

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Representative(s) Alexander offered the following:

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13 **Amendment to Amendment (021283) (with title amendment)**

14 On page 44, between lines 19 & 20,

15

16 insert:

17 Section 33. Paragraph (c) of subsection (1), paragraph
18 (a) of subsection (2), and subsection (8) of section 201.15,
19 Florida Statutes, are amended to read:

20 201.15 Distribution of taxes collected.--All taxes
21 collected under this chapter shall be distributed as follows
22 and shall be subject to the service charge imposed in s.
23 215.20(1), except that such service charge shall not be levied
24 against any portion of taxes pledged to debt service on bonds
25 to the extent that the amount of the service charge is
26 required to pay any amounts relating to the bonds:

27 (1) Sixty-two and sixty-three hundredths percent of
28 the remaining taxes collected under this chapter shall be used
29 for the following purposes:

30 (c) The remainder of the moneys distributed under this
31 subsection, after the required payments under paragraphs (a)

1 and (b), shall be paid into the State Treasury to the credit
2 of the General Revenue Fund of the state to be used and
3 expended for the purposes for which the General Revenue Fund
4 was created and exists by law or to the Ecosystem Management
5 and Restoration Trust Fund or to the Marine Resource
6 Conservation Trust Fund as provided in subsection (8).

7 (2) Seven and fifty-six hundredths percent of the
8 remaining taxes collected under this chapter shall be used for
9 the following purposes:

10 (a) Beginning in the month following the final payment
11 for a fiscal year under paragraph (1)(b), available moneys
12 shall be paid into the State Treasury to the credit of the
13 General Revenue Fund of the state to be used and expended for
14 the purposes for which the General Revenue Fund was created
15 and exists by law or to the Ecosystem Management and
16 Restoration Trust Fund or to the Marine Resource Conservation
17 Trust Fund as provided in subsection (8). Payments made under
18 this paragraph shall continue until the cumulative amount
19 credited to the General Revenue Fund for the fiscal year under
20 this paragraph equals the cumulative payments made under
21 paragraph (1)(b) for the same fiscal year.

22 (8) From the moneys specified in paragraphs (1)(c) and
23 (2)(a) and prior to deposit of any moneys into the General
24 Revenue Fund, ~~\$30~~~~\$10~~ million shall be paid into the State
25 Treasury to the credit of the Ecosystem Management and
26 Restoration Trust Fund in fiscal year ~~1998-1999~~, ~~\$20 million~~
27 ~~in fiscal year 1999-2000~~, and ~~\$30 million in fiscal year~~
28 2000-2001 and each fiscal year thereafter, to be used for the
29 preservation and repair of the state's beaches as provided in
30 ss. 161.091-161.212 and \$2 million shall be paid into the
31 State Treasury to the credit of the Marine Resources

1 Conservation Trust Fund to be used for marine mammal care as
2 provided in s. 370.0603(3).

3 Section 34. Effective July 1, 2001, paragraph (c) of
4 subsection (1), paragraph (a) of subsection (2), and
5 subsection (11) of section 201.15, Florida Statutes, as
6 amended by section 2 of chapter 99-247, Laws of Florida, are
7 amended to read:

8 201.15 Distribution of taxes collected.--All taxes
9 collected under this chapter shall be distributed as follows
10 and shall be subject to the service charge imposed in s.
11 215.20(1), except that such service charge shall not be levied
12 against any portion of taxes pledged to debt service on bonds
13 to the extent that the amount of the service charge is
14 required to pay any amounts relating to the bonds:

15 (1) Sixty-two and sixty-three hundredths percent of
16 the remaining taxes collected under this chapter shall be used
17 for the following purposes:

18 (c) The remainder of the moneys distributed under this
19 subsection, after the required payments under paragraph (a),
20 shall be paid into the State Treasury to the credit of the
21 General Revenue Fund of the state to be used and expended for
22 the purposes for which the General Revenue Fund was created
23 and exists by law or to the Ecosystem Management and
24 Restoration Trust Fund or to the Marine Resources Conservation
25 Trust Fund as provided in subsection (11).

26 (2) Seven and fifty-six hundredths percent of the
27 remaining taxes collected under this chapter shall be used for
28 the following purposes:

29 (a) Beginning in the month following the final payment
30 for a fiscal year under paragraph (1)(b), available moneys
31 shall be paid into the State Treasury to the credit of the

1 General Revenue Fund of the state to be used and expended for
2 the purposes for which the General Revenue Fund was created
3 and exists by law or to the Ecosystem Management and
4 Restoration Trust Fund or to the Marine Resources Conservation
5 Trust Fund as provided in subsection (11). Payments made under
6 this paragraph shall continue until the cumulative amount
7 credited to the General Revenue Fund for the fiscal year under
8 this paragraph equals the cumulative payments made under
9 paragraph (1)(b) for the same fiscal year.

10 (11) From the moneys specified in paragraphs (1)(c)
11 and (2)(a) and prior to deposit of any moneys into the General
12 Revenue Fund, ~~\$30~~~~\$10~~ million shall be paid into the State
13 Treasury to the credit of the Ecosystem Management and
14 Restoration Trust Fund in fiscal year ~~1998-1999~~, ~~\$20 million~~
15 ~~in fiscal year 1999-2000~~, and ~~\$30 million in fiscal year~~
16 2000-2001 and each fiscal year thereafter, to be used for the
17 preservation and repair of the state's beaches as provided in
18 ss. 161.091-161.212 and \$2 million shall be paid into the
19 State Treasury to the credit of the Marine Resources
20 Conservation Trust Fund to be used for marine mammal care as
21 provided in s. 370.0603(3).

22 Section 35. Subsection (3) is added to section
23 370.0603, Florida Statutes, to read:

24 370.0603 Marine Resources Conservation Trust Fund;
25 purposes.--

26 (3) Funds provided to the Marine Resources
27 Conservation Trust Fund from taxes distributed under s.
28 201.15(9), shall be used for the following purposes:

29 (a) To reimburse the cost of activities authorized
30 pursuant to the Fish and Wildlife Service of the United States
31 Department of the Interior. Such facilities must be involved

1 in the actual rescue and full-time acute care
2 veterinarian-based rehabilitation of manatees. The cost of
3 activities includes, but is not limited to, costs associated
4 with expansion, capital outlay, repair, maintenance, and
5 operation related to the rescue, treatment, stabilization,
6 maintenance, release, and monitoring of manatees. Moneys
7 distributed through the contractual agreement to each facility
8 for manatee rehabilitation must be proportionate to the number
9 of manatees under acute care rehabilitation; the number of
10 maintenance days medically necessary in the facility; and the
11 number released during the previous fiscal year. The
12 commission may set a cap on the total amount reimbursed per
13 manatee per year.

14 (b) For training on the care, treatment, and
15 rehabilitation of marine mammals at the Whitney Laboratory and
16 the Veterinary School of Medicine at the University of
17 Florida.

18 (c) For program administration costs of the agency.

19 (d) Funds not distributed in any 1 fiscal year must be
20 carried over for distribution in subsequent years.

21 Section 36. Subsection (4) of section 370.12, Florida
22 Statutes, is amended to read:

23 370.12 Marine animals; regulation.--

24 (4) ANNUAL FUNDING OF PROGRAMS FOR MARINE ANIMALS.--

25 ~~(a)~~ Each fiscal year the Save the Manatee Trust Fund
26 shall be available to fund an impartial scientific benchmark
27 census of the manatee population in the state. Weather
28 permitting, the study shall be conducted annually by the Fish
29 and Wildlife Conservation Commission and the results shall be
30 made available to the President of the Senate, the Speaker of
31 the House of Representatives, and the Governor and Cabinet for

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1 use in the evaluation and development of manatee protection
2 measures. In addition, the Save the Manatee Trust Fund shall
3 be available for annual funding of activities of public and
4 private organizations and those of the commission intended to
5 provide manatee and marine mammal protection and recovery
6 effort; manufacture and erection of informational and
7 regulatory signs; production, publication, and distribution of
8 educational materials; participation in manatee and marine
9 mammal research programs, including carcass salvage and other
10 programs; programs intended to assist the recovery of the
11 manatee as an endangered species, assist the recovery of the
12 endangered or threatened marine mammals, and prevent the
13 endangerment of other species of marine mammals; and other
14 similar programs intended to protect and enhance the recovery
15 of the manatee and other species of marine mammals. The
16 commission shall annually solicit advisory recommendations
17 from the Save the Manatee Committee affiliated with the Save
18 the Manatee Club, as identified and recognized in Executive
19 Order 85-19, on the use of funds from the Save the Manatee
20 Trust Fund.

21 ~~(b) Each fiscal year moneys in the Save the Manatee~~
22 ~~Trust Fund shall also be used, pursuant to s. 328.76(1)(b), to~~
23 ~~reimburse the cost of activities related to manatee~~
24 ~~rehabilitation by facilities that rescue, rehabilitate, and~~
25 ~~release manatees as authorized pursuant to the Fish and~~
26 ~~Wildlife Service of the United States Department of the~~
27 ~~Interior. Such facilities must be involved in the actual~~
28 ~~rescue and full-time acute care veterinarian-based~~
29 ~~rehabilitation of manatees. The cost of activities includes,~~
30 ~~but is not limited to, costs associated with expansion,~~
31 ~~capital outlay, repair, maintenance, and operations related to~~

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1 ~~the rescue, treatment, stabilization, maintenance, release,~~
2 ~~and monitoring of manatees. Moneys distributed through~~
3 ~~contractual agreement to each facility for manatee~~
4 ~~rehabilitation shall be proportionate to the number of~~
5 ~~manatees under acute care rehabilitation and those released~~
6 ~~during the previous fiscal year. However, the reimbursement~~
7 ~~may not exceed the total amount available pursuant to ss.~~
8 ~~328.72(11) and 328.76(1)(b) for the purposes provided in this~~
9 ~~paragraph. Prior to receiving reimbursement for the expenses~~
10 ~~of rescue, rehabilitation, and release, a facility that~~
11 ~~qualifies under state and federal regulations shall submit a~~
12 ~~plan to the Fish and Wildlife Conservation Commission for~~
13 ~~assisting the commission and the Department of Highway Safety~~
14 ~~and Motor Vehicles in marketing the manatee specialty license~~
15 ~~plates. At a minimum, the plan shall include provisions for~~
16 ~~graphics, dissemination of brochures, recorded oral and visual~~
17 ~~presentation, and maintenance of a marketing exhibit. The plan~~
18 ~~shall be updated annually, and the Fish and Wildlife~~
19 ~~Conservation Commission shall inspect each marketing exhibit~~
20 ~~at least once each year to ensure the quality of the exhibit~~
21 ~~and promotional material. Each facility that receives funds~~
22 ~~for manatee rehabilitation shall annually provide the~~
23 ~~commission a written report, within 30 days after the close of~~
24 ~~the state fiscal year, documenting the efforts and~~
25 ~~effectiveness of the facility's promotional activities.~~

26 (b)(c) By December 1 each year, the Fish and Wildlife
27 Conservation Commission shall provide the President of the
28 Senate and the Speaker of the House of Representatives a
29 written report, enumerating the amounts and purposes for which
30 all proceeds in the Save the Manatee Trust Fund for the
31 previous fiscal year are expended, in a manner consistent with

1 those recovery tasks enumerated within the manatee recovery
2 plan as required by the Endangered Species Act.

3 (c)~~(d)~~ When the federal and state governments remove
4 the manatee from status as an endangered or threatened
5 species, the annual allocation may be reduced.

6 Section 37. The sum of \$2 million is appropriated to
7 the Fish and Wildlife Conservation Commission from the Marine
8 Resources Conservation Trust Fund beginning in fiscal year
9 2000-2001 to be expended as follows: \$810,000 for training in
10 the care of marine mammals at the Whitney Laboratory and the
11 Veterinary School of Medicine at the University of Florida,
12 \$1,150,000 for the care of marine mammals at licensed research
13 facilities pursuant to s. 370.0603(3), and up to \$40,000 for
14 program administration costs of the agency.

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

18 And the title is amended as follows:

19 On page 47, line 25, of the amendment after
20 cross-reference;

21

22 insert:

23 providing for the distribution of certain
24 documentary stamp tax revenues to the Marine
25 Resource Conservation Trust Fund to be used for
26 marine mammal care; amending s. 201.15, F.S. ;
27 providing for the distribution of certain
28 documentary stamp tax revenues to the Marine
29 Resource Conservation Trust Fund to be used for
30 marine mammal care, effective July 1, 2001;
31 amending s. 370.0603, F.S. ; providing

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1 requirements for the use of funds in the Marine
2 Resource Conservation Trust Fund; amending s.
3 370.12, F.S.; eliminating requirements for the
4 use of specified funds for manatee
5 rehabilitation from the Save the Manatee Trust
6 Fund; providing an appropriation;
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