

A bill to be entitled

An act relating to trust funds; terminating specified trust funds within the Justice Administrative Commission, the Department of Corrections, and the State Courts System; providing for disposition of balances in and revenues of the trust funds; prescribing procedures for the termination of trust funds; amending ss. 27.702, 28.101, 741.01, and 948.09, F.S., to conform; repealing s. 25.388, F.S., relating to the Family Courts Trust Fund, to conform; providing an effective date.

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

Remove everything after the enacting clause and insert:

Section 1. (1) The following trust funds within the Justice Administrative Commission are terminated:

(a) The Capital Collateral Trust Fund, FLAIR number 21-2-072.

(b) The Consumer Frauds Trust Fund, FLAIR number 21-2-127.

The current balance remaining in, and all revenues of, this trust fund shall be transferred to the Justice Administrative Commission Grants and Donations Trust Fund, FLAIR number 21-2-339.

(2) The Operating Trust Fund within the Department of Corrections, FLAIR number 70-2-510, is terminated.

(3) The Family Courts Trust Fund within the State Courts System, FLAIR number 22-2-973, is terminated.

(4) Except as otherwise provided herein, all current balances remaining in, and all revenues of, the trust funds

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30 terminated by this act shall be transferred to the General
 31 Revenue Fund.

32 (5) For each trust fund terminated by this act, the agency
 33 that administers the trust fund shall pay any outstanding debts
 34 and obligations of the terminated fund as soon as practicable,
 35 and the Chief Financial Officer shall close out and remove the
 36 terminated fund from the various state accounting systems using
 37 generally accepted accounting principles concerning warrants
 38 outstanding, assets, and liabilities.

39 Section 2. Paragraph (a) of subsection (3) of section
 40 27.702, Florida Statutes, is amended to read:

41 27.702 Duties of the capital collateral regional counsel;
 42 reports.--

43 (3)(a) The capital collateral regional counsel shall file
 44 motions seeking compensation for representation and
 45 reimbursement for expenses pursuant to 18 U.S.C. s. 3006A when
 46 providing representation to indigent persons in the federal
 47 courts, and shall deposit all such payments received into the
 48 General Revenue Capital Collateral Trust Fund established for
 49 such purpose.

50 Section 3. Paragraph (d) of subsection (1) of section
 51 28.101, Florida Statutes, is amended to read:

52 28.101 Petitions and records of dissolution of marriage;
 53 additional charges.--

54 (1) When a party petitions for a dissolution of marriage,
 55 in addition to the filing charges in s. 28.241, the clerk shall
 56 collect and receive:

57 (d) A charge of \$32.50. On a monthly basis, the clerk
 58 shall transfer the moneys collected pursuant to this paragraph

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59 as follows:

60 1. An amount of \$7.50 to the Department of Revenue for
61 deposit in the Displaced Homemaker Trust Fund.

62 2. An amount of \$25 to the Department of Revenue for
63 deposit in the General Revenue ~~Family Courts Trust~~ Fund.

64 Section 4. Subsections (4) and (5) of section 741.01,
65 Florida Statutes, are amended to read:

66 741.01 County court judge or clerk of the circuit court to
67 issue marriage license; fee.--

68 (4) An additional fee of \$25 shall be paid to the clerk
69 upon receipt of the application for issuance of a marriage
70 license. The moneys collected shall be remitted by the clerk to
71 the Department of Revenue, monthly, for deposit in the General
72 Revenue ~~Family Courts Trust~~ Fund.

73 (5) The fee charged for each marriage license issued in
74 the state shall be reduced by a sum of \$32.50 for all couples
75 who present valid certificates of completion of a premarital
76 preparation course from a qualified course provider registered
77 under s. 741.0305(5) for a course taken no more than 1 year
78 prior to the date of application for a marriage license. For
79 each license issued that is subject to the fee reduction of this
80 subsection, the clerk is not required to transfer the sum of
81 \$7.50 to the Department of Revenue for deposit in the Displaced
82 Homemaker Trust Fund pursuant to subsection (3) or to transfer
83 the sum of \$25 to the Department of Revenue for deposit in the
84 General Revenue ~~Family Courts Trust~~ Fund.

85 Section 5. Subsection (2) of section 948.09, Florida
86 Statutes, is amended to read:

87 948.09 Payment for cost of supervision and

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88 rehabilitation.--

89 (2) Any person being electronically monitored by the
90 department as a result of placement on community control shall
91 be required to pay as a surcharge an amount that may not exceed
92 the full cost of the monitoring service in addition to the cost
93 of supervision fee as directed by the sentencing court. The
94 surcharge shall be deposited in the General Revenue ~~Operating~~
95 ~~Trust Fund to be used by the department for purchasing and~~
96 ~~maintaining electronic monitoring devices.~~

97 Section 6. Section 25.388, Florida Statutes, is repealed.

98 Section 7. This act shall take effect July 1, 2004.