

Bill No. PCS for SB 1110 (305620)

Barcode 695560

CHAMBER ACTION

Senate

House

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The Committee on Government Efficiency Appropriations (Geller) recommended the following amendment:

Senate Amendment (with title amendment)

On page 4, line 13, through
page 9, line 30, delete those lines

and insert:

(2) The lesser of seven and fifty-six hundredths percent of the remaining taxes collected under this chapter or ~~\$102.2 million~~ shall be used for the following purposes:

(a) Beginning in the month following the final payment for a fiscal year under paragraph (1)(c), available moneys shall be paid into the State Treasury to the credit of the General Revenue Fund ~~of the state~~ to be used and expended for the purposes for which the General Revenue Fund was created and exists by law or to the Ecosystem Management and Restoration Trust Fund or to the Marine Resources Conservation Trust Fund as provided in subsection (11). Payments made under this paragraph shall continue until the cumulative amount credited to the General Revenue Fund for the fiscal year under

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1 this paragraph equals the cumulative payments made under
2 paragraph (1)(c) for the same fiscal year.

3 (b) The remainder of the moneys distributed under this
4 subsection shall be paid into the State Treasury to the credit
5 of the Land Acquisition Trust Fund. Sums deposited in the fund
6 pursuant to this subsection may be used for any purpose for
7 which funds deposited in the Land Acquisition Trust Fund may
8 lawfully be used.

9 (3) The lesser of one and ninety-four hundredths
10 percent of the remaining taxes collected under this chapter or
11 \$30.6 million shall be paid into the State Treasury to the
12 credit of the Land Acquisition Trust Fund. Moneys deposited in
13 the trust fund pursuant to this section shall be used for the
14 following purposes:

15 (a) Sixty percent of the moneys shall be used to
16 acquire coastal lands or to pay debt service on bonds issued
17 to acquire coastal lands~~r~~ and

18 (b) Forty percent of the moneys shall be used to
19 develop and manage lands acquired with moneys from the Land
20 Acquisition Trust Fund.

21 (4) The lesser of four and two-tenths percent of the
22 remaining taxes collected under this chapter or \$60.5 million
23 shall be paid into the State Treasury to the credit of the
24 Water Management Lands Trust Fund. Sums deposited in that fund
25 may be used for any purpose authorized in s. 373.59.

26 (5) Four and two-tenths percent of the remaining taxes
27 collected under this chapter shall be paid into the State
28 Treasury to the credit of the Conservation and Recreation
29 Lands Trust Fund to carry out the purposes set forth in s.
30 259.032. Nine and one-half percent of the amount credited to
31 the Conservation and Recreation Lands Trust Fund pursuant to

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1 this subsection shall be transferred to the State Game Trust
2 Fund and used for land management activities.

3 (6) The lesser of two and twenty-eight hundredths
4 percent of the remaining taxes collected under this chapter or
5 \$36.1 million shall be paid into the State Treasury to the
6 credit of the Invasive Plant Control Trust Fund to carry out
7 the purposes set forth in ss. 369.22 and 369.252.

8 (7) The lesser of one-half of one percent of the
9 remaining taxes collected under this chapter or \$9.3 million
10 shall be paid into the State Treasury to the credit of the
11 State Game Trust Fund to be used exclusively for the purpose
12 of implementing the Lake Restoration 2020 Program.

13 (8) One-half of one percent of the remaining taxes
14 collected under this chapter shall be paid into the State
15 Treasury and divided equally to the credit of the Department
16 of Environmental Protection Water Quality Assurance Trust Fund
17 to address water quality impacts associated with
18 nonagricultural nonpoint sources and to the credit of the
19 Department of Agriculture and Consumer Services General
20 Inspection Trust Fund to address water quality impacts
21 associated with agricultural nonpoint sources, respectively.
22 These funds shall be used for research, development,
23 demonstration, and implementation of suitable best management
24 practices or other measures used to achieve water quality
25 standards in surface waters and water segments identified
26 pursuant to ss. 303(d) of the Clean Water Act, Pub. L. No.
27 92-500, 33 U.S.C. ss. 1251 et seq. Implementation of best
28 management practices and other measures may include cost-share
29 grants, technical assistance, implementation tracking, and
30 conservation leases or other agreements for water quality
31 improvement. The Department of Environmental Protection and

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1 the Department of Agriculture and Consumer Services may adopt
 2 rules governing the distribution of funds for implementation
 3 of best management practices. The unobligated balance of funds
 4 received from the distribution of taxes collected under this
 5 chapter to address water quality impacts associated with
 6 nonagricultural nonpoint sources will be excluded when
 7 calculating the unobligated balance of the Water Quality
 8 Assurance Trust Fund as it relates to the determination of the
 9 applicable excise tax rate.

10 (9) The lesser of seven and fifty-three hundredths
 11 percent of the remaining taxes collected under this chapter or
 12 \$145.8 million shall be paid into the State Treasury to the
 13 credit of the State Housing Trust Fund and shall be used as
 14 follows:

15 (a) Half of that amount shall be used for the purposes
 16 for which the State Housing Trust Fund was created and exists
 17 by law.

18 (b) Half of that amount shall be paid into the State
 19 Treasury to the credit of the Local Government Housing Trust
 20 Fund and shall be used for the purposes for which the Local
 21 Government Housing Trust Fund was created and exists by law.

22 (10) The lesser of eight and sixty-six hundredths
 23 percent of the remaining taxes collected under this chapter or
 24 \$185.2 million shall be paid into the State Treasury to the
 25 credit of the State Housing Trust Fund and shall be used as
 26 follows:

27 (a) Twelve and one-half percent of that amount shall
 28 be deposited into the State Housing Trust Fund and be expended
 29 by the Department of Community Affairs and by the Florida
 30 Housing Finance Corporation for the purposes for which the
 31 State Housing Trust Fund was created and exists by law.

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1 (b) Eighty-seven and one-half percent of that amount
 2 shall be distributed to the Local Government Housing Trust
 3 Fund and shall be used for the purposes for which the Local
 4 Government Housing Trust Fund was created and exists by law.
 5 Funds from this category may also be used to provide for state
 6 and local services to assist the homeless.

7 (11) From the moneys specified in paragraphs (1)(d)
 8 and (2)(a) and prior to deposit of any moneys into the General
 9 Revenue Fund, \$30 million shall be paid into the State
 10 Treasury to the credit of the Ecosystem Management and
 11 Restoration Trust Fund in fiscal year 2000-2001 and each
 12 fiscal year thereafter, to be used for the preservation and
 13 repair of the state's beaches as provided in ss.
 14 161.091-161.212, and \$2 million shall be paid into the State
 15 Treasury to the credit of the Marine Resources Conservation
 16 Trust Fund to be used for marine mammal care as provided in s.
 17 370.0603(3).

18 (12) The Department of Revenue may use the payments
 19 credited to trust funds pursuant to paragraphs (1)(c) and
 20 (2)(b) and subsections (3), (4), (5), (6), (7), (8), (9), and
 21 (10) to pay the costs of the collection and enforcement of the
 22 tax levied by this chapter. The percentage of such costs which
 23 may be assessed against a trust fund is a ratio, the numerator
 24 of which is payments credited to that trust fund under this
 25 section and the denominator of which is the sum of payments
 26 made under paragraphs (1)(c) and (2)(b) and subsections (3),
 27 (4), (5), (6), (7), (8), (9), and (10).

28 (13) The distribution of proceeds deposited into the
 29 Water Management Lands Trust Fund and the Conservation and
 30 Recreation Lands Trust Fund, pursuant to subsections (4) and
 31 (5), shall not be used for land acquisition, but may be used

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1 for preacquisition costs associated with land purchases. The
 2 Legislature intends that the Florida Forever program supplant
 3 the acquisition programs formerly authorized under ss. 259.032
 4 and 373.59. Prior to the 2005 Regular Session of the
 5 Legislature, the Acquisition and Restoration Council shall
 6 review and make recommendations to the Legislature concerning
 7 the need to repeal this provision. Based on these
 8 recommendations, the Legislature shall review the need to
 9 repeal this provision during the 2005 Regular Session.

10 (14) Amounts distributed pursuant to subsections (5),
 11 (6), (7) and (8) are subject to the payment of debt service on
 12 outstanding Conservation and Recreation Lands revenue bonds.

13 (15) The remaining taxes collected under this chapter
 14 shall be paid into the State Treasury to the credit of the
 15 General Revenue Fund.

16 (16) If the payment requirements in any year for bonds
 17 outstanding on July 1, 2006, or bonds issued to refund such
 18 bonds, exceed the limitations of this section, distributions
 19 to the trust fund from which the bond payments are made shall
 20 be increased to the amount needed to pay bond obligations.

21
 22 Beginning July 1, 2007, the stated maximum amounts provided in
 23 subsections (2), (3), (4), (6), and (7) shall be annually
 24 increased from these base maximum distributions,
 25 proportionately to each fund, by 6 percent.

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 28 ===== T I T L E A M E N D M E N T =====

29 And the title is amended as follows:

30 On page 1, lines 1 through 19, delete those lines

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1 insert:

2 A bill to be entitled
3 An act relating to the distribution of proceeds
4 from the excise tax on documents; amending s.
5 201.15, F.S.; revising monetary criteria for
6 distributing portions of the tax to certain
7 trust funds; providing that distributions be
8 increased by a stated percentage; requiring
9 that proceeds of the tax in excess of specified
10 amounts be deposited into the General Revenue
11 Fund; providing for increased distributions to
12 certain trust funds under certain circumstances
13 to provide for payments on bonds; providing a
14 limitation; providing an effective date.

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