

By the Committee on Appropriations; and Senator Lee

309-2339-04

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, if  
10          the Executive Office of the Governor, in  
11          consultation with the Legislature, determines  
12          that the state would lose revenue, if the  
13          moneys are received by the Department of the  
14          Lottery Administrative Trust Fund, or if the  
15          moneys are shared with political subdivisions  
16          or are received from taxes or fees levied by  
17          political subdivisions and were not subject to  
18          the service charge on a specified date or by  
19          other statutes; deleting provisions authorizing  
20          a reduced service charge for certain trust  
21          funds; deleting provisions specifying certain  
22          trust funds to which the service charge  
23          applies; repealing ss. 215.211, 215.22, and  
24          215.24, F.S., relating to deductions from the  
25          service charge and specified exemptions;  
26          amending ss. 11.045, 20.2553, 112.3215,  
27          250.175, 339.082, 365.173, 372.107, 464.0198,  
28          498.019, 561.027, 570.205, 576.045, 932.705,  
29          943.365, and 1013.63, F.S., and repealing s.  
30          372.106(3), 373.472(2), and 946.522(3), F.S.,  
31          relating to various trust funds of the state;

1 conforming provisions to changes made by the  
2 act; providing an effective date.

3  
4 Be It Enacted by the Legislature of the State of Florida:

5  
6 Section 1. Section 215.20, Florida Statutes, is  
7 amended to read:

8 215.20 Certain income and certain trust funds to  
9 contribute to the General Revenue Fund.--

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

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

24 (a) A service charge against such revenue is  
25 prohibited or penalized by federal programs or mandates;

26 (b) A service charge against such revenue is  
27 prohibited by or is inconsistent with bond covenants,  
28 indentures, or resolutions;

29 (c) It is held by the state in a trustee capacity as  
30 an agent or fiduciary for individuals, private organizations,  
31 or other governmental units;

1           (d) The Executive Office of the Governor determines,  
2 after consultation with the Legislature pursuant to the  
3 procedures of s. 216.177, that federal matching funds or  
4 contributions or private grants to any trust fund would be  
5 lost to the state;

6           (e) It is received in the Administrative Trust Fund in  
7 the Department of the Lottery; or

8           (f) It is shared with political subdivisions or  
9 received from taxes or fees authorized to be levied by any  
10 political subdivision; was not subject to the service charge  
11 pursuant to s. 215.20 on January 1, 1990; and is not subject  
12 to the service charge pursuant to other statutes.

13           ~~(2) Notwithstanding the provisions of subsection (1):~~

14           ~~(a) The trust funds of the Department of Citrus and~~  
15 ~~the Department of Agriculture and Consumer Services, including~~  
16 ~~funds collected in the General Inspection Trust Fund for~~  
17 ~~marketing orders and in the Florida Citrus Advertising Trust~~  
18 ~~Fund, shall be subject to a 3-percent service charge, which is~~  
19 ~~hereby appropriated to the General Revenue Fund. This~~  
20 ~~paragraph does not apply to the Conservation and Recreation~~  
21 ~~Lands Program Trust Fund, the Florida Quarter Horse Racing~~  
22 ~~Promotion Trust Fund, the Citrus Inspection Trust Fund, the~~  
23 ~~Florida Forever Program Trust Fund, the Florida Preservation~~  
24 ~~2000 Trust Fund, the Market Improvements Working Capital Trust~~  
25 ~~Fund, the Pest Control Trust Fund, the Plant Industry Trust~~  
26 ~~Fund, or other funds collected in the General Inspection Trust~~  
27 ~~Fund in the Department of Agriculture and Consumer Services.~~

28           ~~(b) The Save the Manatee Trust Fund in the Fish and~~  
29 ~~Wildlife Conservation Commission shall be subject to a~~  
30 ~~3-percent service charge, which is hereby appropriated to the~~  
31 ~~General Revenue Fund.~~

1           ~~(3) A service charge of 0.3 percent is hereby~~  
2           ~~appropriated from income of a revenue nature deposited in the~~  
3           ~~trust funds enumerated in subsection (4). Income of a revenue~~  
4           ~~nature shall include all earnings received or credited by such~~  
5           ~~trust funds, including the interest or benefit received from~~  
6           ~~the investment of the principal of such trust funds as may be~~  
7           ~~permitted by law. This provision shall be construed in favor~~  
8           ~~of the General Revenue Fund in each instance. All such~~  
9           ~~appropriations shall be deposited in the General Revenue Fund.~~

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

14           ~~(a) Within the Agency for Health Care Administration:~~

15           ~~1. The Florida Organ and Tissue Donor Education and~~  
16           ~~Procurement Trust Fund.~~

17           ~~2. The Health Care Trust Fund.~~

18           ~~3. The Resident Protection Trust Fund.~~

19           ~~(b) Within the Agency for Workforce Innovation:~~

20           ~~1. The Employment Security Administration Trust Fund.~~

21           ~~2. The Special Employment Security Administration~~  
22           ~~Trust Fund.~~

23           ~~(c) Within the Department of Agriculture and Consumer~~  
24           ~~Services:~~

25           ~~1. The Conservation and Recreation Lands Program Trust~~  
26           ~~Fund.~~

27           ~~2. The Florida Quarter Horse Racing Promotion Trust~~  
28           ~~Fund.~~

29           ~~3. The General Inspection Trust Fund and subsidiary~~  
30           ~~accounts thereof, unless a different percentage is authorized~~  
31           ~~by s. 570.20.~~

- 1           ~~4. The Division of Licensing Trust Fund.~~
- 2           ~~(d) Within the Department of Business and Professional~~
- 3 ~~Regulation:~~
- 4           ~~1. The Administrative Trust Fund.~~
- 5           ~~2. The Alcoholic Beverage and Tobacco Trust Fund.~~
- 6           ~~3. The Cigarette Tax Collection Trust Fund.~~
- 7           ~~4. The Division of Florida Land Sales, Condominiums,~~
- 8 ~~and Mobile Homes Trust Fund.~~
- 9           ~~5. The Hotel and Restaurant Trust Fund, with the~~
- 10 ~~exception of those fees collected for the purpose of funding~~
- 11 ~~of the hospitality education program as stated in s. 509.302.~~
- 12           ~~6. The Professional Regulation Trust Fund.~~
- 13           ~~7. The trust funds administered by the Division of~~
- 14 ~~Pari-mutuel Wagering.~~
- 15           ~~(e) Within the Department of Children and Family~~
- 16 ~~Services:~~
- 17           ~~1. The Administrative Trust Fund.~~
- 18           ~~2. The Child Welfare Training Trust Fund.~~
- 19           ~~3. The Children and Adolescents Substance Abuse Trust~~
- 20 ~~Fund.~~
- 21           ~~4. The Domestic Violence Trust Fund.~~
- 22           ~~5. The Grants and Donations Trust Fund.~~
- 23           ~~6. The Operations and Maintenance Trust Fund.~~
- 24           ~~(f) Within the Department of Citrus, the Florida~~
- 25 ~~Citrus Advertising Trust Fund, including transfers from any~~
- 26 ~~subsidiary accounts thereof, unless a different percentage is~~
- 27 ~~authorized in s. 601.15(7).~~
- 28           ~~(g) Within the Department of Community Affairs, the~~
- 29 ~~Operating Trust Fund.~~
- 30           ~~(h) Within the Department of Education:~~
- 31

- 1           1. ~~The Educational Certification and Service Trust~~  
2 Fund.   
3           2. ~~The Phosphate Research Trust Fund.~~  
4       (i) ~~Within the Department of Elderly Affairs:~~  
5           1. ~~The Administrative Trust Fund.~~  
6           2. ~~The Federal Grants Trust Fund.~~  
7           3. ~~The Grants and Donations Trust Fund.~~  
8           4. ~~The Operations and Maintenance Trust Fund.~~  
9       (j) ~~Within the Department of Environmental Protection:~~  
10          1. ~~The Administrative Trust Fund.~~  
11          2. ~~The Air Pollution Control Trust Fund.~~  
12          3. ~~The Conservation and Recreation Lands Trust Fund.~~  
13          4. ~~The Ecosystem Management and Restoration Trust~~  
14 Fund.   
15          5. ~~The Environmental Laboratory Trust Fund.~~  
16          6. ~~The Florida Coastal Protection Trust Fund.~~  
17          7. ~~The Florida Permit Fee Trust Fund.~~  
18          8. ~~The Forfeited Property Trust Fund.~~  
19          9. ~~The Grants and Donations Trust Fund.~~  
20          10. ~~The Inland Protection Trust Fund.~~  
21          11. ~~The Internal Improvement Trust Fund.~~  
22          12. ~~The Land Acquisition Trust Fund.~~  
23          13. ~~The Minerals Trust Fund.~~  
24          14. ~~The Nonmandatory Land Reclamation Trust Fund.~~  
25          15. ~~The State Park Trust Fund.~~  
26          16. ~~The Water Quality Assurance Trust Fund.~~  
27          17. ~~The Working Capital Trust Fund.~~  
28       (k) ~~Within the Department of Financial Services:~~  
29          1. ~~The Agents and Solicitors County Tax Trust Fund.~~  
30          2. ~~The Insurance Regulatory Trust Fund.~~  
31          3. ~~The Special Disability Trust Fund.~~

- 1           ~~4. The Workers' Compensation Administration Trust~~  
2 ~~Fund.~~  
3           ~~(1) Within the Department of Health:~~  
4           ~~1. The Administrative Trust Fund.~~  
5           ~~2. The Brain and Spinal Cord Injury Program Trust~~  
6 ~~Fund.~~  
7           ~~3. The Donations Trust Fund.~~  
8           ~~4. The Emergency Medical Services Trust Fund.~~  
9           ~~5. The Epilepsy Services Trust Fund.~~  
10           ~~6. The Florida Drug, Device, and Cosmetic Trust Fund.~~  
11           ~~7. The Grants and Donations Trust Fund.~~  
12           ~~8. The Medical Quality Assurance Trust Fund.~~  
13           ~~9. The Nursing Student Loan Forgiveness Trust Fund.~~  
14           ~~10. The Planning and Evaluation Trust Fund.~~  
15           ~~11. The Radiation Protection Trust Fund.~~  
16           ~~(m) Within the Department of Highway Safety and Motor~~  
17 ~~Vehicles, the DUI Programs Coordination Trust Fund.~~  
18           ~~(n) Within the Department of Legal Affairs, the Crimes~~  
19 ~~Compensation Trust Fund.~~  
20           ~~(o) Within the Department of Management Services:~~  
21           ~~1. The Administrative Trust Fund.~~  
22           ~~2. The Architects Incidental Trust Fund.~~  
23           ~~3. The Bureau of Aircraft Trust Fund.~~  
24           ~~4. The Florida Facilities Pool Working Capital Trust~~  
25 ~~Fund.~~  
26           ~~5. The Grants and Donations Trust Fund.~~  
27           ~~6. The Motor Vehicle Operating Trust Fund.~~  
28           ~~7. The Police and Firefighters' Premium Tax Trust~~  
29 ~~Fund.~~  
30           ~~8. The Public Employees Relations Commission Trust~~  
31 ~~Fund.~~

- 1           ~~9. The State Personnel System Trust Fund.~~  
2           ~~10. The Supervision Trust Fund.~~  
3           ~~11. The Working Capital Trust Fund.~~  
4           ~~(p) Within the Department of Revenue:~~  
5           ~~1. The Additional Court Cost Clearing Trust Fund.~~  
6           ~~2. The Administrative Trust Fund.~~  
7           ~~3. The Apalachicola Bay Oyster Surcharge Clearing~~  
8 ~~Trust Fund.~~  
9           ~~4. The Certification Program Trust Fund.~~  
10          ~~5. The Fuel Tax Collection Trust Fund.~~  
11          ~~6. The Land Reclamation Trust Fund.~~  
12          ~~7. The Local Alternative Fuel User Fee Clearing Trust~~  
13 ~~Fund.~~  
14          ~~8. The Local Option Fuel Tax Trust Fund.~~  
15          ~~9. The Motor Vehicle Rental Surcharge Clearing Trust~~  
16 ~~Fund.~~  
17          ~~10. The Motor Vehicle Warranty Trust Fund.~~  
18          ~~11. The Oil and Gas Tax Trust Fund.~~  
19          ~~12. The Secondhand Dealer and Secondary Metals~~  
20 ~~Recycler Clearing Trust Fund.~~  
21          ~~13. The Severance Tax Solid Mineral Trust Fund.~~  
22          ~~14. The State Alternative Fuel User Fee Clearing Trust~~  
23 ~~Fund.~~  
24          ~~15. All taxes levied on motor fuels other than~~  
25 ~~gasoline levied pursuant to the provisions of s. 206.87(1)(a).~~  
26          ~~(q) Within the Department of State:~~  
27          ~~1. The Records Management Trust Fund.~~  
28          ~~2. The trust funds administered by the Division of~~  
29 ~~Historical Resources.~~  
30          ~~(r) Within the Department of Transportation, all~~  
31 ~~income derived from outdoor advertising and overweight~~



1 ~~violations which is deposited in the State Transportation~~  
2 ~~Trust Fund.~~  
3 ~~(s) Within the Department of Veterans' Affairs:~~  
4 ~~1. The Grants and Donations Trust Fund.~~  
5 ~~2. The Operations and Maintenance Trust Fund.~~  
6 ~~3. The State Homes for Veterans Trust Fund.~~  
7 ~~(t) Within the Division of Administrative Hearings,~~  
8 ~~the Administrative Trust Fund.~~  
9 ~~(u) Within the Fish and Wildlife Conservation~~  
10 ~~Commission:~~  
11 ~~1. The Conservation and Recreation Lands Program Trust~~  
12 ~~Fund.~~  
13 ~~2. The Florida Panther Research and Management Trust~~  
14 ~~Fund.~~  
15 ~~3. The Land Acquisition Trust Fund.~~  
16 ~~4. The Marine Resources Conservation Trust Fund, with~~  
17 ~~the exception of those fees collected for recreational~~  
18 ~~saltwater fishing licenses as provided in s. 372.57.~~  
19 ~~(v) Within the Florida Public Service Commission, the~~  
20 ~~Florida Public Service Regulatory Trust Fund.~~  
21 ~~(w) Within the Justice Administrative Commission, the~~  
22 ~~Indigent Criminal Defense Trust Fund.~~  
23 ~~(x) Within the Office of Financial Regulation of the~~  
24 ~~Financial Services Commission:~~  
25 ~~1. The Administrative Trust Fund.~~  
26 ~~2. The Anti-Fraud Trust Fund.~~  
27 ~~3. The Financial Institutions' Regulatory Trust Fund.~~  
28 ~~4. The Mortgage Brokerage Guaranty Fund.~~  
29 ~~5. The Regulatory Trust Fund.~~  
30  
31

1 ~~The enumeration of the foregoing moneys or trust funds shall~~  
2 ~~not prohibit the applicability thereto of s. 215.24 should the~~  
3 ~~Governor determine that for the reasons mentioned in s. 215.24~~  
4 ~~the money or trust funds should be exempt herefrom, as it is~~  
5 ~~the purpose of this law to exempt income from its force and~~  
6 ~~effect when, by the operation of this law, federal matching~~  
7 ~~funds or contributions or private grants to any trust fund~~  
8 ~~would be lost to the state.~~

9       ~~(3)(5)~~ There is appropriated from the proper  
10 respective trust funds from time to time such sums as may be  
11 necessary to pay to the General Revenue Fund the service  
12 charges imposed by this section.

13       Section 2. Sections 215.211, 215.22, and 215.24,  
14 Florida Statutes, are repealed.

15       Section 3. Subsection (8) of section 11.045, Florida  
16 Statutes, is amended to read:

17       11.045 Lobbyists; registration and reporting;  
18 exemptions; penalties.--

19       (8) There is hereby created the Legislative Lobbyist  
20 Registration Trust Fund, to be used for the purpose of funding  
21 any office established for the administration of the  
22 registration of lobbyist lobbying the Legislature, including  
23 the payment of salaries and other expenses, and for the  
24 purpose of paying the expenses incurred by the Legislature in  
25 providing services to lobbyists. ~~The trust fund is not subject~~  
26 ~~to the service charge to general revenue provisions of chapter~~  
27 ~~215.~~Fees collected pursuant to rules established in  
28 accordance with subsection (2) shall be deposited into the  
29 Legislative Lobbyist Registration Trust Fund.

30       Section 4. Subsection (1) of section 20.2553, Florida  
31 Statutes, is amended to read:

1           20.2553 Federal Law Enforcement Trust Fund.--

2           (1) The Federal Law Enforcement Trust Fund is created  
3 within the Department of Environmental Protection. The  
4 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 5. Subsection (2) of section 112.3215, Florida  
11 Statutes, is amended to read:

12           112.3215 Lobbyists before the executive branch or the  
13 Constitution Revision Commission; registration and reporting;  
14 investigation by commission.--

15           (2) The Executive Branch Lobby Registration Trust Fund  
16 is hereby created within the commission to be used for the  
17 purpose of funding any office established to administer the  
18 registration of lobbyists lobbying an agency, including the  
19 payment of salaries and other expenses. ~~The trust fund is not~~  
20 ~~subject to the service charge to General Revenue provisions of~~  
21 ~~chapter 215.~~All annual registration fees collected pursuant  
22 to this section shall be deposited into such fund.

23           Section 6. Paragraph (b) of subsection (1) of section  
24 250.175, Florida Statutes, is amended to read:

25           250.175 Trust funds; authorization; name; purpose.--

26           (1)

27           (b) Notwithstanding s. 216.301 and pursuant to s.  
28 216.351, any balance in the trust fund at the end of any  
29 fiscal year will remain in the trust fund and be available for  
30 carrying out the purposes of the trust fund. ~~This trust fund~~  
31 ~~is exempt from the service charges imposed by s. 215.20.~~

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

3           339.082 Federal Law Enforcement Trust Fund.--

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

11           Section 8. Subsection (1) of section 365.173, Florida  
12 Statutes, is amended to read:

13           365.173 Wireless Emergency Telephone System Fund.--

14           (1) All revenues derived from the E911 fee levied on  
15 subscribers under s. 365.172 must be paid into the State  
16 Treasury on or before the 15th day of each month. Such moneys  
17 must be accounted for in a special fund to be designated as  
18 the Wireless Emergency Telephone System Fund, a fund created  
19 in the State Technology Office and must be invested by the  
20 Chief Financial Officer pursuant to s. 17.61. All moneys in  
21 such fund are to be expended by the State Technology Office  
22 for the purposes provided in this section and s. 365.172.  
23 ~~These funds are not subject to s. 215.20.~~

24           Section 9. Subsection (3) of section 372.106, Florida  
25 Statutes, is repealed.

26           Section 10. Subsection (1) of section 372.107, Florida  
27 Statutes, is amended to read:

28           372.107 Federal Law Enforcement Trust Fund.--

29           (1) The Federal Law Enforcement Trust Fund is created  
30 within the Fish and Wildlife Conservation Commission. The  
31 commission may deposit into the trust fund receipts and

1 revenues received as a result of federal criminal,  
2 administrative, or civil forfeiture proceedings and receipts  
3 and revenues received from federal asset-sharing programs. ~~The~~  
4 ~~trust fund is exempt from the service charges imposed by s.~~  
5 ~~215.20.~~

6 Section 11. Subsection (2) of section 373.472, Florida  
7 Statutes, is repealed.

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

10 464.0198 Florida Center for Nursing Trust Fund.--

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

23 Section 13. Subsection (2) of section 498.019, Florida  
24 Statutes, is amended to read:

25 498.019 Division of Florida Land Sales, Condominiums,  
26 and Mobile Homes Trust Fund.--

27 (2) All moneys collected by the division from fees,  
28 fines, or penalties or from costs awarded to the division by a  
29 court shall be paid into the Division of Florida Land Sales,  
30 Condominiums, and Mobile Homes Trust Fund. The Legislature  
31 shall appropriate funds from this trust fund sufficient to

1 carry out the provisions of this chapter and the provisions of  
2 law with respect to each category of business covered by this  
3 trust fund. The division shall maintain separate revenue  
4 accounts in the trust fund for each of the businesses  
5 regulated by the division. The division shall provide for the  
6 proportionate allocation among the accounts of expenses  
7 incurred by the division in the performance of its duties with  
8 respect to each of these businesses. As part of its normal  
9 budgetary process, the division shall prepare an annual report  
10 of revenue and allocated expenses related to the operation of  
11 each of these businesses which may be used to determine fees  
12 charged by the division. ~~This subsection shall operate~~  
13 ~~pursuant to the provisions of s. 215.20.~~

14 Section 14. Subsection (1) of section 561.027, Florida  
15 Statutes, is amended to read:

16 561.027 Federal Law Enforcement Trust Fund.--

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

25 Section 15. Subsection (1) of section 570.205, Florida  
26 Statutes, is amended to read:

27 570.205 Federal Law Enforcement Trust Fund.--

28 (1) The Federal Law Enforcement Trust Fund is created  
29 within the Department of Agriculture and Consumer Services.  
30 The department may deposit into the trust fund receipts and  
31 revenues received as a result of federal criminal,

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

5 Section 16. Paragraph (c) of subsection (2) of section  
6 576.045, Florida Statutes, is amended to read:

7 576.045 Nitrogen and phosphorus; findings and intent;  
8 fees; purpose; best-management practices; waiver of liability;  
9 compliance; rules; exclusions; expiration.--

10 (2) FEES.--

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

19 Section 17. Paragraph (b) of subsection (1) of section  
20 932.705, Florida Statutes, is amended to read:

21 932.705 Law enforcement trust funds; Department of  
22 Highway Safety and Motor Vehicles deposits.--

23 (1)

24 (b)1. There is created the Federal Law Enforcement  
25 Trust Fund into which the Department of Highway Safety and  
26 Motor Vehicles may deposit receipts and revenues received as a  
27 result of federal criminal, administrative, or civil  
28 forfeiture proceedings and receipts and revenues received from  
29 federal asset-sharing programs. ~~The trust fund is exempt from~~  
30 ~~the service charges imposed by s. 215.20.~~

31

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

6           Section 18. Subsection (1) of section 943.365, Florida  
7 Statutes, is amended to read:

8           943.365 Federal Law Enforcement Trust Fund.--

9           (1) The Federal Law Enforcement Trust Fund is created  
10 within the Department of Law Enforcement. 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 19. Subsection (3) of section 946.522, Florida  
17 Statutes, is repealed.

18           Section 20. Subsections (2) and (3) of section  
19 1013.63, Florida Statutes, are amended to read:

20           1013.63 University Concurrency Trust Fund.--

21           ~~(2) Notwithstanding any other provision of law, the~~  
22 ~~general revenue service charge deducted pursuant to s. 215.20~~  
23 ~~on revenues raised by any local option motor fuel tax levied~~  
24 ~~pursuant to s. 336.025(1)(b), as created by chapter 93-206,~~  
25 ~~Laws of Florida, shall be deposited in the University~~  
26 ~~Concurrency Trust Fund, which is administered by the State~~  
27 ~~Board of Education. Moneys appropriated to the in such trust~~  
28 fund shall be for the purpose of funding university offsite  
29 improvements required to meet concurrency standards adopted  
30 under part II of chapter 163. In addition, in any year in  
31 which campus master plans are updated pursuant to s. 1013.30,



1 but no more frequently than once every 5 years, up to 25  
2 percent of the balance in the trust fund for that year may be  
3 used to defray the costs incurred in updating those campus  
4 master plans.

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

7 ~~(b)~~ Notwithstanding s. 216.301 and pursuant to s.  
8 216.351, any balance in the trust fund at the end of the  
9 fiscal year shall remain in the trust fund and shall be  
10 available for carrying out the purposes of the trust fund.

11 Section 21. This act shall take effect July 1, 2005.

12  
13 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
14 COMMITTEE SUBSTITUTE FOR  
15 Senate Bill 2512

16 The committee substitute clarifies the statutory exemptions to  
17 the General Revenue service charge by specifically exempting  
18 Lottery and state revenues shared with local governments.  
19 Repeals additional statutory exemptions to the service charge  
20 for the Legislative Lobbyist Registration Trust Fund and the  
21 Executive Branch Lobby Registration Trust Fund in the  
22 Legislature, the Save Our Everglades Trust Fund in the  
23 Department of Environmental Protection, and the Prison  
24 Industries Trust Fund in the Department of Financial Services.  
25 Reinstates the exemption for the Local Communications Services  
26 Tax Clearing Trust Fund which holds only discretionary city  
27 and county taxes.  
28  
29  
30  
31