

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WITHDRAWN	_____	(Y/N)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: Transportation & Modals  
 2 Subcommittee

3 Representative Esposito offered the following:

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

6 Remove everything after the enacting clause and insert:  
 7 Section 1. Subsection (4) is added to section 216.137,  
 8 Florida Statutes, to read:

9 216.137 Sessions of consensus estimating conferences;  
 10 workpapers.—

11 (4) SPECIAL ESTIMATING SESSION.—

12 (a) By June 1, 2024, and June 1, 2025, the Revenue  
 13 Estimating Conference shall estimate the impact on the General  
 14 Revenue Fund in fiscal years 2024-2025 and 2025-2026,  
 15 respectively, of the sales tax levied by s. 212.05(1)(e)1.c. on  
 16 the sale of electricity that is used to charge electric vehicles

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17 as defined in s. 320.01(36). The Revenue Estimating Conference  
18 must provide such estimate to the Department of Revenue no later  
19 than the June 10 preceding the start of the applicable fiscal  
20 year.

21 (b) This subsection is repealed June 30, 2026.

22 Section 2. Paragraph (d) of subsection (6) of section  
23 212.20, Florida Statutes, is amended to read:

24 212.20 Funds collected, disposition; additional powers of  
25 department; operational expense; refund of taxes adjudicated  
26 unconstitutionally collected.—

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

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

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

38 2. After the distribution under subparagraph 1., 8.9744  
39 percent of the amount remitted by a sales tax dealer located  
40 within a participating county pursuant to s. 218.61 shall be  
41 transferred into the Local Government Half-cent Sales Tax

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42 Clearing Trust Fund. Beginning July 1, 2003, the amount to be  
43 transferred shall be reduced by 0.1 percent, and the department  
44 shall distribute this amount to the Public Employees Relations  
45 Commission Trust Fund less \$5,000 each month, which shall be  
46 added to the amount calculated in subparagraph 3. and  
47 distributed accordingly.

48 3. After the distribution under subparagraphs 1. and 2.,  
49 0.0966 percent shall be transferred to the Local Government  
50 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant  
51 to s. 218.65.

52 4. After the distributions under subparagraphs 1., 2., and  
53 3., 2.0810 percent of the available proceeds shall be  
54 transferred monthly to the Revenue Sharing Trust Fund for  
55 Counties pursuant to s. 218.215.

56 5. After the distributions under subparagraphs 1., 2., and  
57 3., 1.3653 percent of the available proceeds shall be  
58 transferred monthly to the Revenue Sharing Trust Fund for  
59 Municipalities pursuant to s. 218.215. If the total revenue to  
60 be distributed pursuant to this subparagraph is at least as  
61 great as the amount due from the Revenue Sharing Trust Fund for  
62 Municipalities and the former Municipal Financial Assistance  
63 Trust Fund in state fiscal year 1999-2000, no municipality shall  
64 receive less than the amount due from the Revenue Sharing Trust  
65 Fund for Municipalities and the former Municipal Financial  
66 Assistance Trust Fund in state fiscal year 1999-2000. If the

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67 total proceeds to be distributed are less than the amount  
68 received in combination from the Revenue Sharing Trust Fund for  
69 Municipalities and the former Municipal Financial Assistance  
70 Trust Fund in state fiscal year 1999-2000, each municipality  
71 shall receive an amount proportionate to the amount it was due  
72 in state fiscal year 1999-2000.

73 6. Of the remaining proceeds:

74 a. In each fiscal year, the sum of \$29,915,500 shall be  
75 divided into as many equal parts as there are counties in the  
76 state, and one part shall be distributed to each county. The  
77 distribution among the several counties must begin each fiscal  
78 year on or before January 5th and continue monthly for a total  
79 of 4 months. If a local or special law required that any moneys  
80 accruing to a county in fiscal year 1999-2000 under the then-  
81 existing provisions of s. 550.135 be paid directly to the  
82 district school board, special district, or a municipal  
83 government, such payment must continue until the local or  
84 special law is amended or repealed. The state covenants with  
85 holders of bonds or other instruments of indebtedness issued by  
86 local governments, special districts, or district school boards  
87 before July 1, 2000, that it is not the intent of this  
88 subparagraph to adversely affect the rights of those holders or  
89 relieve local governments, special districts, or district school  
90 boards of the duty to meet their obligations as a result of  
91 previous pledges or assignments or trusts entered into which

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92 obligated funds received from the distribution to county  
93 governments under then-existing s. 550.135. This distribution  
94 specifically is in lieu of funds distributed under s. 550.135  
95 before July 1, 2000.

96 b. The department shall distribute \$166,667 monthly to  
97 each applicant certified as a facility for a new or retained  
98 professional sports franchise pursuant to s. 288.1162. Up to  
99 \$41,667 shall be distributed monthly by the department to each  
100 certified applicant as defined in s. 288.11621 for a facility  
101 for a spring training franchise. However, not more than \$416,670  
102 may be distributed monthly in the aggregate to all certified  
103 applicants for facilities for spring training franchises.  
104 Distributions begin 60 days after such certification and  
105 continue for not more than 30 years, except as otherwise  
106 provided in s. 288.11621. A certified applicant identified in  
107 this sub-subparagraph may not receive more in distributions than  
108 expended by the applicant for the public purposes provided in s.  
109 288.1162(5) or s. 288.11621(3).

110 c. The department shall distribute up to \$83,333 monthly  
111 to 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

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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 d. The department shall distribute \$15,333 monthly to the  
126 State Transportation Trust Fund.

127 e.(I) On or before July 25, 2021, August 25, 2021, and  
128 September 25, 2021, the department shall distribute \$324,533,334  
129 in each of those months to the Unemployment Compensation Trust  
130 Fund, less an adjustment for refunds issued from the General  
131 Revenue Fund pursuant to s. 443.131(3)(e)3. before making the  
132 distribution. The adjustments made by the department to the  
133 total distributions shall be equal to the total refunds made  
134 pursuant to s. 443.131(3)(e)3. If the amount of refunds to be  
135 subtracted from any single distribution exceeds the  
136 distribution, the department may not make that distribution and  
137 must subtract the remaining balance from the next distribution.

138 (II) Beginning July 2022, and on or before the 25th day of  
139 each month, the department shall distribute \$90 million monthly  
140 to the Unemployment Compensation Trust Fund.

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141 (III) If the ending balance of the Unemployment  
142 Compensation Trust Fund exceeds \$4,071,519,600 on the last day  
143 of any month, as determined from United States Department of the  
144 Treasury data, the Office of Economic and Demographic Research  
145 shall certify to the department that the ending balance of the  
146 trust fund exceeds such amount.

147 (IV) This sub-subparagraph is repealed, and the department  
148 shall end monthly distributions under sub-sub-subparagraph (II),  
149 on the date the department receives certification under sub-sub-  
150 subparagraph (III).

151 f. Beginning July 1, 2023, in each fiscal year, the  
152 department shall distribute \$27.5 million to the Florida  
153 Agricultural Promotional Campaign Trust Fund under s. 571.26,  
154 for further distribution in accordance with s. 571.265. This  
155 sub-subparagraph is repealed June 30, 2025.

156 g. Beginning July 2024, and on or before the 25<sup>th</sup> day of  
157 each month thereafter, the department shall distribute to the  
158 State Transportation Trust Fund one-twelfth of the amount  
159 estimated by the Revenue Estimating Conference pursuant to s.  
160 216.137(4) for that state fiscal year. This sub-subparagraph is  
161 repealed June 30, 2026.

162 7. All other proceeds must remain in the General Revenue  
163 Fund.

164 Section 3. (1) The Legislature recognizes that the  
165 continued adoption of electric vehicles and plug-in hybrid

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166 electric vehicles will have significant effects on state tax  
167 collections and the State Transportation Trust Fund over the  
168 coming years. To better understand these effects, the  
169 Legislature finds the following actions are necessary:

170 (a) The Legislative Office of Economic and Demographic  
171 Research shall produce a report that estimates both the long-  
172 term impact on the State Transportation Trust Fund and the  
173 impact on sales tax and gross receipts tax revenues expected to  
174 result from the continuing adoption of electric vehicles and  
175 plug-in hybrid electric vehicles in the state.

176 (b) The Department of Transportation and the Department of  
177 Revenue shall provide assistance to the Office of Economic and  
178 Demographic Research in producing the report required by  
179 paragraph (a).

180 (c) The report required by paragraph (a) shall be  
181 submitted to the Governor, the President of the Senate, and the  
182 Speaker of the House of Representatives by September 1, 2025,  
183 and shall be used by the 2026 Legislature to consider potential  
184 policy changes needed to address the long-term impact on the  
185 State Transportation Trust Fund from the continuing adoption of  
186 electric vehicles and plug-in hybrid electric vehicles.

187 (2) For purposes of this section, the term:

188 (a) "Electric vehicle" means a motor vehicle that is  
189 solely powered by an electric motor that draws current from

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190 rechargeable storage batteries, fuel cells, or other sources of  
191 electrical current.

192 (b) "Plug-in hybrid electric vehicle" means a motor  
193 vehicle equipped to be propelled by an internal combustion  
194 engine and an electric motor that draws current from  
195 rechargeable storage batteries, fuel cells, or other sources of  
196 electrical current that are recharged by an energy source  
197 external to the motor vehicle.

198 Section 4. This act shall take effect upon becoming a law.  
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202 **T I T L E A M E N D M E N T**

203 Remove everything before the enacting clause and insert:

204 A bill to be entitled  
205 An act relating to the impact of electric vehicles and  
206 plug-in hybrid electric vehicles on state revenues and  
207 state trust funds; amending s. 216.137, F.S.;  
208 requiring the Revenue Estimating Conference to adopt  
209 an estimate of certain sales tax collections for  
210 specified state fiscal years; requiring the estimate  
211 to be transmitted to the Department of Revenue by  
212 specified dates; providing for future repeal; amending  
213 s. 212.20, F.S.; requiring the Department of Revenue  
214 to make monthly distributions to the State

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215 Transportation Trust Fund; providing for future  
216 repeal; providing legislative findings; requiring the  
217 Department of Transportation and the Department of  
218 Revenue to provide assistance to the Office of  
219 Economic and Demographic Research in developing a  
220 specified report; requiring the Office of Economic and  
221 Demographic Research to provide such report to the  
222 Governor and Legislature by a certain date; requiring  
223 the Legislature to use such report for certain  
224 considerations; defining the terms "electric vehicle"  
225 and "plug-in hybrid electric vehicle"; providing an  
226 effective date.