



843520

LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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03/08/2018 03:01 PM

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Senator Brandes moved the following:

**Senate Amendment (with title amendment)**

Between lines 1007 and 1008

insert:

Section 19. Effective upon this act becoming a law, paragraph (c) of subsection (1), paragraph (b) of subsection (5), and paragraph (b) of subsection (8) of section 212.055, Florida Statutes, are amended, and subsection (10) is added to that section, to read:

212.055 Discretionary sales surtaxes; legislative intent; authorization and use of proceeds.—It is the legislative intent



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12 that any authorization for imposition of a discretionary sales  
13 surtax shall be published in the Florida Statutes as a  
14 subsection of this section, irrespective of the duration of the  
15 levy. Each enactment shall specify the types of counties  
16 authorized to levy; the rate or rates which may be imposed; the  
17 maximum length of time the surtax may be imposed, if any; the  
18 procedure which must be followed to secure voter approval, if  
19 required; the purpose for which the proceeds may be expended;  
20 and such other requirements as the Legislature may provide.  
21 Taxable transactions and administrative procedures shall be as  
22 provided in s. 212.054.

23 (1) CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM  
24 SURTAX.—

25 (c) The proposal to adopt a discretionary sales surtax as  
26 provided in this subsection and to create a trust fund within  
27 the county accounts shall be placed on the ballot in accordance  
28 with law and must be approved in a referendum held at a general  
29 election as set forth in subsection (10) at a time to be set at  
30 the discretion of the governing body.

31 (5) COUNTY PUBLIC HOSPITAL SURTAX.—Any county as defined in  
32 s. 125.011(1) may levy the surtax authorized in this subsection  
33 pursuant to an ordinance either approved by extraordinary vote  
34 of the county commission or conditioned to take effect only upon  
35 approval by a majority vote of the electors of the county voting  
36 in a referendum. In a county as defined in s. 125.011(1), for  
37 the purposes of this subsection, "county public general  
38 hospital" means a general hospital as defined in s. 395.002  
39 which is owned, operated, maintained, or governed by the county  
40 or its agency, authority, or public health trust.



41 (b) If the ordinance is conditioned on a referendum, the  
42 proposal to adopt the county public hospital surtax shall be  
43 placed on the ballot in accordance with subsection (10) ~~law at a~~  
44 ~~time to be set at the discretion of the governing body.~~ The  
45 referendum question on the ballot shall include a brief general  
46 description of the health care services to be funded by the  
47 surtax.

48 (8) EMERGENCY FIRE RESCUE SERVICES AND FACILITIES SURTAX.-

49 (b) Upon the adoption of the ordinance, the levy of the  
50 surtax must be placed on the ballot by the governing authority  
51 of the county enacting the ordinance. The ordinance will take  
52 effect if approved by a majority of the electors of the county  
53 voting in a referendum held for such purpose. The referendum  
54 shall be placed on the ballot of a general ~~regularly scheduled~~  
55 election. The ballot for the referendum must conform to the  
56 requirements of s. 101.161.

57 (10) DATES FOR REFERENDA.-A referendum to adopt or amend a  
58 local government discretionary sales surtax under this section  
59 shall be held at a general election as defined in s. 97.021.

60  
61 ===== T I T L E A M E N D M E N T =====

62 And the title is amended as follows:

63 Delete line 68

64 and insert:

65 government infrastructure surtax; providing that a  
66 referendum to adopt or amend a local discretionary  
67 sales surtax must be held at a general election;  
68 amending ss. 212.08,