

By the Committee on Utilities & Telecommunications and  
Representatives Ritter and Barreiro

1                                   A bill to be entitled  
2           An act relating to trust funds; creating s.  
3           202.193, F.S.; creating the Local  
4           Communications Services Tax Clearing Trust Fund  
5           within the Department of Revenue; providing for  
6           sources of moneys and purposes; providing for  
7           annual carryforward of fund balances; providing  
8           that the trust fund is exempt from  
9           constitutional termination; providing a  
10          contingent effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. Section 202.193, Florida Statutes, is  
15 created to read:

16           202.193 Local Communications Services Tax Clearing  
17 Trust Fund.--

18           (1) The Local Communications Services Tax Clearing  
19 Trust Fund is created within the Department of Revenue.  
20 Proceeds from the local communications services tax levied  
21 pursuant to s. 202.19 shall be deposited in the trust fund for  
22 distribution to municipalities and counties as provided in s.  
23 202.18. Moneys deposited in the trust fund are exempt from the  
24 service charges imposed under s. 215.20.

25           (2) Notwithstanding the provisions of s. 216.301 and  
26 pursuant to s. 216.351, any balance in the Local  
27 Communications Services Tax Clearing Trust Fund at the end of  
28 any fiscal year shall remain in the trust fund at the end of  
29 the year and shall be available for carrying out the purposes  
30 of the trust fund.

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1       (3) Pursuant to the provisions of s. 19(f)(3), Art.  
 2 III of the State Constitution, the Local Communications  
 3 Services Tax Clearing Trust Fund is exempt from the  
 4 termination provisions of s. 19(f)(2), Art. III of the State  
 5 Constitution.

6           Section 2. This act shall take effect July 1, 2001, if  
 7 House Bill .... or similar legislation rescinding the repeal  
 8 of chapter 202, Florida Statutes, is adopted in the same  
 9 legislative session or an extension thereof and becomes law.

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12   HOUSE SUMMARY

13           Creates the Local Communications Services Tax Clearing  
 14 Trust Fund within the Department of Revenue. Provides for  
 15 its sources of moneys and purposes and for annual  
 16 carryforward of fund balances. Provides that the trust  
 17 fund is exempt from constitutional termination.  
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