



254336

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/12/2012	.	
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The Committee on Community Affairs (Wise) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 185.03, Florida Statutes, is amended to read:

185.03 Municipal police officers' retirement trust funds; creation; applicability of provisions; participation by public safety officers.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter:

(2) (a) ~~The provisions of This chapter applies shall apply~~ only to municipalities organized and established pursuant to the



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13 laws of the state, ~~and does said provisions shall~~ not apply to
14 the unincorporated areas of any county or counties or ~~nor shall~~
15 ~~the provisions hereof apply~~ to any governmental entity whose
16 police officers are eligible to participate in the Florida
17 Retirement System.

18 (b) With respect to the distribution of premium taxes, a
19 single consolidated government consisting of a former county and
20 one or more municipalities, consolidated pursuant to s. 3 or s.
21 6(e), Art. VIII of the State Constitution, is also eligible to
22 participate under this chapter. The consolidated government
23 shall notify the division when it has entered into an interlocal
24 agreement to provide police services to a municipality within
25 its boundaries. The municipality may enact an ordinance levying
26 the tax as provided in s. 185.08. Upon being provided copies of
27 the interlocal agreement and the municipal ordinance levying the
28 tax, the division may distribute any premium taxes reported for
29 the municipality to the consolidated government as long as the
30 interlocal agreement is in effect.

31 Section 2. Subsection (1) of section 185.08, Florida
32 Statutes, is amended to read:

33 185.08 State excise tax on casualty insurance premiums
34 authorized; procedure.—For any municipality, chapter plan, local
35 law municipality, or local law plan under this chapter:

36 (1) (a) Each incorporated municipality in this state
37 described and classified in s. 185.03, as well as each other
38 city or town of this state which on July 31, 1953, had a
39 lawfully established municipal police officers' retirement trust
40 fund or city fund, by whatever name known, providing pension or
41 relief benefits to police officers as provided under this



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42 chapter, may assess and impose on every insurance company,
43 corporation, or other insurer now engaged in or carrying on, or
44 who shall hereafter engage in or carry on, the business of
45 casualty insurance as shown by records of the Office of
46 Insurance Regulation of the Financial Services Commission, an
47 excise tax in addition to any lawful license or excise tax now
48 levied by each of the ~~said~~ municipalities, respectively,
49 amounting to .85 percent of the gross amount of receipts of
50 premiums from policyholders on all premiums collected on
51 casualty insurance policies covering property within the
52 corporate limits of such municipalities, respectively.

53 (b) With respect to the distribution of premium taxes, a
54 single consolidated government consisting of a former county and
55 one or more municipalities, consolidated pursuant to s. 3 or s.
56 6(e), Art. VIII of the State Constitution, is also eligible to
57 participate under this chapter. The consolidated government
58 shall notify the division when it has entered into an interlocal
59 agreement to provide police services to a municipality within
60 its boundaries. The municipality may enact an ordinance levying
61 the tax as provided in this section. Upon being provided copies
62 of the interlocal agreement and the municipal ordinance levying
63 the tax, the division may distribute any premium taxes reported
64 for the municipality to the consolidated government as long as
65 the interlocal agreement is in effect.

66 Section 3. This act shall take effect July 1, 2012.

67
68 ===== T I T L E A M E N D M E N T =====

69 And the title is amended as follows:

70 Delete everything before the enacting clause



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71 and insert:

72 A bill to be entitled
73 An act relating to public retirement plans; amending
74 ss. 185.03 and 185.08, F.S.; specifying applicability
75 of ch. 185, F.S., to certain consolidated governments;
76 providing that a consolidated government that has
77 entered into an interlocal agreement to provide police
78 protection services to a municipality within its
79 boundaries is eligible to receive the premium taxes
80 reported for the municipality under certain
81 circumstances; authorizing the municipality receiving
82 the police protection services to enact an ordinance
83 levying the tax as provided by law; providing an
84 effective date.