

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Simmons and Seiler offered the following:

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3 **Amendment (with title amendment)**

4 Between line(s) 2403 and 2404 and insert:

5 Section 43. Effective July 1, 2006, subsection (3) of  
6 section 218.245, Florida Statutes, is amended to read:

7 218.245 Revenue sharing; apportionment.--

8 (3) Revenues attributed to the increase in distribution  
9 to the Revenue Sharing Trust Fund for Municipalities pursuant to  
10 s. 212.20(6)(d)6. from 1.0715 percent to 1.3409 percent provided  
11 in chapter 2003-402, Laws of Florida, shall be distributed to  
12 each eligible municipality and any unit of local government  
13 which is consolidated as provided by s. 9, Art. VIII of the  
14 State Constitution of 1885, as preserved by s. 6(e), Art. VIII,  
15 1968 revised constitution, as follows: each eligible local

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16 government's allocation shall be based on the amount it received  
17 from the half-cent sales tax under s. 218.61 in the prior state  
18 fiscal year divided by the total receipts under s. 218.61 in the  
19 prior state fiscal year for all eligible local governments;  
20 provided, however, for the purpose of calculating this  
21 distribution, the amount received from the half-cent sales tax  
22 under s. 218.61 in the prior state fiscal year by a unit of  
23 local government which is consolidated as provided by s. 9, Art.  
24 VIII of the State Constitution of 1885, as amended, and as  
25 preserved by s. 6(e), Art. VIII, of the Constitution as revised  
26 in 1968, shall be reduced by 50 percent for such local  
27 government and for the total receipts. For eligible  
28 municipalities that began participating in the allocation of  
29 half-cent sales tax under s. 218.61 in the previous state fiscal  
30 year, their annual receipts shall be calculated by dividing  
31 their actual receipts by the number of months they participated,  
32 and the result multiplied by 12.

33 Section 44. (1) Beginning October 1, 2005, the Department  
34 of Revenue shall withhold \$1,800,000 in nine equal monthly  
35 installments from the amounts to be distributed to a unit of  
36 local government which is consolidated as provided by s. 9, Art.  
37 VIII of the State Constitution of 1885, as preserved by s. 6(e),  
38 Art. VIII, 1968 revised constitution, pursuant to s. 218.245(3),  
39 Florida Statutes. The Office of Economic and Demographic  
40 Research is directed to conduct a review of the provisions of  
41 chapter 2003-402, Laws of Florida, regarding the increase in  
42 distributions to the Revenue Sharing Trust Fund for

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43 Municipalities pursuant to s. 212.20(6)(d)6., Florida Statutes.  
44 The purpose of the review shall be to determine if the increase  
45 in the distribution made to the consolidated unit of local  
46 government was appropriate when compared to the distributions  
47 made to other units of local government. The office shall submit  
48 its findings to the Legislative Budget Commission by September  
49 1, 2005. If the commission, after receiving the findings,  
50 determines that the distributions to the consolidated unit of  
51 local government were appropriate, the commission shall approve  
52 the release of the withheld amount, or such lesser amount it  
53 deems appropriate, to the unit of local government. If the  
54 commission determines that the distributions were not  
55 appropriate, it shall take no action and the withheld amount  
56 shall be distributed as directed by a future act of the  
57 Legislature.

58 (2) The Office of Program Policy Analysis and Government  
59 Accountability is directed to review the effects that the  
60 provisions of chapters 2003-402 and 2004-265, Laws of Florida,  
61 had on a unit of local government which is consolidated as  
62 provided by s. 9, Art. VIII of the State Constitution of 1885,  
63 as preserved by s. 6(e), Art. VIII, 1968 revised constitution.  
64 The purpose of the review shall be to determine if the effects  
65 on the state-shared revenues received by the consolidated unit  
66 of local government as a county were consistent with the effects  
67 on other counties, including home rule charter counties, and  
68 whether the effects on state-shared revenues received as a  
69 municipality were consistent with the effects on other

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70 municipalities. The review shall be submitted to the President  
71 of the Senate and the Speaker of the House of Representatives by  
72 February 1, 2006.

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

75 Between line(s) 246 and 247, insert:  
76 amending s. 218.245, F.S.; revising the requirements for  
77 revenue sharing with respect to certain local governments;  
78 requiring the Department of Revenue to withhold certain  
79 amounts from amounts to be distributed to certain local  
80 governments; requiring the Office of Economic and  
81 Demographic Research to review certain provisions of law;  
82 specifying review requirements; requiring the office to  
83 report to the Legislative Budget Commission; providing  
84 duties of the commission; requiring the Office of Program  
85 Policy Analysis and Government Accountability to review  
86 certain provisions of law; specifying review requirements;  
87 requiring a report to the Legislature;

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