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2 An act relating to trust funds; amending s.  
3 25.241, F.S.; directing that certain fees be  
4 deposited into the Operating Trust Fund of the  
5 state court system; amending s. 25.383, F.S.;  
6 directing that certain fees be deposited into  
7 the Operating Trust Fund of the state courts  
8 system; creating s. 25.3844, F.S.; creating the  
9 Operating Trust Fund within the state courts  
10 system; providing for sources of funds and  
11 purposes; providing for future review and  
12 termination or re-creation of the trust fund;  
13 amending s. 29.0195, F.S.; directing that  
14 certain fees be deposited into the Operating  
15 Trust Fund of the state courts system; amending  
16 s. 35.22, F.S.; directing that certain fees be  
17 deposited into the Operating Trust Fund of the  
18 state courts system; providing an effective  
19 date.  
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21 Be It Enacted by the Legislature of the State of Florida:  
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23 Section 1. Subsection (5) of section 25.241, Florida  
24 Statutes, is amended to read:

25 25.241 Clerk of Supreme Court; compensation;  
26 assistants; filing fees, etc.--

27 (5) The Clerk of the Supreme Court is hereby required  
28 to prepare a statement of all fees collected each month and  
29 remit such statement, together with all fees collected by him  
30 or her, to the Chief Financial Officer. The Chief Financial  
31 Officer shall deposit \$250 of each \$300 filing fee and all

1 other fees collected into the General Revenue Fund. The Chief  
2 Financial Officer shall deposit \$50 of each filing fee  
3 collected into the state court's Operating ~~Grants and~~  
4 ~~Donations~~ Trust Fund to fund court improvement projects as  
5 authorized in the General Appropriations Act.

6 Section 2. Section 25.383, Florida Statutes, is  
7 amended to read:

8 25.383 Standards for court reporters; procedures;  
9 rules of professional conduct, discipline, and training.--The  
10 Supreme Court shall establish minimum standards and procedures  
11 for qualifications, certification, discipline, and training  
12 for court reporters. The Supreme Court shall determine the  
13 amount of fees to charge applicants for certification and  
14 renewal of certification. Fees shall be set in an amount  
15 necessary to recover the full cost of administering the  
16 certification process. All proceeds from fees collected  
17 pursuant to this section shall be deposited into the Operating  
18 ~~Grants and Donations~~ Trust Fund within the state courts. The  
19 Supreme Court may appoint or employ such personnel as are  
20 necessary to assist the court in exercising its powers and  
21 performing its duties under this section.

22 Section 3. Section 25.3844, Florida Statutes, is  
23 created to read:

24 25.3844 Operating Trust Fund.--

25 (1) The Operating Trust Fund is created within the  
26 state courts system.

27 (2) The fund is established for use as a depository of  
28 fees and related revenue for the purpose of supporting the  
29 program operations of the judicial branch and for such other  
30 purposes as may be appropriate, and shall be expended only  
31 pursuant to legislative appropriation or an approved amendment

1 to the agency's operating budget pursuant to the provisions of  
2 chapter 216.

3 (3) In accordance with s. 19(f)(2), Art. III of the  
4 State Constitution, the Operating Trust Fund shall, unless  
5 terminated sooner, be terminated on July 1, 2010. Before its  
6 scheduled termination, the trust fund shall be reviewed as  
7 provided in s. 215.3206(1) and (2).

8 Section 4. Section 29.0195, Florida Statutes, is  
9 amended to read:

10 29.0195 Recovery of expenditures for state-funded  
11 services.--The trial court administrator of each circuit shall  
12 recover expenditures for state-funded services when those  
13 services have been furnished to a user of the state court  
14 system who possesses the present ability to pay. The rate of  
15 compensation for such services shall be the actual cost of the  
16 services, including the cost of recovery. The trial court  
17 administrator shall deposit moneys recovered under this  
18 section in the Operating Grants and Donations Trust Fund  
19 within the state court system. The trial court administrator  
20 shall recover the costs of court reporter services and  
21 transcription; court interpreter services, including  
22 translation; and any other service for which state funds were  
23 used to provide a product or service within the circuit. This  
24 section does not authorize cost recovery from entities  
25 described in ss. 29.005, 29.006, and 29.007.

26 Section 5. Subsection (6) of section 35.22, Florida  
27 Statutes, is amended to read:

28 35.22 Clerk of district court; appointment;  
29 compensation; assistants; filing fees; teleconferencing.--

30 (6) The clerk of each district court of appeal is  
31 required to deposit all fees collected in the State Treasury

1 to the credit of the General Revenue Fund, except that \$50 of  
2 each \$300 filing fee collected shall be deposited into the  
3 state court's Operating ~~Grants and Donations~~ Trust Fund to  
4 fund court improvement projects as authorized in the General  
5 Appropriations Act. The clerk shall retain an accounting of  
6 each such remittance.

7           Section 6. This act shall take effect July 1, 2006.

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