

Amendment No.

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WITHDRAWN \_\_\_\_\_ (Y/N)  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

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1 Committee/Subcommittee hearing bill: State Affairs Committee  
2 Representative Avila offered the following:

3  
4 **Amendment**

5 Remove lines 106-150 and insert:

6 (b) This subsection does not repeal or otherwise affect,  
7 amend, or alter a county's power under ss. 1(f), 1(g), or 6(e),  
8 Art. VIII of the State Constitution, under this section, or  
9 pursuant to other provisions of law as such power exists on  
10 January 1, 2020, to impose the levies identified in paragraph  
11 (a). It is the Legislature's intent only that such levies be  
12 titled and represented to the public as taxes as provided in  
13 paragraph (a). Counties will continue to possess and exercise  
14 all powers conferred on them as such power existed on January 1,  
15 2020.

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16 Section 4. Subsection (10) is added to section 166.021,  
17 Florida Statutes, to read:

18 166.021 Powers.—

19 (10) (a) A municipality that proposes to impose or increase  
20 or imposes or increases the rate of a levy, irrespective of how  
21 the rate is expressed, must rename and represent the levy to the  
22 public as follows:

23 1. A special assessment or a non-ad valorem assessment  
24 must be renamed and represented to the public as a "special  
25 benefit tax."

26 2. An impact fee or mobility fee must be renamed and  
27 represented to the public as a "development impact tax."

28 3. A franchise fee must be renamed and represented to the  
29 public as a "franchise tax."

30 4. A charge to pay the cost of regulation must be renamed  
31 and represented to the public as a tax in a manner reasonably  
32 consistent with the type of regulation and charge.

33 (b) This subsection does not repeal or otherwise affect,  
34 amend, or alter a municipality's power under s. 2(b), Art. VIII  
35 of the State Constitution, under this section, or pursuant to  
36 other provisions of law as such power existed on January 1,  
37 2020, to impose the levies identified in paragraph (a). It is  
38 the Legislature's intent only that such levies be renamed and  
39 represented to the public as taxes as provided in paragraph (a).

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40 Municipalities will continue to possess and exercise all powers  
41 conferred on them as such power existed on January 1, 2020.

42 Section 5. Subsection (4) is added to section 189.011,  
43 Florida Statutes, to read:

44 189.011 Statement of legislative purpose and intent.—

45 (4) (a) A special district that proposes to impose or  
46 increase or imposes or increases the rate of a special  
47 assessment or non-ad valorem assessment must rename and  
48 represent to the public the special assessment or non-ad valorem  
49 assessment as a "special benefit tax."

50 (b) This subsection does not repeal or affect, amend, or  
51 alter a special district's power pursuant to other provisions of  
52 law as such power existed on January 1, 2020, to impose special  
53 assessments or non-ad valorem assessments. It is the  
54 Legislature's intent only that such assessments be renamed and  
55 represented to the public as taxes as provided in paragraph (a).  
56 Special districts will continue to possess and exercise all  
57 powers conferred on them as such power existed on January 1,  
58 2020.