

By Senator Lee

10-1678A-04

1                                   A bill to be entitled  
2           An act relating to the service charge on  
3           general revenue; amending s. 215.20, F.S.;  
4           applying a uniform service charge to income  
5           deposited into all trust funds of the state;  
6           exempting trust fund income from the service  
7           charge if the moneys are subject to certain  
8           investment or bond requirements or held by the  
9           state in its capacity as agent or fiduciary, or  
10          if the Executive Office of the Governor, in  
11          consultation with the Legislature, determines  
12          that the state would lose revenue; deleting  
13          provisions authorizing a reduced service charge  
14          for certain trust funds; deleting provisions  
15          specifying certain trust funds to which the  
16          service charge applies; repealing ss. 215.211,  
17          215.22, and 215.24, F.S., relating to  
18          deductions from the service charge and  
19          specified exemptions; amending ss. 20.2553,  
20          202.193, 250.175, 339.082, 365.173, 372.107,  
21          464.0198, 498.019, 561.027, 570.205, 576.045,  
22          932.705, 943.365, and 1013.63, F.S., and  
23          repealing s. 372.106(3), F.S., relating to  
24          various trust funds of the state; conforming  
25          provisions to changes made by the act;  
26          providing an effective date.

27  
28 Be It Enacted by the Legislature of the State of Florida:

29  
30           Section 1. Section 215.20, Florida Statutes, is  
31 amended to read:

1           215.20 Certain income and certain trust funds to  
2 contribute to the General Revenue Fund.--

3           (1) A service charge of 7.3 7 percent, representing  
4 the estimated pro rata share of the cost of general government  
5 paid from the General Revenue Fund, is ~~hereby~~ appropriated  
6 from all income of a revenue nature deposited in all trust  
7 funds ~~except those enumerated in s. 215.22~~. Income of a  
8 revenue nature shall include all earnings received or credited  
9 by such trust funds, including the interest or benefit  
10 received from the investment of the principal of such trust  
11 funds as may be permitted by law. This provision shall be  
12 construed in favor of the General Revenue Fund in each  
13 instance. All such appropriations shall be deposited in the  
14 General Revenue Fund.

15           (2) Income of a revenue nature in any trust fund is  
16 not subject to the service charge if:

17           (a) Investment of such moneys and the retention of  
18 interest is required by federal programs or mandates;

19           (b) Investment of such moneys and the retention of  
20 interest is required by bond covenants, indentures, or  
21 resolutions;

22           (c) Such moneys are held by the state in a trustee  
23 capacity as an agent or fiduciary for individuals, private  
24 organizations, or other governmental units; or

25           (d) The Executive Office of the Governor determines,  
26 after consultation with the Legislature pursuant to the  
27 procedures of s. 216.177, that federal matching funds or  
28 contributions or private grants to any trust fund would be  
29 lost to the state.

30           ~~(2) Notwithstanding the provisions of subsection (1):~~  
31

1           ~~(a) The trust funds of the Department of Citrus and~~  
2 ~~the Department of Agriculture and Consumer Services, including~~  
3 ~~funds collected in the General Inspection Trust Fund for~~  
4 ~~marketing orders and in the Florida Citrus Advertising Trust~~  
5 ~~Fund, shall be subject to a 3-percent service charge, which is~~  
6 ~~hereby appropriated to the General Revenue Fund. This~~  
7 ~~paragraph does not apply to the Conservation and Recreation~~  
8 ~~Lands Program Trust Fund, the Florida Quarter Horse Racing~~  
9 ~~Promotion Trust Fund, the Citrus Inspection Trust Fund, the~~  
10 ~~Florida Forever Program Trust Fund, the Florida Preservation~~  
11 ~~2000 Trust Fund, the Market Improvements Working Capital Trust~~  
12 ~~Fund, the Pest Control Trust Fund, the Plant Industry Trust~~  
13 ~~Fund, or other funds collected in the General Inspection Trust~~  
14 ~~Fund in the Department of Agriculture and Consumer Services.~~

15           ~~(b) The Save the Manatee Trust Fund in the Fish and~~  
16 ~~Wildlife Conservation Commission shall be subject to a~~  
17 ~~3-percent service charge, which is hereby appropriated to the~~  
18 ~~General Revenue Fund.~~

19           ~~(3) A service charge of 0.3 percent is hereby~~  
20 ~~appropriated from income of a revenue nature deposited in the~~  
21 ~~trust funds enumerated in subsection (4). Income of a revenue~~  
22 ~~nature shall include all earnings received or credited by such~~  
23 ~~trust funds, including the interest or benefit received from~~  
24 ~~the investment of the principal of such trust funds as may be~~  
25 ~~permitted by law. This provision shall be construed in favor~~  
26 ~~of the General Revenue Fund in each instance. All such~~  
27 ~~appropriations shall be deposited in the General Revenue Fund.~~

28           ~~(4) The income of a revenue nature deposited in the~~  
29 ~~following described trust funds, by whatever name designated,~~  
30 ~~is that from which the appropriations authorized by subsection~~  
31 ~~(3) shall be made:~~

- 1           ~~(a) Within the Agency for Health Care Administration:~~  
2           ~~1. The Florida Organ and Tissue Donor Education and~~  
3 ~~Procurement Trust Fund.~~  
4           ~~2. The Health Care Trust Fund.~~  
5           ~~3. The Resident Protection Trust Fund.~~  
6           ~~(b) Within the Agency for Workforce Innovation:~~  
7           ~~1. The Employment Security Administration Trust Fund.~~  
8           ~~2. The Special Employment Security Administration~~  
9 ~~Trust Fund.~~  
10           ~~(c) Within the Department of Agriculture and Consumer~~  
11 ~~Services:~~  
12           ~~1. The Conservation and Recreation Lands Program Trust~~  
13 ~~Fund.~~  
14           ~~2. The Florida Quarter Horse Racing Promotion Trust~~  
15 ~~Fund.~~  
16           ~~3. The General Inspection Trust Fund and subsidiary~~  
17 ~~accounts thereof, unless a different percentage is authorized~~  
18 ~~by s. 570.20.~~  
19           ~~4. The Division of Licensing Trust Fund.~~  
20           ~~(d) Within the Department of Business and Professional~~  
21 ~~Regulation:~~  
22           ~~1. The Administrative Trust Fund.~~  
23           ~~2. The Alcoholic Beverage and Tobacco Trust Fund.~~  
24           ~~3. The Cigarette Tax Collection Trust Fund.~~  
25           ~~4. The Division of Florida Land Sales, Condominiums,~~  
26 ~~and Mobile Homes Trust Fund.~~  
27           ~~5. The Hotel and Restaurant Trust Fund, with the~~  
28 ~~exception of those fees collected for the purpose of funding~~  
29 ~~of the hospitality education program as stated in s. 509.302.~~  
30           ~~6. The Professional Regulation Trust Fund.~~  
31

- 1           ~~7. The trust funds administered by the Division of~~  
2 ~~Pari-mutuel Wagering.~~
- 3           ~~(e) Within the Department of Children and Family~~  
4 ~~Services:~~
- 5           ~~1. The Administrative Trust Fund.~~  
6           ~~2. The Child Welfare Training Trust Fund.~~  
7           ~~3. The Children and Adolescents Substance Abuse Trust~~  
8 ~~Fund.~~
- 9           ~~4. The Domestic Violence Trust Fund.~~  
10           ~~5. The Grants and Donations Trust Fund.~~  
11           ~~6. The Operations and Maintenance Trust Fund.~~
- 12           ~~(f) Within the Department of Citrus, the Florida~~  
13 ~~Citrus Advertising Trust Fund, including transfers from any~~  
14 ~~subsidiary accounts thereof, unless a different percentage is~~  
15 ~~authorized in s. 601.15(7).~~
- 16           ~~(g) Within the Department of Community Affairs, the~~  
17 ~~Operating Trust Fund.~~
- 18           ~~(h) Within the Department of Education:~~
- 19           ~~1. The Educational Certification and Service Trust~~  
20 ~~Fund.~~
- 21           ~~2. The Phosphate Research Trust Fund.~~
- 22           ~~(i) Within the Department of Elderly Affairs:~~
- 23           ~~1. The Administrative Trust Fund.~~  
24           ~~2. The Federal Grants Trust Fund.~~  
25           ~~3. The Grants and Donations Trust Fund.~~  
26           ~~4. The Operations and Maintenance Trust Fund.~~
- 27           ~~(j) Within the Department of Environmental Protection:~~
- 28           ~~1. The Administrative Trust Fund.~~  
29           ~~2. The Air Pollution Control Trust Fund.~~  
30           ~~3. The Conservation and Recreation Lands Trust Fund.~~  
31

- 1           ~~4. The Ecosystem Management and Restoration Trust~~  
2 ~~Fund.~~
- 3           ~~5. The Environmental Laboratory Trust Fund.~~  
4           ~~6. The Florida Coastal Protection Trust Fund.~~  
5           ~~7. The Florida Permit Fee Trust Fund.~~  
6           ~~8. The Forfeited Property Trust Fund.~~  
7           ~~9. The Grants and Donations Trust Fund.~~  
8           ~~10. The Inland Protection Trust Fund.~~  
9           ~~11. The Internal Improvement Trust Fund.~~  
10          ~~12. The Land Acquisition Trust Fund.~~  
11          ~~13. The Minerals Trust Fund.~~  
12          ~~14. The Nonmandatory Land Reclamation Trust Fund.~~  
13          ~~15. The State Park Trust Fund.~~  
14          ~~16. The Water Quality Assurance Trust Fund.~~  
15          ~~17. The Working Capital Trust Fund.~~
- 16          ~~(k) Within the Department of Financial Services:~~  
17           ~~1. The Agents and Solicitors County Tax Trust Fund.~~  
18           ~~2. The Insurance Regulatory Trust Fund.~~  
19           ~~3. The Special Disability Trust Fund.~~  
20           ~~4. The Workers' Compensation Administration Trust~~  
21 ~~Fund.~~
- 22          ~~(l) Within the Department of Health:~~  
23           ~~1. The Administrative Trust Fund.~~  
24           ~~2. The Brain and Spinal Cord Injury Program Trust~~  
25 ~~Fund.~~
- 26           ~~3. The Donations Trust Fund.~~  
27           ~~4. The Emergency Medical Services Trust Fund.~~  
28           ~~5. The Epilepsy Services Trust Fund.~~  
29           ~~6. The Florida Drug, Device, and Cosmetic Trust Fund.~~  
30           ~~7. The Grants and Donations Trust Fund.~~  
31           ~~8. The Medical Quality Assurance Trust Fund.~~

- 1           9. ~~The Nursing Student Loan Forgiveness Trust Fund.~~  
2           10. ~~The Planning and Evaluation Trust Fund.~~  
3           11. ~~The Radiation Protection Trust Fund.~~  
4           (m) ~~Within the Department of Highway Safety and Motor~~  
5 ~~Vehicles, the DUI Programs Coordination Trust Fund.~~  
6           (n) ~~Within the Department of Legal Affairs, the Crimes~~  
7 ~~Compensation Trust Fund.~~  
8           (o) ~~Within the Department of Management Services:~~  
9           1. ~~The Administrative Trust Fund.~~  
10          2. ~~The Architects Incidental Trust Fund.~~  
11          3. ~~The Bureau of Aircraft Trust Fund.~~  
12          4. ~~The Florida Facilities Pool Working Capital Trust~~  
13 ~~Fund.~~  
14          5. ~~The Grants and Donations Trust Fund.~~  
15          6. ~~The Motor Vehicle Operating Trust Fund.~~  
16          7. ~~The Police and Firefighters' Premium Tax Trust~~  
17 ~~Fund.~~  
18          8. ~~The Public Employees Relations Commission Trust~~  
19 ~~Fund.~~  
20          9. ~~The State Personnel System Trust Fund.~~  
21          10. ~~The Supervision Trust Fund.~~  
22          11. ~~The Working Capital Trust Fund.~~  
23          (p) ~~Within the Department of Revenue:~~  
24          1. ~~The Additional Court Cost Clearing Trust Fund.~~  
25          2. ~~The Administrative Trust Fund.~~  
26          3. ~~The Apalachicola Bay Oyster Surcharge Clearing~~  
27 ~~Trust Fund.~~  
28          4. ~~The Certification Program Trust Fund.~~  
29          5. ~~The Fuel Tax Collection Trust Fund.~~  
30          6. ~~The Land Reclamation Trust Fund.~~  
31

1           ~~7. The Local Alternative Fuel User Fee Clearing Trust~~  
2 ~~Fund.~~  
3           ~~8. The Local Option Fuel Tax Trust Fund.~~  
4           ~~9. The Motor Vehicle Rental Surcharge Clearing Trust~~  
5 ~~Fund.~~  
6           ~~10. The Motor Vehicle Warranty Trust Fund.~~  
7           ~~11. The Oil and Gas Tax Trust Fund.~~  
8           ~~12. The Secondhand Dealer and Secondary Metals~~  
9 ~~Recycler Clearing Trust Fund.~~  
10           ~~13. The Severance Tax Solid Mineral Trust Fund.~~  
11           ~~14. The State Alternative Fuel User Fee Clearing Trust~~  
12 ~~Fund.~~  
13           ~~15. All taxes levied on motor fuels other than~~  
14 ~~gasoline levied pursuant to the provisions of s. 206.87(1)(a).~~  
15           ~~(q) Within the Department of State:~~  
16           ~~1. The Records Management Trust Fund.~~  
17           ~~2. The trust funds administered by the Division of~~  
18 ~~Historical Resources.~~  
19           ~~(r) Within the Department of Transportation, all~~  
20 ~~income derived from outdoor advertising and overweight~~  
21 ~~violations which is deposited in the State Transportation~~  
22 ~~Trust Fund.~~  
23           ~~(s) Within the Department of Veterans' Affairs:~~  
24           ~~1. The Grants and Donations Trust Fund.~~  
25           ~~2. The Operations and Maintenance Trust Fund.~~  
26           ~~3. The State Homes for Veterans Trust Fund.~~  
27           ~~(t) Within the Division of Administrative Hearings,~~  
28 ~~the Administrative Trust Fund.~~  
29           ~~(u) Within the Fish and Wildlife Conservation~~  
30 ~~Commission:~~  
31



1           ~~1. The Conservation and Recreation Lands Program Trust~~  
2 ~~Fund.~~  
3           ~~2. The Florida Panther Research and Management Trust~~  
4 ~~Fund.~~  
5           ~~3. The Land Acquisition Trust Fund.~~  
6           ~~4. The Marine Resources Conservation Trust Fund, with~~  
7 ~~the exception of those fees collected for recreational~~  
8 ~~saltwater fishing licenses as provided in s. 372.57.~~  
9           ~~(v) Within the Florida Public Service Commission, the~~  
10 ~~Florida Public Service Regulatory Trust Fund.~~  
11           ~~(w) Within the Justice Administrative Commission, the~~  
12 ~~Indigent Criminal Defense Trust Fund.~~  
13           ~~(x) Within the Office of Financial Regulation of the~~  
14 ~~Financial Services Commission:~~  
15           ~~1. The Administrative Trust Fund.~~  
16           ~~2. The Anti-Fraud Trust Fund.~~  
17           ~~3. The Financial Institutions' Regulatory Trust Fund.~~  
18           ~~4. The Mortgage Brokerage Guaranty Fund.~~  
19           ~~5. The Regulatory Trust Fund.~~  
20  
21 ~~The enumeration of the foregoing moneys or trust funds shall~~  
22 ~~not prohibit the applicability thereto of s. 215.24 should the~~  
23 ~~Governor determine that for the reasons mentioned in s. 215.24~~  
24 ~~the money or trust funds should be exempt herefrom, as it is~~  
25 ~~the purpose of this law to exempt income from its force and~~  
26 ~~effect when, by the operation of this law, federal matching~~  
27 ~~funds or contributions or private grants to any trust fund~~  
28 ~~would be lost to the state.~~  
29           (3)~~(5)~~ There is appropriated from the proper  
30 respective trust funds from time to time such sums as may be  
31

1 necessary to pay to the General Revenue Fund the service  
2 charges imposed by this section.

3 Section 2. Sections 215.211, 215.22, and 215.24,  
4 Florida Statutes, are repealed.

5 Section 3. Subsection (1) of section 20.2553, Florida  
6 Statutes, is amended to read:

7 20.2553 Federal Law Enforcement Trust Fund.--

8 (1) The Federal Law Enforcement Trust Fund is created  
9 within the Department of Environmental Protection. The  
10 department may deposit into the trust fund receipts and  
11 revenues received as a result of federal criminal,  
12 administrative, or civil forfeiture proceedings and receipts  
13 and revenues received from federal asset-sharing programs. ~~The~~  
14 ~~trust fund is exempt from the service charges imposed by s.~~  
15 ~~215.20.~~

16 Section 4. Subsection (1) of section 202.193, Florida  
17 Statutes, is amended to read:

18 202.193 Local Communications Services Tax Clearing  
19 Trust Fund.--

20 (1) The Local Communications Services Tax Clearing  
21 Trust Fund is created within the Department of Revenue.  
22 Proceeds from the local communications services tax levied  
23 pursuant to s. 202.19 shall be deposited in the trust fund for  
24 distribution to municipalities and counties as provided in s.  
25 202.18. ~~Moneys deposited in the trust fund are exempt from the~~  
26 ~~service charges imposed under s. 215.20.~~

27 Section 5. Paragraph (b) of subsection (1) of section  
28 250.175, Florida Statutes, is amended to read:

29 250.175 Trust funds; authorization; name; purpose.--

30 (1)  
31

1           (b) Notwithstanding s. 216.301 and pursuant to s.  
2 216.351, any balance in the trust fund at the end of any  
3 fiscal year will remain in the trust fund and be available for  
4 carrying out the purposes of the trust fund. ~~This trust fund~~  
5 ~~is exempt from the service charges imposed by s. 215.20.~~

6           Section 6. Subsection (1) of section 339.082, Florida  
7 Statutes, is amended to read:

8           339.082 Federal Law Enforcement Trust Fund.--

9           (1) The Federal Law Enforcement Trust Fund is created  
10 within the Department of Transportation. The department may  
11 deposit into the trust fund receipts and revenues received as  
12 a result of federal criminal, administrative, or civil  
13 forfeiture proceedings and receipts and revenues received from  
14 federal asset-sharing programs. ~~The trust fund is exempt from~~  
15 ~~the service charges imposed by s. 215.20.~~

16           Section 7. Subsection (1) of section 365.173, Florida  
17 Statutes, is amended to read:

18           365.173 Wireless Emergency Telephone System Fund.--

19           (1) All revenues derived from the E911 fee levied on  
20 subscribers under s. 365.172 must be paid into the State  
21 Treasury on or before the 15th day of each month. Such moneys  
22 must be accounted for in a special fund to be designated as  
23 the Wireless Emergency Telephone System Fund, a fund created  
24 in the State Technology Office and must be invested by the  
25 Chief Financial Officer pursuant to s. 17.61. All moneys in  
26 such fund are to be expended by the State Technology Office  
27 for the purposes provided in this section and s. 365.172.

28 ~~These funds are not subject to s. 215.20.~~

29           Section 8. Subsection (3) of section 372.106, Florida  
30 Statutes, is repealed.

31

1           Section 9. Subsection (1) of section 372.107, Florida  
2 Statutes, is amended to read:

3           372.107 Federal Law Enforcement Trust Fund.--

4           (1) The Federal Law Enforcement Trust Fund is created  
5 within the Fish and Wildlife Conservation Commission. The  
6 commission may deposit into the trust fund receipts and  
7 revenues received as a result of federal criminal,  
8 administrative, or civil forfeiture proceedings and receipts  
9 and revenues received from federal asset-sharing programs. ~~The~~  
10 ~~trust fund is exempt from the service charges imposed by s.~~  
11 ~~215.20.~~

12           Section 10. Subsection (1) of section 464.0198,  
13 Florida Statutes, is amended to read:

14           464.0198 Florida Center for Nursing Trust Fund.--

15           (1) There is created the Florida Center for Nursing  
16 Trust Fund to be administered by the Department of Health.  
17 Funds provided pursuant to s. 464.0195(3) for the Florida  
18 Center for Nursing shall be deposited into this trust fund.  
19 Other funds from grants and donations, federal funds, or other  
20 funds from other sources specified by law may be deposited  
21 into this trust fund and used for purposes of the Florida  
22 Center for Nursing. Moneys deposited into this trust fund  
23 shall be used as provided in s. 464.0195. Moneys deposited  
24 into the trust fund from contributions received pursuant to s.  
25 464.0195(3) are ~~is~~ exempt from the service charges imposed by  
26 s. 215.20.

27           Section 11. Subsection (2) of section 498.019, Florida  
28 Statutes, is amended to read:

29           498.019 Division of Florida Land Sales, Condominiums,  
30 and Mobile Homes Trust Fund.--

31

1           (2) All moneys collected by the division from fees,  
2 fines, or penalties or from costs awarded to the division by a  
3 court shall be paid into the Division of Florida Land Sales,  
4 Condominiums, and Mobile Homes Trust Fund. The Legislature  
5 shall appropriate funds from this trust fund sufficient to  
6 carry out the provisions of this chapter and the provisions of  
7 law with respect to each category of business covered by this  
8 trust fund. The division shall maintain separate revenue  
9 accounts in the trust fund for each of the businesses  
10 regulated by the division. The division shall provide for the  
11 proportionate allocation among the accounts of expenses  
12 incurred by the division in the performance of its duties with  
13 respect to each of these businesses. As part of its normal  
14 budgetary process, the division shall prepare an annual report  
15 of revenue and allocated expenses related to the operation of  
16 each of these businesses which may be used to determine fees  
17 charged by the division. ~~This subsection shall operate~~  
18 ~~pursuant to the provisions of s. 215.20.~~

19           Section 12. Subsection (1) of section 561.027, Florida  
20 Statutes, is amended to read:

21           561.027 Federal Law Enforcement Trust Fund.--

22           (1) The Federal Law Enforcement Trust Fund is created  
23 within the Department of Business and Professional Regulation.  
24 The department may deposit into the trust fund receipts and  
25 revenues received as a result of federal criminal,  
26 administrative, or civil forfeiture proceedings and receipts  
27 and revenues received from federal asset-sharing programs. ~~The~~  
28 ~~trust fund is exempt from the service charges imposed by s.~~  
29 ~~215.20.~~

30           Section 13. Subsection (1) of section 570.205, Florida  
31 Statutes, is amended to read:

1           570.205 Federal Law Enforcement Trust Fund.--

2           (1) The Federal Law Enforcement Trust Fund is created  
3 within the Department of Agriculture and Consumer Services.  
4 The department may deposit into the trust fund receipts and  
5 revenues received as a result of federal criminal,  
6 administrative, or civil forfeiture proceedings and receipts  
7 and revenues received from federal asset-sharing programs. ~~The~~  
8 ~~trust fund is exempt from the service charges imposed by s.~~  
9 ~~215.20.~~

10           Section 14. Paragraph (c) of subsection (2) of section  
11 576.045, Florida Statutes, is amended to read:

12           576.045 Nitrogen and phosphorus; findings and intent;  
13 fees; purpose; best-management practices; waiver of liability;  
14 compliance; rules; exclusions; expiration.--

15           (2) FEES.--

16           (c) All fees paid under this section must be deposited  
17 into the General Inspection Trust Fund ~~and are exempt from the~~  
18 ~~provisions of s. 215.20.~~ These funds are to be appropriated  
19 annually to the department and allocated according to a  
20 memorandum of understanding between the department and the  
21 Department of Environmental Protection. The allocation of  
22 indirect costs to these funds by any state agency is  
23 specifically prohibited.

24           Section 15. Paragraph (b) of subsection (1) of section  
25 932.705, Florida Statutes, is amended to read:

26           932.705 Law enforcement trust funds; Department of  
27 Highway Safety and Motor Vehicles deposits.--

28           (1)

29           (b)1. There is created the Federal Law Enforcement  
30 Trust Fund into which the Department of Highway Safety and  
31 Motor Vehicles may deposit receipts and revenues received as a

1 result of federal criminal, administrative, or civil  
2 forfeiture proceedings and receipts and revenues received from  
3 federal asset-sharing programs. ~~The trust fund is exempt from~~  
4 ~~the service charges imposed by s. 215.20.~~

5 2. Notwithstanding the provisions of s. 216.301 and  
6 pursuant to s. 216.351, any balance in the trust fund at the  
7 end of any fiscal year shall remain in the trust fund at the  
8 end of that year and shall be available for carrying out the  
9 purposes of the trust fund.

10 Section 16. Subsection (1) of section 943.365, Florida  
11 Statutes, is amended to read:

12 943.365 Federal Law Enforcement Trust Fund.--

13 (1) The Federal Law Enforcement Trust Fund is created  
14 within the Department of Law Enforcement. The department may  
15 deposit into the trust fund receipts and revenues received as  
16 a result of federal criminal, administrative, or civil  
17 forfeiture proceedings and receipts and revenues received from  
18 federal asset-sharing programs. ~~The trust fund is exempt from~~  
19 ~~the service charges imposed by s. 215.20.~~

20 Section 17. Subsections (2) and (3) of section  
21 1013.63, Florida Statutes, are amended to read:

22 1013.63 University Concurrency Trust Fund.--

23 (2) ~~Notwithstanding any other provision of law, the~~  
24 ~~general revenue service charge deducted pursuant to s. 215.20~~  
25 ~~on revenues raised by any local option motor fuel tax levied~~  
26 ~~pursuant to s. 336.025(1)(b), as created by chapter 93-206,~~  
27 ~~Laws of Florida, shall be deposited in the University~~  
28 ~~Concurrency Trust Fund, which is administered by the State~~  
29 ~~Board of Education.~~ Moneys appropriated to the in such trust  
30 fund shall be for the purpose of funding university offsite  
31 improvements required to meet concurrency standards adopted

1 under part II of chapter 163. In addition, in any year in  
2 which campus master plans are updated pursuant to s. 1013.30,  
3 but no more frequently than once every 5 years, up to 25  
4 percent of the balance in the trust fund for that year may be  
5 used to defray the costs incurred in updating those campus  
6 master plans.

7 ~~(3)(a) The trust fund is exempt from the service~~  
8 ~~charges imposed by s. 215.20.~~

9 ~~(b)~~ Notwithstanding s. 216.301 and pursuant to s.  
10 216.351, any balance in the trust fund at the end of the  
11 fiscal year shall remain in the trust fund and shall be  
12 available for carrying out the purposes of the trust fund.

13 Section 18. This act shall take effect July 1, 2005.

14

15

\*\*\*\*\*

16

SENATE SUMMARY

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

Imposes a service charge of 7.3 percent on all state trust funds. Deletes provisions authorizing a reduced service charge for certain trust funds and specifying those funds to which the service charge applies. Provides circumstances under which a trust fund is exempt from the service charge. (See bill for details.)