

1 A bill to be entitled
2 An act relating to the charter county and regional
3 transportation system surtax; amending s. 212.055,
4 F.S.; requiring certain counties to use surtax
5 proceeds for specified purposes related to fixed
6 guideway rapid transit systems and bus systems;
7 authorizing the use of surtax proceeds for refinancing
8 existing bonds; prohibiting the use of such proceeds
9 for certain purposes; providing an effective date.

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

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13 Section 1. Paragraph (d) of subsection (1) of section
14 212.055, Florida Statutes, is amended to read:

15 212.055 Discretionary sales surtaxes; legislative intent;
16 authorization and use of proceeds.—It is the legislative intent
17 that any authorization for imposition of a discretionary sales
18 surtax shall be published in the Florida Statutes as a
19 subsection of this section, irrespective of the duration of the
20 levy. Each enactment shall specify the types of counties
21 authorized to levy; the rate or rates which may be imposed; the
22 maximum length of time the surtax may be imposed, if any; the
23 procedure which must be followed to secure voter approval, if
24 required; the purpose for which the proceeds may be expended;
25 and such other requirements as the Legislature may provide.

26 Taxable transactions and administrative procedures shall be as
 27 provided in s. 212.054.

28 (1) CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM
 29 SURTAX.—

30 (d) 1. Except as set forth in subparagraph 2., proceeds
 31 from the surtax shall be applied to as many or as few of the
 32 uses enumerated below in whatever combination the county
 33 commission deems appropriate:

34 ~~a.1.~~ Deposited by the county in the trust fund and shall
 35 be used for the purposes of development, construction,
 36 equipment, maintenance, operation, supportive services,
 37 including a countywide bus system, on-demand transportation
 38 services, and related costs of a fixed guideway rapid transit
 39 system;

40 ~~b.2.~~ Remitted by the governing body of the county to an
 41 expressway, transit, or transportation authority created by law
 42 to be used, at the discretion of such authority, for the
 43 development, construction, operation, or maintenance of roads or
 44 bridges in the county, for the operation and maintenance of a
 45 bus system, for the operation and maintenance of on-demand
 46 transportation services, for the payment of principal and
 47 interest on existing bonds issued for the construction of such
 48 roads or bridges, and, upon approval by the county commission,
 49 such proceeds may be pledged for bonds issued to refinance
 50 existing bonds or new bonds issued for the construction of such

51 roads or bridges; and

52 ~~3. Used by the county for the development, construction,~~
53 ~~operation, and maintenance of roads and bridges in the county;~~
54 ~~for the expansion, operation, and maintenance of bus and fixed~~
55 ~~guideway systems; for the expansion, operation, and maintenance~~
56 ~~of on-demand transportation services; and for the payment of~~
57 ~~principal and interest on bonds issued for the construction of~~
58 ~~fixed guideway rapid transit systems, bus systems, roads, or~~
59 ~~bridges; and such proceeds may be pledged by the governing body~~
60 ~~of the county for bonds issued to refinance existing bonds or~~
61 ~~new bonds issued for the construction of such fixed guideway~~
62 ~~rapid transit systems, bus systems, roads, or bridges and no~~
63 ~~more than 25 percent used for nontransit uses; and~~

64 c.4. Used by the county for the planning, development,
65 construction, operation, and maintenance of roads and bridges in
66 the county; for the planning, development, expansion, operation,
67 and maintenance of bus and fixed guideway systems; for the
68 planning, development, construction, expansion, operation, and
69 maintenance of on-demand transportation services; and for the
70 payment of principal and interest on bonds issued for the
71 construction of fixed guideway rapid transit systems, bus
72 systems, roads, or bridges; and such proceeds may be pledged by
73 the governing body of the county for bonds issued to refinance
74 existing bonds or new bonds issued for the construction of such
75 fixed guideway rapid transit systems, bus systems, roads, or

76 | bridges and no more than 25 percent used for nontransit uses.
77 | Pursuant to an interlocal agreement entered into pursuant to
78 | chapter 163, the governing body of the county may distribute
79 | proceeds from the tax to a municipality, or an expressway or
80 | transportation authority created by law to be expended for the
81 | purpose authorized by this paragraph. Any county that has
82 | entered into interlocal agreements for distribution of proceeds
83 | to one or more municipalities in the county shall revise such
84 | interlocal agreements no less than every 5 years in order to
85 | include any municipalities that have been created since the
86 | prior interlocal agreements were executed.

87 | 2. To the extent not prohibited by contracts or bond
88 | covenants in effect on July 1, 2018, each county as defined in
89 | s. 125.011(1) shall use proceeds of the surtax for the planning,
90 | development, and expansion of fixed guideway rapid transit
91 | systems or bus systems and for the payment of principal and
92 | interest on bonds previously issued for the construction of
93 | fixed guideway rapid transit systems or bus systems. Such
94 | proceeds may be pledged as security by the county governing body
95 | for bonds issued to refinance existing bonds or for new bonds
96 | issued for the construction of such fixed guideway rapid transit
97 | systems or bus systems. Proceeds from the surtax may not be used
98 | for salaries or other personnel expenses of the county
99 | transportation department.

100 | Section 2. This act shall take effect July 1, 2018.