

Bill No. SB 1142

Barcode 285062 Comm: FAV 03/28/2007 11:59 AM

606-1954B-07

Proposed Committee Substitute by the Committee on  
Transportation and Economic Development Appropriations

1                                   A bill to be entitled

2           An act implementing the 2007-2008 General

3           Appropriations Act; providing legislative

4           intent; amending s. 320.08058, F.S.;

5           authorizing proceeds from the Professional

6           Sports Development Trust Fund to be used for

7           operational expenses of the Florida Sports

8           Foundation and financial support of the

9           Sunshine State Games; amending s. 253.034,

10          F.S.; authorizing the deposit of funds from the

11          sale of property located in Palm Beach County

12          into the Highway Safety Operating Trust Fund by

13          the Department of Highway Safety and Motor

14          Vehicles; amending s. 311.22, F.S.; prescribing

15          the required matching funds for dredging

16          projects that meet specified conditions;

17          extending the period for a local government to

18          apply to the Executive Office of the Governor

19          for a waiver of certain requirements governing

20          matching funding for public assistance

21          projects; providing a finding that the

22          authorization and issuance of certain debt is

23          in the best interest of the state; providing

24          for the effect of a veto of a specific

25          appropriation or proviso to which implementing

26          language refers; providing for the continued

27          operation of certain provisions notwithstanding

28          a future repeal or expiration provided by the

29          act; providing for severability; providing

30          effective dates.

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1 Be It Enacted by the Legislature of the State of Florida:

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3 Section 1. It is the intent of the Legislature that  
4 the implementing and administering provisions of this act  
5 apply to the General Appropriations Act for the 2007-2008  
6 fiscal year.

7 Section 2. In order to implement Specific  
8 Appropriation 2761 of the 2007-2008 General Appropriations  
9 Act, paragraph (b) of subsection (9) of section 320.08058,  
10 Florida Statutes, is amended to read:

11 320.08058 Specialty license plates.--

12 (9) FLORIDA PROFESSIONAL SPORTS TEAM LICENSE PLATES.--

13 (b) The license plate annual use fees are to be  
14 annually distributed as follows:

15 1. Fifty-five percent of the proceeds from the Florida  
16 Professional Sports Team plate must be deposited into the  
17 Professional Sports Development Trust Fund within the Office  
18 of Tourism, Trade, and Economic Development. These funds must  
19 be used solely to attract and support major sports events in  
20 this state. As used in this subparagraph, the term "major  
21 sports events" means, but is not limited to, championship or  
22 all-star contests of Major League Baseball, the National  
23 Basketball Association, the National Football League, the  
24 National Hockey League, the men's and women's National  
25 Collegiate Athletic Association Final Four basketball  
26 championship, or a horseracing or dogracing Breeders' Cup. All  
27 funds must be used to support and promote major sporting  
28 events, and the uses must be approved by the Florida Sports  
29 Foundation.

30 2. The remaining proceeds of the Florida Professional  
31 Sports Team license plate must be allocated to the Florida

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1 Sports Foundation, a direct-support organization of the Office  
 2 of Tourism, Trade, and Economic Development. These funds must  
 3 be deposited into the Professional Sports Development Trust  
 4 Fund within the Office of Tourism, Trade, and Economic  
 5 Development. These funds must be used by the Florida Sports  
 6 Foundation to promote the economic development of the sports  
 7 industry; to distribute licensing and royalty fees to  
 8 participating professional sports teams; to promote education  
 9 programs in Florida schools that provide an awareness of the  
 10 benefits of physical activity and nutrition standards; to  
 11 partner with the Department of Education and the Department of  
 12 Health to develop a program that recognizes schools whose  
 13 students demonstrate excellent physical fitness or fitness  
 14 improvement; to institute a grant program for communities  
 15 bidding on minor sporting events that create an economic  
 16 impact for the state; to distribute funds to Florida-based  
 17 charities designated by the Florida Sports Foundation and the  
 18 participating professional sports teams; and to fulfill the  
 19 sports promotion responsibilities of the Office of Tourism,  
 20 Trade, and Economic Development.

21           3. The Florida Sports Foundation shall provide an  
 22 annual financial audit in accordance with s. 215.981 of its  
 23 financial accounts and records by an independent certified  
 24 public accountant pursuant to the contract established by the  
 25 Office of Tourism, Trade, and Economic Development as  
 26 specified in s. 288.1229(5). The auditor shall submit the  
 27 audit report to the Office of Tourism, Trade, and Economic  
 28 Development for review and approval. If the audit report is  
 29 approved, the office shall certify the audit report to the  
 30 Auditor General for review.

31           4. For the 2007-2008 ~~2006-2007~~ fiscal year only and

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1 notwithstanding the provisions of subparagraphs 1. and 2.,  
 2 proceeds from the Professional Sports Development Trust Fund  
 3 may also be used for operational expenses of the Florida  
 4 Sports Foundation and financial support of the Sunshine State  
 5 Games. This subparagraph expires July 1, 2008 ~~2007~~.

6 Section 3. In order to implement section 10 of the  
 7 2007-2008 General Appropriations Act, subsection (13) of  
 8 section 253.034, Florida Statutes, is amended to read:

9 253.034 State-owned lands; uses.--

10 (13) Notwithstanding the provisions of this section,  
 11 funds from the sale of property by the Department of Highway  
 12 Safety and Motor Vehicles located in Palm Beach County are  
 13 authorized to be deposited into the Highway Safety Operating  
 14 Trust Fund to facilitate the exchange as provided in the  
 15 General Appropriations Act, provided that at the conclusion of  
 16 both exchanges the values are equalized. This subsection  
 17 expires July 1, 2008 ~~2007~~.

18 Section 4. In order to implement Specific  
 19 Appropriation 2188 of the 2007-2008 General Appropriations  
 20 Act, subsection (3) of section 311.22, Florida Statutes, is  
 21 amended to read:

22 311.22 Additional authorization for funding certain  
 23 dredging projects.--

24 (3) For the 2007-2008 ~~2006-2007~~ fiscal year only and  
 25 notwithstanding the matching basis specified in subsection  
 26 (1), funding for projects in subsection (1) shall require a  
 27 minimum 25 percent match of funds received pursuant to this  
 28 section. This subsection expires July 1, 2008 ~~2007~~.

29 Section 5. In order to implement Specific  
 30 Appropriation 1621AA of the 2007-2008 General Appropriations  
 31 Act and notwithstanding s. 252.37(5)(b), Florida Statutes,

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1 local governments that failed to apply for a waiver under s.  
2 252.37, Florida Statutes, within the first 18 months following  
3 the declaration of a disaster resulting from Hurricanes  
4 Charley, Frances, Ivan, and Jeanne may submit applications for  
5 consideration by the Executive Office of the Governor until  
6 January 1, 2008. The Executive Office of the Governor may  
7 approve a waiver, subject to the requirement for legislative  
8 notice and review under s. 216.177, Florida Statutes, of all  
9 or a portion of the required match for public assistance  
10 projects for local governments if the Executive Office of the  
11 Governor determines that such a match requirement cannot be  
12 provided, or that doing so would impose a documented hardship  
13 on the local government, and if the local government applies  
14 for the waiver by the date specified in this section.

15       Section 6. In order to implement the issuance of new  
16 debt authorized in the 2007-2008 General Appropriations Act,  
17 and pursuant to the requirements of s. 215.98, Florida  
18 Statutes, the Legislature determines that the authorization  
19 and issuance of debt for the 2007-2008 fiscal year is in the  
20 best interest of the state and should be implemented.

21       Section 7. A section of this act that implements more  
22 than one specific appropriation or more than one portion of  
23 specifically identified proviso language in the 2007-2008  
24 General Appropriations Act is void if all the specific  
25 appropriations or portions of specifically identified proviso  
26 language are vetoed.

27       Section 8. If any other act passed in 2007 contains a  
28 provision that is substantively the same as a provision in  
29 this act, but that removes or is otherwise not subject to the  
30 future repeal applied to such provision by this act, the  
31 Legislature intends that the provision in the other act shall

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1 take precedence and shall continue to operate, notwithstanding  
2 the future repeal provided by this act.

3           Section 9. If any provision of this act or its  
4 application to any person or circumstance is held invalid, the  
5 invalidity does not affect other provisions or applications of  
6 the act which can be given effect without the invalid  
7 provision or application, and to this end the provisions of  
8 this act are severable.

9           Section 10. Except as otherwise expressly provided in  
10 this act, this act shall take effect July 1, 2007; or, if this  
11 act fails to become a law until after that date, it shall take  
12 effect upon becoming a law and shall operate retroactively to  
13 July 1, 2007.

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