

Bill No. HB 1365

Amendment No.

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Casas moved the following amendment:

Senate Amendment (with title amendment)
Delete everything after the enacting clause

and insert:

Section 1. (1) The Aquatic Plant Control Trust Fund within the Department of Environmental Protection, FLAIR number 37-2-030 which is to be terminated pursuant to Section 19(f), Article III of the State Constitution on November 4, 2000, is re-created and renamed the "Invasive Plant Control Trust Fund."

(2) All current balances of the trust fund are carried forward and all current sources and uses of the trust fund are continued.

Section 2. Paragraph (a) of subsection (1) of section 206.606, Florida Statutes, 1998 Supplement, is amended to read:

206.606 Distribution of certain proceeds.--
(1) Moneys collected pursuant to ss. 206.41(1)(g) and 206.87(1)(e) shall be deposited in the Fuel Tax Collection

Bill No. HB 1365

Amendment No. ____

1 Trust Fund. Such moneys, after deducting the service charges
2 imposed by s. 215.20, the refunds granted pursuant to s.
3 206.41, and the administrative costs incurred by the
4 department in collecting, administering, enforcing, and
5 distributing the tax, which administrative costs may not
6 exceed 2 percent of collections, shall be distributed monthly
7 to the State Transportation Trust Fund, except that:

8 (a) \$7.55 million shall be transferred to the
9 Department of Environmental Protection in each fiscal year.
10 The transfers must be made in equal monthly amounts beginning
11 on July 1 of each fiscal year. \$1.25 million of the amount
12 transferred shall be deposited annually in the Marine
13 Resources Conservation Trust Fund and must be used by the
14 department to fund special projects to provide recreational
15 channel marking, public launching facilities, and other
16 boating-related activities. The department shall annually
17 determine where unmet needs exist for boating-related
18 activities, and may fund such activities in counties where,
19 due to the number of vessel registrations, insufficient
20 financial resources are available to meet total water resource
21 needs. The remaining proceeds of the annual transfer shall be
22 deposited in the Invasive Aquatic Plant Control Trust Fund and
23 must be used for aquatic plant management, including
24 nonchemical control of aquatic weeds, research into
25 nonchemical controls, and enforcement activities. Beginning
26 in fiscal year 1993-1994, the department shall allocate at
27 least \$1 million of such funds to the eradication of
28 melaleuca.

29 Section 3. Paragraphs (c) and (e) of subsection (1) of
30 section 327.28, Florida Statutes, are amended to read:

31 327.28 Marine Resources Conservation Trust Fund;

Bill No. HB 1365

Amendment No. ____

1 vessel registration funds; appropriation and distribution.--

2 (1) Except as otherwise specified and less any
3 administrative costs, all funds collected from the
4 registration of vessels through the Department of Highway
5 Safety and Motor Vehicles and the tax collectors of the state
6 shall be deposited in the Marine Resources Conservation Trust
7 Fund for recreational channel marking; public launching
8 facilities; law enforcement and quality control programs;
9 aquatic weed control; manatee protection, recovery, rescue,
10 rehabilitation, and release; and marine mammal protection and
11 recovery. The funds collected pursuant to s. 327.25(1) shall
12 be transferred as follows:

13 (c) Two dollars from each noncommercial vessel
14 registration fee, except that for class A-1 vessels, shall be
15 transferred to the Invasive Aquatic Plant Control Trust Fund
16 for aquatic weed research and control.

17 (e) Forty percent of the registration fees from
18 commercial vessels shall be transferred to the Invasive
19 ~~Aquatic~~ Plant Control Trust Fund for aquatic plant research
20 and control.

21 Section 4. Section 369.252, Florida Statutes, is
22 amended to read:

23 369.252 Invasive exotic plant control on public
24 lands.--The department shall establish a program to:

25 (1) Achieve eradication or maintenance control of
26 invasive exotic plants on public lands when the scientific
27 data indicate that they are detrimental to the state's natural
28 environment or when the Commissioner of Agriculture finds that
29 such plants or specific populations thereof are a threat to
30 the agricultural productivity of the state;

31 (2) Assist state and local government agencies in the

Bill No. HB 1365

Amendment No. ____

1 development and implementation of coordinated management plans
2 for the eradication or maintenance control of invasive exotic
3 plant species on public lands;

4 (3) Contract, or enter into agreements, with entities
5 in the State University System or other governmental or
6 private sector entities for research concerning control
7 agents; production and growth of biological control agents;
8 and development of workable methods for the eradication or
9 maintenance control of invasive exotic plants on public lands;
10 and

11 (4) Use funds in the Invasive ~~Aquatic~~ Plant Control
12 Trust Fund as authorized by the Legislature for carrying out
13 activities under this section on public lands.

14 Section 5. This act shall take effect November 4,
15 2000.

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

19 And the title is amended as follows:

20 Delete everything before the enacting clause

21

22 and insert:

23 A bill to be entitled
24 An act re-creating the Aquatic Plant Control
25 Trust Fund of the Department of Environmental
26 Protection and renaming the trust fund;
27 carrying forward current balances and
28 continuing current sources and uses thereof;
29 amending ss. 206.606, 327.28, 369.252, F.S.;
30 conforming provisions to the change in name;
31 providing an effective date.

Bill No. HB 1365

Amendment No. ____

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WHEREAS, the Legislature wishes to extend the life of the Aquatic Plant Control Trust Fund, which is otherwise scheduled to be terminated pursuant to constitutional mandate, and

WHEREAS, the Legislature has reviewed the trust fund before its scheduled termination date and has found that it continues to meet an important public purpose, and

WHEREAS, the Legislature finds that the existing public policy concerning the trust fund sets adequate parameters for its use, NOW, THEREFORE,