

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 WITHDRAWN _____ (Y/N)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: Government Accountability
 2 Committee

3 Representative Ingoglia offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (c) of subsection (1), paragraph (b)
 8 of subsection (5), and paragraph (b) of subsection (8) of
 9 section 212.055, Florida Statutes, are amended, and subsection
 10 (10) is added to that section, to read:

11 212.055 Discretionary sales surtaxes; legislative intent;
 12 authorization and use of proceeds.—It is the legislative intent
 13 that any authorization for imposition of a discretionary sales
 14 surtax shall be published in the Florida Statutes as a
 15 subsection of this section, irrespective of the duration of the
 16 levy. Each enactment shall specify the types of counties

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17 authorized to levy; the rate or rates which may be imposed; the
18 maximum length of time the surtax may be imposed, if any; the
19 procedure which must be followed to secure voter approval, if
20 required; the purpose for which the proceeds may be expended;
21 and such other requirements as the Legislature may provide.
22 Taxable transactions and administrative procedures shall be as
23 provided in s. 212.054.

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

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

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

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41 governed by the county or its agency, authority, or public
42 health trust.

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

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

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

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

62 Section 2. This act shall take effect upon becoming a law.
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T I T L E A M E N D M E N T

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 317 (2018)

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66 Remove everything before the enacting clause and insert:
67 An act relating to local tax referenda; amending s. 212.055,
68 F.S.; providing that a referendum to adopt or amend a local
69 discretionary sales surtax must be held at a general election;
70 providing an effective date.