

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Committee/Subcommittee hearing bill: Local Government Affairs
 2 Subcommittee
 3 Representative Nuñez offered the following:

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6 Remove everything after the enacting clause and insert:

8 Section 1. Paragraph (a) of subsection (5) of section
 9 200.065, Florida Statutes, is amended to read:

10 200.065 Method of fixing millage.—

11 (5) In each fiscal year:

12 (a) The maximum millage rate that a county, municipality,
 13 special district dependent to a county or municipality,
 14 municipal service taxing unit, or independent special district
 15 may levy is a rolled-back rate based on the amount of taxes
 16 actually ~~which would have been~~ levied in the prior year ~~if the~~
 17 ~~maximum millage rate had been applied~~, adjusted for change in

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18 per capita Florida personal income, unless the change in per
19 capita Florida personal income is negative ~~a higher rate was~~
20 ~~adopted~~, in which case the maximum is the rolled-back ~~adopted~~
21 rate. The maximum millage rate applicable to a county authorized
22 to levy a county public hospital surtax under s. 212.055 and
23 which did so in fiscal year 2007 shall exclude the revenues
24 required to be contributed to the county public general hospital
25 in the current fiscal year for the purposes of making the
26 maximum millage rate calculation, but shall be added back to the
27 maximum millage rate allowed after the roll back has been
28 applied, the total of which shall be considered the maximum
29 millage rate for such a county for purposes of this subsection.
30 The revenue required to be contributed to the county public
31 general hospital for the upcoming fiscal year shall be
32 calculated as 11.873 percent times the millage rate levied for
33 countywide purposes in fiscal year 2007 times 95 percent of the
34 preliminary tax roll for the upcoming fiscal year. A higher rate
35 may be adopted only under the following conditions:

36 1. A rate of not more than 110 percent of the rolled-back
37 rate based on the amount of taxes actually levied in the prior
38 year ~~previous year's maximum millage rate~~, adjusted for change
39 in per capita Florida personal income, may be adopted if
40 approved by a two-thirds vote of the membership of the governing
41 body of the county, municipality, or independent district; or

42 2. A rate in excess of 110 percent may be adopted if
43 approved by a unanimous vote of the membership of the governing

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44 body of the county, municipality, or independent district or by
45 a three-fourths vote of the membership of the governing body if
46 the governing body has nine or more members, or if the rate is
47 approved by a referendum.

48
49 Any unit of government operating under a home rule charter
50 adopted pursuant to ss. 10, 11, and 24, Art. VIII of the State
51 Constitution of 1885, as preserved by s. 6(e), Art. VIII of the
52 State Constitution of 1968, which is granted the authority in
53 the State Constitution to exercise all the powers conferred now
54 or hereafter by general law upon municipalities and which
55 exercises such powers in the unincorporated area shall be
56 recognized as a municipality under this subsection. For a
57 downtown development authority established before the effective
58 date of the 1968 State Constitution which has a millage that
59 must be approved by a municipality, the governing body of that
60 municipality shall be considered the governing body of the
61 downtown development authority for purposes of this subsection.

62 Section 2. This act shall take effect on July 1, 2016.

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