

Bill No. SB 12-A

Amendment No. 3h Barcode 752370

CHAMBER ACTION

Senate

House

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The Conference Committee on SB 12-A recommended the following amendment:

**Conference Committee Amendment (with title amendment)**

Delete everything following 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 collected pursuant to chapter 201, or 5 percent of all

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1 other taxes and fees imposed pursuant to this chapter or  
2 remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be  
3 deposited in monthly installments into the General Revenue  
4 Fund.

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

8           3. After the distribution under subparagraphs 1. and  
9 2., 9.653 percent of the amount remitted by a sales tax dealer  
10 located within a participating county pursuant to s. 218.61  
11 shall be transferred into the Local Government Half-cent Sales  
12 Tax Clearing Trust Fund. Beginning July 1, 2003, the amount to  
13 be transferred pursuant to this subparagraph to the Local  
14 Government Half-cent Sales Tax Clearing Trust Fund shall be  
15 reduced by 0.1 percent and the department shall distribute  
16 this amount to the Public Employees Relations Commission Trust  
17 Fund less \$5,000 each month, which shall be added to the  
18 amount calculated in subparagraph 4. and distributed  
19 accordingly.

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

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

29           6. For proceeds received after July 1, 2000, and after  
30 the distributions under subparagraphs 1., 2., 3., and 4.,  
31 1.0715 percent of the available proceeds pursuant to this

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1 paragraph shall be transferred monthly to the Revenue Sharing  
2 Trust Fund for Municipalities pursuant to s. 218.215. If the  
3 total revenue to be distributed pursuant to this subparagraph  
4 is at least as great as the amount due from the Revenue  
5 Sharing Trust Fund for Municipalities and the Municipal  
6 Financial Assistance Trust Fund in state fiscal year  
7 1999-2000, no municipality shall receive less than the amount  
8 due from the Revenue Sharing Trust Fund for Municipalities and  
9 the Municipal Financial Assistance Trust Fund in state fiscal  
10 year 1999-2000. If the total proceeds to be distributed are  
11 less than the amount received in combination from the Revenue  
12 Sharing Trust Fund for Municipalities and the Municipal  
13 Financial Assistance Trust Fund in state fiscal year  
14 1999-2000, each municipality shall receive an amount  
15 proportionate to the amount it was due in state fiscal year  
16 1999-2000.

17 7. Of the remaining proceeds:

18 a. Beginning July 1, 2000, and in each fiscal year  
19 thereafter, the sum of \$29,915,500 shall be divided into as  
20 many equal parts as there are counties in the state, and one  
21 part shall be distributed to each county. The distribution  
22 among the several counties shall begin each fiscal year on or  
23 before January 5th and shall continue monthly for a total of 4  
24 months. If a local or special law required that any moneys  
25 accruing to a county in fiscal year 1999-2000 under the  
26 then-existing provisions of s. 550.135 be paid directly to the  
27 district school board, special district, or a municipal  
28 government, such payment shall continue until such time that  
29 the local or special law is amended or repealed. The state  
30 covenants with holders of bonds or other instruments of  
31 indebtedness issued by local governments, special districts,

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

10         b. The department shall distribute \$166,667 monthly  
11 pursuant to s. 288.1162 to each applicant that has been  
12 certified as a "facility for a new professional sports  
13 franchise" or a "facility for a retained professional sports  
14 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be  
15 distributed monthly by the department to each applicant that  
16 has been certified as a "facility for a retained spring  
17 training franchise" pursuant to s. 288.1162; however, not more  
18 than \$208,335 may be distributed monthly in the aggregate to  
19 all certified facilities for a retained spring training  
20 franchise. Distributions shall begin 60 days following such  
21 certification and shall continue for not more than 30 years.  
22 Nothing contained in this paragraph shall be construed to  
23 allow an applicant certified pursuant to s. 288.1162 to  
24 receive more in distributions than actually expended by the  
25 applicant for the public purposes provided for in s.  
26 288.1162(6). However, a certified applicant is entitled to  
27 receive distributions up to the maximum amount allowable and  
28 undistributed under this section for additional renovations  
29 and improvements to the facility for the franchise without  
30 additional certification.

31         c. Beginning 30 days after notice by the Office of

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1 | Tourism, Trade, and Economic Development to the Department of  
2 | Revenue that an applicant has been certified as the  
3 | professional golf hall of fame pursuant to s. 288.1168 and is  
4 | open to the public, \$166,667 shall be distributed monthly, for  
5 | up to 300 months, to the applicant.

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

16 |         8. All other proceeds shall remain with the General  
17 | Revenue Fund.

18 |         Section 2. If any law amended by this act was also  
19 | amended by a law enacted at the 2003 Regular Session of the  
20 | Legislature, such laws shall be construed as if they had been  
21 | enacted at the same session of the Legislature, and full  
22 | effect shall be given to each if possible.

23 |         Section 3. This act shall take effect July 1, 2003.

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26 | ===== T I T L E   A M E N D M E N T =====

27 | And the title is amended as follows:

28 |         Delete everything before the enacting clause

29 |

30 | and insert:

31 |   A bill to be entitled

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1 An act relating to the Public Employees  
2 Relations Commission; amending s. 212.20, F.S.;  
3 providing for deposit into the Public Employees  
4 Relations Commission Trust Fund of certain  
5 proceeds of the local government half-cent  
6 sales tax that would otherwise be deposited  
7 into the Local Government Half-cent Sales Tax  
8 Clearing Trust Fund; providing for a subsequent  
9 distribution; providing for construction of the  
10 act in pari materia with laws enacted during  
11 the 2003 Regular Session of the Legislature;  
12 providing an effective date.

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