Tax: Local Taxes and FeesIssue: Repeal of the Local Business TaxBill Number(s): HB 609 (no Senate companion bill at this time)

Entire Bill
 Partial Bill:
 Sponsor(s): Representative Botana
 Month/Year Impact Begins: July 1, 2024
 Date of Analysis: December 8, 2023

Section 1: Narrative

a. Current Law:

Local Business Tax

Chapter 205, F.S., authorizes the Local Business Tax, which represents the taxes charged and the method by which a local government grants the privilege of engaging in or managing any business, profession, and occupation within its jurisdiction. Counties and municipalities may levy a business tax, and the tax proceeds are considered general revenue for the local government. This tax does not refer to any fees or licenses paid to any board, commission, or officer for permits, registration, examination, or inspection.

In order to levy a business tax, the governing body must first give at least 14 days of public notice between the first and last reading of the resolution or ordinance by publishing a notice in a newspaper of general circulation within its jurisdiction. The public notice must contain the proposed classifications and rates applicable to the business tax. A number of other conditions for levy are imposed on counties and municipalities.

Panama City and Panama City Beach's Local Business Taxes on Gross Sales of Retail and Wholesale Merchants

Section 205.044, F.S., authorizes a municipality that imposes a business tax on merchants which is measured by gross receipts from the sale of merchandise or services, or both, may continue to impose such tax and may, by ordinance, revise the definition of the term *merchant*. The cities of Panama City and Panama City Beach are the only known local governments in Florida that levy such a tax on the gross receipts of retail and wholesale merchants.

Panama City Tax

As implemented by Part II, Chapter 7, Article II, Section 7-53, of the Panama City Municipal Code, the City levies separate license taxes on the gross sales of all retail and wholesale merchants within the municipal jurisdiction. For retail merchants, the tax is \$10 for each \$1,000 (i.e., 1 percent) of gross sales with a minimum tax of \$1.50 per month. For wholesale merchants, the tax is \$0.50 for each \$1,000 of gross sales, or major fraction thereof, (i.e., 0.05 percent) with a minimum tax of \$1.50 per month. Additionally, the tax applies only to the first \$5,000 collected by a merchant for any single item of merchandise. The merchant pays the license tax by the 30th day of each month based on the merchant's gross sales of the preceding month. If payment is made on or before the 20th day of the month such tax is payable, a 3 percent discount is allowed.

Panama City Beach Tax

As implemented by Chapter 14, Section 14-29 (136) of the 7-53, of the Code of Ordinances, City of Panama City Beach, the City levies separate business taxes on the gross sales of all retail and wholesale merchants within the municipal jurisdiction. For retail merchants, the tax is \$10 for each \$1,000 of gross sales, or major portion thereof, (i.e., 1 percent) with a minimum tax of \$50 per year. For wholesale merchants, the tax is \$1.50 for each \$1,000 of gross sales, or major fraction thereof, (i.e., 0.15 percent) with a minimum tax of \$50 per year. On the first day of each month, the merchant submits a statement of gross sales for the preceding month at which time the tax is paid. The statement and payment are delinquent on the 10th day of each month following application for receipt. Upon becoming delinquent, the receipt is subject to revocation by the city council, and the city clerk reports at each regular city council meeting any delinquent merchant's business tax receipts. Once revoked, a merchant's receipts may be reinstated if all accrued taxes plus a 10 percent penalty of the gross amount are paid. No merchant can transact business while his or her business tax receipt stands revoked. If payment is made on or before the 10th day of the month such tax is payable, a 3 percent discount is allowed.

b. Proposed Change:

Section 1 of the bill repeals Chapter 205, F.S., in its entirety. Sections 2-33 conforms statutory provisions and cross-references to changes made by the bill. Section 34 provides the bill's July 1, 2024 effective date.

Tax: Local Taxes and FeesIssue: Repeal of the Local Business TaxBill Number(s): HB 609 (no Senate companion bill at this time)

Section 2: Description of Data and Sources

Local Business Tax (LBT) revenues reported by county and municipal governments, via their Annual Financial Reports (AFR) submitted to the Department of Financial Services pursuant to s. 218.32, F.S. These revenues are reported in Revenue Account #316.000. The attached analysis includes the reported county and municipal LBT revenues for the period of 1992-93 through 2020-21. In their FY 2020-21 AFRs, the cities of Panama City and Panama City Beach reported LBT revenues of \$11,259,682 and \$18,867,428, respectively.

Section 3: Methodology (Include Assumptions and Attach Details)

See attached analysis.

Section 4: Proposed Fiscal Impact (in Millions)

	H	igh	Mic	ldle	Lc	w
	Cash	Recurring	Cash	Recurring	Cash	Recurring
2024-25	(221.5)	(221.5)	(220.4)	(220.4)	(211.8)	(221.8)
2025-26	(227.3)	(227.3)	(225.7)	(225.7)	(216.0)	(216.0)
2026-27	(233.3)	(233.3)	(231.2)	(231.2)	(220.4)	(220.4)
2027-28	(239.5)	(239.5)	(236.8)	(236.8)	(224.9)	(224.9)
2028-29	(245.9)	(245.9)	(242.5)	(242.5)	(229.4)	(229.4)

List of Affected Trust Funds: Local funds

Section 5: Consensus Estimate (Adopted: 12/08/2023): The Conference adopted the middle estimate.

	(GR	Tr	ust	Local	/Other	Total		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2024-25	0.0	0.0	0.0	0.0	(220.4)	(220.4)	(220.4)	(220.4)	
2025-26	0.0	0.0	0.0	0.0	(225.7)	(225.7)	(225.7)	(225.7)	
2026-27	0.0	0.0	0.0	0.0	(231.2)	(231.2)	(231.2)	(231.2)	
2027-28	0.0	0.0	0.0	0.0	(236.8)	(236.8)	(236.8)	(236.8)	
2028-29	0.0	0.0	0.0	0.0	(242.5)	(242.5)	(242.5)	(242.5)	

	А	В		С	D	E	Γ	F	G	Н	1	J
1	Fiscal Impa	ct Analysis d	of F	-1B 609 - F	Repeal of the	e Local Busi	ne	ess Tax				
2	i iscai inipa	<i>ce / that yold</i> t										
3												
_	I. Local Busir		Po	wonuo Col	actions Pono	rtod in Annur		inancial Po	ports (AEPs)			
	i. Local Busil				-						Combine	
5			unt	y Governme			nic	ipal Governm			Combine	
6 7	Local FY 1992-93	# Reporting 55	\$	Revenue 26,163,869	% Chg.	# Reporting 339	\$	Revenue 75,015,739	% Chg.	1	Revenue \$ 101,179,608	% Chg.
8	1993-94	56	\$	25,868,020	-1.1%	348	\$, ,	5.7%		\$ 105,131,863	3.9%
9	1994-95	56	\$	31,882,531	23.3%	351	\$	83,089,405	4.8%		\$ 114,971,936	9.4%
10	1995-96	53	\$	33,611,239	5.4%	349	\$		6.4%		\$ 122,051,121	6.2%
11	1996-97	52	\$	37,389,633	11.2%	332	\$		-2.3%		\$ 123,754,873	1.4%
12	1997-98	54	\$	38,157,611	2.1%	355	\$	96,076,648	11.2%		\$ 134,234,259	8.5%
13	1998-99	52	\$	41,070,208	7.6%	355	\$	104,065,179	8.3%		\$ 145,135,387	8.1%
14	1999-00	54	\$	49,372,600	20.2%	368	\$	102,354,866	-1.6%		\$ 151,727,466	4.5%
15	2000-01	53	\$	49,791,778	0.8%	361	\$	106,664,098	4.2%		\$ 156,455,876	3.1%
-	2001-02	53	\$	47,638,155	-4.3%	359		106,808,528	0.1%		\$ 154,446,683	-1.3%
17	2002-03	52	\$	37,278,372	-21.7%	372	-	114,472,063	7.2%		\$ 151,750,435	-1.7%
18	2003-04	52	\$	38,064,867	2.1%	361		116,609,723	1.9%		\$ 154,674,590	1.9%
19	2004-05	52	\$	39,004,250	2.5%	362		125,376,485	7.5%		\$ 164,380,735 \$ 169,735,667	6.3%
20 21	2005-06 2006-07	52 45	\$ \$	38,692,435 36,907,051	-0.8% -4.6%	365 335	-	131,043,232 120,566,643	4.5%		\$ 157,473,694	3.3% -7.2%
22	2007-08	33	\$	32,336,389	-12.4%	270		118,363,518	-1.8%		\$ 150,699,907	-4.3%
23	2008-09	35	\$	31,819,544	-1.6%	280	· ·	120,745,390	2.0%		\$ 152,564,934	1.2%
24	2009-10	36	\$	28,357,167	-10.9%	291		128,326,520	6.3%		\$ 156,683,687	2.7%
25	2010-11	39	\$	28,916,033	2.0%	294	-	137,201,808	6.9%		\$ 166,117,841	6.0%
26	2011-12	37	\$	26,858,285	-7.1%	296		134,729,181	-1.8%		\$ 161,587,466	-2.7%
27	2012-13	33	\$	26,697,476	-0.6%	288	\$	130,357,349	-3.2%		\$ 157,054,825	-2.8%
28	2013-14	33	\$	27,377,982	2.5%	295	\$	143,367,256	10.0%		\$ 170,745,238	8.7%
29	2014-15	36	\$	36,271,982	32.5%	296	\$	146,916,843	2.5%		\$ 183,188,825	7.3%
30	2015-16	35	\$	27,428,288	-24.4%	299	\$	158,831,390	8.1%		\$ 186,259,678	1.7%
31	2016-17	35	\$	27,270,805	-0.6%	302	-	146,618,517	-7.7%		\$ 173,889,322	-6.6%
-	2017-18	34	\$	29,378,183	7.7%	304	-	151,290,242	3.2%		\$ 180,668,425	3.9%
33	2018-19	34	\$	29,735,398	1.2%	303	-	163,880,655	8.3%		\$ 193,616,053	7.2%
34	2019-20 2020-21 unadj.	35	\$	28,456,844	-4.3%	298		168,404,498	2.8% -3.6%		\$ 196,861,342	1.7% 10.2%
-	2020-21 unadj. 2020-21 adj.	33 33	\$ \$	54,557,046 32,607,787	91.7% 14.6%	294 294		162,389,328 162,389,328	-3.6%		\$ 216,946,374 \$ 194,997,115	-0.9%
37	2020-21 adj. 2021-22	33	ې \$	47,995,237	14.0%	259		150,082,458	-5.0%		\$ 198,077,695	-0.9%
38	2021-22	55	ļ	47,333,237		255	, 	130,002,430		1	\$ 138,077,033	
	Notes:											
		for the impleme	ntat	tion of GASB S	tatement No. 87,	the Department	of	Financial Servi	ces (DFS) added t	he Cu	stodial Fund colum	n to the FY
											nce prior fiscal yea	
40	include Custodial											
	2. Row 35 (i.e., 2	.020-21 unadj.) re	eflec	ts all Local Bu	siness Tax (LBT) r	evenues as repor	tec	l in the AFRs, ir	cluding any LBT	revenu	les reported in the	Custodial
1						e Custodial Fund	m	ay reflect asset	s belonging to an	other	entity, EDR staff di	d not use the
41	unadjusted figure											
1											ties had 2020-21 L	
		ustodial Fund (i.e	e., Br	roward, \$3,58	2,200 and Miami	Dade, \$18,367,0	59)	. In 2020-21, n	o municipal LBT r	evenu	les were reported i	n the Custodial
42	Fund.		! ·	- 4 h t	A	- 27 2022 /: !		late af the local				data fax 0
1											by EDR staff), AFR	
10		•	ven	or yer been re	ported by the De	partment. The f	epc	n ting of LBT re	venues in the Cus	roaiai	Fund would be an	issue in this
43 44	fiscal year as wel											
44	Data Source: Con	nniled from Annu	l Ial Fi	inancial Repo	rts (AFR) submitte	d by county and	m	inicinal govern	ments to the Der	artme	ent of Financial Ser	vices (i e
45	Revenue Account	•				a by county allu		ancipai govern	mento to the Dep			1.0.5 (1.0.,
46												
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4	Fiscal Impact Analysis	of L	-			-	9		J
1	FISCAI IMPACT Analysis		1 - 600 - I	Repear of th		ness rax			
2									
3									
48	II. LBT Collections Projecte	ed iı	nto the Fo	recast Period	Using Several	Compound A	nnual Growt	h Rates	
49									
50									
51		Hig	h - Project	ed Growth Ra	ate Based on 2	2008-09 to 20	18-19 Time P	eriod	
52		-	-	vernments		Municipal G		Combine	d Total
	State FY		Revenue	% Chg.		Revenue	% Chg.	Revenue	% Chg.
54	2018-19 (converted to SFY)	\$	29,646,094			\$ 160,733,052	5		U
	CAGR: 2008-09 to 2018-19		-0.68%			3.10%			
56	2019-20	\$	29,445,943	-0.68%		\$ 165,718,466	3.10%	\$ 195,164,409	-
57	2020-21	\$	29,247,143	-0.68%		\$ 170,858,511	3.10%	\$ 200,105,654	2.53%
58	2021-22	\$	29,049,685	-0.68%		\$ 176,157,984	3.10%	\$ 205,207,668	2.55%
59	2022-23	\$	28,853,560	-0.68%		\$ 181,621,828	3.10%	\$ 210,475,389	2.57%
60	2023-24	\$	28,658,759	-0.68%		\$ 187,255,144	3.10%	\$ 215,913,903	2.58%
61	2024-25	\$	28,465,274	-0.68%		\$ 193,063,187	3.10%	\$ 221,528,460	2.60%
62	2025-26	\$	28,273,095	-0.68%		\$ 199,051,376	3.10%	\$ 227,324,470	2.62%
	2026-27	\$	28,082,213	-0.68%		\$ 205,225,299	3.10%	\$ 233,307,512	2.63%
	2027-28	\$	27,892,620	-0.68%		\$ 211,590,717	3.10%	\$ 239,483,337	2.65%
	2028-29	\$	27,704,307	-0.68%	1	\$ 218,153,569	3.10%	\$ 245,857,876	2.66%
66									
67									
68	ר	Vido	dle - Proje	cted Growth I	Rate Based on	2009-10 to 2	019-20 Time	Period	
69			County Go	vernments		Municipal G	overnments	Combine	d Total
70	State FY		Revenue	% Chg.		Revenue	% Chg.	Revenue	% Chg.
71	2019-20 (converted to SFY)	\$	28,776,483			\$ 167,273,537			
72	CAGR: 2009-10 to 2019-20		0.04%			2.76%			
73	2020-21	\$	28,786,582	0.04%		\$ 171,882,225	2.76%	\$ 200,668,807	-
74	2021-22	\$	28,796,684	0.04%		\$ 176,617,891	2.76%	\$ 205,414,575	2.36%
75	2022-23	\$	28,806,791	0.04%		\$ 181,484,033	2.76%	\$ 210,290,824	2.37%
76	2023-24	\$	28,816,900	0.04%		\$ 186,484,246	2.76%	\$ 215,301,146	2.38%
77	2024-25	\$	28,827,014	0.04%		\$ 191,622,224	2.76%	\$ 220,449,237	2.39%
	2025-26	\$	28,837,130	0.04%		\$ 196,901,762	2.76%	\$ 225,738,893	2.40%
	2026-27	\$	28,847,251	0.04%		\$ 202,326,761	2.76%	\$ 231,174,012	2.41%
	2027-28	\$	28,857,375	0.04%		\$ 207,901,229	2.76%	\$ 236,758,604	2.42%
	2028-29	\$	28,867,502	0.04%	1	\$ 213,629,283	2.76%	\$ 242,496,786	2.42%
82		_							
83									
84	Low	- Pro	ojected Gr	owth Rate Ba	sed on 2009-1	LO to 2020-21	(Adjusted) Ti	me Period	
85			County Go	vernments		Municipal G	overnments	Combine	d Total
86	State FY		Revenue	% Chg.		Revenue	% Chg.	Revenue	% Chg.
87	2020-21 adj. (converted to SFY)	\$	31,570,051			\$ 163,893,120			
88	CAGR: 2009-10 to 2020-21		1.28%			2.16%			
89	2021-22	\$	31,973,464	1.28%		\$ 167,438,516	2.16%	\$ 199,411,980	-
-		Ŷ				\$ 107,438,510			2 222/
90	2022-23	\$	32,382,032	1.28%		\$ 171,060,607	2.16%	\$ 203,442,639	2.02%
		- ·	32,382,032 32,795,821	1.28% 1.28%			2.16% 2.16%	\$ 203,442,639 \$ 207,556,874	2.02%
91	2022-23	\$	32,795,821 33,214,898			\$ 171,060,607\$ 174,761,052\$ 178,541,547	2.16% 2.16%	\$ 207,556,874 \$ 211,756,445	2.02% 2.02%
91 92 93	2022-23 2023-24 2024-25 2025-26	\$ \$	32,795,821 33,214,898 33,639,329	1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 	2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152	2.02% 2.02% 2.02%
91 92 93 94	2022-23 2023-24 2024-25 2025-26 2026-27	\$ \$	32,795,821 33,214,898 33,639,329 34,069,184	1.28% 1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 	2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833	2.02% 2.02% 2.02% 2.03%
91 92 93 94 95	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28	\$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532	1.28% 1.28% 1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 	2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29	\$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532	1.28% 1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 	2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833	2.02% 2.02% 2.02% 2.03%
91 92 93 94 95 96 97	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29	\$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532	1.28% 1.28% 1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 	2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29	\$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443	1.28% 1.28% 1.28% 1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 	2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29	\$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443	1.28% 1.28% 1.28% 1.28% 1.28% 1.28%		 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 	2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98 99	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact	\$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443	1.28% 1.28% 1.28% 1.28% 1.28% 1.28%	ddle	 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220 	2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 94 95 96 97 98 99 100	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443	1.28% 1.28% 1.28% 1.28% 1.28% 1.28%	ddle	 \$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220 	2.16% 2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98 99 100 101	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact H	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443 Millions \$	1.28% 1.28% 1.28% 1.28% 1.28% 1.28%		\$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220	2.16% 2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98 99 100 101	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact H State FY Cash	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443 Millions \$	1.28% 1.28% 1.28% 1.28% 1.28% 1.28% Mic Cash	Recurring	\$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220 LC Cash	2.16% 2.16% 2.16% 2.16% 2.16% 2.16%	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98 99 100 101 102 103	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact H State FY Cash 2024-25 (221.5)	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443 Millions \$ Recurring (221.5)	1.28% 1.28% 1.28% 1.28% 1.28% 1.28% Mic Cash (220.4)	Recurring (220.4)	\$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220	2.16% 2.16% 2.16% 2.16% 2.16% 2.16% W Recurring (211.8)	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98 99 100 101 102 103 104	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact H State FY Cash 2024-25 (221.5) 2025-26 (227.3)	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443 Millions \$ Recurring (221.5) (227.3)	1.28% 1.28% 1.28% 1.28% 1.28% 1.28% Mic Cash (220.4) (225.7)	Recurring (220.4) (225.7)	\$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220	2.16% 2.16% 2.16% 2.16% 2.16% 2.16% W Recurring (211.8) (216.0)	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%
91 92 93 94 95 96 97 98 99 100 101 102 103 104 105	2022-23 2023-24 2024-25 2025-26 2026-27 2027-28 2028-29 III. Proposed Fiscal Impact H State FY Cash 2024-25 (221.5) 2025-26 (227.3) 2026-27 (233.3)	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	32,795,821 33,214,898 33,639,329 34,069,184 34,504,532 34,945,443 Millions \$ Recurring (221.5) (227.3) (233.3)	1.28% 1.28% 1.28% 1.28% 1.28% 1.28% Mit Cash (220.4) (225.7) (231.2)	Recurring (220.4) (225.7) (231.2)	\$ 171,060,607 \$ 174,761,052 \$ 178,541,547 \$ 182,403,823 \$ 186,349,649 \$ 190,380,832 \$ 194,499,220	2.16% 2.16% 2.16% 2.16% 2.16% 2.16% Recurring (211.8) (216.0) (220.4)	\$ 207,556,874 \$ 211,756,445 \$ 216,043,152 \$ 220,418,833 \$ 224,885,364	2.02% 2.02% 2.02% 2.03% 2.03%

Revenue Source: Local Taxes and Fees **Issue**: Preschool Special Assessments **Bill Number(s)**: HB 635

Entire Bill
 Partial Bill: Section 1
 Sponsor(s): Representative McFarland
 Month/Year Impact Begins: July 2024
 Date(s) Conference Reviewed: December 8, 2023

Section 1: Narrative

- a. Current Law: Section 170.201, Florida Statutes, indicates that public and private elementary, middle, and high schools shall be exempt from any special assessment levied by a municipality to fund any service if the municipality so desires.
- **b. Proposed Change**: The bill adds public and private preschools to the list of entities exempt from the identified special assessments. It further defines preschool to mean a child care facility licensed under Section 402.305, Florida Statutes, that serves children under age 5.

Section 2: Description of Data and Sources

Results of the Demographic Estimating Conference, July 11, 2023 Population and Demographic Data, Counties and Municipalities on the EDR website, April 1, 2022 Licensed Child Care Facilities serving birth to school age, provided by the Department of Children and Families PK-12 Public School Data Publications and Reports, 2022-23 Public School Files, Department of Education 2022 Non-ad valorem tax rolls and summary report

- NAVN summary of assessment by parcel
- NAVD individual assessment detail by parcel
- DR-503 NA summary of assessments by non-ad valorem function

2022 Ad Valorem tax roll – NAL data

Parcels from the NAL were matched with NAVN and NAVD data to create the summary of non-ad valorem assessments against each parcel. There were some challenges in matching the information because, in many instances, the parcel identification data received on the non-ad valorem assessment rolls were in a slightly different format from the NAL. Consequently, extensive additional data management was needed to get a clean match. The data for two counties were not matched (Hendry and Pinellas).

Section 3: Methodology (Include Assumptions and Attach Details)

On the property tax roll, there is no direct way to identify preschools. From researching various identifiable preschools across the state, the following use codes by category were identified as frequently containing preschools:

- Residential
 - o 1 Single Family
- Commercial
 - o 17 Office buildings, non-professional service buildings, one story
 - 19 Professional service buildings
- Institutional
 - o 71 Churches
 - o 72 Private Schools and Colleges
- Governmental
 - o 83 Public county schools including all property of Board of Public Instruction

For the single-family residential group (1), only parcels with a positive non-residential value and no agricultural value are considered. For the public schools (83), there were no preschools identified that were not already a part of an elementary school. This group has no impact as they would already be exempt if their municipality offers the exemption, but it may nevertheless provide valuable data.

For each use code the roll data is matched to non-ad valorem data to identify special assessments on those uses. There are 10 functions of special assessments and a given property could have 0, 1, or multiple assessments on it. For 2022 and the use codes identified above (with single family only including those with non-res and no agriculture), there were 29,168 special

Revenue Source: Local Taxes and Fees **Issue**: Preschool Special Assessments **Bill Number(s)**: HB 635

assessments totaling \$26,285,747. This value exceeds the true impact of exempting preschools as the majority of use codes 1, 17, and 19 are not preschools along with a fair amount of 71 and 72.

For the middle and low impacts, the total number of child care facilities licensed under 402.305 serving children from birth to school age (6,060) was compared to the total number of parcels in the relevant use codes (101,131). This suggests that approximately 6 percent of those parcels are preschools. This ratio is then applied to the total number of municipal assessments on those use codes (29,168) to estimate that 1,748 assessments would be on preschools. For the middle it is assumed that the majority of preschools would be assessed similar to the 72 use code, Private Schools and Colleges. The average value per assessment in that group is \$2,648. For the low it is assumed that preschools would be assessed like the identified set of use codes as a whole. The average assessment in that group is \$1,150. Multiplying these by the estimated number of assessments on preschools arrives at a middle impact of \$4,628,846 and a low impact of \$2,009,381 if the bill had been in place in 2022.

For the high impact, the population of the state within municipalities is compared to the total population to determine that 50.44 percent of people live in municipalities. This ratio is applied to the number of relevant child care facilities to estimate that 3,057 preschools are within municipalities. There are 4,820 public school parcels in the state, and using that same ratio 2,431 are assumed to be within municipalities. Further, only a portion of municipalities impose these assessments today. The number of parcels with a municipal assessment is 21,040 and applying the 50.44 percent municipal population ratio to the 101,131 parcels identified in relevant use codes yields 51,014 relevant parcels in municipalities. The ratio of parcels with municipal assessments today are being assessed today, and the ratio of that to the estimated number of public schools in municipalities that assess today (1,003) is 6.9 percent. Based on this, it is assumed that 6.9 percent of assessing municipalities are not instituting the exemption today, or, 93.1 percent are. Based on the number of assessments and underlying number of parcels, the average parcel has 1.4 assessments. Multiplying the 3,057 preschools in municipalities by the 41.24 percent of municipalities that assess, then by the 93.1 percent of assessing municipalities that institute the exemption today, then by the 1.4 assessments per parcel, and finally by the \$4,571 average of the average and maximum value per assessment in private schools arrives at the high estimate of \$7,438,861 if the bill had been in place in 2022.

The value of a special assessment does not frequently change, so the assessment on a given school may not change in the forecast period. However, the number of preschools is correlated with population, so the 2022 impacts are grown into the future using the population growth rate from the latest demographic estimating conference.

Note that when this exemption applies, it only applies to special assessments levied by the municipalities. Whether or not the exemption applies is at the discretion of each individual municipality. We assume that this bill will not change the behavior of any municipality such that municipalities exempted the special assessments under current law will continue to if the bill passes, and municipalities that do not exempt special assessments under current law will continue to not exempt them if the bill passes. It is possible that, due to the loss of revenue, a municipality that is allowing the exemption today will choose not to going forward because of the bill, resulting in a positive impact for that municipality. This scenario is not quantified.

Similar to other impacts considering non-ad valorem assessments, the impacts identified may be understated because the available non-ad valorem assessment data does not encapsulate the whole state. Some non-ad valorem assessments are specifically set to pay back bonds, such as community development efforts and those related to sewer and water improvements. Those types of assessments are included in this analysis. The effective date of the bill is July 1, 2024 and it first impacts the Fiscal Year 2024-25 collections.

Identical language was considered at the <u>April 21, 2023 Impact Conference</u>. At the time, an adjusted high was adopted. The adjustment set the per assessment in the high to the average of private schools rather than the maximum of private schools. This is not produced for this impact for the sake of historical consistency as the adjustment puts the adopted impact between the middle and the low and could no longer be referred to as the high estimate.

Revenue Source: Local Taxes and Fees Issue: Preschool Special Assessments Bill Number(s): HB 635

Section 4: Proposed Fiscal Impact

	Hi	igh	Mic	dle	Low			
	Cash	Recurring	Cash	Recurring	Cash	Recurring		
2024-25	\$(7.7 M)	\$(7.7 M)	\$(4.8 M)	\$(4.8 M)	\$(2.1 M)	\$(2.1 M)		
2025-26	\$(7.8 M)	\$(7.8 M)	\$(4.8 M)	\$(4.8 M)	\$(2.1 M)	\$(2.1 M)		
2026-27	\$(7.9 M)	\$(7.9 M)	\$(4.9 M)	\$(4.9 M)	\$(2.1 M)	\$(2.1 M)		
2027-28	\$(8.0 M)	\$(8.0 M)	\$(5.0 M)	\$(5.0 M)	\$(2.2 M)	\$(2.2 M)		
2028-29	\$(8.1 M)	\$(8.1 M)	\$(5.0 M)	\$(5.0 M)	\$(2.2 M)	\$(2.2 M)		

Revenue Distribution: Local Taxes and Fees

Section 5: Consensus Estimate (Adopted: 12/8/2023) The Conference adopted an amended high estimate that uses the average value per assessment of private schools.

	(GR	Tr	ust	Local	/Other	Total		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2024-25	0.0	0.0	0.0	0.0	(4.4)	(4.4)	(4.4)	(4.4)	
2025-26	0.0	0.0	0.0	0.0	(4.5)	(4.5)	(4.5)	(4.5)	
2026-27	0.0	0.0	0.0	0.0	(4.6)	(4.6)	(4.6)	(4.6)	
2027-28	0.0	0.0	0.0	0.0	(4.6)	(4.6)	(4.6)	(4.6)	
2028-29	0.0	0.0	0.0	0.0	(4.7)	(4.7)	(4.7)	(4.7)	

<u> </u>		В	С	D	E	F	G
1	A Year	Population	Growth	U	E	Г	G
2	2022	22,135					
3	2023	22,499	1.6%				
4	2024	22,829	1.5%				
5	2025	23,139	1.4%				
6	2026	23,440	1.3%				
7	2027	23,732	1.2%				
8	2028	24,015	1.2%				
9							
10		Assumptions Leading to Low & Middle Impact	Low	Middle			
		Child Care Facilities Licensed Under S. 402.305	6.050	C 0.00			
11		Serving Birth to School Age	6,060	6,060			
		Total Parcels in Relevant Use Codes	101,131	101,131	مصعوعكم	ntData!C25	
12		Total Parcels in Relevant Ose codes	101,131	101,131	A3363311101	ntData:025	
		Share of Parcels that are Preschools	5.99%	5.99%	D11	/D12	
13			0.007/0	515570		,	
		Total Assessment Count in Relevant Use Codes	29,168	29,168	Assessme	ntData!P15	
14			23,200	23,200			
		Expected Assessment Count on Preschools	1,748	1,748	D13	*D14	
15				_,, 10			
10		Average Value Per Assessment (low) of Private	\$ 1,150	\$ 2,648	ValuePerAsse	ssment!\$G\$16	
16		Schools (mid)	,	,		-	
17		Low & Middle Impact	\$ 2,009,381	\$ 4,628,846	D16	*D15	
17							
18	r						
19		Assumptions Leading to High Impact	High				
		Child Care Facilities Licensed Under S. 402.305	6,060				
20		Serving Birth to School Age					
21		Florida 2022 Incorporated Population	11,186,381				
21							
22		Florida 2022 Unincorporated Population	10,989,750				
22							
23		Share Incorporated	50.44%	C21/(C2	21+C22)		
25							
24		Estimated Preschools in Municipalities	3,057	C11'	*C23		
25		Total Parcels with Municipal Assessments	21,040	Assessmer	ntData!P16		
					10.1.1005		
26		Total Parcels in Relevant Use Codes	101,131	Assessmer	ntData!C25		
		Estimated Total Parcels in Relevant Use Codes In	54.044	(12)	*C26		
27		Municipalities	51,014	C25	. C20		
		Est. Share of Municipalities that Assess Today	41.24%	COE	/C27		
28		est. Share of Municipalities that Assess Today	41.24%	C25,	/02/		
		Number of Public School Parcels	4,820	Accessmer	ntData!C24		
29			4,320	A32331101			
]		Number of Public Schools in Municipalities that are	69	Assessmen	ntData!N16		
30		Assessed Today			···· .		
		Estimated Number of Public Schools in	1,003	C29*C2	23*C28		
31		Municipalities That Assess Today	,,,,,				
		Est. Share of Assessing Municipalities that Apply	93.12%	1-C30	D/C31		
32		Exemption Today					
22		Average Assessments per Parcel	1.4	AssessmentData!P15,	/AssessmentData!P16		
33				,		Cot coll C2 to a la	D16 to produce the
34		Avg. of the Avg. and Maximum Value Per	\$ 2,648	D	16		DD16 to produce the ted adjusted high
54		Assessment of Private Schools					ieu aujusieu iligii
35		High Impact	\$ 4,310,343	C24*C28*C3	32*C33*C34		
36							
37				Total Impact		1	1
38	I	High		Mic	الم	1.	0W
38		Саѕһ	Recurring	Cash	Recurring	Cash	Recurring
	2024-25	\$(4.4 M)	\$(4.4 M)	\$(4.8 M)	\$(4.8 M)	\$(2.1 M)	\$(2.1 M)
	2024-25	\$(4.4 M) \$(4.5 M)	\$(4.5 M)	\$(4.8 M)	\$(4.8 M)	\$(2.1 M) \$(2.1 M)	\$(2.1 M) \$(2.1 M)
	2025-26	\$(4.5 M) \$(4.6 M)	\$(4.5 M) \$(4.6 M)	\$(4.8 M) \$(4.9 M)	\$(4.8 M) \$(4.9 M)	\$(2.1 M) \$(2.1 M)	\$(2.1 M) \$(2.1 M)
_	2026-27	\$(4.6 M) \$(4.6 M)	\$(4.6 M)	\$(4.9 M) \$(5.0 M)	\$(4.9 M) \$(5.0 M)	\$(2.1 M) \$(2.2 M)	\$(2.1 M) \$(2.2 M)
-							
44	2028-29	\$(4.7 M)	\$(4.7 M)	\$(5.0 M)	\$(5.0 M)	\$(2.2 M)	\$(2.2 M)

	A	В	С	D	E	F	1	G	Н		I	J	I	К	L	<u> </u>	М	N	<u> </u>	0	Р
1								2022	Assess	m	ent Data										
2							1											1	1		
3		y Types Commonly d for Preschools	Single Fau Non-Res Value a Classified	idential ind no		y Commercial 17)	Pro	ofessional S Building (1			Church (7:	1)		Private Schoo	ol (72)	Public School (8		ol (83)		Tota	I
4	Function Code	Function	Assessme	nt Count	Assessme	nt Count	As	sessment	Count	4	Assessment	Count	,	Assessment	Count	As	ssessment	Count	A	ssessment	Count
5	1	Community Development or Redevelopment	\$-	-	\$ 133,	691 70	\$	19,078	33	\$	4,779	12	\$	-	-	\$	-	-	\$	157,548	115
6	2	Drainage and Water Control / Management	\$ 3,2	'8 29	\$ 3,524,	151 9,156	\$	2,126,337	4,574	\$	3,315,894	3,262	\$	1,735,266	876	\$	330,524	50	\$	11,035,450	17,947
7	3	Fire Control	\$ 9,83	5 39	\$ 6,797,	598 5,113	\$	3,448,701	2,583	\$	1,026,685	824	\$	1,458,906	421	\$	41,620	19	\$	12,783,444	8,999
8	4	Emergency Medical Services	\$-	-	\$ 303,	922 166	\$	287,853	199	\$	14,560	33	\$	233,741	36	\$	708	3	\$	840,784	437
9	5	Lighting	\$ 5	2 2	\$ 14,	058 119	\$	10,750	131	\$	17,051	83	\$	6,626	21	\$	-	-	\$	48,537	356
10	6	Mosquito Control	\$ -	-	\$		\$	-	-	\$	-	-	\$	-	-	\$	-	-	\$	-	-
11	7	Water and Sewer	\$ 1,23	9 1	\$ 183,	438 64	\$	134,381	92	\$	167,474	52	\$	81,118	17	\$	-	-	\$	567,649	226
12	8	Solid Waste	\$ 1,13	8 3	\$ 160,	865 128	\$	31,475	32	\$	100,632	93	\$	17,310	9	\$	-	-	\$	311,420	265
13	9	Road Improvements	\$ 1,89	4 2	\$ 27,	378 66	\$	50,847	94	\$	11,357	23	\$	2,299	9	\$	-	-	\$	93,775	194
14	10	Other (includes County PACE assessments)	\$ -	-	\$ 173,	385 389	\$	180,282	171	\$	35,996	40	\$	57,476	29	\$	-	-	\$	447,139	629
15		Total:	\$ 17,43				\$	6,289,703	7,909	\$	4,694,428	4,422	\$	3,592,742	1,418	\$	372,852	72	\$	26,285,747	29,168
16		Parcels		71		11,115			5,597			3,165			1,023			69			21,040
17		Use Code	Total Parce In State	els																	
18 19		1 (rodu)		ic.																	
19 20		1 (reduced) 17	59 43,01				+												-		
20		17	26,03				1						-			-			-		
21		71	26,03																		
23		72	4,15																		
24		83	4,82																		
25		Total	101,13	1																	

	А	В	С		D		E		F		G		Н		I
1			2022 \	Valu	ie Pei	r A	ssessm	nen	nt						
2															
3	Property Types Commonly Used for Preschools		Single Family with Non-Residential Value and no Classified Use (01)	Single Story Commercial (17)		Professional Services Building (19)		Church (71)		Private School (72)		Public School (83)			Total
	Function	Function			alue Per	-	alue Per	-	/alue Per		alue Per				
4	Code		Assessment	Asse	ssment	As	sessment	Ass	sessment	As	sessment	As	sessment	As	sessment
5	1	Community Development or Redevelopment		\$	1,910	\$	578	\$	398					\$	1,370
6	2	Drainage and Water Control / Management	\$ 113	\$	385	\$	465	\$	1,017	\$	1,981	\$	6,610	\$	615
7	3	Fire Control	\$ 252	\$	1,329	\$	1,335	\$	1,246	\$	3,465	\$	2,191	\$	1,421
8	4	Emergency Medical Services		\$	1,831	\$	1,446	\$	441	\$	6,493	\$	236	\$	1,924
9	5	Lighting	\$ 26	\$	118	\$	82	\$	205	\$	316			\$	136
10	6	Mosquito Control													
11	7	Water and Sewer	\$ 1,239	\$	2,866	\$	1,461	\$	3,221	\$	4,772			\$	2,512
12	8	Solid Waste	\$ 379	\$	1,257	\$	984	\$	1,082	\$	1,923			\$	1,175
13	9	Road Improvements	\$ 947	\$	415	\$	541	\$	494	\$	255			\$	483
14	10	Other (includes County PACE assessments)		\$	446	\$	1,054	\$	900	\$	1,982			\$	711
15		Min	\$ 26	\$	118	\$	82	\$	205	\$	255	\$	236	\$	136
16		Avg	\$ 493	\$	1,173	\$	883	\$	1,000	\$	2,648	\$	3,012	\$	1,150
17		Max	\$ 1,239	\$	2,866	\$	1,461	\$	3,221	\$	6,493	\$	6,610	\$	2,512

Revenue Source: Severance Tax Sales and Use Tax Corporate Income Tax ABT Excise Tax Insurance Premium Tax Issue: Child Care Tax Credits Bill Number(s): HB 635

Entire Bill
 Partial Bill: Sections 2, 3, 4, 5, 10, and 11
 Sponsor(s): Representative McFarland
 Month/Year Impact Begins: January 2025
 Date(s) Conference Reviewed: December 8th, 2023

Section 1: Narrative

a. Current Law: NA - Relevant sections of language create new sections in statute.

b. Proposed Change: \$5 Million dollars in childcare tax credits are created for taxpayers to claim against their liabilities providing they meet the following requirements:

Severance Taxes: Must be claimed against liability incurred on production of Oil or Gas (sections 211.02 or 211.025). Total credits claimed (including those in sections 211.0251, 211.0252, 211.0253) cannot exceed more than 50% of liability. If total credits available exceed 50% of liability, all other credits must be exhausted before applying this one. Credit is available beginning January 1st, 2025.

Sales and Use Tax: Credit can be claimed by any tax imposed by the state and incurred by a direct pay permitholder as a result of the direct pay permit. Credit is available beginning January 1st, 2025.

Corporate Income Tax: The credit must be earned on or before the date the taxpayer is required to file the return on which they claim it. Consolidated filers are subject to the individual cap at the consolidated level. Credit is available for taxable years starting on or after January 1st, 2025.

ABT Excise Tax: Credit must be claimed against excise tax on malt beverages, liquor, or wine not both produced and grown in this state. Credit may not exceed 90% of tax liability on the return in which it is taken. Credit is available beginning January 1st, 2025.

Insurance Premium Tax: Credit must be taken after section 440.51 deductions, sections 175.101 and 185.08 credits, chapter 220 income tax credits, and subsection 624.509(5) credits. Credit is available for taxable years starting on or after January 1st, 2025.

Additionally, the sections on Severance Tax, Sales and Use Tax, and ABT Excise Tax contain provisions stating that any reduction in tax collections as a result of this credit only results in a reduction in distributions to the general revenue fund.

The credit is available via 3 possible pathways: Build a Child Care Facility, Operate a Child Care Facility, or Contract with a Child Care Facility. All 3 set up different individual caps based on the number of employees, described in the tables below.

В	Builds a Child Care Facility							
	50% of startup costs							
Employ	Uр То							
1	19	\$1,000,000						
20	250	\$500,000						
251	+	\$250,000						

 Operates a Child Care Facility

 \$300 per child per month

 Employee Range
 Up To

 1
 19
 \$50,000

 20
 250
 \$500,000

 251
 +
 \$1,000,000

Contra	Contracts With a Child Care Facility						
C T	\$3,600 per child per year						
Employee Range Up To							
1	19	\$50,000					
20	250	\$500,000					
251	+	\$1,000,000					

Section 2: Description of Data and Sources Department Credit Reports Revenue Source: Severance Tax Sales and Use Tax Corporate Income Tax ABT Excise Tax Insurance Premium Tax Issue: Child Care Tax Credits

Bill Number(s): HB 635

Section 3: Methodology (Include Assumptions and Attach Details)

Given the broad applicability of the credit, we expect the \$5 Million cap will be reached. In the event the cap is not reached, there is no reliable way to estimate how much will be claimed.

The credit becomes available for Severance, Sales, and ABT Excise taxes starting January 2025, allowing the potential for an impact in FY25. However, we expect the largest claims to be against Corporate Income and Insurance Premium Tax liabilities for which the credit is available for taxable years beginning January 2025, pushing the brunt of the impact to begin FY26.

In 2023, a CIT only Child Care Tax Credit was presented before the conference with a \$2.5M cap. The conference adopted an estimate which assumed all the credit would be claimed. That impact can be found here: http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2023/ pdf/page410-411.pdf

Section 4: P	roposed Fiscal	Impact

	H	igh	Mie	ddle	Low		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2023-24	0	0			0	0	
2024-25	(**)	(5M)			(**)	(**)	
2025-26	(5M)	(5M)			(**)	(**)	
2026-27	(5M)	(5M)			(**)	(**)	
2027-28	(5M)	(5M)			(**)	(**)	

Revenue Distribution: General Revenue

Section 5: Consensus Estimate (Adopted: 12/08/2023): The Conference adopted the high estimate with negative five million recurring the first year.

	GR Trust Cash Recurring Cash Recurrir		Tr	ust	Local	/Other	Total		
			Recurring	Cash	Recurring	Cash	Recurring		
2023-24	0.0	(5.0)	0.0	0.0	0.0	0.0	0.0	(5.0)	
2024-25	(**)	(5.0)	0.0	0.0	0.0	0.0	(**)	(5.0)	
2025-26	(5.0)	(5.0)	0.0	0.0	0.0	0.0	(5.0)	(5.0)	
2026-27	(5.0)	(5.0)	0.0	0.0	0.0	0.0	(5.0)	(5.0)	
2027-28	(5.0)	(5.0)	0.0	0.0	0.0	0.0	(5.0)	(5.0)	

Revenue Source: Ad Valorem Issue: 10 Percent Cap Applied to School Taxes Bill Number(s): HJR 331

Entire Bill
 Partial Bill:
 Sponsor(s): Representative Garcia
 Month/Year Impact Begins: January 2025
 Date(s) Conference Reviewed: November 17, 2023; December 1, 2023; December 8, 2023

Section 1: Narrative

- a. Current Law: Article VII of the Florida Constitution indicates that the non-school assessed value of non-homestead residential and non-residential properties is capped at 10 percent growth per year. The school assessed value is uncapped.
- **b. Proposed Change**: The 10 percent cap on non-school assessed value of non-homestead residential and non-residential properties applies to school assessed value as well.

Section 2: Description of Data and Sources

Aggregate Millage based on Proposed Millages from Each Taxing Authority Provided in August 2023 Results of the Ad Valorem Estimating Conference, August 1, 2023 2018 through 2023 Final Real Property Tax Roll Discussion with property appraisers

Section 3: Methodology (Include Assumptions and Attach Details)

The Revenue Estimating Conference for Ad Valorem Assessments met on August 1, 2023 and adopted an assessment differential forecast for non-homestead and non-residential properties. This differential, however, applies to non-school assessed values and would exceed the new differential created by the bill for school assessed value. From the same Ad Valorem conference, aggregate non-homestead and non-residential assessed value growth rates are adopted. This bill only has an impact on properties where the school assessed value would grow by more than 10 percent absent the bill. Within the forecast window, neither the non-homestead nor non-residential assessed values are projected to grow by more than 10 percent. Using the aggregate growth rate, the impact would be \$0. These growth rates, however, represent an aggregate statewide change in assessed value and not the actual growth in assessed value for each parcel. It is almost certain that some parcels' values will grow by more than 10 percent and some by less. An impact would thus require parcel by parcel estimates of school assessed value growth rates and would be incredibly sensitive to slight variations. As such, the middle estimate is indeterminate.

To exemplify the sensitivity of the impact, a "what-if" scenario was run on historical tax rolls to identify what the impact would have been in the first year following the policy change. This is done for the 5 most recent rolls. Non-homestead residential and non-residential parcels were identified that were not sold between the years, had growth in non-school assessed value between 9.5 and 10.5 percent, and growth in school assessed value of greater than 10.5 percent. For those parcels, a new school taxable value is calculated as the prior year's school assessed value increased by 10 percent minus the parcel specific exemptions. The impacts for each year are in the attached documentation and range from a loss of \$85 million to a loss of \$968 million depending on the year.

This bill goes into effect January 1, 2025 and first impacts the 2025-26 fiscal year. The bill is a joint resolution submitted to the voters, and as such, has a zero/negative indeterminate impact. The impact is zero if the resolution fails to pass, or negative indeterminate if it passes.

	High		Mi	ddle	Low		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2024-25			0	(0/**)			
2025-26			(0/**)	(0/**)			
2026-27			(0/**)	(0/**)			
2027-28			(0/**)	(0/**)			
2028-29			(0/**)	(0/**)			

Section 4: Proposed Fiscal Impact

Revenue Source: Ad Valorem Issue: 10 Percent Cap Applied to School Taxes Bill Number(s): HJR 331

Revenue Distribution: Ad Valorem

Section 5: Consensus Estimate (Adopted: 12/08/2023) The Conference adopted a zero/negative indeterminate impact since this is a joint resolution proposing an amendment to be submitted to the voters.

	GR		Trust		Local	/Other	Total		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2024-25	0.0	0.0	0.0	0.0	0.0	(0/**)	0.0	(0/**)	
2025-26	0.0	0.0	0.0	0.0	(0/**)	(0/**)	(0/**)	(0/**)	
2026-27	0.0	0.0	0.0	0.0	(0/**)	(0/**)	(0/**)	(0/**)	
2027-28	0.0	0.0	0.0	0.0	(0/**)	(0/**)	(0/**)	(0/**)	
2028-29	0.0	0.0	0.0	0.0	(0/**)	(0/**)	(0/**)	(0/**)	

Note: If the constitutional amendment does not pass, the impact is zero. If approved, because the amendment is self-executing, the impact would be negative indeterminate due uncertainty regarding which properties would be affected during the forecast period. The current ad valorem forecast does not contain statewide increases in the value of non-homestead property in excess of 10 percent. However, some individual properties could be expected to increase in value by more than 10 percent during that time. To provide more context, using the recent experience of large increases in property values in recent years, had the provisions of the amendment had been in place on January 1, 2022, the negative impact on school tax revenue would have been over \$960 million in that one year. Likewise, had the provisions of the amendment had been in place over \$800 million in that one year. A these impacts would have been over \$800 million in that one year, these impacts would have been over \$800 million in that one year. Be

	А	В	С	D			E		F	G
1	2023 Aggreg	gate Millage Rates								
2	School	5.99								
3	Non-School	10.38								
4										
5	One-year Historica	al Analysis: If Bill Languag	e Had Gone Into Effect i	n Fi	rst Impact Year					
	Base Year	First Impact Year	Parcels Impacted		tv_sd_impact		First Year Tax		Actual tv_nsd	
6	Dase real	riist inipact real	Farceis impacted	((New Differential)		Impact - School		Differential	
7	2018	2019	1,037,536	\$	(19,423,380,729)	_		_	(69,632,548,886)	
8	2019	2020	772,100	\$	(14,178,675,403)	_		\$	(62,065,631,092)	
9	2020	2021	1,225,856	\$	(20,650,774,610)	-			(64,857,346,524)	
10	2021	2022	3,105,694	\$	(161,501,107,630)	_			(225,842,069,303)	
11	2022	2023	2,643,637	\$	(135,450,085,839)	Ş	\$ (811,657,549)	\$	(321,556,737,294)	
12										
13				Ir	npact on School					
14		Hig	ţh	Middle		e		Low		
15		Cash	Recurring		Cash		Recurring		Cash	Recurring
16	2024-25				\$0		(**)			
17	2025-26				(**)		(**)			
18	2026-27				(**)		(**)			
19	2027-28				(**)		(**)			
20	2028-29				(**)		(**)			
21										
22				Imp	act on Non-School					
23		Hig	ŗh		Midd	le			Low	
24		Cash	Recurring		Cash	Cash Recurring			Cash	Recurring
25	2024-25				\$0		\$0			
26	2025-26				\$0		\$0			
27	2026-27				\$0		\$0			
28	2027-28				\$0		\$0			
29					\$0		\$0			
30										
31					Total Impact					
32		Hig	h Mic		Midd	lle		Low		
33		Cash	Recurring		Cash		Recurring		Cash	Recurring
34					\$0		(**)			
35	2025-26				(**)		(**)			
36	2026-27				(**)		(**)			
37	2027-28				(**)		(**)			
38	2028-29				(**)		(**)			

Revenue Source: Ad Valorem Issue: 10 Percent Cap Applied to School Taxes (Implementing Bill) Bill Number(s): HB 333

Entire Bill
 Partial Bill:
 Sponsor(s): Representative Garcia
 Month/Year Impact Begins: January 2025 (based on HJR 331)
 Date(s) Conference Reviewed: November 17, 2023; December 1, 2023; December 8, 2023

Section 1: Narrative

- a. Current Law: Sections 193.1554 and 193.1555, F.S., provide that the non-school assessed value of a property can grow at a maximum of 10 percent per year.
- **b.** Proposed Change: the 10 percent assessed value growth cap in sections 193.1554 and 193.1555, F.S., would apply to school assessed value as well.

Section 2: Description of Data and Sources

Aggregate Millage based on Proposed Millages from Each Taxing Authority Provided in August 2023 Results of the Ad Valorem Estimating Conference, August 1, 2023 2018 through 2023 Final Real Property Tax Roll Discussion with property appraisers

Section 3: Methodology (Include Assumptions and Attach Details)

The Revenue Estimating Conference for Ad Valorem Assessments met on August 1, 2023 and adopted an assessment differential forecast for non-homestead and non-residential properties. This differential, however, applies to non-school assessed values and would exceed the new differential created by the bill for school assessed value. From the same Ad Valorem conference, aggregate non-homestead and non-residential assessed value growth rates are adopted. This bill only has an impact on properties where the school assessed value would grow by more than 10 percent absent the bill. Within the forecast window, neither the non-homestead nor non-residential assessed values are projected to grow by more than 10 percent. Using the aggregate growth rate, the impact would be \$0. These growth rates, however, represent an aggregate statewide change in assessed value and not the actual growth in assessed value for each parcel. It is almost certain that some parcels' values will grow by more than 10 percent and some by less. An impact would thus require parcel by parcel estimates of school assessed value growth rates and would be incredibly sensitive to slight variations. As such, the middle estimate is indeterminate.

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This implementing bill goes into effect on January 1, 2025, based on HJR 331. The impact of the implementing bill is zero due to the resolution being self-executing.

Section 4: Proposed Fiscal Impact

	High		Mic	dle	Low		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2024-25			\$0	\$0			
2025-26			\$0	\$0			
2026-27			\$0	\$0			
2027-28			\$0	\$0			
2028-29			\$0	\$0			

Revenue Distribution: Ad Valorem

Revenue Source: Ad Valorem Issue: 10 Percent Cap Applied to School Taxes (Implementing Bill) Bill Number(s): HB 333

Section 5: Consensus Estimate (Adopted: 12/08/2023) The Conference adopted a zero impact since this is implementing legislation for a proposed joint resolution that is self-executing.

	GR		Tr	ust	Local	/Other	Total		
	Cash	Recurring	Cash	Recurring	Cash	Recurring	Cash	Recurring	
2024-25	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	
2025-26	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	
2026-27	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	
2027-28	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	
2028-29	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	