



Finance and Tax Subcommittee

Wednesday, March 20, 2013

3:30 p.m.

Morris Hall

ACTION PACKET

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

Summary:

Finance & Tax Subcommittee

Wednesday March 20, 2013 03:30 pm

HB 495	Favorable With Committee Substitute	Yeas: 15	Nays: 0
HB 807	Favorable With Committee Substitute	Yeas: 18	Nays: 0
CS/HB 903	Favorable	Yeas: 16	Nays: 0
HB 921	Favorable	Yeas: 17	Nays: 0
HB 1193	Favorable	Yeas: 17	Nays: 0
HB 1295	Favorable With Committee Substitute	Yeas: 16	Nays: 0
PCB FTSC 13-05	Favorable	Yeas: 15	Nays: 0
PCS for HB 219	Favorable	Yeas: 14	Nays: 3
PCS for HB 721	Favorable	Yeas: 14	Nays: 4
PCS for HB 1049	Favorable	Yeas: 14	Nays: 3
PCS for HB 1149	Favorable	Yeas: 16	Nays: 0

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Ritch Workman (Chair)	X		
Janet Adkins	X		
Lori Berman	X		
Halsey Beshears	X		
Michael Bileca	X		
Matthew Caldwell	X		
Bill Hager	X		
George Moraitis, Jr.	X		
Jared Moskowitz	X		
Daniel Raulerson	X		
Michelle Rehwinkel Vasilinda	X		
David Richardson	X		
José Rodríguez	X		
David Santiago	X		
Richard Stark	X		
John Tobia	X		
Carlos Trujillo	X		
James Waldman	X		
Totals:	18	0	0

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 495 : Certified Audit Program

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda			X		
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo			X		
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 15		Total Nays: 0			

Appearances:

Justin Thames (Lobbyist) - Proponent
Florida Institute of CPA's

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 807 : Emergency Communication System

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager	X				
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 18		Total Nays: 0			

Appearances:

Brewster Bevis (Lobbyist) - Proponent
Associated Industries of Florida
516 N. Adams Street
Tallahassee FL 43402
Phone: 850-224-7173

Carolyn Dill-Collier - Proponent
St. Lucie County
15305 W. Midway road
St. Lucie FL 34945
Phone: 772-462-8198

Edith Taylor - Proponent
Leon County 9-1-1
535 Appleyard Drive
Tallahassee FL 32304
Phone: 850-488-5921

Silas Daniel - Proponent
Sumter County
1010 North Main Street
Bushnell FL 33513
Phone: 352-569-1696

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 807 : Emergency Communication System (continued)

Appearances: (continued)

Marshall Nelson - Proponent
Gulf County
1000 Cecil G. Costin, Sr. Blvd.
Port St. Joe FL 32456
Phone: 850-229-9110

Jim Smith (Lobbyist) - Proponent
CenturyLink
315 S. Calhoun Street
Tallahassee FL 32301
Phone: 850-599-1779

Paula Mateo (Lobbyist) - Proponent
AT & T
150 S. Monroe Street
Tallahassee FL 32301
Phone: 850-591-6002

Gary Rutledge (Lobbyist) - Proponent
T-Mobile
641 Forest Lair
Tallahassee FL 32312
Phone: 850-681-6788

Jim Gabbard - Proponent
Florida Police Chiefs Association
1100 31st Avenue
Vero Beach FL 32960
Phone: 772-473-7966

Becki Edmonston (Lobbyist) - Proponent
Verizon
106 East College Avenue
Tallahassee FL 32301
Phone: 850-222-6300

Greg Brown - Proponent
Hillsborough County Sheriff's Office
2008 East 8th Avenue
Tampa FL 33578
Phone: 813-363-0375

Jim Brainerd (Lobbyist) - Proponent
Polk County
2814 Rabbit Hill Road
Tallahassee FL 32308
Phone: 850-508-6716

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 807 : Emergency Communication System (continued)

Appearances: (continued)

Amber Hughes (Lobbyist) - Proponent

Florida League of Cities

P.O. Box 1757

Tallahassee FL 32301

Jorge Chamizo (Lobbyist) - Proponent

Tracfone Wireless

108 South Monroe Street

Tallahassee FL 32312

Phone: 850-681-0024

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

CS/HB 903 : Adverse Possession

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell			X		
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Trey Price (Lobbyist) - Proponent

Florida Realtors
200 S. Monroe Street
Tallahassee FL 32301
Phone: 850-224-1400

Lauren Jackson (Lobbyist) - Proponent

Broward County Property Appraisers
205 S. Adams Street
Tallahassee FL
Phone: 931-265-8999

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 921 : Tax Exemptions for Property Used for Affordable Housing

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Davin Suggs (Lobbyist) - Proponent
Florida League of Counties
100 S. Monroe
Tallahassee FL

Amber Hughes (Lobbyist) - Proponent
Florida League of Cities

Trey Price (Lobbyist) - Proponent
Florida Realtors
200 S. Monroe Street
Tallahassee FL 32301
Phone: 850-224-1400

Wellington Meffert (Lobbyist) - Proponent
Florida Housing Finance Corporation
227 N. Bronough Street
Tallahassee FL 32301
Phone: 850-488-4197

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 1193 : Taxation Of Property

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell			X		
Bill Hager	X				
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 17		Total Nays: 0			

Appearances:

Martha Cleaver - Proponent

Florida Association of Property Appraisers
402 East Park Avenue
Tallahassee FL 32301
Phone: 850+-491-1945

Lance Pierce (Lobbyist) - Proponent

Florida Farm Bureau
315 S. Calhoun Street
Tallahassee FL

Jamie Sheehan (Lobbyist) - Proponent

Florida Land Council
301 West College Avenue
Tallahassee FL 32301
Phone: 443-5937

Butch Calhoun (Lobbyist) - Proponent

Florida Fruit & Vegetable Association
119 South Monroe Street #300
Tallahassee FL 32301
Phone: 521-0455

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Finance & Tax Subcommittee

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Location: Morris Hall (17 HOB)

HB 1193 : Taxation Of Property (continued)

Appearances: (continued)

Sam Ard (Lobbyist) - Proponent
Florida Cattlemen's Association
P.O. Box 10406
Tallahassee FL 32302
Phone: 850-577-6500

Jim Spratt (Lobbyist) - Proponent
Florida Nursery Growers & Landscape Association
P.O. Box 10011
Tallahassee FL 32302
Phone: 850-228-1296

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

HB 1295 : Discretionary Sales Surtaxes

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell			X		
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Eduardo Padron - Proponent
300 NE 2nd Avenue
Miami FL
Phone: 305-237-3404

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCB FTSC 13-05 : Relating to revising Local Business Tax

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda			X		
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo			X		
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 15		Total Nays: 0			

Appearances:

Mario Gilbert - Information Only
City of Panama City Beach
110 S. Arnold Road
Panama City FL 32413
Phone: 850-258-6179

Amber Hughes (Lobbyist) - Proponent
Florida League of Cities

Davin Suggs (Lobbyist) - Proponent
Florida League of Counties
100 S. Monroe
Tallahassee FL

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 219 : Professional Sports

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca		X			
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodriguez		X			
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo		X			
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 14		Total Nays: 3			

Appearances:

Kathy Russell (State Employee) - Proponent
City of Orlando
400 S. Orange Avenue
Orlando FL 32801
Phone: 407-383-2075

Abigail MacIver - Opponent
Americans of Prosperity
P.O. Box 185
Tallahassee FL
Phone: 407-754-6400

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 721 : Professional Sports Franchise Facilities

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca		X			
Matthew Caldwell	X				
Bill Hager		X			
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez		X			
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo		X			
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 14		Total Nays: 4			

Appearances:

Mario Rubio (Lobbyist) - Proponent
City of Jacksonville Mayor's Office

Janet Owen (Lobbyist) - Proponent
Jacksonville Chamber
1 UNF Drive
Jacksonville FL 32224
Phone: 904-620-2500

Councilman Bill Bishop - Proponent
City of Jacksonville City Council
Jacksonville FL

Carl Cannon - Proponent
Retired Publisher, Florida Times Union
Jacksonville f:

Abigail MacIver - Opponent
Americans for Prosperity
P.O. Box 185
Tallahassee FL
Phone: 407-754-6400

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 721 : Professional Sports Franchise Facilities (continued)

Appearances: (continued)

Mark Lamping - Proponent

Jacksonville Jaguars

Jacksonville FL

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 1049 : Motorsports Entertainment Complexes

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca		X			
Matthew Caldwell	X				
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez		X			
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo		X			
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 14		Total Nays: 3			

Appearances:

Mark Lamping - Information Only
Jacksonville Jaguars

Abigail MacIver - Opponent
Americans of Prosperity
P.O. Box 185
Tallahassee FL 407-754-6

Rick Watson (Lobbyist) - Proponent
Associated Builders and Contractors
110A South Monroe Street
Tallahassee FL 32301
Phone: 850-222-0000

Brewster Bevis (State Employee) - Proponent
Associated Industries of Florida
516 N. Adams Street
Tallahassee FL 32301
Phone: 850-224-7173

Tres Holton (Lobbyist) - Proponent
1729 LaMadenia Drive SW
Palm Bay FL 32908
Phone: 321-960-2378

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 1049 : Motorsports Entertainment Complexes (continued)

Appearances: (continued)

Leslie Campione - Proponent
Lake County Commission
18526 CR 44A
Eustis FL 32736

Maureen France - Proponent
Emergency Med Pros
1340 Coconut Palm Circle
Port Orange FL 32128
Phone: 386-479-2151

Stan McClain - Proponent
Marion County Commission
601 SE 25th Avenue
Ocala FL 34471
Phone: 352-266-1245

Carl Zalak - Proponent
Marion County Commission
2818 NE 24th Place
Ocala FL 34470
Phone: 352-266-4846

Wayne Justice - Proponent
Directors for Cocoa Beach Merchants Association
502 Cocoa Isles Blvd.
Cocoa Beach FL 32931
Phone: 757-474-5777

Karen Dove - Proponent
2792 School Drive
Palm Bay FL 32905
Phone: 321-951-9174

Carl "Rick" Lentz - Proponent
1040 W. International Speedway Blvd.
Daytona Beach FL 32114
Phone: 386-299-9299

Jim Cameron (Lobbyist) - Proponent
Daytona Regional Chambers
126 East Orange Avenue
Daytona Beach FL 32114
Phone: 386-523-3673

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COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

PCS for HB 1149 : Business Entity Filing Fees

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Janet Adkins	X				
Lori Berman	X				
Halsey Beshears	X				
Michael Bileca	X				
Matthew Caldwell			X		
Bill Hager			X		
George Moraitis, Jr.	X				
Jared Moskowitz	X				
Daniel Raulerson	X				
Michelle Rehwinkel Vasilinda	X				
David Richardson	X				
José Rodríguez	X				
David Santiago	X				
Richard Stark	X				
John Tobia	X				
Carlos Trujillo	X				
James Waldman	X				
Ritch Workman (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Appearances:

Bill Herrle (Lobbyist) - Proponent
National Federation for Independent Business
110 East Jefferson Street
Tallahassee FL 32301
Phone: 681-0416

COMMITTEE MEETING REPORT

Finance & Tax Subcommittee

3/20/2013 3:30:00PM

Location: Morris Hall (17 HOB)

Workshop

Selected Ad Valorem Tax Issues

Committee meeting was reported out: Wednesday, March 20, 2013 8:12:40PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 495 (2013)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y) <input type="checkbox"/> (N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	

1 Committee/Subcommittee hearing bill: Finance & Tax Subcommittee
2 Representative Raulerson offered the following:

3
4 **Amendment**

5 Remove lines 37-39 and insert:

6 notice of intent to conduct an audit, abate the first \$15,000
7 \$25,000 of any interest liability and 15 ~~25~~ percent of any
8 interest due in excess of the first \$15,000 ~~\$25,000~~.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 495 (2013)

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Finance & Tax Subcommittee
2 Representative Raulerson offered the following:

3

4 **Amendment**

5 Remove line 72 and insert:

6 certified audit program for sales and use taxes imposed under
7 chapter 212 and local option taxes imposed under ss. 125.0104
8 and 125.0108 and administered by the department audits project
9 to further enhance tax

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 495 (2013)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Committee/Subcommittee hearing bill: Finance & Tax Subcommittee
2 Representative Raulerson offered the following:

3
4 **Amendment**

5 Remove line 182 and insert:
6 procedures in accordance with subparagraph (e)2., within 90 days
7
8

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 807 (2013)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Committee/Subcommittee hearing bill: Finance & Tax Subcommittee
2 Representative Steube offered the following:

3
4
5
6
7
8

Amendment

Remove line 677 and insert:

(h) The Department of Revenue shall retain up to 3 percent

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1295 (2013)

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: Finance & Tax Subcommittee
2 Representative Fresen offered the following:

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

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (9) is added to section 212.055, Florida
7 Statutes, to read:

8 212.055 Discretionary sales surtaxes; legislative intent;
9 authorization and use of proceeds.—It is the legislative intent
10 that any authorization for imposition of a discretionary sales
11 surtax shall be published in the Florida Statutes as a
12 subsection of this section, irrespective of the duration of the
13 levy. Each enactment shall specify the types of counties
14 authorized to levy; the rate or rates which may be imposed; the
15 maximum length of time the surtax may be imposed, if any; the
16 procedure which must be followed to secure voter approval, if
17 required; the purpose for which the proceeds may be expended;
18 and such other requirements as the Legislature may provide.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1295 (2013)

Amendment No. 1

19 Taxable transactions and administrative procedures shall be as
20 provided in s. 212.054.

21 (9) FLORIDA COLLEGE SURTAX.—A county as defined in s.
22 125.011(1) may levy a surtax of up to 0.5 percent for the
23 benefit of a Florida College System institution as defined in s.
24 1000.21, located in the county, pursuant to an ordinance that is
25 conditioned to take effect only upon approval by a majority vote
26 of the electors of the county voting in a referendum.

27 (a) The ordinance must set forth a plan for using the
28 surtax proceeds for the benefit of the Florida College System
29 institution by the institution's board of trustees. Such plan
30 must provide for the permissible uses of the surtax proceeds,
31 including, but not limited to, the maintenance, improvement, and
32 expansion of academic and workforce training programs; teaching
33 enhancements; capital expenditures and infrastructure projects;
34 fixed capital costs associated with the construction,
35 reconstruction, renovation, maintenance, or improvement of
36 facilities and campuses that have a useful life expectancy of at
37 least 5 years; deferred maintenance; land improvement, design,
38 and engineering costs related thereto; and the expansion and
39 enhancement of facilities at all institution sites within the
40 county. The proceeds of the surtax must be set aside and
41 invested as permitted by law, with the principal and income to
42 be used for the purposes listed in this subsection as
43 administered by the board of trustees.

44 (b) If the county, at the request of a Florida College
45 System institution in the county, calls for a referendum, the
46 expense of holding the referendum may not be paid with student

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47 fees or moneys that the institution receives from the state, but
 48 shall be paid only with funds received from private sources or
 49 with college auxiliary funds. The county must provide at least
 50 30 days' notice of the election as provided under s. 100.342.

51 (c) The referendum providing for the imposition of the
 52 surtax shall include a statement that provides a brief and
 53 general description of the purposes for which the proceeds of
 54 the surtax may be used, conform to the requirements of s.
 55 101.161, and be placed on the ballot by the governing body of
 56 the county. The following questions shall be placed on the
 57 ballot:

58
 59 FOR THE. . . .CENTS TAX
 60 AGAINST THE. . . .CENTS TAX

61
 62 (d) Upon approval of the referendum, proceeds from the
 63 surtax must be deposited by the Department of Revenue into a
 64 Florida Prime account managed by the Florida State Board of
 65 Administration and used only for the operation, maintenance, and
 66 administration of the Florida College System institution within
 67 that county.

68 (e) Upon approval of the referendum, an oversight board
 69 shall be established to review and accept or amend expenditures
 70 of the proceeds of the surtax and to review the plan prepared by
 71 the board of trustees pursuant to paragraph (f). Annually, or as
 72 needed, the oversight board shall meet to approve the proposed
 73 spending plan.

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74 1. The board shall be composed of seven members who are
75 residents of the county and appointed as follows:

76 a. One member appointed by the board of directors of the
77 Greater Miami Chamber of Commerce.

78 b. One member of the board of directors of the United Way
79 of Miami-Dade County appointed by the board of directors of the
80 United Way of Miami-Dade County.

81 c. One member appointed by the Beacon Council, Miami-Dade
82 County's official economic development partnership.

83 d. Two members appointed by the board of trustees of the
84 Florida College System institution who may not be members of the
85 board of trustees of the Florida College System institution.

86 e. Two members appointed by the chair of the county
87 legislative delegation.

88 2. Initial appointments to the oversight board shall be
89 made by the respective entities within 60 days after the passage
90 of the referendum. Each member shall be appointed for a 4-year
91 term. A vacancy on the board shall be filled for the unexpired
92 portion of the term in the same manner as the original
93 appointment. No member may serve for more than the remaining
94 portion of a previous member's unexpired term.

95 (f) Consistent with the purposes set forth in the plan
96 included in the ordinance under paragraph (a), the board of
97 trustees of the Florida College System institution shall
98 annually prepare a plan that specifies how the board of trustees
99 intends to allocate and expend the funds for the institution's
100 upcoming fiscal year and submit such plan to the oversight board
101 for approval.

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102 (g) The annual apportionment of state funds for the
103 support of a Florida College System institution allocated under
104 general law may not be reduced because the institution has
105 received funds pursuant to a sales surtax levied under this
106 subsection.

107 (h) A surtax imposed under this subsection expires 5 years
108 after the effective date of the surtax.

109 Section 1. This act shall take effect upon becoming a law.

110

111

112

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

113

Remove everything before the enacting clause and insert:

114

A bill to be entitled

115

An act relating to discretionary sales surtaxes;

116

amending s. 212.055, F.S.; authorizing a county

117

defined in s. 125.011(1), F.S., to levy a surtax up to

118

a specified amount for the benefit of a Florida

119

College System institution in the county pursuant to

120

an ordinance conditioned to take effect upon approval

121

in a county referendum; requiring the ordinance to

122

include a plan for the use of the proceeds; providing

123

referendum requirements and procedures; requiring that

124

the proceeds from the surtax be deposited and managed

125

in a specified manner; establishing an oversight board

126

with specified duties, responsibilities, and

127

requirements relating to the expenditure of surtax

128

proceeds; providing for the appointment of members of

129

the oversight board; requiring that the board of

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1295 (2013)

Amendment No. 1

130 trustees of a college receiving surtax proceeds
131 prepare an annual plan for submission to the oversight
132 board for approval; providing that state funding may
133 not be reduced because an institution receives surtax
134 funds; providing for the scheduled expiration of the
135 surtax; providing an effective date.

Amendment No. 1 Amendment to Amendment

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Committee/Subcommittee hearing bill: Finance & Tax Subcommittee
 2 Representative Trujillo offered the following:

3
4
5
6
7

Amendment to Amendment (142399) by Representative
 Remove line 90 of the amendment and insert:
of the referendum. Each member shall be appointed for a 5-year