

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Simmons offered the following:

2  
3 **Amendment (with directory and title amendments)**

4 Between line(s) 1245 and 1246, insert:

5 (6) The Florida Clerks of Court Operations Corporation,  
6 upon review and approval by the Chief Financial Officer, may  
7 approve adjustments to the clerk's maximum annual budget for  
8 court-related duties if either of the following conditions  
9 exists:

10 (a) The additional funding is necessary to pay the cost of  
11 performing new or additional functions required by changes in  
12 law and the legislation which establishes the new or additional  
13 functions specifically authorizes, by reference to this  
14 subsection, the adjustment of maximum annual budgets; or

483627

4/29/2005 1:10:50 PM

Amendment No. (for drafter's use only)

15       (b) The additional funding is necessary to pay the cost of  
16 supporting increases in the number of judges or magistrates  
17 authorized by the Legislature and the legislation which  
18 establishes additional judges or magistrates specifically  
19 authorizes, by reference to this subsection, the adjustment of  
20 maximum annual budgets.

21  
22 Before the maximum annual budget of any clerk can be increased  
23 pursuant to this subsection, the corporation shall provide the  
24 Chief Financial Officer and the Legislative Budget Commission  
25 with a statement of the impact of the proposed budget changes on  
26 state revenues, performance data indicating unit costs for the  
27 affected clerk as compared to statewide averages, evidence that  
28 the respective clerk of the court is meeting or exceeding the  
29 established performance standards for measures on the fiscal  
30 management, operational efficiency, and effective collection of  
31 finances, fees, service charges, and court costs, and a proposed  
32 staffing model, including the cost and number of staff necessary  
33 to support additional statutory responsibilities for each new  
34 judge or magistrate. If not otherwise specified in the  
35 legislation that establishes additional responsibilities, judges  
36 or magistrates, any adjustments approved by the corporation  
37 pursuant to this subsection shall not, in the aggregate, exceed  
38 1 percent of the aggregate statewide maximum annual budgets that  
39 would otherwise be established pursuant to the methodology  
40 required by this section. Any adjustment to a maximum annual  
41 budget authorized by this subsection is subject to review and

483627

4/29/2005 1:10:50 PM

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42 approval by the Legislative Budget Commission pursuant to  
43 chapter 216.

44 (7)+(6) The corporation may submit proposed legislation to  
45 the Governor, the President of the Senate, and the Speaker of  
46 the House of Representatives no later than November 1 in any  
47 year for approval of clerk budget request amounts exceeding the  
48 restrictions in this section for the following October 1. If  
49 proposed legislation is recommended, the corporation shall also  
50 submit supporting justification with sufficient detail to  
51 identify the specific proposed expenditures that would cause the  
52 limitations to be exceeded for each affected clerk and the  
53 estimated fiscal impact on state revenues.

54  
55 ===== D I R E C T O R Y A M E N D M E N T =====

56 Remove line 1194 and insert:  
57 Florida Statutes, are amended, subsection (6) is renumbered as  
58 subsection (7), and a new subsection (6) is added to said  
59 section, to read:

60  
61 ===== T I T L E A M E N D M E N T =====

62 Remove line(s) 107 and insert:  
63 reference to the Chief Financial Officer; providing  
64 conditions and requirements by which the corporation may  
65 approve adjustments to the clerk's maximum annual budget  
66 for court-related duties; amending s.

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4/29/2005 1:10:50 PM