

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Planas offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 2710 and 2711, insert:

5 Section 57. Subsection (3) is added to section 939.185,  
6 Florida Statutes, to read:

7 939.185 Assessment of additional court costs and  
8 surcharges.--

9 (3) In addition to the court costs imposed under  
10 subsection (1) and any other cost, fine, or penalty imposed by  
11 law, any unit of local government which is consolidated as  
12 provided by s. 9, Art. VIII of the State Constitution of 1885,  
13 as preserved by s. 6(e), Art. VIII of the State Constitution of  
14 1968, and which is granted the authority in the State  
15 Constitution to exercise all the powers of a municipal

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16 corporation, and any unit of local government operating under a  
 17 home rule charter adopted pursuant to ss. 10, 11, and 24, Art.  
 18 VIII of the State Constitution of 1885, as preserved by s. 6(e),  
 19 Art. VIII of the State Constitution of 1968, which is granted  
 20 the authority in the State Constitution to exercise all the  
 21 powers conferred now or hereafter by general law upon  
 22 municipalities, may impose by ordinance a surcharge in the  
 23 amount of \$85 to be imposed by the court when a person pleads  
 24 guilty or nolo contendere to, or is found guilty of, any felony,  
 25 misdemeanor, or criminal traffic offense under the laws of this  
 26 state. Revenue from the surcharge shall be transferred to such  
 27 unit of local government for the purpose of replacing fine  
 28 revenue deposited into the clerk's fine and forfeiture fund  
 29 under s. 142.01. The court may not waive this surcharge.

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

33 Remove line 286 and insert:

34 Commission of costs or fees paid; amending s. 939.185, F.S.;

35 authorizing certain local governments to impose by ordinance in

36 addition to certain court costs and other costs, fines, and

37 penalties imposed by law a surcharge to be imposed by court on

38 persons pleading guilty or nolo contendere to certain criminal

39 offenses; providing for transfer of revenues from such surcharge

40 for certain purposes; prohibiting a court from waiving the

41 surcharge; amending s. 985.05,

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