

1 A bill to be entitled
 2 An act relating to distributions of sales and use tax
 3 proceeds; amending s. 212.20, F.S.; increasing a monthly
 4 distribution of funds to certain professional sports
 5 franchises; providing an effective date.

6
 7 Be It Enacted by the Legislature of the State of Florida:
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9 Section 1. Paragraph (d) of subsection (6) of section
 10 212.20, Florida Statutes, is amended to read:

11 212.20 Funds collected, disposition; additional powers of
 12 department; operational expense; refund of taxes adjudicated
 13 unconstitutionally collected.--

14 (6) Distribution of all proceeds under this chapter and s.
 15 202.18(1)(b) and (2)(b) shall be as follows:

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

19 1. In any fiscal year, the greater of \$500 million, minus
 20 an amount equal to 4.6 percent of the proceeds of the taxes
 21 collected pursuant to chapter 201, or 5 percent of all other
 22 taxes and fees imposed pursuant to this chapter or remitted
 23 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in
 24 monthly installments into the General Revenue Fund.

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

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

28 3. After the distribution under subparagraphs 1. and 2.,
29 8.814 percent of the amount remitted by a sales tax dealer
30 located within a participating county pursuant to s. 218.61
31 shall be transferred into the Local Government Half-cent Sales
32 Tax Clearing Trust Fund. Beginning July 1, 2003, the amount to
33 be transferred pursuant to this subparagraph to the Local
34 Government Half-cent Sales Tax Clearing Trust Fund shall be
35 reduced by 0.1 percent, and the department shall distribute this
36 amount to the Public Employees Relations Commission Trust Fund
37 less \$5,000 each month, which shall be added to the amount
38 calculated in subparagraph 4. and distributed accordingly.

39 4. After the distribution under subparagraphs 1., 2., and
40 3., 0.095 percent shall be transferred to the Local Government
41 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant
42 to s. 218.65.

43 5. After the distributions under subparagraphs 1., 2., 3.,
44 and 4., 2.0440 percent of the available proceeds pursuant to
45 this paragraph shall be transferred monthly to the Revenue
46 Sharing Trust Fund for Counties pursuant to s. 218.215.

47 6. After the distributions under subparagraphs 1., 2., 3.,
48 and 4., 1.3409 percent of the available proceeds pursuant to
49 this paragraph shall be transferred monthly to the Revenue
50 Sharing Trust Fund for Municipalities pursuant to s. 218.215. If
51 the total revenue to be distributed pursuant to this
52 subparagraph is at least as great as the amount due from the
53 Revenue Sharing Trust Fund for Municipalities and the former
54 Municipal Financial Assistance Trust Fund in state fiscal year
55 1999-2000, no municipality shall receive less than the amount

56 | due from the Revenue Sharing Trust Fund for Municipalities and
57 | the former Municipal Financial Assistance Trust Fund in state
58 | fiscal year 1999-2000. If the total proceeds to be distributed
59 | are less than the amount received in combination from the
60 | Revenue Sharing Trust Fund for Municipalities and the former
61 | Municipal Financial Assistance Trust Fund in state fiscal year
62 | 1999-2000, each municipality shall receive an amount
63 | proportionate to the amount it was due in state fiscal year
64 | 1999-2000.

65 | 7. Of the remaining proceeds:

66 | a. In each fiscal year, the sum of \$29,915,500 shall be
67 | divided into as many equal parts as there are counties in the
68 | state, and one part shall be distributed to each county. The
69 | distribution among the several counties shall begin each fiscal
70 | year on or before January 5th and shall continue monthly for a
71 | total of 4 months. If a local or special law required that any
72 | moneys accruing to a county in fiscal year 1999-2000 under the
73 | then-existing provisions of s. 550.135 be paid directly to the
74 | district school board, special district, or a municipal
75 | government, such payment shall continue until such time that the
76 | local or special law is amended or repealed. The state covenants
77 | with holders of bonds or other instruments of indebtedness
78 | issued by local governments, special districts, or district
79 | school boards prior to July 1, 2000, that it is not the intent
80 | of this subparagraph to adversely affect the rights of those
81 | holders or relieve local governments, special districts, or
82 | district school boards of the duty to meet their obligations as
83 | a result of previous pledges or assignments or trusts entered

84 into which obligated funds received from the distribution to
85 county governments under then-existing s. 550.135. This
86 distribution specifically is in lieu of funds distributed under
87 s. 550.135 prior to July 1, 2000.

88 b. The department shall distribute \$166,667 monthly
89 pursuant to s. 288.1162 to each applicant that has been
90 certified as a "facility for a new professional sports
91 franchise" or a "facility for a retained professional sports
92 franchise" pursuant to s. 288.1162, except that for new or
93 retained professional sports franchises certified on or after
94 January 1, 2005, and for previously certified new and retained
95 professional sports franchises undertaking additional
96 renovations and improvements pursuant to s. 288.1162, such
97 distribution shall be \$275,000. Up to \$41,667 shall be
98 distributed monthly by the department to each applicant that has
99 been certified as a "facility for a retained spring training
100 franchise" pursuant to s. 288.1162; however, not more than
101 \$208,335 may be distributed monthly in the aggregate to all
102 certified facilities for a retained spring training franchise.
103 Distributions shall begin 60 days following such certification
104 and shall continue for not more than 30 years. Nothing contained
105 in this paragraph shall be construed to allow an applicant
106 certified pursuant to s. 288.1162 to receive more in
107 distributions than actually expended by the applicant for the
108 public purposes provided for in s. 288.1162(6). However, a
109 certified applicant is entitled to receive distributions up to
110 the maximum amount allowable and undistributed under this

111 section for additional renovations and improvements to the
112 facility for the franchise without additional certification.

113 c. Beginning 30 days after notice by the Office of
114 Tourism, Trade, and Economic Development to the Department of
115 Revenue that an applicant has been certified as the professional
116 golf hall of fame pursuant to s. 288.1168 and is open to the
117 public, \$166,667 shall be distributed monthly, for up to 300
118 months, to the applicant.

119 d. Beginning 30 days after notice by the Office of
120 Tourism, Trade, and Economic Development to the Department of
121 Revenue that the applicant has been certified as the
122 International Game Fish Association World Center facility
123 pursuant to s. 288.1169, and the facility is open to the public,
124 \$83,333 shall be distributed monthly, for up to 168 months, to
125 the applicant. This distribution is subject to reduction
126 pursuant to s. 288.1169. A lump sum payment of \$999,996 shall be
127 made, after certification and before July 1, 2000.

128 8. All other proceeds shall remain with the General
129 Revenue Fund.

130 Section 2. This act shall take effect upon becoming a law.