

ENROLLED

HB 7107, Engrossed 1

2017 Legislature

1
2 An act relating to homestead exemption implementation;
3 amending s. 196.031, F.S.; increasing the homestead
4 exemption from all taxes other than school district
5 taxes; amending s. 200.065, F.S.; specifying
6 calculation of the rolled-back rate for purposes of
7 the 2019 tax roll; providing a repeal date; amending
8 s. 218.125, F.S.; requiring the Legislature to
9 appropriate moneys to offset reductions in tax
10 revenues in certain fiscally constrained counties
11 resulting from increased exemptions; providing a
12 contingent effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Paragraph (b) of subsection (1) of section
17 196.031, Florida Statutes, is amended to read:

18 196.031 Exemption of homesteads.—

19 (1)

20 (b) Every person who qualifies to receive the exemption
21 provided in paragraph (a) is entitled to an additional exemption
22 of up to \$25,000 on the assessed valuation greater than \$50,000
23 and up to an additional \$25,000 on the assessed valuation
24 greater than \$100,000 for all levies other than school district
25 levies.

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26 Section 2. Subsection (15) of section 200.065, Florida
 27 Statutes, is renumbered as subsection (16), and a new subsection
 28 (15) is added to that section to read:

29 200.065 Method of fixing millage.—

30 (15) (a) Notwithstanding the method of computing the
 31 rolled-back rate in subsection (1), the taxable value that is
 32 used in computing the rolled-back rate in subsection (1) and the
 33 maximum millage rate under subsection (5) shall be increased by
 34 an amount equal to the reduction in taxable value occurring as a
 35 result of the revision to s. 6(a) of Art. VII of the State
 36 Constitution approved in November 2018 which authorizes an
 37 additional exemption of up to \$25,000 for all levies other than
 38 school district levies. For purposes of this paragraph, the
 39 taxable value shall be based on value as of January 1, 2019,
 40 within each taxing authority.

41 (b) This subsection is repealed on December 31, 2019.

42 Section 3. Section 218.125, Florida Statutes, is amended
 43 to read:

44 218.125 Offset for tax loss associated with certain
 45 constitutional amendments affecting fiscally constrained
 46 counties.—

47 (1) (a) Beginning in the 2010-2011 fiscal year, the
 48 Legislature shall appropriate moneys to offset the reductions in
 49 ad valorem tax revenue experienced by fiscally constrained
 50 counties, as defined in s. 218.67(1), which occur as a direct

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51 result of the implementation of revisions of ss. 3(f) and 4(b)
52 of Art. VII of the State Constitution which were approved in the
53 general election held in November 2008. The moneys appropriated
54 for this purpose shall be distributed in January of each fiscal
55 year among the fiscally constrained counties based on each
56 county's proportion of the total reduction in ad valorem tax
57 revenue resulting from the implementation of the revisions.

58 (b) Beginning in the 2019-2020 fiscal year, the
59 Legislature shall appropriate moneys to offset reductions in ad
60 valorem tax revenue experienced by fiscally constrained
61 counties, as defined in s. 218.67(1), which occur as a direct
62 result of implementation of the revision to s. 6(a) of Art. VII
63 of the State Constitution approved in November 2018 which
64 authorizes an additional exemption of up to \$25,000 for all
65 levies other than school district levies. The moneys
66 appropriated for this purpose shall be distributed in January of
67 each fiscal year among the fiscally constrained counties based
68 on each county's proportion of the total reduction in ad valorem
69 tax revenue resulting from the implementation of the revisions.

70 (2) On or before November 15 of each year, each fiscally
71 constrained county shall apply to the Department of Revenue to
72 participate in the distribution of the appropriation and provide
73 documentation supporting the county's estimated reduction in ad
74 valorem tax revenue in the form and manner prescribed by the
75 department ~~of Revenue~~. The documentation must include an

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76 estimate of the reduction in taxable value directly attributable
77 to revisions of Art. VII of the State Constitution for all
78 county taxing jurisdictions within the county and shall be
79 prepared by the property appraiser in each fiscally constrained
80 county. The documentation must also include the county millage
81 rates applicable in all such jurisdictions for the current year
82 and the prior year, rolled-back rates determined as provided in
83 s. 200.065 for each county taxing jurisdiction, and maximum
84 millage rates that could have been levied by majority vote
85 pursuant to s. 200.065(5).

86 (a) For purposes of paragraph (1)(a) ~~this section~~, each
87 fiscally constrained county's reduction in ad valorem tax
88 revenue shall be calculated as 95 percent of the estimated
89 reduction in taxable value multiplied by the lesser of the 2010
90 applicable millage rate or the applicable millage rate for each
91 county taxing jurisdiction in the current year. If a fiscally
92 constrained county fails to apply for the distribution, its
93 share shall revert to the fund from which the appropriation was
94 made.

95 (b) For purposes of paragraph (1)(b), each fiscally
96 constrained county's reduction in ad valorem tax revenue shall
97 be calculated as 95 percent of the estimated reduction in
98 taxable value multiplied by the lesser of the 2017 applicable
99 millage rate or the applicable millage rate for each county
100 taxing jurisdiction in the current year. If a fiscally

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101 | constrained county fails to apply for the distribution, its
102 | share shall revert to the fund from which the appropriation was
103 | made.

104 | Section 4. This act shall take effect on the effective
105 | date of the amendment to the State Constitution proposed by HJR
106 | 7105 or a similar joint resolution having substantially the same
107 | specific intent and purpose, if such amendment to the State
108 | Constitution is approved at the general election held in
109 | November 2018 and shall apply to the 2019 tax roll.