

By Senator Villalobos

38-1116-07

1 A bill to be entitled

2 An act relating to local government funding;

3 amending s. 218.21, F.S.; deleting a specific

4 ending date for increases to guaranteed

5 entitlements for certain municipalities that

6 receive revenue sharing funds; amending s.

7 318.18, F.S.; deleting a specific ending date

8 for a surcharge imposed by certain local

9 governments on penalties for noncriminal

10 infractions; 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

17 following words and terms shall have the meanings ascribed

18 them in this section, except where the context clearly

19 indicates a different meaning:

20 (6) "Guaranteed entitlement" means the amount of

21 revenue which must be shared with an eligible unit of local

22 government so that:

23 (a) No eligible county shall receive less funds from

24 the Revenue Sharing Trust Fund for Counties in any fiscal year

25 than the amount received in the aggregate from the state in

26 fiscal year 1971-1972 under the provisions of the

27 then-existing s. 210.20(2)(c), tax on cigarettes; the

28 then-existing s. 323.16(4), road tax; and the then-existing s.

29 199.292(4), tax on intangible personal property.

30 (b) No eligible municipality shall receive less funds

31 from the Revenue Sharing Trust Fund for Municipalities in any

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

1 | fiscal year than the aggregate amount it received from the
2 | state in fiscal year 1971-1972 under the provisions of the
3 | then-existing s. 210.20(2)(a), tax on cigarettes; the
4 | then-existing s. 323.16(3), road tax; and s. 206.605, tax on
5 | motor fuel. Any government exercising municipal powers under
6 | s. 6(f), Art. VIII of the State Constitution may not receive
7 | less than the aggregate amount it received from the Revenue
8 | Sharing Trust Fund for Municipalities in the preceding fiscal
9 | year, ~~plus, through fiscal year 2008-2009,~~ a percentage
10 | increase in such amount equal to the percentage increase of
11 | the Revenue Sharing Trust Fund for Municipalities for the
12 | preceding fiscal year.

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

15 | 318.18 Amount of civil penalties.--The penalties
16 | required for a noncriminal disposition pursuant to s. 318.14
17 | are as follows:

18 | (14) In addition to any penalties imposed for
19 | noncriminal traffic infractions under this chapter or imposed
20 | for criminal violations listed in s. 318.17, any unit of local
21 | government that is consolidated as provided by s. 9, Art. VIII
22 | of the State Constitution of 1885, as preserved by s. 6(e),
23 | Art. VIII of the State Constitution of 1968, and that is
24 | granted the authority in the State Constitution to exercise
25 | all the powers of a municipal corporation, and any unit of
26 | local government operating under a home rule charter adopted
27 | pursuant to ss. 10, 11, and 24, Art. VIII of the State
28 | Constitution of 1885, as preserved by s. 6(e), Art. VIII of
29 | the State Constitution of 1968, that is granted the authority
30 | in the State Constitution to exercise all the powers conferred
31 | now or hereafter by general law upon municipalities, may

1 impose by ordinance a surcharge of up to \$15 for any
2 infraction or violation. Revenue from the surcharge shall be
3 transferred to such unit of local government for the purpose
4 of replacing fine revenue deposited into the clerk's fine and
5 forfeiture fund under s. 142.01. The court may not waive this
6 surcharge. Proceeds from the imposition of the surcharge
7 authorized in this subsection shall not be used for the
8 purpose of securing payment of the principal and interest on
9 bonds. ~~This subsection, and any surcharge imposed pursuant to
10 this subsection, shall stand repealed September 30, 2007.~~

11 Section 3. This act shall take effect July 1, 2007.

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14 SENATE SUMMARY

15 Removes a specific ending date for increases to
16 guaranteed entitlements for certain municipalities that
17 receive state revenue sharing funds. Removes a specific
18 ending date for a surcharge on penalties for noncriminal
19 offenses.
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