

HB 1015

2016

1 A bill to be entitled
2 An act relating to determination of maximum millage
3 rates; amending s. 200.065, F.S.; revising the method
4 for computing the rolled-back rate for purposes of
5 determining the maximum millage rate for certain local
6 governments; providing an effective date.

7

8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Paragraph (a) of subsection (5) of section
11 200.065, Florida Statutes, is amended to read:

12 200.065 Method of fixing millage.—

13 (5) In each fiscal year:

14 (a) The maximum millage rate that a county, municipality,
15 special district dependent to a county or municipality,
16 municipal service taxing unit, or independent special district
17 may levy is a rolled-back rate based on the amount of taxes
18 actually ~~which would have been~~ levied in the prior year ~~if the~~
19 ~~maximum millage rate had been applied~~, adjusted for change in
20 per capita Florida personal income, unless a higher rate was
21 adopted, in which case the maximum is the adopted rate. The
22 maximum millage rate applicable to a county authorized to levy a
23 county public hospital surtax under s. 212.055 and which did so
24 in fiscal year 2007 shall exclude the revenues required to be
25 contributed to the county public general hospital in the current
26 fiscal year for the purposes of making the maximum millage rate

27 calculation, but shall be added back to the maximum millage rate
28 allowed after the roll back has been applied, the total of which
29 shall be considered the maximum millage rate for such a county
30 for purposes of this subsection. The revenue required to be
31 contributed to the county public general hospital for the
32 upcoming fiscal year shall be calculated as 11.873 percent times
33 the millage rate levied for countywide purposes in fiscal year
34 2007 times 95 percent of the preliminary tax roll for the
35 upcoming fiscal year. A higher rate may be adopted only under
36 the following conditions:

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

43 2. A rate in excess of 110 percent may be adopted if
44 approved by a unanimous vote of the membership of the governing
45 body of the county, municipality, or independent district or by
46 a three-fourths vote of the membership of the governing body if
47 the governing body has nine or more members, or if the rate is
48 approved by a referendum.

49
50 Any unit of government operating under a home rule charter
51 adopted pursuant to ss. 10, 11, and 24, Art. VIII of the State
52 Constitution of 1885, as preserved by s. 6(e), Art. VIII of the

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53 | State Constitution of 1968, which is granted the authority in
54 | the State Constitution to exercise all the powers conferred now
55 | or hereafter by general law upon municipalities and which
56 | exercises such powers in the unincorporated area shall be
57 | recognized as a municipality under this subsection. For a
58 | downtown development authority established before the effective
59 | date of the 1968 State Constitution which has a millage that
60 | must be approved by a municipality, the governing body of that
61 | municipality shall be considered the governing body of the
62 | downtown development authority for purposes of this subsection.

63 | Section 2. This act shall take effect July 1, 2016.