

Bill No. CS for SB 4-C

Amendment No. Barcode 145718

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

Senate Amendment (with title amendment)

On page 7, between lines 26 and 27,

insert:

Section 9. In order to implement section __ of CS for SB 2-C, paragraph (d) of subsection (6) of section 212.20, Florida Statutes, is amended to read:

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

(6) Distribution of all proceeds under this chapter and s. 202.18(1)(b) and (2)(b) shall be as follows:

(d) The proceeds of all other taxes and fees imposed pursuant to this chapter or remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be distributed as follows:

1. In any fiscal year, the greater of \$500 million, minus an amount equal to 4.6 percent of the proceeds of the taxes collected pursuant to chapter 201, or 5 percent of all other taxes and fees imposed pursuant to this chapter or

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1 remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be
2 deposited in monthly installments into the General Revenue
3 Fund.

4 2. Two-tenths of one percent shall be transferred to
5 the Solid Waste Management Trust Fund.

6 3. After the distribution under subparagraphs 1. and
7 2., 9.653 percent of the amount remitted by a sales tax dealer
8 located within a participating county pursuant to s. 218.61
9 shall be transferred into the Local Government Half-cent Sales
10 Tax Clearing Trust Fund.

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

15 5. For proceeds received after July 1, 2000, and after
16 the distributions under subparagraphs 1., 2., 3., and 4., 2.25
17 percent of the available proceeds pursuant to this paragraph
18 shall be transferred monthly to the Revenue Sharing Trust Fund
19 for Counties pursuant to s. 218.215.

20 6. For proceeds received after July 1, 2000, and after
21 the distributions under subparagraphs 1., 2., 3., and 4.,
22 1.0715 percent of the available proceeds pursuant to this
23 paragraph shall be transferred monthly to the Revenue Sharing
24 Trust Fund for Municipalities pursuant to s. 218.215. If the
25 total revenue to be distributed pursuant to this subparagraph
26 is at least as great as the amount due from the Revenue
27 Sharing Trust Fund for Municipalities and the Municipal
28 Financial Assistance Trust Fund in state fiscal year
29 1999-2000, no municipality shall receive less than the amount
30 due from the Revenue Sharing Trust Fund for Municipalities and
31 the Municipal Financial Assistance Trust Fund in state fiscal

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1 year 1999-2000. If the total proceeds to be distributed are
 2 less than the amount received in combination from the Revenue
 3 Sharing Trust Fund for Municipalities and the Municipal
 4 Financial Assistance Trust Fund in state fiscal year
 5 1999-2000, each municipality shall receive an amount
 6 proportionate to the amount it was due in state fiscal year
 7 1999-2000.

8 7. Of the remaining proceeds:
 9 a. beginning July 1, 2000, and in each fiscal year
 10 thereafter, the sum of \$29,915,500 shall be divided into as
 11 many equal parts as there are counties in the state, and one
 12 part shall be distributed to each county. The distribution
 13 among the several counties shall begin each fiscal year on or
 14 before January 5th and shall continue monthly for a total of 4
 15 months. If a local or special law required that any moneys
 16 accruing to a county in fiscal year 1999-2000 under the
 17 then-existing provisions of s. 550.135 be paid directly to the
 18 district school board, special district, or a municipal
 19 government, such payment shall continue until such time that
 20 the local or special law is amended or repealed. The state
 21 covenants with holders of bonds or other instruments of
 22 indebtedness issued by local governments, special districts,
 23 or district school boards prior to July 1, 2000, that it is
 24 not the intent of this subparagraph to adversely affect the
 25 rights of those holders or relieve local governments, special
 26 districts, or district school boards of the duty to meet their
 27 obligations as a result of previous pledges or assignments or
 28 trusts entered into which obligated funds received from the
 29 distribution to county governments under then-existing s.
 30 550.135. This distribution specifically is in lieu of funds
 31 distributed under s. 550.135 prior to July 1, 2000.

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1 ~~b. The department shall distribute \$166,667 monthly~~
2 ~~pursuant to s. 288.1162 to each applicant that has been~~
3 ~~certified as a "facility for a new professional sports~~
4 ~~franchise" or a "facility for a retained professional sports~~
5 ~~franchise" pursuant to s. 288.1162. Up to \$41,667 shall be~~
6 ~~distributed monthly by the department to each applicant that~~
7 ~~has been certified as a "facility for a retained spring~~
8 ~~training franchise" pursuant to s. 288.1162; however, not more~~
9 ~~than \$208,335 may be distributed monthly in the aggregate to~~
10 ~~all certified facilities for a retained spring training~~
11 ~~franchise. Distributions shall begin 60 days following such~~
12 ~~certification and shall continue for not more than 30 years.~~
13 ~~Nothing contained in this paragraph shall be construed to~~
14 ~~allow an applicant certified pursuant to s. 288.1162 to~~
15 ~~receive more in distributions than actually expended by the~~
16 ~~applicant for the public purposes provided for in s.~~
17 ~~288.1162(6). However, a certified applicant is entitled to~~
18 ~~receive distributions up to the maximum amount allowable and~~
19 ~~undistributed under this section for additional renovations~~
20 ~~and improvements to the facility for the franchise without~~
21 ~~additional certification.~~

22 ~~c. Beginning 30 days after notice by the Office of~~
23 ~~Tourism, Trade, and Economic Development to the Department of~~
24 ~~Revenue that an applicant has been certified as the~~
25 ~~professional golf hall of fame pursuant to s. 288.1168 and is~~
26 ~~open to the public, \$166,667 shall be distributed monthly, for~~
27 ~~up to 300 months, to the applicant.~~

28 ~~d. Beginning 30 days after notice by the Office of~~
29 ~~Tourism, Trade, and Economic Development to the Department of~~
30 ~~Revenue that the applicant has been certified as the~~
31 ~~International Game Fish Association World Center facility~~

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1 ~~pursuant to s. 288.1169, and the facility is open to the~~
2 ~~public, \$83,333 shall be distributed monthly, for up to 168~~
3 ~~months, to the applicant. This distribution is subject to~~
4 ~~reduction pursuant to s. 288.1169. A lump sum payment of~~
5 ~~\$999,996 shall be made, after certification and before July 1,~~
6 ~~2000.~~

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

9 Section 10. Effective July 1, 2002, paragraph (d) of
10 subsection (6) of section 212.20, Florida Statutes, as amended
11 by this act, is amended to read:

12 212.20 Funds collected, disposition; additional powers
13 of department; operational expense; refund of taxes
14 adjudicated unconstitutionally collected.--

15 (6) Distribution of all proceeds under this chapter
16 and s. 202.18(1)(b) and (2)(b) shall be as follows:

17 (d) The proceeds of all other taxes and fees imposed
18 pursuant to this chapter or remitted pursuant to s.
19 202.18(1)(b) and (2)(b) shall be distributed as follows:

20 1. In any fiscal year, the greater of \$500 million,
21 minus an amount equal to 4.6 percent of the proceeds of the
22 taxes collected pursuant to chapter 201, or 5 percent of all
23 other taxes and fees imposed pursuant to this chapter or
24 remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be
25 deposited in monthly installments into the General Revenue
26 Fund.

27 2. Two-tenths of one percent shall be transferred to
28 the Solid Waste Management Trust Fund.

29 3. After the distribution under subparagraphs 1. and
30 2., 9.653 percent of the amount remitted by a sales tax dealer
31 located within a participating county pursuant to s. 218.61

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1 shall be transferred into the Local Government Half-cent Sales
2 Tax Clearing Trust Fund.

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

7 5. For proceeds received after July 1, 2000, and after
8 the distributions under subparagraphs 1., 2., 3., and 4., 2.25
9 percent of the available proceeds pursuant to this paragraph
10 shall be transferred monthly to the Revenue Sharing Trust Fund
11 for Counties pursuant to s. 218.215.

12 6. For proceeds received after July 1, 2000, and after
13 the distributions under subparagraphs 1., 2., 3., and 4.,
14 1.0715 percent of the available proceeds pursuant to this
15 paragraph shall be transferred monthly to the Revenue Sharing
16 Trust Fund for Municipalities pursuant to s. 218.215. If the
17 total revenue to be distributed pursuant to this subparagraph
18 is at least as great as the amount due from the Revenue
19 Sharing Trust Fund for Municipalities and the Municipal
20 Financial Assistance Trust Fund in state fiscal year
21 1999-2000, no municipality shall receive less than the amount
22 due from the Revenue Sharing Trust Fund for Municipalities and
23 the Municipal Financial Assistance Trust Fund in state fiscal
24 year 1999-2000. If the total proceeds to be distributed are
25 less than the amount received in combination from the Revenue
26 Sharing Trust Fund for Municipalities and the Municipal
27 Financial Assistance Trust Fund in state fiscal year
28 1999-2000, each municipality shall receive an amount
29 proportionate to the amount it was due in state fiscal year
30 1999-2000.

31 7. Of the remaining proceeds:

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1 a. Beginning July 1, 2000, and in each fiscal year
2 thereafter, the sum of \$29,915,500 shall be divided into as
3 many equal parts as there are counties in the state, and one
4 part shall be distributed to each county. The distribution
5 among the several counties shall begin each fiscal year on or
6 before January 5th and shall continue monthly for a total of 4
7 months. If a local or special law required that any moneys
8 accruing to a county in fiscal year 1999-2000 under the
9 then-existing provisions of s. 550.135 be paid directly to the
10 district school board, special district, or a municipal
11 government, such payment shall continue until such time that
12 the local or special law is amended or repealed. The state
13 covenants with holders of bonds or other instruments of
14 indebtedness issued by local governments, special districts,
15 or district school boards prior to July 1, 2000, that it is
16 not the intent of this subparagraph to adversely affect the
17 rights of those holders or relieve local governments, special
18 districts, or district school boards of the duty to meet their
19 obligations as a result of previous pledges or assignments or
20 trusts entered into which obligated funds received from the
21 distribution to county governments under then-existing s.
22 550.135. This distribution specifically is in lieu of funds
23 distributed under s. 550.135 prior to July 1, 2000.

24 b. The department shall distribute \$166,667 monthly
25 pursuant to s. 288.1162 to each applicant that has been
26 certified as a "facility for a new professional sports
27 franchise" or a "facility for a retained professional sports
28 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be
29 distributed monthly by the department to each applicant that
30 has been certified as a "facility for a retained spring
31 training franchise" pursuant to s. 288.1162; however, not more

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1 than \$208,335 may be distributed monthly in the aggregate to
2 all certified facilities for a retained spring training
3 franchise. Distributions shall begin 60 days following such
4 certification and shall continue for not more than 30 years.
5 Nothing contained in this paragraph shall be construed to
6 allow an applicant certified pursuant to s. 288.1162 to
7 receive more in distributions than actually expended by the
8 applicant for the public purposes provided for in s.
9 288.1162(6). However, a certified applicant is entitled to
10 receive distributions up to the maximum amount allowable and
11 undistributed under this section for additional renovations
12 and improvements to the facility for the franchise without
13 additional certification.

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

20 d. Beginning 30 days after notice by the Office of
21 Tourism, Trade, and Economic Development to the Department of
22 Revenue that the applicant has been certified as the
23 International Game Fish Association World Center facility
24 pursuant to s. 288.1169, and the facility is open to the
25 public, \$83,333 shall be distributed monthly, for up to 168
26 months, to the applicant. This distribution is subject to
27 reduction pursuant to s. 288.1169.

28 8. All other proceeds shall remain with the General
29 Revenue Fund.

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31 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3 On page 1, line 24, after the semicolon,

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5 insert:

6 amending s. 212.20, F.S.; temporarily

7 suspending fund distributions to specified

8 sports franchises and associations;

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