and maintenance of roads and bridges in  
80 the county; for the planning, development, expansion, operation,  
81 and maintenance of bus and fixed guideway systems; for the  
82 planning, development, construction, operation, and maintenance  
83 of on-demand transportation services; and for the payment of  
84 principal and interest on bonds issued for the construction of  
85 fixed guideway rapid transit systems, bus systems, roads, or  
86 bridges; and such proceeds may be pledged by the governing body  
87 of the county for bonds issued to refinance existing bonds or  
88 new bonds issued for the construction of such fixed guideway  
89 rapid transit systems, bus systems, roads, or bridges. Pursuant  
90 to an interlocal agreement entered into pursuant to chapter 163,  
91 the governing body of the county may distribute proceeds from  
92 the tax to a municipality, or an expressway or transportation  
93 authority created by law to be expended for the purpose  
94 authorized by this paragraph. Any county that has entered into  
95 interlocal agreements for distribution of proceeds to one or  
96 more municipalities in the county shall revise such interlocal  
97 agreements as necessary for the sole purpose of including ~~no~~  
98 ~~less than every 5 years in order to include~~ any municipalities  
99 that have been created during the immediately preceding year,  
100 provided that any funds distributed to a new municipality must

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101 come from funds otherwise retained and used by the charter  
 102 county, must be on a pro rata basis with the allocation of funds  
 103 to the previously existing municipalities, and must not reduce  
 104 the percentage allocation to the previously existing  
 105 municipalities. Notwithstanding the foregoing, the first  
 106 revision of interlocal agreements pursuant to this subparagraph  
 107 shall include any municipality that has been created since the  
 108 surtax was adopted by the charter county. Any charter county  
 109 that seeks to terminate or substantially modify the distribution  
 110 of funds to municipalities may do so only pursuant to approval  
 111 by a majority vote of the electorate of the county ~~since the~~  
 112 ~~prior interlocal agreements were executed.~~

116 -----  
 117 **T I T L E A M E N D M E N T**

118 Remove lines 94-96 and insert:

119 circumstances; amending s. 212.055, F.S.; requiring counties to  
 120 revise, as necessary, any interlocal agreements entered into  
 121 with municipalities for the distribution of proceeds of the  
 122 discretionary sales surcharge in order that newly participating  
 123 municipalities may receive a share of the distribution;  
 124 specifying conditions by which a municipality may receive a  
 125 distribution of the sales surcharge; providing effective dates.