



137456

LEGISLATIVE ACTION

Senate

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House

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Senator Lee moved the following:

**Senate Amendment (with title amendment)**

Between lines 391 and 392

insert:

Section 7. Section 288.11625, Florida Statutes, is repealed.

Section 8. Paragraph (d) of subsection (6) of section 212.20, Florida Statutes, is amended to read:

212.20 Funds collected, disposition; additional powers of department; operational expense; refund of taxes adjudicated unconstitutionally collected.—



137456

12 (6) Distribution of all proceeds under this chapter and ss.  
13 202.18(1)(b) and (2)(b) and 203.01(1)(a)3. is as follows:

14 (d) The proceeds of all other taxes and fees imposed  
15 pursuant to this chapter or remitted pursuant to s. 202.18(1)(b)  
16 and (2)(b) shall be distributed as follows:

17 1. In any fiscal year, the greater of \$500 million, minus  
18 an amount equal to 4.6 percent of the proceeds of the taxes  
19 collected pursuant to chapter 201, or 5.2 percent of all other  
20 taxes and fees imposed pursuant to this chapter or remitted  
21 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in  
22 monthly installments into the General Revenue Fund.

23 2. After the distribution under subparagraph 1., 8.9744  
24 percent of the amount remitted by a sales tax dealer located  
25 within a participating county pursuant to s. 218.61 shall be  
26 transferred into the Local Government Half-cent Sales Tax  
27 Clearing Trust Fund. Beginning July 1, 2003, the amount to be  
28 transferred shall be reduced by 0.1 percent, and the department  
29 shall distribute this amount to the Public Employees Relations  
30 Commission Trust Fund less \$5,000 each month, which shall be  
31 added to the amount calculated in subparagraph 3. and  
32 distributed accordingly.

33 3. After the distribution under subparagraphs 1. and 2.,  
34 0.0966 percent shall be transferred to the Local Government  
35 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant  
36 to s. 218.65.

37 4. After the distributions under subparagraphs 1., 2., and  
38 3., 2.0810 percent of the available proceeds shall be  
39 transferred monthly to the Revenue Sharing Trust Fund for  
40 Counties pursuant to s. 218.215.



137456

41           5. After the distributions under subparagraphs 1., 2., and  
42 3., 1.3653 percent of the available proceeds shall be  
43 transferred monthly to the Revenue Sharing Trust Fund for  
44 Municipalities pursuant to s. 218.215. If the total revenue to  
45 be distributed pursuant to this subparagraph is at least as  
46 great as the amount due from the Revenue Sharing Trust Fund for  
47 Municipalities and the former Municipal Financial Assistance  
48 Trust Fund in state fiscal year 1999-2000, no municipality shall  
49 receive less than the amount due from the Revenue Sharing Trust  
50 Fund for Municipalities and the former Municipal Financial  
51 Assistance Trust Fund in state fiscal year 1999-2000. If the  
52 total proceeds to be distributed are less than the amount  
53 received in combination from the Revenue Sharing Trust Fund for  
54 Municipalities and the former Municipal Financial Assistance  
55 Trust Fund in state fiscal year 1999-2000, each municipality  
56 shall receive an amount proportionate to the amount it was due  
57 in state fiscal year 1999-2000.

58           6. Of the remaining proceeds:

59           a. In each fiscal year, the sum of \$29,915,500 shall be  
60 divided into as many equal parts as there are counties in the  
61 state, and one part shall be distributed to each county. The  
62 distribution among the several counties must begin each fiscal  
63 year on or before January 5th and continue monthly for a total  
64 of 4 months. If a local or special law required that any moneys  
65 accruing to a county in fiscal year 1999-2000 under the then-  
66 existing provisions of s. 550.135 be paid directly to the  
67 district school board, special district, or a municipal  
68 government, such payment must continue until the local or  
69 special law is amended or repealed. The state covenants with



137456

70 holders of bonds or other instruments of indebtedness issued by  
71 local governments, special districts, or district school boards  
72 before July 1, 2000, that it is not the intent of this  
73 subparagraph to adversely affect the rights of those holders or  
74 relieve local governments, special districts, or district school  
75 boards of the duty to meet their obligations as a result of  
76 previous pledges or assignments or trusts entered into which  
77 obligated funds received from the distribution to county  
78 governments under then-existing s. 550.135. This distribution  
79 specifically is in lieu of funds distributed under s. 550.135  
80 before July 1, 2000.

81       b. The department shall distribute \$166,667 monthly to each  
82 applicant certified as a facility for a new or retained  
83 professional sports franchise pursuant to s. 288.1162. Up to  
84 \$41,667 shall be distributed monthly by the department to each  
85 certified applicant as defined in s. 288.11621 for a facility  
86 for a spring training franchise. However, not more than \$416,670  
87 may be distributed monthly in the aggregate to all certified  
88 applicants for facilities for spring training franchises.  
89 Distributions begin 60 days after such certification and  
90 continue for not more than 30 years, except as otherwise  
91 provided in s. 288.11621. A certified applicant identified in  
92 this sub-subparagraph may not receive more in distributions than  
93 expended by the applicant for the public purposes provided in s.  
94 288.1162(5) or s. 288.11621(3).

95       c. Beginning 30 days after notice by the Department of  
96 Economic Opportunity to the Department of Revenue that an  
97 applicant has been certified as the professional golf hall of  
98 fame pursuant to s. 288.1168 and is open to the public, \$166,667



137456

99 shall be distributed monthly, for up to 300 months, to the  
100 applicant.

101 d. Beginning 30 days after notice by the Department of  
102 Economic Opportunity to the Department of Revenue that the  
103 applicant has been certified as the International Game Fish  
104 Association World Center facility pursuant to s. 288.1169, and  
105 the facility is open to the public, \$83,333 shall be distributed  
106 monthly, for up to 168 months, to the applicant. This  
107 distribution is subject to reduction pursuant to s. 288.1169. A  
108 lump sum payment of \$999,996 shall be made after certification  
109 and before July 1, 2000.

110 e. The department shall distribute up to \$83,333 monthly to  
111 each certified applicant as defined in s. 288.11631 for a  
112 facility used by a single spring training franchise, or up to  
113 \$166,667 monthly to each certified applicant as defined in s.  
114 288.11631 for a facility used by more than one spring training  
115 franchise. Monthly distributions begin 60 days after such  
116 certification or July 1, 2016, whichever is later, and continue  
117 for not more than 20 years to each certified applicant as  
118 defined in s. 288.11631 for a facility used by a single spring  
119 training franchise or not more than 25 years to each certified  
120 applicant as defined in s. 288.11631 for a facility used by more  
121 than one spring training franchise. A certified applicant  
122 identified in this sub-subparagraph may not receive more in  
123 distributions than expended by the applicant for the public  
124 purposes provided in s. 288.11631(3).

125 ~~f. Beginning 45 days after notice by the Department of~~  
126 ~~Economic Opportunity to the Department of Revenue that an~~  
127 ~~applicant has been approved by the Legislature and certified by~~



137456

128 ~~the Department of Economic Opportunity under s. 288.11625 or~~  
129 ~~upon a date specified by the Department of Economic Opportunity~~  
130 ~~as provided under s. 288.11625(6)(d), the department shall~~  
131 ~~distribute each month an amount equal to one-twelfth of the~~  
132 ~~annual distribution amount certified by the Department of~~  
133 ~~Economic Opportunity for the applicant. The department may not~~  
134 ~~distribute more than \$7 million in the 2014-2015 fiscal year or~~  
135 ~~more than \$13 million annually thereafter under this sub-~~  
136 ~~subparagraph.~~

137 ~~f.g. Beginning December 1, 2015, and ending June 30, 2016,~~  
138 ~~the department shall distribute \$26,286 monthly to the State~~  
139 ~~Transportation Trust Fund. Beginning July 1, 2016, the~~  
140 ~~department shall distribute \$15,333 monthly to the State~~  
141 ~~Transportation Trust Fund.~~

142 7. All other proceeds must remain in the General Revenue  
143 Fund.

144 Section 9. Subsection (2) and paragraph (c) of subsection  
145 (3) of section 218.64, Florida Statutes, are amended to read:

146 218.64 Local government half-cent sales tax; uses;  
147 limitations.—

148 (2) Municipalities shall expend their portions of the local  
149 government half-cent sales tax only for municipality-wide  
150 programs, ~~for reimbursing the state as required pursuant to s.~~  
151 ~~288.11625,~~ or for municipality-wide property tax or municipal  
152 utility tax relief. All utility tax rate reductions afforded by  
153 participation in the local government half-cent sales tax shall  
154 be applied uniformly across all types of taxed utility services.

155 (3) Subject to ordinances enacted by the majority of the  
156 members of the county governing authority and by the majority of



137456

157 the members of the governing authorities of municipalities  
158 representing at least 50 percent of the municipal population of  
159 such county, counties may use up to \$3 million annually of the  
160 local government half-cent sales tax allocated to that county  
161 for any of the following purposes:

162 ~~(c) Reimbursing the state as required under s. 288.11625.~~

163 Section 10. Paragraph (e) of subsection (2) of section  
164 288.0001, Florida Statutes, is amended to read:

165 288.0001 Economic Development Programs Evaluation.—The  
166 Office of Economic and Demographic Research and the Office of  
167 Program Policy Analysis and Government Accountability (OPPAGA)  
168 shall develop and present to the Governor, the President of the  
169 Senate, the Speaker of the House of Representatives, and the  
170 chairs of the legislative appropriations committees the Economic  
171 Development Programs Evaluation.

172 (2) The Office of Economic and Demographic Research and  
173 OPPAGA shall provide a detailed analysis of economic development  
174 programs as provided in the following schedule:

175 ~~(c) Beginning January 1, 2018, and every 3 years~~  
176 ~~thereafter, an analysis of the Sports Development Program~~  
177 ~~established under s. 288.11625.~~

178 Section 11. Section 212.205, Florida Statutes, is amended  
179 to read:

180 212.205 Sales tax distribution reporting.—By March 15 of  
181 each year, each person who received a distribution pursuant to  
182 s. 212.20(6)(d)6.b.-e. ~~s. 212.20(6)(d)6.b.-f.~~ in the preceding  
183 calendar year shall report to the Office of Economic and  
184 Demographic Research the following information:

185 (1) An itemized accounting of all expenditures of the funds



186 distributed in the preceding calendar year, including amounts  
187 spent on debt service.

188 (2) A statement indicating what portion of the distributed  
189 funds have been pledged for debt service.

190 (3) The original principal amount and current debt service  
191 schedule of any bonds or other borrowing for which the  
192 distributed funds have been pledged for debt service.

193

194 ===== T I T L E A M E N D M E N T =====

195 And the title is amended as follows:

196 Delete line 23

197 and insert:

198 procedures; repealing s. 288.11625, F.S., relating to  
199 state funding for sports facility construction,  
200 reconstruction, or improvement by a unit of local  
201 government, or by a certified beneficiary or other  
202 applicant, on property owned by the local government;  
203 amending ss. 212.20, 218.64, and 288.0001, F.S.;  
204 conforming provisions to changes made by the act;  
205 amending s. 212.205, F.S.; conforming a cross-  
206 reference; providing an effective date.