

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.

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 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 the change in per
 21 capita Florida personal income is negative ~~a higher rate was~~
 22 ~~adopted~~, in which case the maximum is the rolled-back ~~adopted~~
 23 rate. The maximum millage rate applicable to a county authorized
 24 to levy a county public hospital surtax under s. 212.055 and
 25 which did so in fiscal year 2007 shall exclude the revenues
 26 required to be contributed to the county public general hospital

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

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

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

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51 | Any unit of government operating under a home rule charter
52 | adopted pursuant to ss. 10, 11, and 24, Art. VIII of the State

53 Constitution of 1885, as preserved by s. 6(e), Art. VIII of the
54 State Constitution of 1968, which is granted the authority in
55 the State Constitution to exercise all the powers conferred now
56 or hereafter by general law upon municipalities and which
57 exercises such powers in the unincorporated area shall be
58 recognized as a municipality under this subsection. For a
59 downtown development authority established before the effective
60 date of the 1968 State Constitution which has a millage that
61 must be approved by a municipality, the governing body of that
62 municipality shall be considered the governing body of the
63 downtown development authority for purposes of this subsection.

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