

Bill No. SB 2-B

Barcode 793946

CHAMBER ACTION

Senate

House

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The Committee on Finance and Tax (Geller) recommended the following amendment:

Senate Amendment (with title amendment)

On page 26, between lines 27 and 28,

insert:

Section 12. Subsection (4) of section 30.49, Florida Statutes, is amended to read:

30.49 Budgets.--

(4)(a) The board of county commissioners or the budget commission, as the case may be, may require the sheriff to correct mathematical, mechanical, factual, and clerical errors and errors as to form in the proposed budget. At the hearings held pursuant to s. 200.065, the board or commission, as the case may be, may amend, modify, increase, or reduce any or all items of expenditure in the proposed budget and shall approve such budget, as amended, modified, increased, or reduced. It must give written notice of its action to the sheriff and specify in such notice the specific items amended, modified, increased, or reduced. The budget shall include the salaries

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1 and expenses of the sheriff's office, cost of operation of the
2 county jail, purchase, maintenance and operation of equipment,
3 including patrol cars, radio systems, transporting prisoners,
4 court duties, and all other salaries, expenses, equipment, and
5 investigation expenditures of the entire sheriff's office for
6 the previous year. The sheriff, within 30 days after receiving
7 written notice of such action by the board or commission,
8 either in person or in his or her office, may file an appeal
9 to the Administration Commission. Such appeal shall be by
10 petition to the Administration Commission. The petition shall
11 set forth the budget proposed by the sheriff, in the form and
12 manner prescribed by the Executive Office of the Governor and
13 approved by the Administration Commission, and the budget as
14 approved by the board of county commissioners or the budget
15 commission, as the case may be, and shall contain the reasons
16 or grounds for the appeal. Such petition shall be filed with
17 the Executive Office of the Governor, and a copy of the
18 petition shall be served upon the board or commission from the
19 decision of which appeal is taken by delivering the same to
20 the chair or president thereof or to the clerk of the circuit
21 court. The board of county commissioners or the budget
22 commission, as the case may be, shall have 5 days from
23 delivery of a copy of any such petition to file with the
24 Executive Office of the Governor a reply thereto, and it shall
25 deliver a copy of such reply to the sheriff.

26 (b) If the sheriff of a county files an appeal with
27 the Administration Commission under paragraph (a) disputing
28 the budget approved by the board of county commissioners or
29 the budget commission, as the case may be, the board or
30 commission may, by a majority vote, increase the millage rate
31 by an amount sufficient to cover the amount disputed by the

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1 sheriff. Such increase shall be added to the maximum millage
2 rate and considered a part of the maximum millage rate that
3 may be levied under s. 200.065(5)(a), s. 200.185(2)(b), or
4 s.200.186(1)(a). Funds collected as the result of such
5 increase shall be held in reserve as provided in subsection
6 (6) until the Administration Commission determines the final
7 budget for the sheriff, and such funds may be used to the
8 extent necessary to comply with any increase in appropriations
9 for the sheriff's office which is approved by the
10 Administration Commission.

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12 (Redesignate subsequent sections.)

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15 ===== T I T L E A M E N D M E N T =====

16 And the title is amended as follows:

17 On page 3, line 11, after the semicolon,
18
19 insert:

20 amending s. 30.49, F.S.; authorizing the board
21 of county commissioners or the budget
22 commission to increase, by a majority vote, the
23 millage rate by an amount sufficient to cover a
24 budget appeal submitted by the sheriff to the
25 Administration Commission; providing for moneys
26 collected as a result of such increase to be
27 held in reserve and used to comply with any
28 increase in appropriations approved by the
29 Administration Commission;

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