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1
2 An act relating to the distribution of excise taxes;
3 amending s. 201.15, F.S.; revising provisions relating to
4 the distribution of the excise tax on documents;
5 authorizing the Department of Revenue to retain amounts
6 necessary to pay certain costs; revising the amount of
7 moneys distributed to certain trust funds for certain
8 purposes; amending s. 215.211, F.S.; revising provisions
9 relating to the elimination or reduction of the service
10 charge on the local option fuel tax and the amount of
11 deposited in the State Transportation Trust Fund; amending
12 s. 1013.63, F.S.; revising provisions for funding the
13 University Concurrency Trust Fund within the Department of
14 Education; amending ss. 161.05301, 161.091, 339.2818,
15 339.2819, 339.55, 339.61, 341.051, 370.0603, 370.07,
16 403.890, 403.891, and 403.8911, F.S.; conforming cross-
17 references; providing an effective date.
18

19 Be It Enacted by the Legislature of the State of Florida:
20

21 Section 1. Subsection (1) of section 161.05301, Florida
22 Statutes, is amended to read:

23 161.05301 Beach erosion control project staffing.--

24 (1) There are hereby appropriated to the Department of
25 Environmental Protection six positions and \$449,918 for fiscal
26 year 1998-1999 from the Ecosystem Management and Restoration
27 Trust Fund from revenues provided ~~by this act~~ pursuant to s.
28 201.15 ~~201.15(11)~~. These positions and funding are provided to
29 assist local project sponsors, and shall be used to facilitate

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30 and promote enhanced beach erosion control project
31 administration. Such staffing resources shall be directed toward
32 more efficient contract development and oversight, promoting
33 cost-sharing strategies and regional coordination or projects
34 among local governments, providing assistance to local
35 governments to ensure timely permit review, and improving billing
36 review and disbursement processes.

37 Section 2. Subsection (3) of section 161.091, Florida
38 Statutes, is amended to read:

39 161.091 Beach management; funding; repair and maintenance
40 strategy.--

41 (3) In accordance with the intent expressed in s. 161.088
42 and the legislative finding that erosion of the beaches of this
43 state is detrimental to tourism, the state's major industry,
44 further exposes the state's highly developed coastline to severe
45 storm damage, and threatens beach-related jobs, which, if not
46 stopped, may ~~could~~ significantly reduce state sales tax revenues,
47 funds deposited into the State Treasury to the credit of the
48 Ecosystem Management and Restoration Trust Fund, in the annual
49 amounts provided in s. 201.15 ~~201.15(11)~~, shall be used, for a
50 period of not less than 15 years, to fund the development,
51 implementation, and administration of the state's beach
52 management plan, as provided in ss. 161.091-161.212, prior to the
53 use of such funds deposited pursuant to s. 201.15 ~~201.15(11)~~ in
54 that trust fund for any other purpose.

55 Section 3. Section 201.15, Florida Statutes, as amended by
56 section 43 of chapter 2007-73 and section 1 of chapter 2007-335,
57 Laws of Florida, is amended to read:

58 201.15 Distribution of taxes collected.--All taxes

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59 collected under this chapter are ~~shall be distributed as follows~~
60 ~~and shall be~~ subject to the service charge imposed in s.
61 215.20(1). Prior to distribution under this section, the
62 Department of Revenue shall deduct amounts necessary to pay the
63 costs of the collection and enforcement of the tax levied by this
64 chapter. ~~except that~~ Such costs and the service charge may ~~shall~~
65 not be levied against any portion of taxes pledged to debt
66 service on bonds to the extent that the costs and amount of the
67 service charge are ~~is~~ required to pay any amounts relating to the
68 bonds. All taxes remaining after deduction of costs and the
69 service charge shall be distributed as follows:

70 (1) Sixty-three and thirty-one ~~Sixty-two and sixty-three~~
71 hundredths percent of the remaining taxes collected under this
72 chapter shall be used for the following purposes:

73 (a) Amounts ~~as shall be~~ necessary to pay the debt service
74 on, or fund debt service reserve funds, rebate obligations, or
75 other amounts payable with respect to Preservation 2000 bonds
76 issued pursuant to s. 375.051 and Florida Forever bonds issued
77 pursuant to s. 215.618, shall be paid into the State Treasury to
78 the credit of the Land Acquisition Trust Fund to be used for such
79 purposes. The amount transferred to the Land Acquisition Trust
80 Fund may ~~shall~~ not exceed \$300 million in fiscal year 1999-2000
81 and thereafter for Preservation 2000 bonds and bonds issued to
82 refund Preservation 2000 bonds, and \$300 million in fiscal year
83 2000-2001 and thereafter for Florida Forever bonds. The annual
84 amount transferred to the Land Acquisition Trust Fund for Florida
85 Forever bonds may ~~shall~~ not exceed \$30 million in the first
86 fiscal year in which bonds are issued. The limitation on the
87 amount transferred shall be increased by an additional \$30

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88 million in each subsequent fiscal year, but may ~~shall~~ not exceed
89 a total of \$300 million in any fiscal year for all bonds issued.
90 It is the intent of the Legislature that all bonds issued to fund
91 the Florida Forever Act be retired by December 31, 2030. Except
92 for bonds issued to refund previously issued bonds, no series of
93 bonds may be issued pursuant to this paragraph unless such bonds
94 are approved and the debt service for the remainder of the fiscal
95 year in which the bonds are issued is specifically appropriated
96 in the General Appropriations Act. For purposes of refunding
97 Preservation 2000 bonds, amounts designated within this section
98 for Preservation 2000 and Florida Forever bonds may be
99 transferred between the two programs to the extent provided for
100 in the documents authorizing the issuance of the bonds. The
101 Preservation 2000 bonds and Florida Forever bonds shall be
102 equally and ratably secured by moneys distributable to the Land
103 Acquisition Trust Fund pursuant to this section, except to the
104 extent specifically provided otherwise by the documents
105 authorizing the issuance of the bonds. No moneys transferred to
106 the Land Acquisition Trust Fund pursuant to this paragraph, or
107 earnings thereon, shall be used or made available to pay debt
108 service on the Save Our Coast revenue bonds.

109 (b) Moneys shall be paid into the State Treasury to the
110 credit of the Save Our Everglades Trust Fund in amounts necessary
111 to pay debt service, provide reserves, and pay rebate obligations
112 and other amounts due with respect to bonds issued under s.
113 215.619. Taxes distributed under paragraph (a) and this paragraph
114 must be collectively distributed on a pro rata basis when the
115 available moneys under this subsection are not sufficient to
116 cover the amounts required under paragraph (a) and this

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117 paragraph.

118 ~~(c) The remainder of the moneys distributed under this~~
119 ~~subsection, after the required payments under paragraphs (a) and~~
120 ~~(b), shall be paid into the State Treasury to the credit of the~~
121 ~~Land Acquisition Trust Fund and may be used for any purpose for~~
122 ~~which funds deposited in the Land Acquisition Trust Fund may~~
123 ~~lawfully be used. Payments made under this paragraph shall~~
124 ~~continue until the cumulative amount credited to the Land~~
125 ~~Acquisition Trust Fund for the fiscal year under this paragraph~~
126 ~~and paragraph (2) (b) equals 70 percent of the current official~~
127 ~~forecast for distributions of taxes collected under this chapter~~
128 ~~pursuant to subsection (2). As used in this paragraph, the term~~
129 ~~"current official forecast" means the most recent forecast as~~
130 ~~determined by the Revenue Estimating Conference. If the current~~
131 ~~official forecast for a fiscal year changes after payments under~~
132 ~~this paragraph have ended during that fiscal year, no further~~
133 ~~payments are required during the fiscal year.~~

134 (c) ~~(d)~~ The remainder of the moneys distributed under this
135 subsection, after the required payments under paragraphs (a) and,
136 ~~(b), and (e)~~, shall be paid into the State Treasury to the credit
137 of:

138 1. The State Transportation Trust Fund in the Department of
139 Transportation in the amount of the lesser of 38.2 percent of the
140 remainder or \$541.75 million in each fiscal year, to be ~~paid in~~
141 ~~quarterly installments~~ and used for the following specified
142 purposes, notwithstanding any other law to the contrary:

143 a. For the purposes of capital funding for the New Starts
144 Transit Program, authorized by Title 49, U.S.C. s. 5309 and
145 specified in s. 341.051, 10 percent of these funds;

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146 b. For the purposes of the Small County Outreach Program
147 specified in s. 339.2818, 5 percent of these funds;

148 c. For the purposes of the Strategic Intermodal System
149 specified in ss. 339.61, 339.62, 339.63, and 339.64, 75 percent
150 of these funds after allocating for the New Starts Transit
151 Program described in sub-subparagraph a. and the Small County
152 Outreach Program described in sub-subparagraph b.; and

153 d. For the purposes of the Transportation Regional
154 Incentive Program specified in s. 339.2819, 25 percent of these
155 funds after allocating for the New Starts Transit Program
156 described in sub-subparagraph a. and the Small County Outreach
157 Program described in sub-subparagraph b.

158 2. ~~For the 2007-2008 fiscal year and each fiscal year~~
159 ~~thereafter~~, The Water Protection and Sustainability Program Trust
160 Fund in the Department of Environmental Protection in the amount
161 of the lesser of 5.64 percent of the remainder or \$80 million in
162 each fiscal year, to be ~~paid in quarterly installments~~ and used
163 as required by s. 403.890.

164 3. The Grants and Donations Trust Fund in the Department of
165 Community Affairs in the amount of the lesser of .23 percent of
166 the remainder or \$3.25 million in each fiscal year ~~to be paid in~~
167 ~~monthly installments~~, with 92 percent \$3 million to be used to
168 fund technical assistance to local governments and school boards
169 on the requirements and implementation of this act and ~~\$250,000~~
170 the remaining amount to be used to fund the Century Commission
171 established in s. 163.3247.

172 4. The Ecosystem Management and Restoration Trust Fund in
173 the amount of the lesser of 2.12 percent of the remainder or \$30
174 million in each fiscal year, to be used for the preservation and

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175 repair of the state's beaches as provided in ss. 161.091-161.212.

176 5. The Marine Resources Conservation Trust Fund in the
177 amount of the lesser of .14 percent of the remainder or \$2
178 million in each fiscal year, to be used for marine mammal care as
179 provided in s. 370.0603(3).

180 6. General Inspection Trust Fund in the amount of the
181 lesser of .02 percent of the remainder or \$300,000 in each fiscal
182 year to be used to fund oyster management and restoration
183 programs as provided in s. 370.07(3).

184
185 Moneys distributed pursuant to this paragraph may not be pledged
186 for debt service unless such pledge is approved by referendum of
187 the voters.

188 (d)(e) The remainder of the moneys distributed under this
189 subsection, after the required payments under paragraphs (a),
190 (b), and (c), ~~and (d)~~ shall be paid into the State Treasury to
191 the credit of the General Revenue Fund to be used and expended
192 for the purposes for which the General Revenue Fund was created
193 and exists by law ~~or to the Ecosystem Management and Restoration~~
194 ~~Trust Fund, the Marine Resources Conservation Trust Fund, or the~~
195 ~~General Inspection Trust Fund as provided in subsection (11).~~

196 (2) The lesser of 7.56 ~~seven and fifty six hundredths~~
197 percent of the remaining taxes collected under this chapter or
198 \$84.9 million in each fiscal year shall be ~~used for the following~~
199 ~~purposes:~~

200 ~~(a) Beginning in the month following the final payment for~~
201 ~~a fiscal year under paragraph (1)(c), available moneys shall be~~
202 ~~paid into the State Treasury to the credit of the General Revenue~~
203 ~~Fund to be used and expended for the purposes for which the~~

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204 ~~General Revenue Fund was created and exists by law or to the~~
205 ~~Ecosystem Management and Restoration Trust Fund, the Marine~~
206 ~~Resources Conservation Trust Fund, or the General Inspection~~
207 ~~Trust Fund as provided in subsection (11). Payments made under~~
208 ~~this paragraph shall continue until the cumulative amount~~
209 ~~credited to the General Revenue Fund for the fiscal year under~~
210 ~~this paragraph equals the cumulative payments made under~~
211 ~~paragraph (1) (c) for the same fiscal year.~~

212 ~~(b) The remainder of the moneys distributed under this~~
213 ~~subsection shall be paid into the State Treasury to the credit of~~
214 ~~the Land Acquisition Trust Fund. Sums deposited in the fund~~
215 ~~pursuant to this subsection may be used for any purpose for which~~
216 ~~funds deposited in the Land Acquisition Trust Fund may lawfully~~
217 ~~be used.~~

218 (3) The lesser of 1.94 ~~one and ninety-four hundredths~~
219 ~~percent of the remaining taxes collected under this chapter or~~
220 ~~\$26 million in each fiscal year shall be paid into the State~~
221 ~~Treasury to the credit of the Land Acquisition Trust Fund. Moneys~~
222 ~~deposited in the trust fund pursuant to this section shall be~~
223 ~~used to acquire coastal lands or to pay debt service on bonds~~
224 ~~issued to acquire coastal lands and to develop and manage lands~~
225 ~~acquired with moneys from the Land Acquisition Trust Fund.~~

226 (4) The lesser of 4.2 ~~four and two-tenths~~ percent of the
227 remaining taxes collected under this chapter or \$60.5 million in
228 each fiscal year shall be paid into the State Treasury to the
229 credit of the Water Management Lands Trust Fund. Sums deposited
230 in that fund may be used for any purpose authorized in s. 373.59.

231 (5) (a) For the 2007-2008 fiscal year, 3.96 percent of the
232 remaining taxes collected under this chapter shall be paid into

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233 | the State Treasury to the credit of the Conservation and
234 | Recreation Lands Trust Fund to carry out the purposes set forth
235 | in s. 259.032. Ten and five-hundredths percent of the amount
236 | credited to the Conservation and Recreation Lands Trust Fund
237 | pursuant to this subsection shall be transferred to the State
238 | Game Trust Fund and used for land management activities.

239 | (b) Beginning July 1, 2008, 3.52 percent of the remaining
240 | taxes collected under this chapter shall be paid into the State
241 | Treasury to the credit of the Conservation and Recreation Lands
242 | Trust Fund to carry out the purposes set forth in s. 259.032.
243 | Eleven and fifteen hundredths percent of the amount credited to
244 | the Conservation and Recreation Lands Trust Fund pursuant to this
245 | subsection shall be transferred to the State Game Trust Fund and
246 | used for land management activities.

247 | (6) The lesser of 2.28 ~~two and twenty-eight hundredths~~
248 | percent of the remaining taxes collected under this chapter or
249 | \$34.1 million in each fiscal year shall be paid into the State
250 | Treasury to the credit of the Invasive Plant Control Trust Fund
251 | to carry out the purposes set forth in ss. 369.22 and 369.252.

252 | (7) The lesser of .5 ~~one-half of one~~ percent of the
253 | remaining taxes collected under this chapter or \$9.3 million in
254 | each fiscal year shall be paid into the State Treasury to the
255 | credit of the State Game Trust Fund to be used exclusively for
256 | the purpose of implementing the Lake Restoration 2020 Program.

257 | (8) One-half of one percent of the remaining taxes
258 | collected under this chapter shall be paid into the State
259 | Treasury and divided equally to the credit of the Department of
260 | Environmental Protection Water Quality Assurance Trust Fund to
261 | address water quality impacts associated with nonagricultural

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262 | nonpoint sources and to the credit of the Department of
263 | Agriculture and Consumer Services General Inspection Trust Fund
264 | to address water quality impacts associated with agricultural
265 | nonpoint sources, respectively. These funds shall be used for
266 | research, development, demonstration, and implementation of
267 | suitable best management practices or other measures used to
268 | achieve water quality standards in surface waters and water
269 | segments identified pursuant to ss. 303(d) of the Clean Water
270 | Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.
271 | Implementation of best management practices and other measures
272 | may include cost-share grants, technical assistance,
273 | implementation tracking, and conservation leases or other
274 | agreements for water quality improvement. The Department of
275 | Environmental Protection and the Department of Agriculture and
276 | Consumer Services may adopt rules governing the distribution of
277 | funds for implementation of best management practices. The
278 | unobligated balance of funds received from the distribution of
279 | taxes collected under this chapter to address water quality
280 | impacts associated with nonagricultural nonpoint sources will be
281 | excluded when calculating the unobligated balance of the Water
282 | Quality Assurance Trust Fund as it relates to the determination
283 | of the applicable excise tax rate.

284 | (9) The lesser of 7.53 ~~seven and fifty-three hundredths~~
285 | percent of the remaining taxes collected under this chapter or
286 | \$107 million in each fiscal year shall be paid into the State
287 | Treasury to the credit of the State Housing Trust Fund and shall
288 | be used as follows:

289 | (a) Half of that amount shall be used for the purposes for
290 | which the State Housing Trust Fund was created and exists by law.

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291 (b) Half of that amount shall be paid into the State
292 Treasury to the credit of the Local Government Housing Trust Fund
293 and shall be used for the purposes for which the Local Government
294 Housing Trust Fund was created and exists by law.

295 (10) The lesser of 8.66 ~~eight and sixty-six hundredths~~
296 percent of the remaining taxes collected under this chapter or
297 \$136 million in each fiscal year shall be paid into the State
298 Treasury to the credit of the State Housing Trust Fund and shall
299 be used as follows:

300 (a) Twelve and one-half percent of that amount shall be
301 deposited into the State Housing Trust Fund and be expended by
302 the Department of Community Affairs and by the Florida Housing
303 Finance Corporation for the purposes for which the State Housing
304 Trust Fund was created and exists by law.

305 (b) Eighty-seven and one-half percent of that amount shall
306 be distributed to the Local Government Housing Trust Fund and
307 shall be used for the purposes for which the Local Government
308 Housing Trust Fund was created and exists by law. Funds from this
309 category may also be used to provide for state and local services
310 to assist the homeless.

311 ~~(11) From the moneys specified in paragraphs (1)(c) and~~
312 ~~(2)(a) and prior to deposit of any moneys into the General~~
313 ~~Revenue Fund, \$30 million shall be paid into the State Treasury~~
314 ~~to the credit of the Ecosystem Management and Restoration Trust~~
315 ~~Fund in fiscal year 2000-2001 and each fiscal year thereafter, to~~
316 ~~be used for the preservation and repair of the state's beaches as~~
317 ~~provided in ss. 161.091-161.212, \$2 million shall be paid into~~
318 ~~the State Treasury to the credit of the Marine Resources~~
319 ~~Conservation Trust Fund to be used for marine mammal care as~~

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320 ~~provided in s. 370.0603(3), and \$300,000 shall be paid into the~~
321 ~~State Treasury to the credit of the General Inspection Trust Fund~~
322 ~~in fiscal year 2006-2007 and each fiscal year thereafter, to be~~
323 ~~used to fund oyster management and restoration programs as~~
324 ~~provided in s. 370.07(3).~~

325 ~~(12) The Department of Revenue may use the payments~~
326 ~~credited to trust funds pursuant to paragraphs (1)(c) and (2)(b)~~
327 ~~and subsections (3), (4), (5), (6), (7), (8), (9), and (10) to~~
328 ~~pay the costs of the collection and enforcement of the tax levied~~
329 ~~by this chapter. The percentage of such costs which may be~~
330 ~~assessed against a trust fund is a ratio, the numerator of which~~
331 ~~is payments credited to that trust fund under this section and~~
332 ~~the denominator of which is the sum of payments made under~~
333 ~~paragraphs (1)(c) and (2)(b) and subsections (3), (4), (5), (6),~~
334 ~~(7), (8), (9), and (10).~~

335 ~~(11)-(13)~~ (11) The distribution of proceeds deposited into the
336 Water Management Lands Trust Fund and the Conservation and
337 Recreation Lands Trust Fund, pursuant to subsections (4) and (5),
338 may ~~shall~~ not be used for land acquisition but may be used for
339 preacquisition costs associated with land purchases. The
340 Legislature intends that the Florida Forever program supplant the
341 acquisition programs formerly authorized under ss. 259.032 and
342 373.59.

343 ~~(12)-(14)~~ (12) Amounts distributed pursuant to subsections (5),
344 (6), (7), and (8) are subject to the payment of debt service on
345 outstanding Conservation and Recreation Lands revenue bonds.

346 ~~(13)-(15)~~ (13) Beginning July 1, 2008, in each fiscal year that
347 the remaining taxes collected under this chapter exceed ~~such~~
348 collections in the prior fiscal year, the stated maximum dollar

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349 amounts provided in subsections (2), (4), (6), (7), (9), and (10)
350 shall each be increased by an amount equal to 10 percent of the
351 increase in the remaining taxes collected under this chapter
352 multiplied by the applicable percentage provided in those
353 subsections.

354 (14)~~(16)~~ If the payment requirements in any year for bonds
355 outstanding on July 1, 2007, or bonds issued to refund such
356 bonds, exceed the limitations of this section, distributions to
357 the trust fund from which the bond payments are made shall be
358 increased to the lesser of the amount needed to pay bond
359 obligations or the limit of the applicable percentage
360 distribution provided in subsections (1)-(10) ~~(1)-(12)~~.

361 (15)~~(17)~~ Distributions to the State Housing Trust Fund
362 pursuant to subsections (9) and (10) shall be sufficient to cover
363 amounts required to be transferred to the Florida Affordable
364 Housing Guarantee Program's annual debt service reserve and
365 guarantee fund pursuant to s. 420.5092(6)(a) and (b) up to but
366 not exceeding the amount required to be transferred to such
367 reserve and fund based on the percentage distribution of
368 documentary stamp tax revenues to the State Housing Trust Fund
369 which is in effect in the 2004-2005 fiscal year.

370 (16)~~(18)~~ The remaining taxes collected under this chapter,
371 after the distributions provided in the preceding subsections,
372 shall be paid into the State Treasury to the credit of the
373 General Revenue Fund.

374 Section 4. Section 215.211, Florida Statutes, is amended to
375 read:

376 215.211 Service charge; elimination or reduction for
377 specified proceeds.--

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378 (1) Notwithstanding the provisions of s. 215.20(1) and (3),
379 the service charge provided in s. 215.20(1) and (3), which is
380 deducted from the proceeds of the taxes distributed under ss.
381 206.606(1), 207.026, 212.0501(6), and 319.32(5), shall be
382 eliminated beginning July 1, 2000.

383 (2) Notwithstanding the provisions of s. 215.20(1) and (3),
384 the service charge provided in s. 215.20(1) and (3), which is
385 deducted from the proceeds of the taxes distributed under ss.
386 206.608 and 320.072(4), shall be eliminated beginning July 1,
387 2001.

388 (3) Notwithstanding the provisions of s. 215.20(1), the
389 service charge provided in s. 215.20(1) may not, ~~which is~~
390 ~~deducted from the proceeds of the local option fuel tax~~
391 ~~distributed under s. 336.025, shall be reduced as follows:~~

392 ~~(a) For the period July 1, 2005, through June 30, 2006, the~~
393 ~~rate of the service charge shall be 3.5 percent.~~

394 ~~(b) Beginning July 1, 2006, and thereafter, no service~~
395 ~~charge shall be deducted from the proceeds of the local option~~
396 ~~fuel tax distributed under s. 336.025(1)(a).~~

397 (4) From the revenues derived from s. 336.025(1)(a), an
398 amount equal to 7 percent of those revenues ~~The increased~~
399 ~~revenues derived from this subsection~~ shall be deposited in the
400 State Transportation Trust Fund and used to fund the County
401 Incentive Grant Program and the Small County Outreach Program. Up
402 to 20 percent of such funds shall be used for the purpose of
403 implementing the Small County Outreach Program as provided in
404 this act. Notwithstanding any other laws to the contrary, the
405 requirements of ss. 339.135, 339.155, and 339.175 shall not apply
406 to these funds and programs.

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407 Section 5. Subsection (6) of section 339.2818, Florida
408 Statutes, is amended to read:

409 339.2818 Small County Outreach Program.--

410 (6) Funds paid into the State Transportation Trust Fund
411 pursuant to s. 201.15 ~~201.15(1)(d)~~ for the purposes of the Small
412 County Outreach Program are hereby annually appropriated for
413 expenditure to support the Small County Outreach Program.

414 Section 6. Subsection (5) of section 339.2819, Florida
415 Statutes, is amended to read:

416 339.2819 Transportation Regional Incentive Program.--

417 (5) Funds paid into the State Transportation Trust Fund
418 pursuant to s. 201.15 ~~201.15(1)(d)~~ for the purposes of the
419 Transportation Regional Incentive Program are hereby annually
420 appropriated for expenditure to support that program.

421 Section 7. Subsection (10) of section 339.55, Florida
422 Statutes, is amended to read:

423 339.55 State-funded infrastructure bank.--

424 (10) Funds paid into the State Transportation Trust Fund
425 pursuant to s. 201.15(1)(c) ~~201.15(1)(d)~~ for the purposes of the
426 State Infrastructure Bank are hereby annually appropriated for
427 expenditure to support that program.

428 Section 8. Subsection (3) of section 339.61, Florida
429 Statutes, is amended to read:

430 339.61 Florida Strategic Intermodal System; legislative
431 findings, declaration, and intent.--

432 (3) Funds paid into the State Transportation Trust Fund
433 pursuant to s. 201.15 ~~201.15(1)(d)~~ for the purposes of the
434 Florida Strategic Intermodal System are hereby annually
435 appropriated for expenditure to support that program.

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436 Section 9. Subsection (6) of section 341.051, Florida
437 Statutes, is amended to read:

438 341.051 Administration and financing of public transit and
439 intercity bus service programs and projects.--

440 (6) ANNUAL APPROPRIATION.--Funds paid into the State
441 Transportation Trust Fund pursuant to s. 201.15 ~~201.15(1)(d)~~ for
442 the New Starts Transit Program are hereby annually appropriated
443 for expenditure to support the New Starts Transit Program.

444
445 For purposes of this section, the term "net operating costs"
446 means all operating costs of a project less any federal funds,
447 fares, or other sources of income to the project.

448 Section 10. Subsection (3) of section 370.0603, Florida
449 Statutes, is amended to read:

450 370.0603 Marine Resources Conservation Trust Fund;
451 purposes.--

452 (3) Funds provided to the Marine Resources Conservation
453 Trust Fund from taxes distributed under s. 201.15 ~~201.15(11)~~
454 shall be used for the following purposes:

455 (a) To reimburse the cost of activities authorized pursuant
456 to the Fish and Wildlife Service of the United States Department
457 of the Interior. The ~~Such~~ facilities must be involved in the
458 actual rescue and full-time acute care veterinarian-based
459 rehabilitation of manatees. The cost of activities includes, but
460 is not limited to, costs associated with expansion, capital
461 outlay, repair, maintenance, and operation related to the rescue,
462 treatment, stabilization, maintenance, release, and monitoring of
463 manatees. Moneys distributed through the contractual agreement to
464 each facility for manatee rehabilitation must be proportionate to

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465 | the number of manatees under acute care rehabilitation; the
466 | number of maintenance days medically necessary in the facility;
467 | and the number released during the previous fiscal year. The
468 | commission may set a cap on the total amount reimbursed per
469 | manatee per year.

470 | (b) For training on the care, treatment, and rehabilitation
471 | of marine mammals at the Whitney Laboratory and the College of
472 | Veterinary Medicine at the University of Florida.

473 | (c) For program administration costs of the agency.

474 | (d) Funds not distributed in any 1 fiscal year must be
475 | carried over for distribution in subsequent years.

476 | Section 11. Subsection (3) of section 370.07, Florida
477 | Statutes, is amended to read:

478 | 370.07 Wholesale and retail saltwater products dealers;
479 | regulation.--

480 | (3) OYSTER MANAGEMENT AND RESTORATION PROGRAMS.--The
481 | Department of Agriculture and Consumer Services shall use or
482 | distribute funds paid into the State Treasury to the credit of
483 | the General Inspection Trust Fund pursuant to s. 201.15
484 | ~~201.15(11)~~, less reasonable costs of administration, to fund the
485 | following oyster management and restoration programs in
486 | Apalachicola Bay and other oyster harvest areas in the state:

487 | (a) The relaying and transplanting of live oysters.

488 | (b) Shell planting to construct or rehabilitate oyster
489 | bars.

490 | (c) Education programs for licensed oyster harvesters on
491 | oyster biology, aquaculture, boating and water safety,
492 | sanitation, resource conservation, small business management, and
493 | other relevant subjects.

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494 (d) Research directed toward the enhancement of oyster
495 production in the bay and the water management needs of the bay.

496 Section 12. Subsection (1) of section 403.890, Florida
497 Statutes, as amended by section 2 of chapter 2007-335, Laws of
498 Florida, is amended to read:

499 403.890 Water Protection and Sustainability Program;
500 intent; goals; purposes.--

501 (1) Effective July 1, 2006, revenues transferred from the
502 Department of Revenue pursuant to s. 201.15(1)(c)2.

503 ~~201.15(1)(d)2.~~ shall be deposited into the Water Protection and
504 Sustainability Program Trust Fund in the Department of

505 Environmental Protection. These revenues and any other additional
506 revenues deposited into or appropriated to the Water Protection
507 and Sustainability Program Trust Fund shall be distributed by the
508 Department of Environmental Protection in the following manner:

509 (a) Sixty percent to the Department of Environmental
510 Protection for the implementation of an alternative water supply
511 program as provided in s. 373.1961.

512 (b) Twenty percent for the implementation of best
513 management practices and capital project expenditures necessary
514 for the implementation of the goals of the total maximum daily
515 load program established in s. 403.067. Of these funds, 85
516 percent shall be transferred to the credit of the Department of
517 Environmental Protection Water Quality Assurance Trust Fund to
518 address water quality impacts associated with nonagricultural
519 nonpoint sources. Fifteen percent of these funds shall be
520 transferred to the Department of Agriculture and Consumer
521 Services General Inspection Trust Fund to address water quality
522 impacts associated with agricultural nonpoint sources. These

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523 funds shall be used for research, development, demonstration, and
524 implementation of the total maximum daily load program under s.
525 403.067, suitable best management practices or other measures
526 used to achieve water quality standards in surface waters and
527 water segments identified pursuant to s. 303(d) of the Clean
528 Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq.
529 Implementation of best management practices and other measures
530 may include cost-share grants, technical assistance,
531 implementation tracking, and conservation leases or other
532 agreements for water quality improvement. The Department of
533 Environmental Protection and the Department of Agriculture and
534 Consumer Services may adopt rules governing the distribution of
535 funds for implementation of capital projects, best management
536 practices, and other measures. These funds shall not be used to
537 abrogate the financial responsibility of those point and nonpoint
538 sources that have contributed to the degradation of water or land
539 areas. Increased priority shall be given by the department and
540 the water management district governing boards to those projects
541 that have secured a cost-sharing agreement allocating
542 responsibility for the cleanup of point and nonpoint sources.

543 (c) Ten percent shall be disbursed for the purposes of
544 funding projects pursuant to ss. 373.451-373.459 or surface water
545 restoration activities in water-management-district-designated
546 priority water bodies. The Secretary of Environmental Protection
547 shall ensure that each water management district receives the
548 following percentage of funds annually:

549 1. Thirty-five percent to the South Florida Water
550 Management District;

551 2. Twenty-five percent to the Southwest Florida Water

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552 Management District;

553 3. Twenty-five percent to the St. Johns River Water
554 Management District;

555 4. Seven and one-half percent to the Suwannee River Water
556 Management District; and

557 5. Seven and one-half percent to the Northwest Florida
558 Water Management District.

559 (d) Ten percent to the Department of Environmental
560 Protection for the Disadvantaged Small Community Wastewater Grant
561 Program as provided in s. 403.1838.

562 Section 13. Subsection (1) of section 403.891, Florida
563 Statutes, is amended to read:

564 403.891 Water Protection and Sustainability Program Trust
565 Fund of the Department of Environmental Protection.--

566 (1) The Water Protection and Sustainability Program Trust
567 Fund is created within the Department of Environmental
568 Protection. The purpose of the trust fund is to receive funds
569 pursuant to s. 201.15(1)(c)2. ~~201.15(1)(d)2.~~, funds from other
570 sources provided for in law and the General Appropriations Act,
571 and funds received by the department in order to implement the
572 provisions of the Water Sustainability and Protection Program
573 created in s. 403.890.

574 Section 14. Subsection (1) of section 403.8911, Florida
575 Statutes, is amended to read:

576 403.8911 Annual appropriation from the Water Protection and
577 Sustainability Trust Fund.--

578 (1) Funds paid into the Water Protection and Sustainability
579 Trust Fund pursuant to s. 201.15 ~~201.15(1)(d)~~ are hereby annually
580 appropriated for expenditure for the purposes for which the Water

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581 Protection and Sustainability Trust Fund is established.

582 Section 15. Subsections (1) and (2) of section 1013.63,
583 Florida Statutes, are amended to read:

584 1013.63 University Concurrency Trust Fund.--

585 (1) The University Concurrency Trust Fund is created within
586 the Department of Education.

587 (2) The trust fund may be funded each fiscal year as
588 provided in the General Appropriations Act. ~~Notwithstanding any~~
589 ~~other provision of law, the general revenue service charge~~
590 ~~deducted pursuant to s. 215.20 on revenues raised by any local~~
591 ~~option motor fuel tax levied pursuant to s. 336.025(1)(b), as~~
592 ~~created by chapter 93-206, Laws of Florida, shall be deposited in~~
593 ~~the University Concurrency Trust Fund, which is administered by~~
594 ~~the State Board of Education.~~ Moneys in such trust fund shall be
595 for the purpose of funding university offsite improvements
596 required to meet concurrency standards adopted under part II of
597 chapter 163. In addition, in any year in which campus master
598 plans are updated pursuant to s. 1013.30, but no more frequently
599 than once every 5 years, up to 25 percent of the balance in the
600 trust fund for that year may be used to defray the costs incurred
601 in updating those campus master plans.

602 Section 16. This act shall take effect July 1, 2008.