

Amendment No. 1

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WITHDRAWN	___	(Y/N)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	_____	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Diamond offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (5) of section 201.15, Florida
7 Statutes, is amended to read:

8 201.15 Distribution of taxes collected.—All taxes
9 collected under this chapter are hereby pledged and shall be
10 first made available to make payments when due on bonds issued
11 pursuant to s. 215.618 or s. 215.619, or any other bonds
12 authorized to be issued on a parity basis with such bonds. Such
13 pledge and availability for the payment of these bonds shall
14 have priority over any requirement for the payment of service
15 charges or costs of collection and enforcement under this
16 section. All taxes collected under this chapter, except taxes

Amendment No. 1

17 distributed to the Land Acquisition Trust Fund pursuant to
18 subsections (1) and (2), are subject to the service charge
19 imposed in s. 215.20(1). Before distribution pursuant to this
20 section, the Department of Revenue shall deduct amounts
21 necessary to pay the costs of the collection and enforcement of
22 the tax levied by this chapter. The costs and service charge may
23 not be levied against any portion of taxes pledged to debt
24 service on bonds to the extent that the costs and service charge
25 are required to pay any amounts relating to the bonds. All of
26 the costs of the collection and enforcement of the tax levied by
27 this chapter and the service charge shall be available and
28 transferred to the extent necessary to pay debt service and any
29 other amounts payable with respect to bonds authorized before
30 January 1, 2017, secured by revenues distributed pursuant to
31 this section. All taxes remaining after deduction of costs shall
32 be distributed as follows:

33 (5) Notwithstanding s. 215.32(2)(b)4.a., funds distributed
34 to the State Housing Trust Fund and the Local Government Housing
35 Trust Fund pursuant to paragraph (4)(c) may not be transferred
36 to the General Revenue Fund in the General Appropriations Act.
37 Distributions to the State Housing Trust Fund pursuant to
38 paragraphs (4)(c) and (d) must be sufficient to cover amounts
39 required to be transferred to the Florida Affordable Housing
40 Guarantee Program's annual debt service reserve and guarantee
41 fund pursuant to s. 420.5092(6)(a) and (b) up to the amount

224571 - h5401-strike-Diamond1.docx

Published On: 3/30/2021 7:03:14 PM

Amendment No. 1

42 required to be transferred to such reserve and fund based on the
43 percentage distribution of documentary stamp tax revenues to the
44 State Housing Trust Fund which is in effect in the 2004-2005
45 fiscal year.

46 Section 2. This act shall take effect upon becoming a law.

47

48 -----

49 **T I T L E A M E N D M E N T**

50 Remove everything before the enacting clause and insert:

51 A bill to be entitled

52 An act relating to documentary stamp tax

53 distributions; amending s. 201.15, F.S.; providing

54 that specified distributions may not be transferred to

55 the General Revenue Fund; providing an effective date.