

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

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15 Be It Enacted by the Legislature of the State of Florida:

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17           Section 1. Paragraph (d) of subsection (6) of section  
18          212.20, Florida Statutes, as amended by section 1 of chapter  
19          2002-291, Laws of Florida, 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          and s. 202.18(1)(b) and (2)(b) shall be as follows:

25           (d) The proceeds of all other taxes and fees imposed  
26          pursuant to this chapter or remitted pursuant to s.  
27          202.18(1)(b) and (2)(b) shall be distributed as follows:

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

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 Ecosystem Management and Restoration Trust Fund to be used  
6 for water quality improvement and water restoration projects.

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

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

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

28           6. For proceeds received after July 1, 2000, and after  
29 the distributions under subparagraphs 1., 2., 3., and 4.,  
30 1.0715 percent of the available proceeds pursuant to this  
31 paragraph shall be transferred monthly to the Revenue Sharing

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

16 7. Of the remaining proceeds:

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

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

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

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

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

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

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

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

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