

Bill No. SB 628Amendment No. 1 Barcode 404470

1 the United States Department of Commerce or a municipality or
2 county government located within an area designated as a rural
3 area of critical economic concern pursuant to s. 288.0656(7).

4 (3)(a) In accordance with rules adopted by the
5 Environmental Regulation Commission under this section, the
6 department may provide grants, from funds specifically
7 appropriated for this purpose, to financially disadvantaged
8 small communities for up to 100 percent of the costs of
9 planning, designing, constructing, upgrading, or replacing
10 wastewater collection, transmission, treatment, disposal, and
11 reuse facilities, including necessary legal and administrative
12 expenses.

13 (b) The rules of the Environmental Regulation
14 Commission must:

15 1. Require that projects to plan, design, construct,
16 upgrade, or replace wastewater collection, transmission,
17 treatment, disposal, and reuse facilities be cost-effective,
18 environmentally sound, permittable, and implementable.

19 2. Require appropriate user charges, connection fees,
20 and other charges sufficient to ensure the long-term
21 operation, maintenance, and replacement of the facilities
22 constructed under each grant.

23 3. Require grant applications to be submitted on
24 appropriate forms with appropriate supporting documentation,
25 and require records to be maintained.

26 4. Establish a system to determine eligibility of
27 grant applications.

28 5. Establish a system to determine the relative
29 priority of grant applications. The system must consider
30 public health protection, ~~and~~ water pollution abatement, and
31 pending consent orders or other state or federal regulatory

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1 action.

2 6. Establish requirements for competitive procurement
3 of engineering and construction services, materials, and
4 equipment.

5 7. Provide for termination of grants when program
6 requirements are not met.

7 (c) The department must perform adequate overview of
8 each grant, including technical review, regular inspections,
9 disbursement approvals, and auditing, to successfully
10 implement this section.

11 (d) The department may use up to 2 percent of the
12 grant funds made available each year for the costs of program
13 administration.

14 (e) Any grant awarded before July 1, 1994, under this
15 section, remains subject to the applicable department rules in
16 existence on June 30, 1993, until all rule requirements have
17 been met.

18 Section 2. Effective October 1, 2001, subsection (6)
19 of section 212.20, Florida Statutes, is amended to read:

20 212.20 Funds collected, disposition; additional powers
21 of department; operational expense; refund of taxes
22 adjudicated unconstitutionally collected.--

23 (6) Distribution of all proceeds under this chapter
24 shall be as follows:

25 (a) Proceeds from the convention development taxes
26 authorized under s. 212.0305 shall be reallocated to the
27 Convention Development Tax Clearing Trust Fund.

28 (b) Proceeds from discretionary sales surtaxes imposed
29 pursuant to ss. 212.054 and 212.055 shall be reallocated to
30 the Discretionary Sales Surtax Clearing Trust Fund.

31 (c) Proceeds from the tax imposed pursuant to s.

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1 212.06(5)(a)2. shall be reallocated to the Mail Order Sales
2 Tax Clearing Trust Fund.

3 (d) Proceeds from the fees imposed under ss.
4 212.05(1)(i)3. and 212.18(3) shall remain with the General
5 Revenue Fund.

6 (e) The proceeds of all other taxes and fees imposed
7 pursuant to this chapter shall be distributed as follows:

8 1. In any fiscal year, the greater of \$500 million,
9 minus an amount equal to 4.6 percent of the proceeds of the
10 taxes collected pursuant to chapter 201, or 5 percent of all
11 other taxes and fees imposed pursuant to this chapter shall be
12 deposited in monthly installments into the General Revenue
13 Fund.

14 2. One-tenth ~~Two-tenths~~ of one percent shall be
15 transferred to the Solid Waste Management Trust Fund and
16 one-tenth shall be transferred to the Small Community Sewer
17 Construction Trust Fund.

18 3. After the distribution under subparagraphs 1. and
19 2., 9.653 percent of the amount remitted by a sales tax dealer
20 located within a participating county pursuant to s. 218.61
21 shall be transferred into the Local Government Half-cent Sales
22 Tax Clearing Trust Fund.

23 4. After the distribution under subparagraphs 1., 2.,
24 and 3., 0.065 percent shall be transferred to the Local
25 Government Half-cent Sales Tax Clearing Trust Fund and
26 distributed pursuant to s. 218.65.

27 5. For proceeds received after July 1, 2000, and after
28 the distributions under subparagraphs 1., 2., 3., and 4., 2.25
29 percent of the available proceeds pursuant to this paragraph
30 shall be transferred monthly to the Revenue Sharing Trust Fund
31 for Counties pursuant to s. 218.215.

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1 the local or special law is amended or repealed. The state
2 covenants with holders of bonds or other instruments of
3 indebtedness issued by local governments, special districts,
4 or district school boards prior to July 1, 2000, that it is
5 not the intent of this subparagraph to adversely affect the
6 rights of those holders or relieve local governments, special
7 districts, or district school boards of the duty to meet their
8 obligations as a result of previous pledges or assignments or
9 trusts entered into which obligated funds received from the
10 distribution to county governments under then-existing s.
11 550.135. This distribution specifically is in lieu of funds
12 distributed under s. 550.135 prior to July 1, 2000.

13 b. The department shall distribute \$166,667 monthly
14 pursuant to s. 288.1162 to each applicant that has been
15 certified as a "facility for a new professional sports
16 franchise" or a "facility for a retained professional sports
17 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be
18 distributed monthly by the department to each applicant that
19 has been certified as a "facility for a retained spring
20 training franchise" pursuant to s. 288.1162; however, not more
21 than \$208,335 may be distributed monthly in the aggregate to
22 all certified facilities for a retained spring training
23 franchise. Distributions shall begin 60 days following such
24 certification and shall continue for not more than 30 years.
25 Nothing contained in this paragraph shall be construed to
26 allow an applicant certified pursuant to s. 288.1162 to
27 receive more in distributions than actually expended by the
28 applicant for the public purposes provided for in s.
29 288.1162(6). However, a certified applicant is entitled to
30 receive distributions up to the maximum amount allowable and
31 undistributed under this section for additional renovations

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1 and improvements to the facility for the franchise without
2 additional certification.

3 c. Beginning 30 days after notice by the Office of
4 Tourism, Trade, and Economic Development to the Department of
5 Revenue that an applicant has been certified as the
6 professional golf hall of fame pursuant to s. 288.1168 and is
7 open to the public, \$166,667 shall be distributed monthly, for
8 up to 300 months, to the applicant.

9 d. Beginning 30 days after notice by the Office of
10 Tourism, Trade, and Economic Development to the Department of
11 Revenue that the applicant has been certified as the
12 International Game Fish Association World Center facility
13 pursuant to s. 288.1169, and the facility is open to the
14 public, \$83,333 shall be distributed monthly, for up to 168
15 months, to the applicant. This distribution is subject to
16 reduction pursuant to s. 288.1169. A lump sum payment of
17 \$999,996 shall be made, after certification and before July 1,
18 2000.

19 8. All other proceeds shall remain with the General
20 Revenue Fund.

21 Section 3. This act shall take effect July 1, 2001.

22
23

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

25 And the title is amended as follows:

26 On page 1, lines 2-9, delete those lines

27
28

and insert:

29 An act relating to small community sewer
30 construction assistance; amending s. 403.1838,
31 F.S.; providing considerations for grant

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1 eligibility; amending s. 212.20, F.S.;

2 providing for a reallocation of sales tax

3 proceeds; providing an effective date.

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