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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/26/2010	.	
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The Policy and Steering Committee on Ways and Means (Alexander) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 1154 - 1171  
and insert:

Section 13. Section 28.245, Florida Statutes, is amended to read:

28.245 Transmittal of funds to Department of Revenue; uniform remittance form required.—Notwithstanding any other provision of law, all moneys collected by the clerks of the court as part of the clerk's court-related functions for subsequent distribution to any state entity, including deposits into the Clerk of Court Trust Fund within the Justice



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13 Administrative Commission, shall be transmitted electronically  
14 to the Department of Revenue within 7 working days after the end  
15 of the week in which the moneys were collected ~~must be~~  
16 ~~transmitted electronically, by the 20th day of the month~~  
17 ~~immediately following the month in which the moneys are~~  
18 ~~collected, to the Department of Revenue for appropriate~~  
19 ~~distribution.~~ A uniform remittance form provided by the  
20 Department of Revenue detailing the specific amounts due each  
21 fund must accompany such submittal. All moneys collected by the  
22 clerks of court for remittance to any entity must be distributed  
23 pursuant to the law in effect at the time of collection.

24 Section 14. Subsections (3) and (10) of section 28.36,  
25 Florida Statutes, are amended to read

26 28.36 Budget procedure.—There is established a budget  
27 procedure for preparing budget requests for funding for the  
28 court-related functions of the clerks of the court.

29 (3) Each clerk shall include in his or her budget request  
30 the number of personnel and the proposed budget for each of the  
31 following core services:

- 32 (a) Circuit criminal Case processing.
- 33 (b) County criminal Financial processing.
- 34 (c) Juvenile delinquency Jury management.
- 35 (d) Criminal traffic Information and reporting.
- 36 (e) Circuit civil.
- 37 (f) County civil.
- 38 (g) Civil traffic.
- 39 (h) Probate.
- 40 (i) Family.
- 41 (j) Juvenile dependency.



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42  
43 Central administrative costs shall be allocated among the core-  
44 services categories.

45 ~~(10) For the 2009-2010 fiscal year, the corporation shall~~  
46 ~~release appropriations in an amount equal to one-twelfth of each~~  
47 ~~clerk's approved budget each month. The statewide total~~  
48 ~~appropriation for the 2009-2010 fiscal year shall be set in the~~  
49 ~~General Appropriations Act. The corporation shall determine the~~  
50 ~~amount of each clerk of court budget, but the statewide total of~~  
51 ~~such amounts may not exceed the amount listed in the General~~  
52 ~~Appropriations Act. Beginning in the 2010-2011 fiscal year, the~~  
53 corporation shall release appropriations to each clerk monthly,  
54 except for the first month of the fiscal year, which shall be  
55 based on estimate of 1 month's service units quarterly. The  
56 amount of the release after the first month of the fiscal year  
57 shall be based on the prior month's quarter's performance of  
58 service units identified in the ~~four~~ core services and the  
59 established unit costs for each clerk. If, during the year the  
60 corporation determines that the projected reimbursement for  
61 service units will result in statewide expenditures greater than  
62 the amount appropriated by law, the corporation shall reduce all  
63 service unit costs of all clerks by the amount necessary to  
64 ensure that projected units of service are funded within the  
65 total amount appropriated to the clerks of court. If such action  
66 is necessary, the corporation shall notify the Legislative  
67 Budget Commission prior to taking action. If the Legislative  
68 Budget Commission does not approve the adjustments, the  
69 commission shall adjust all service unit costs in an amount  
70 necessary to ensure that projected units of service are funded



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71 within the total amount appropriated to the clerks of court at  
72 the next scheduled meeting of the commission.

73  
74 ===== T I T L E   A M E N D M E N T =====

75 And the title is amended as follows:

76       Delete lines 78 - 80

77 and insert:

78       cases; amending s. 28.245, F.S.; requiring that the  
79       clerks of the court transmit deposits electronically  
80       to the Department of Revenue within a specified time;  
81       amending s. 28.36, F.S.; revising the core services  
82       for the budget requests for the clerks of the court;  
83       revising the procedures for the Florida Clerks of  
84       Court Operations Corporation to release appropriations  
85       each month; providing a procedure for the corporation  
86       to follow if the projected expenditures will exceed  
87       the amount appropriated by law; amending s. 29.001,  
88       F.S.; eliminating