

By Senator Bennett

21-00986-11

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1 A bill to be entitled
 2 An act relating to service charges on state trust
 3 funds; amending s. 215.20, F.S.; reducing the service
 4 charge applicable to the Clerks of the Court Trust
 5 Fund; deleting obsolete provisions; providing an
 6 effective date.

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

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 10 Section 1. Section 215.20, Florida Statutes, is amended to
 11 read:

12 215.20 Certain income and certain trust funds to contribute
 13 to the General Revenue Fund.—

14 (1) A service charge of 8 percent, representing the
 15 estimated pro rata share of the cost of general government paid
 16 from the General Revenue Fund, is hereby appropriated from all
 17 income of a revenue nature deposited in all trust funds except
 18 those enumerated in s. 215.22. Income of a revenue nature shall
 19 include all earnings received or credited by such trust funds,
 20 including the interest or benefit received from the investment
 21 of the principal of such trust funds as may be permitted by law.
 22 This provision shall be construed in favor of the General
 23 Revenue Fund in each instance. All such appropriations shall be
 24 deposited in the General Revenue Fund.

25 (2) Notwithstanding ~~the provisions of~~ subsection (1), the
 26 following funds or trust funds are subject to a 4 percent
 27 service charge:

28 (a) Trust funds of the Department of Citrus and the
 29 Department of Agriculture and Consumer Services, including funds

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30 collected in the General Inspection Trust Fund for marketing
31 orders and in the Florida Citrus Advertising Trust Fund.

32 (b) The Clerks of the Court Trust Fund, ~~shall be subject to~~
33 ~~a 4 percent service charge, which is hereby appropriated to the~~
34 ~~General Revenue Fund. This paragraph does not apply to the~~
35 ~~Conservation and Recreation Lands Program Trust Fund, the Citrus~~
36 ~~Inspection Trust Fund, the Florida Forever Program Trust Fund,~~
37 ~~the Market Improvements Working Capital Trust Fund, the Pest~~
38 ~~Control Trust Fund, the Plant Industry Trust Fund, or other~~
39 ~~funds collected in the General Inspection Trust Fund in the~~
40 ~~Department of Agriculture and Consumer Services.~~

41 (3) Subsection (1) does not prohibit the applicability of
42 s. 215.24 should the Governor determine that for the reasons
43 mentioned in s. 215.24 the money or trust funds should be exempt
44 herefrom, as it is the purpose of this law to exempt income from
45 its force and effect when, by the operation of this law, federal
46 matching funds or contributions or private grants to any trust
47 fund would be lost to the state.

48 (4) There is appropriated from the proper respective trust
49 funds from time to time such sums as may be necessary to pay to
50 the General Revenue Fund the service charges imposed by this
51 section.

52 Section 2. This act shall take effect July 1, 2011.