

Bill No. HB 1859, 2nd Eng.

Barcode 383876

CHAMBER ACTION

Senate

House

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11 Senator Saunders moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 Between lines 6655 and 6656,

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16 insert:

17 Section 224. Paragraph (d) of subsection (6) of
18 section 212.20, Florida Statutes, is amended to read:

19 212.20 Funds collected, disposition; additional powers
20 of department; operational expense; refund of taxes
21 adjudicated unconstitutionally collected.--

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

24 (d) The proceeds of all other taxes and fees imposed
25 pursuant to this chapter or remitted pursuant to s.
26 202.18(1)(b) and (2)(b) shall be distributed as follows:

27 1. In any fiscal year, the greater of \$500 million,
28 minus an amount equal to 4.6 percent of the proceeds of the
29 taxes collected pursuant to chapter 201, or 5 percent of all
30 other taxes and fees imposed pursuant to this chapter or
31 remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be

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1 deposited in monthly installments into the General Revenue
2 Fund.

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

6 3. After the distribution under subparagraphs 1. and
7 2., 8.814 percent of the amount remitted by a sales tax dealer
8 located within a participating county pursuant to s. 218.61
9 shall be transferred into the Local Government Half-cent Sales
10 Tax Clearing Trust Fund. Beginning July 1, 2003, the amount to
11 be transferred pursuant to this subparagraph to the Local
12 Government Half-cent Sales Tax Clearing Trust Fund shall be
13 reduced by 0.1 percent, and the department shall distribute
14 this amount to the Public Employees Relations Commission Trust
15 Fund less \$5,000 each month, which shall be added to the
16 amount calculated in subparagraph 4. and distributed
17 accordingly.

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

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

26 6. After the distributions under subparagraphs 1., 2.,
27 3., and 4., 1.3409 percent of the available proceeds pursuant
28 to this paragraph shall be transferred monthly to the Revenue
29 Sharing Trust Fund for Municipalities pursuant to s. 218.215.
30 If the total revenue to be distributed pursuant to this
31 subparagraph is at least as great as the amount due from the

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1 Revenue Sharing Trust Fund for Municipalities and the former
 2 Municipal Financial Assistance Trust Fund in state fiscal year
 3 1999-2000, no municipality shall receive less than the amount
 4 due from the Revenue Sharing Trust Fund for Municipalities and
 5 the former Municipal Financial Assistance Trust Fund in state
 6 fiscal year 1999-2000. If the total proceeds to be distributed
 7 are less than the amount received in combination from the
 8 Revenue Sharing Trust Fund for Municipalities and the former
 9 Municipal Financial Assistance Trust Fund in state fiscal year
 10 1999-2000, each municipality shall receive an amount
 11 proportionate to the amount it was due in state fiscal year
 12 1999-2000.

13 7. Of the remaining proceeds:

14 a. In each fiscal year, the sum of \$29,915,500 shall
 15 be divided into as many equal parts as there are counties in
 16 the state, and one part shall be distributed to each county.
 17 The distribution among the several counties shall begin each
 18 fiscal year on or before January 5th and shall continue
 19 monthly for a total of 4 months. If a local or special law
 20 required that any moneys accruing to a county in fiscal year
 21 1999-2000 under the then-existing provisions of s. 550.135 be
 22 paid directly to the district school board, special district,
 23 or a municipal government, such payment shall continue until
 24 such time that the local or special law is amended or
 25 repealed. The state covenants with holders of bonds or other
 26 instruments of indebtedness issued by local governments,
 27 special districts, or district school boards prior to July 1,
 28 2000, that it is not the intent of this subparagraph to
 29 adversely affect the rights of those holders or relieve local
 30 governments, special districts, or district school boards of
 31 the duty to meet their obligations as a result of previous

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1 pledges or assignments or trusts entered into which obligated
 2 funds received from the distribution to county governments
 3 under then-existing s. 550.135. This distribution
 4 specifically is in lieu of funds distributed under s. 550.135
 5 prior to July 1, 2000.

6 b. The department shall distribute \$166,667 monthly
 7 pursuant to s. 288.1162 to each applicant that has been
 8 certified as a "facility for a new professional sports
 9 franchise" or a "facility for a retained professional sports
 10 franchise" pursuant to s. 288.1162, with the eighth facility
 11 authorized pursuant to s. 288.1162(7) designated for a new
 12 professional sports franchise that commenced league play in
 13 this state in October, 1989. Up to \$41,667 shall be
 14 distributed monthly by the department to each applicant that
 15 has been certified as a "facility for a retained spring
 16 training franchise" pursuant to s. 288.1162; however, not more
 17 than \$208,335 may be distributed monthly in the aggregate to
 18 all certified facilities for a retained spring training
 19 franchise. Distributions shall begin 60 days following such
 20 certification and shall continue for not more than 30 years.
 21 Nothing contained in this paragraph shall be construed to
 22 allow an applicant certified pursuant to s. 288.1162 to
 23 receive more in distributions than actually expended by the
 24 applicant for the public purposes provided for in s.
 25 288.1162(6). However, a certified applicant is entitled to
 26 receive distributions up to the maximum amount allowable and
 27 undistributed under this section for additional renovations
 28 and improvements to the facility for the franchise without
 29 additional certification.

30 c. Beginning 30 days after notice by the Office of
 31 Tourism, Trade, and Economic Development to the Department of

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1 Revenue that an applicant has been certified as the
 2 professional golf hall of fame pursuant to s. 288.1168 and is
 3 open to the public, \$166,667 shall be distributed monthly, for
 4 up to 300 months, to the applicant.

5 d. Beginning 30 days after notice by the Office of
 6 Tourism, Trade, and Economic Development to the Department of
 7 Revenue that the applicant has been certified as the
 8 International Game Fish Association World Center facility
 9 pursuant to s. 288.1169, and the facility is open to the
 10 public, \$83,333 shall be distributed monthly, for up to 168
 11 months, to the applicant. This distribution is subject to
 12 reduction pursuant to s. 288.1169. A lump sum payment of
 13 \$999,996 shall be made, after certification and before July 1,
 14 2000.

15 8. All other proceeds shall remain with the General
 16 Revenue Fund.

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 18 (Redesignate subsequent sections.)

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

22 And the title is amended as follows:

23 On line 187, after the semicolon,

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25 insert:

26 amending s. 212.20, F.S.; providing for the
 27 distribution of certain tax proceeds to an
 28 additional professional sports franchise;

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