

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Brummer offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause, and insert:

Section 1. Paragraph (d) of subsection (6) of section 212.20, Florida Statutes, as amended by section 1 of chapter 2002-291, Laws of Florida, 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

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28 collected pursuant to chapter 201, or 5 percent of all other  
29 taxes and fees imposed pursuant to this chapter or remitted  
30 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in  
31 monthly installments into the General Revenue Fund.

32 2. Two-tenths of one percent shall be transferred to the  
33 Ecosystem Management and Restoration Trust Fund to be used for  
34 water quality improvement and water restoration projects.

35 3. After the distribution under subparagraphs 1. and 2.,  
36 9.653 percent of the amount remitted by a sales tax dealer  
37 located within a participating county pursuant to s. 218.61  
38 shall be transferred into the Local Government Half-cent Sales  
39 Tax Clearing Trust Fund. Before transferring the amount set  
40 forth in this subparagraph, the department shall distribute  
41 \$133,333 monthly to the Public Employees Relations Commission  
42 Trust Fund.

43 4. After the distribution under subparagraphs 1., 2., and  
44 3., 0.065 percent shall be transferred to the Local Government  
45 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant  
46 to s. 218.65.

47 5. For proceeds received after July 1, 2000, and after the  
48 distributions under subparagraphs 1., 2., 3., and 4., 2.25  
49 percent of the available proceeds pursuant to this paragraph  
50 shall be transferred monthly to the Revenue Sharing Trust Fund  
51 for Counties pursuant to s. 218.215.

52 6. For proceeds received after July 1, 2000, and after the  
53 distributions under subparagraphs 1., 2., 3., and 4., 1.0715  
54 percent of the available proceeds pursuant to this paragraph  
55 shall be transferred monthly to the Revenue Sharing Trust Fund  
56 for Municipalities pursuant to s. 218.215. If the total revenue

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57 to be distributed pursuant to this subparagraph is at least as  
58 great as the amount due from the Revenue Sharing Trust Fund for  
59 Municipalities and the Municipal Financial Assistance Trust Fund  
60 in state fiscal year 1999-2000, no municipality shall receive  
61 less than the amount due from the Revenue Sharing Trust Fund for  
62 Municipalities and the Municipal Financial Assistance Trust Fund  
63 in state fiscal year 1999-2000. If the total proceeds to be  
64 distributed are less than the amount received in combination  
65 from the Revenue Sharing Trust Fund for Municipalities and the  
66 Municipal Financial Assistance Trust Fund in state fiscal year  
67 1999-2000, each municipality shall receive an amount  
68 proportionate to the amount it was due in state fiscal year  
69 1999-2000.

70 7. Of the remaining proceeds:

71 a. Beginning July 1, 2000, and in each fiscal year  
72 thereafter, the sum of \$29,915,500 shall be divided into as many  
73 equal parts as there are counties in the state, and one part  
74 shall be distributed to each county. The distribution among the  
75 several counties shall begin each fiscal year on or before  
76 January 5th and shall continue monthly for a total of 4 months.  
77 If a local or special law required that any moneys accruing to a  
78 county in fiscal year 1999-2000 under the then-existing  
79 provisions of s. 550.135 be paid directly to the district school  
80 board, special district, or a municipal government, such payment  
81 shall continue until such time that the local or special law is  
82 amended or repealed. The state covenants with holders of bonds  
83 or other instruments of indebtedness issued by local  
84 governments, special districts, or district school boards prior  
85 to July 1, 2000, that it is not the intent of this subparagraph

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86 to adversely affect the rights of those holders or relieve local  
87 governments, special districts, or district school boards of the  
88 duty to meet their obligations as a result of previous pledges  
89 or assignments or trusts entered into which obligated funds  
90 received from the distribution to county governments under then-  
91 existing s. 550.135. This distribution specifically is in lieu  
92 of funds distributed under s. 550.135 prior to July 1, 2000.

93 b. The department shall distribute \$166,667 monthly  
94 pursuant to s. 288.1162 to each applicant that has been  
95 certified as a "facility for a new professional sports  
96 franchise" or a "facility for a retained professional sports  
97 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be  
98 distributed monthly by the department to each applicant that has  
99 been certified as a "facility for a retained spring training  
100 franchise" pursuant to s. 288.1162; however, not more than  
101 \$208,335 may be distributed monthly in the aggregate to all  
102 certified facilities for a retained spring training franchise.  
103 Distributions shall begin 60 days following such certification  
104 and shall continue for not more than 30 years. Nothing contained  
105 in this paragraph shall be construed to allow an applicant  
106 certified pursuant to s. 288.1162 to receive more in  
107 distributions than actually expended by the applicant for the  
108 public purposes provided for in s. 288.1162(6). However, a  
109 certified applicant is entitled to receive distributions up to  
110 the maximum amount allowable and undistributed under this  
111 section for additional renovations and improvements to the  
112 facility for the franchise without additional certification.

113 c. Beginning 30 days after notice by the Office of  
114 Tourism, Trade, and Economic Development to the Department of

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115 Revenue that an applicant has been certified as the professional  
116 golf hall of fame pursuant to s. 288.1168 and is open to the  
117 public, \$166,667 shall be distributed monthly, for up to 300  
118 months, to the applicant.

119 d. Beginning 30 days after notice by the Office of  
120 Tourism, Trade, and Economic Development to the Department of  
121 Revenue that the applicant has been certified as the  
122 International Game Fish Association World Center facility  
123 pursuant to s. 288.1169, and the facility is open to the public,  
124 \$83,333 shall be distributed monthly, for up to 168 months, to  
125 the applicant. This distribution is subject to reduction  
126 pursuant to s. 288.1169. A lump sum payment of \$999,996 shall be  
127 made, after certification and before July 1, 2000.

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

130 Section 2. Subsection (3) of section 447.305, Florida  
131 Statutes, is amended to read:

132 447.305 Registration of employee organization.--

133 (3) A registration fee shall accompany each application  
134 filed with the commission. The amount charged for an application  
135 for registration or renewal of registration shall not exceed  
136 \$140 \$15. All such money collected by the commission shall be  
137 deposited in the Public Employees Relations Commission Trust  
138 General Revenue Fund.

139 Section 3. If any law amended by this act was also amended  
140 by a law enacted at the 2003 Regular Session of the Legislature,  
141 such laws shall be construed as if they had been enacted at the  
142 same session of the Legislature, and full effect shall be given  
143 to each if possible.

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144 Section 4. This act shall take effect July 1, 2003.

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

147 Remove the entire title, and insert:

148 A bill to be entitled

149 An act relating to the Public Employees Relations  
150 Commission; amending s. 212.20, F.S.; providing for  
151 deposit into the Public Employees Relations Commission  
152 Trust Fund of certain proceeds of the local government  
153 half-cent sales tax that would otherwise be deposited into  
154 the Local Government Half-cent Sales Tax Clearing Trust  
155 Fund; amending s. 447.305, F.S.; increasing the fee for  
156 registration or renewal of registration of employee  
157 organizations seeking to become certified bargaining  
158 agents for public employees; providing for deposit of the  
159 proceeds of such fees into the Public Employees Relations  
160 Commission Trust Fund; providing for construction of the  
161 act in pari materia with laws enacted during the 2003  
162 Regular Session of the Legislature; providing an effective  
163 date.