



294806

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/21/2013	.	
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The Committee on Community Affairs (Thrasher) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 54 - 134  
and insert:  
enhancements; capital expenditures and infrastructure projects;  
fixed capital costs associated with the construction,  
reconstruction, renovation, maintenance, or improvement of  
facilities and campuses that have a useful life expectancy of at  
least 5 years; deferred maintenance; land improvement, design,  
and engineering costs related thereto; and the expansion and  
enhancement of facilities at all institution sites within the  
county. The proceeds of the surtax must be set aside and



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13 invested as permitted by law, with the principal and income to  
14 be used for the purposes listed in this subsection as  
15 administered by the board of trustees.

16 (b) If the county, at the request of a Florida College  
17 System institution in the county, calls for a referendum, the  
18 expense of holding the referendum may not be paid with student  
19 fees or moneys that the institution receives from the state, but  
20 shall be paid only with funds received from private sources or  
21 with college auxiliary funds. The county shall provide at least  
22 30 days' notice of the election as provided under s. 100.342.

23 (c) The referendum providing for the imposition of the  
24 surtax must include a statement that provides a brief and  
25 general description of the purposes for which the proceeds of  
26 the surtax may be used, conform to the requirements of s.  
27 101.161, and be placed on the ballot by the governing body of  
28 the county. The following questions shall be placed on the  
29 ballot:

30  
31 FOR THE. . . .CENTS TAX  
32 AGAINST THE. . . .CENTS TAX  
33

34 (d) Upon approval of the referendum, proceeds from the  
35 surtax must be deposited by the Department of Revenue into a  
36 Florida Prime account managed by the Florida State Board of  
37 Administration and used only for the operation, maintenance, and  
38 administration of the Florida College System institution within  
39 that county.

40 (e) Upon approval of the referendum, an oversight board  
41 shall be established to review, accept, or amend expenditures of



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42 the proceeds of the surtax and to review the plan prepared by  
43 the board of trustees pursuant to paragraph (f). Annually, or as  
44 needed, the oversight board shall meet to approve the proposed  
45 spending plan.

46 1. The board shall be composed of seven members who are  
47 residents of the county and appointed as follows:

48 a. Two members appointed by the board of trustees of the  
49 Florida College System institution, who may not be members of  
50 the board of trustees.

51 b. Two members appointed by the chair of the county  
52 legislative delegation.

53 c. One member appointed by the board of directors of the  
54 Greater Miami Chamber of Commerce.

55 d. One member appointed by the board of directors of the  
56 United Way of Miami-Dade County, who must be a member of the  
57 board of directors.

58 e. One member appointed by the Beacon Council, Miami-Dade  
59 County's official economic development partnership.

60 2. Initial appointments to the oversight board shall be  
61 made by the respective entities within 60 days after the passage  
62 of the referendum. Each member shall be appointed for a 4-year  
63 term. A vacancy on the board shall be filled for the unexpired  
64 portion of the term in the same manner as the original  
65 appointment. A member appointed to fill a vacancy may not serve  
66 for more than the remaining portion of the unexpired term.

67 (f) Consistent with the purposes stated in the plan  
68 included in the ordinance under paragraph (a), the board of  
69 trustees of the Florida College System institution shall  
70 annually prepare a plan that specifies how the board of trustees



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71 intends to allocate and expend the funds for the institution's  
72 upcoming fiscal year and submit such plan to the oversight board  
73 for approval.

74 (g) The annual apportionment of state funds for the support  
75 of a Florida College System institution allocated under general  
76 law may not be reduced because the institution has received  
77 funds pursuant to a sales surtax levied under this subsection.

78 (h) A surtax imposed under this subsection expires 5 years  
79 after the effective date of the surtax.

80

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

82 And the title is amended as follows:

83 Delete lines 22 - 23

84 and insert:

85 surtax; providing an effective date.