

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Brodeur offered the following:

Amendment (with directory and title amendments)

Between lines 112 and 113, insert:

(4) ORDINANCE LEVY TAX; PROCEDURE.—

(c) Prior to enactment of the ordinance levying and imposing the tax, the county tourist development council shall prepare and submit to the governing board of the county for its approval a plan for tourist development. The plan shall set forth the anticipated net tourist development tax revenue to be derived by the county for the 24 months following the levy of the tax; the tax district in which the tourist development tax is proposed; and a list, in the order of priority, of the proposed uses of the tax revenue by specific project or special use as the same are authorized under subsection (5). The plan shall include the approximate cost or expense allocation for

454401

Approved For Filing: 4/27/2011 12:54:43 PM

Amendment No.

17 each specific project or special use and shall require within 12
18 months after the adoption of the plan the preparation and
19 submission to the governing board of the county a financial
20 disclosure of the actual cost or expense allocation of the tax
21 revenue.

22 (e) The governing board of each county which levies and
23 imposes a tourist development tax under this section shall
24 appoint an advisory council to be known as the "... (name of
25 county)... Tourist Development Council." The council shall be
26 established by ordinance and composed of nine members who shall
27 be appointed by the governing board. The chair of the governing
28 board of the county or any other member of the governing board
29 as designated by the chair shall serve on the council. Two
30 members of the council shall be elected municipal officials, at
31 least one of whom shall be from the most populous municipality
32 in the county or subcounty special taxing district in which the
33 tax is levied. Six members of the council shall be persons who
34 are involved in the tourist industry and who have demonstrated
35 an interest in tourist development, of which members, not less
36 than three nor more than four shall be owners or operators of
37 motels, hotels, recreational vehicle parks, or other tourist
38 accommodations in the county and subject to the tax, at least
39 one of whom shall represent the smallest lodging establishment
40 within the county or subcounty special taxing district in which
41 the tax is levied, and at least one of whom shall represent the
42 establishment with the highest collection of the tax. All
43 members of the council shall be electors of the county and may
44 not have made political contributions to any member of the

454401

Approved For Filing: 4/27/2011 12:54:43 PM

Amendment No.

45 governing board of the county for the 24 months prior to their
46 appointment. The governing board of the county shall have the
47 option of designating the chair of the council or allowing the
48 council to elect a chair. The chair shall be appointed or
49 elected annually and may be reelected or reappointed. The
50 members of the council shall serve for staggered terms of 4
51 years. The terms of office of the original members shall be
52 prescribed in the resolution required under paragraph (b). The
53 council shall meet at least once each quarter and, from time to
54 time, shall make recommendations to the county governing board
55 for the effective operation of the special projects or for uses
56 of the tourist development tax revenue and perform such other
57 duties as may be prescribed by county ordinance or resolution.
58 The council shall continuously review expenditures of revenues
59 from the tourist development trust fund and shall receive, at
60 least quarterly, expenditure reports from the county governing
61 board or its designee. Expenditures which the council believes
62 to be unauthorized shall be reported to the county governing
63 board and the Department of Revenue. The governing board and the
64 department shall review the findings of the council and take
65 appropriate administrative or judicial action to ensure
66 compliance with this section. The changes in the composition of
67 the membership of the tourist development council mandated by
68 chapter 86-4, Laws of Florida, and this act shall not cause the
69 interruption of the current term of any person who is a member
70 of a council on October 1, 1996.

71
72
454401

Approved For Filing: 4/27/2011 12:54:43 PM

Amendment No.

73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90

D I R E C T O R Y A M E N D M E N T

Remove line 29 and insert:

Section 1. Paragraphs (a) and (f) of subsection (3) and paragraphs (c) and (e) of subsection (4) of

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

Remove line 6 and insert:

providing construction; requiring a county tourist development council to prepare and submit a financial disclosure of specified financial information within a specified time after the adoption of a tourist development plan relating to the use of the tourist development tax; specifying additional criteria and restrictions relating to members appointed to a tourist development council; amending s. 125.0108, F.S.;