

1 A bill to be entitled
 2 An act relating to local government finances; amending s.
 3 218.21, F.S.; deleting a time limitation on certain
 4 increases to guaranteed entitlement to certain state
 5 revenue sharing for certain municipalities; amending s.
 6 318.18, F.S.; saving from repeal a local government
 7 surcharge on penalties for noncriminal dispositions;
 8 repealing s. 95, ch. 2003-402, Laws of Florida, relating
 9 to the removal of certain increases to guaranteed
 10 entitlement; providing an effective date.

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

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14 Section 1. Subsection (6) of section 218.21, Florida
 15 Statutes, is amended to read:

16 218.21 Definitions.--As used in this part, the following
 17 words and terms shall have the meanings ascribed them in this
 18 section, except where the context clearly indicates a different
 19 meaning:

20 (6) "Guaranteed entitlement" means the amount of revenue
 21 which must be shared with an eligible unit of local government
 22 so that:

23 (a) No eligible county shall receive less funds from the
 24 Revenue Sharing Trust Fund for Counties in any fiscal year than
 25 the amount received in the aggregate from the state in fiscal
 26 year 1971-1972 under the provisions of the then-existing s.
 27 210.20(2)(c), tax on cigarettes; the then-existing s. 323.16(4),

28 road tax; and the then-existing s. 199.292(4), tax on intangible
 29 personal property.

30 (b) No eligible municipality shall receive less funds from
 31 the Revenue Sharing Trust Fund for Municipalities in any fiscal
 32 year than the aggregate amount it received from the state in
 33 fiscal year 1971-1972 under the provisions of the then-existing
 34 s. 210.20(2)(a), tax on cigarettes; the then-existing s.
 35 323.16(3), road tax; and s. 206.605, tax on motor fuel. Any
 36 government exercising municipal powers under s. 6(f), Art. VIII
 37 of the State Constitution may not receive less than the
 38 aggregate amount it received from the Revenue Sharing Trust Fund
 39 for Municipalities in the preceding fiscal year, plus, ~~through~~
 40 ~~fiscal year 2008-2009~~, a percentage increase in such amount
 41 equal to the percentage increase of the Revenue Sharing Trust
 42 Fund for Municipalities for the preceding fiscal year.

43 Section 2. Subsection (14) of section 318.18, Florida
 44 Statutes, is amended to read:

45 318.18 Amount of civil penalties.--The penalties required
 46 for a noncriminal disposition pursuant to s. 318.14 are as
 47 follows:

48 (14) In addition to any penalties imposed for noncriminal
 49 traffic infractions under this chapter or imposed for criminal
 50 violations listed in s. 318.17, any unit of local government
 51 that is consolidated as provided by s. 9, Art. VIII of the State
 52 Constitution of 1885, as preserved by s. 6(e), Art. VIII of the
 53 State Constitution of 1968, and that is granted the authority in
 54 the State Constitution to exercise all the powers of a municipal
 55 corporation, and any unit of local government operating under a

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56 home rule charter adopted pursuant to ss. 10, 11, and 24, Art.
57 VIII of the State Constitution of 1885, as preserved by s. 6(e),
58 Art. VIII of the State Constitution of 1968, that is granted the
59 authority in the State Constitution to exercise all the powers
60 conferred now or hereafter by general law upon municipalities,
61 may impose by ordinance a surcharge of up to \$15 for any
62 infraction or violation. Revenue from the surcharge shall be
63 transferred to such unit of local government for the purpose of
64 replacing fine revenue deposited into the clerk's fine and
65 forfeiture fund under s. 142.01. The court may not waive this
66 surcharge. Proceeds from the imposition of the surcharge
67 authorized in this subsection shall not be used for the purpose
68 of securing payment of the principal and interest on bonds. ~~This~~
69 ~~subsection, and any surcharge imposed pursuant to this~~
70 ~~subsection, shall stand repealed September 30, 2007.~~

71 Section 3. Section 95 of chapter 2003-402, Laws of
72 Florida, is repealed.

73 Section 4. This act shall take effect July 1, 2007.