

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Fiscal Policy & Resources offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause

and insert:

Section 1. Subsection (1) of section 206.606, Florida Statutes, 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 Trust Fund. Such moneys, after deducting the service charges imposed by s. 215.20, the refunds granted pursuant to s. 206.41, and the administrative costs incurred by the department in collecting, administering, enforcing, and distributing the tax, which administrative costs may not exceed 2 percent of collections, shall be distributed monthly to the State Transportation Trust Fund, except that:

(a) \$6.30 million shall be transferred to the Department of Environmental Protection in each fiscal year and

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1 deposited in the Invasive Plant Control Trust Fund to be used
2 for aquatic plant management, including nonchemical control of
3 aquatic weeds, research into nonchemical controls, and
4 enforcement activities. Beginning in fiscal year 1993-1994,
5 the department shall allocate at least \$1 million of such
6 funds to the eradication of melaleuca.

7 (b) \$2.5 million shall be transferred to the State
8 Game Trust Fund in the Fish and Wildlife Conservation
9 Commission in each fiscal year and used for recreational
10 boating activities, and freshwater fisheries management and
11 research. The transfers must be made in equal monthly amounts
12 beginning on July 1 of each fiscal year. The commission shall
13 annually determine where unmet needs exist for boating-related
14 activities, and may fund such activities in counties where,
15 due to the number of vessel registrations, sufficient
16 financial resources are unavailable.

17 1. A minimum of \$1.25 million shall be used to fund
18 local projects to provide recreational channel marking, public
19 launching facilities, aquatic plant control, and other local
20 boating related activities. In funding the projects, the
21 commission shall give priority consideration as follows:

22 a. Unmet needs in counties with populations of 100,000
23 or less.

24 b. Unmet needs in coastal counties with a high level
25 of boating related activities from individuals residing in
26 other counties.

27 2. The remaining \$1.25 million may be used for
28 recreational boating activities and freshwater fisheries
29 management and research.

30 3. The commission is authorized to adopt rules
31 pursuant to ss. 120.536(1) and 120.54 to implement a Florida

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1 Boating Improvement Program similar to the program
2 administered by the Department of Environmental Protection and
3 established in rules 62D-5.031 - 62D-5.036, Florida
4 Administrative Code, to determine projects eligible for
5 funding under this subsection.

6
7 On February 1 of each year, the commission shall file an
8 annual report with the President of the Senate and the Speaker
9 of the House of Representatives outlining the status of its
10 Florida Boating Improvement Program, including the projects
11 funded, and a list of counties whose needs are unmet due to
12 insufficient financial resources from vessel registration
13 fees.

14 (c) 0.65 percent of moneys collected pursuant to s.
15 206.41(1)(g) shall be transferred to the Agricultural
16 Emergency Eradication Trust Fund.

17 (d) Beginning in fiscal year 2007-2008 and each year
18 thereafter \$3.2 million shall be transferred to the State Game
19 Trust Fund to fund activities of the Fish and Wildlife
20 Conservation Commission including coastal law enforcement
21 efforts, recreational boating activities, public boat
22 launching facilities, and to fund local projects related to
23 boating.

24 (2) Not less than 10 percent of the moneys deposited
25 in the State Transportation Trust Fund pursuant to this
26 section shall be allocated by the Department of Transportation
27 for public transit and rail capital projects, including
28 service development projects, as defined in s. 341.031(7) and
29 (8), unless otherwise provided in the General Appropriations
30 Act.

31 Section 2. Subsection (2) of section 206.608, Florida

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1 Statutes, is amended to read:

2 206.608 State Comprehensive Enhanced Transportation
3 System Tax; deposit of proceeds; distribution.--Moneys
4 received pursuant to ss. 206.41(1)(f) and 206.87(1)(d) shall
5 be deposited in the Fuel Tax Collection Trust Fund, and, after
6 deducting the service charge imposed in chapter 215 and
7 administrative costs incurred by the department in collecting,
8 administering, enforcing, and distributing the tax, which
9 administrative costs may not exceed 2 percent of collections,
10 shall be distributed as follows:

11 (1) 0.65 percent of the proceeds of the tax levied
12 pursuant to s. 206.41(1)(f) shall be transferred to the
13 Agricultural Emergency Eradication Trust Fund.

14 (2) \$1 million annually in fiscal year 2002-2003
15 through fiscal year 2006-2007 shall be transferred to the
16 Marine Resource Conservation Trust Fund (MRCTF) to fund law
17 enforcement efforts of the Fish and Wildlife Conservation
18 Commission. Beginning in fiscal year 2007-2008 and each year
19 thereafter \$6.8 million shall be transferred to the State Game
20 Trust Fund to fund activities of the Fish and Wildlife
21 Conservation Commission including coastal law enforcement
22 efforts, recreational boating activities, public boat
23 launching facilities, and to fund local projects related to
24 boating activities.

25 ~~(3)~~(2) The remaining proceeds of the tax levied
26 pursuant to s. 206.41(1)(f) and all of the proceeds from the
27 tax imposed by s. 206.87(1)(d) shall be transferred into the
28 State Transportation Trust Fund, and may be used only for
29 projects in the adopted work program in the district in which
30 the tax proceeds are collected and, to the maximum extent
31 feasible, such moneys shall be programmed for use in the

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1 county where collected. However, no revenue from the taxes
2 imposed pursuant to ss. 206.41(1)(f) and 206.87(1)(d) in a
3 county shall be expended unless the projects funded with such
4 revenues have been included in the work program adopted
5 pursuant to s. 339.135.

6 Section 3. This act shall take effect July 1, 2002.

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

10 And the title is amended as follows:

11 remove: the entire title,

12

13 and insert:

14 A bill to be entitled an act relating to
15 distribution of motor and other fuel taxes;
16 amending 206.606, F.S.; requiring that sales
17 tax revenues generated by the sale of motor and
18 other fuels be transferred to the State Game
19 Trust Fund; specifying the purposes for which
20 the revenues transferred may be used; amending
21 206.608, F.S.; requiring that sales tax
22 revenues generated by the sale of motor and
23 other fuels be transferred to the Marine
24 Resource Conservation Trust Fund and to the
25 State Game Trust Fund; specifying the purpose
26 for which the revenue transferred may be used;
27 providing an effective date.

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