

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Agriculture & Natural
 2 Resources Appropriations Subcommittee
 3 Representative Roth offered the following:

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:
 7 Section 1. Paragraph (a) of subsection (3) of section
 8 201.15, Florida Statutes, is amended to read:

9 201.15 Distribution of taxes collected.—All taxes
 10 collected under this chapter are hereby pledged and shall be
 11 first made available to make payments when due on bonds issued
 12 pursuant to s. 215.618 or s. 215.619, or any other bonds
 13 authorized to be issued on a parity basis with such bonds. Such
 14 pledge and availability for the payment of these bonds shall
 15 have priority over any requirement for the payment of service
 16 charges or costs of collection and enforcement under this

Amendment No. 1

17 section. All taxes collected under this chapter, except taxes
18 distributed to the Land Acquisition Trust Fund pursuant to
19 subsections (1) and (2), are subject to the service charge
20 imposed in s. 215.20(1). Before distribution pursuant to this
21 section, the Department of Revenue shall deduct amounts
22 necessary to pay the costs of the collection and enforcement of
23 the tax levied by this chapter. The costs and service charge may
24 not be levied against any portion of taxes pledged to debt
25 service on bonds to the extent that the costs and service charge
26 are required to pay any amounts relating to the bonds. All of
27 the costs of the collection and enforcement of the tax levied by
28 this chapter and the service charge shall be available and
29 transferred to the extent necessary to pay debt service and any
30 other amounts payable with respect to bonds authorized before
31 January 1, 2017, secured by revenues distributed pursuant to
32 this section. All taxes remaining after deduction of costs shall
33 be distributed as follows:

34 (3) Amounts on deposit in the Land Acquisition Trust Fund
35 shall be used in the following order:

36 (a) Payment of debt service or funding of debt service
37 reserve funds, rebate obligations, or other amounts payable with
38 respect to Florida Forever bonds issued pursuant to s. 215.618.
39 The amount used for such purposes may not exceed \$300 million in
40 each fiscal year. It is the intent of the Legislature that all
41 bonds issued to fund the Florida Forever Act be retired by

220373 - h1377-srike all-Roth1.docx

Published On: 2/11/2022 8:02:40 PM

Amendment No. 1

42 December 31, 2054 ~~2040~~. Except for bonds issued to refund
43 previously issued bonds, no series of bonds may be issued
44 pursuant to this paragraph unless such bonds are approved and
45 the debt service for the remainder of the fiscal year in which
46 the bonds are issued is specifically appropriated in the General
47 Appropriations Act or other law with respect to bonds issued for
48 the purposes of s. 373.4598.

49

50 Bonds issued pursuant to s. 215.618 or s. 215.619 are equally
51 and ratably secured by moneys distributable to the Land
52 Acquisition Trust Fund.

53 Section 2. Subsections (3) and (4) of section 375.041,
54 Florida Statutes, are amended to read:

55 375.041 Land Acquisition Trust Fund.—

56 (3) Funds distributed into the Land Acquisition Trust Fund
57 pursuant to s. 201.15 shall be applied:

58 (a) First, to pay debt service or to fund debt service
59 reserve funds, rebate obligations, or other amounts payable with
60 respect to Florida Forever bonds issued under s. 215.618; and
61 pay debt service, provide reserves, and pay rebate obligations
62 and other amounts due with respect to Everglades restoration
63 bonds issued under s. 215.619; and

64 (b) Of the funds remaining after the payments required
65 under paragraph (a), but before funds may be appropriated,
66 pledged, or dedicated for other uses:

220373 - h1377-srike all-Roth1.docx

Published On: 2/11/2022 8:02:40 PM

Amendment No. 1

67 1. A minimum of the lesser of 25 percent or \$200 million
68 shall be appropriated annually for Everglades projects that
69 implement the Comprehensive Everglades Restoration Plan as set
70 forth in s. 373.470, including the Central Everglades Planning
71 Project subject to Congressional authorization; the Long-Term
72 Plan as defined in s. 373.4592(2); and the Northern Everglades
73 and Estuaries Protection Program as set forth in s. 373.4595.
74 From these funds, \$32 million shall be distributed each fiscal
75 year through the 2023-2024 fiscal year to the South Florida
76 Water Management District for the Long-Term Plan as defined in
77 s. 373.4592(2). After deducting the \$32 million distributed
78 under this subparagraph, from the funds remaining, a minimum of
79 the lesser of 76.5 percent or \$100 million shall be appropriated
80 each fiscal year through the 2025-2026 fiscal year for the
81 planning, design, engineering, and construction of the
82 Comprehensive Everglades Restoration Plan as set forth in s.
83 373.470, including the Central Everglades Planning Project, the
84 Everglades Agricultural Area Storage Reservoir Project, the Lake
85 Okeechobee Watershed Project, the C-43 West Basin Storage
86 Reservoir Project, the Indian River Lagoon-South Project, the
87 Western Everglades Restoration Project, and the Picayune Strand
88 Restoration Project. The Department of Environmental Protection
89 and the South Florida Water Management District shall give
90 preference to those Everglades restoration projects that reduce
91 harmful discharges of water from Lake Okeechobee to the St.

220373 - h1377-srike all-Roth1.docx

Published On: 2/11/2022 8:02:40 PM

Amendment No. 1

92 Lucie or Caloosahatchee estuaries in a timely manner. For the
93 purpose of performing the calculation provided in this
94 subparagraph, the amount of debt service paid pursuant to
95 paragraph (a) for bonds issued after July 1, 2016, for the
96 purposes set forth under paragraph (b) shall be added to the
97 amount remaining after the payments required under paragraph
98 (a). The amount of the distribution calculated shall then be
99 reduced by an amount equal to the debt service paid pursuant to
100 paragraph (a) on bonds issued after July 1, 2016, for the
101 purposes set forth under this subparagraph.

102 2. A minimum of the lesser of 7.6 percent or \$50 million
103 shall be appropriated annually for spring restoration,
104 protection, and management projects. For the purpose of
105 performing the calculation provided in this subparagraph, the
106 amount of debt service paid pursuant to paragraph (a) for bonds
107 issued after July 1, 2016, for the purposes set forth under
108 paragraph (b) shall be added to the amount remaining after the
109 payments required under paragraph (a). The amount of the
110 distribution calculated shall then be reduced by an amount equal
111 to the debt service paid pursuant to paragraph (a) on bonds
112 issued after July 1, 2016, for the purposes set forth under this
113 subparagraph.

114 3. The sum of \$5 million shall be appropriated annually
115 each fiscal year through the 2025-2026 fiscal year to the St.
116 Johns River Water Management District for projects dedicated to

Amendment No. 1

117 the restoration of Lake Apopka. This distribution shall be
118 reduced by an amount equal to the debt service paid pursuant to
119 paragraph (a) on bonds issued after July 1, 2016, for the
120 purposes set forth in this subparagraph.

121 4. The sum of \$64 million is appropriated and shall be
122 transferred to the Everglades Trust Fund for the 2018-2019
123 fiscal year, and each fiscal year thereafter, for the EAA
124 reservoir project pursuant to s. 373.4598. Any funds remaining
125 in any fiscal year shall be made available only for Phase II of
126 the C-51 reservoir project or projects identified in
127 subparagraph 1. and must be used in accordance with laws
128 relating to such projects. Any funds made available for such
129 purposes in a fiscal year are in addition to the amount
130 appropriated under subparagraph 1. This distribution shall be
131 reduced by an amount equal to the debt service paid pursuant to
132 paragraph (a) on bonds issued after July 1, 2017, for the
133 purposes set forth in this subparagraph.

134 5. The sum of \$50 million shall be appropriated annually
135 to the South Florida Water Management District for the Lake
136 Okeechobee Watershed Restoration Project in accordance with s.
137 373.4599. This distribution must be reduced by an amount equal
138 to the debt service paid pursuant to paragraph (a) on bonds
139 issued after July 1, 2021, for the purposes set forth in this
140 subparagraph.

Amendment No. 1

141 6. The sum of \$100 million shall be appropriated annually
142 to the Florida Forever Trust Fund ~~Notwithstanding subparagraph~~
143 ~~3., for the 2021-2022 fiscal year, funds shall be appropriated~~
144 ~~as provided in the General Appropriations Act. This subparagraph~~
145 ~~expires July 1, 2022.~~

146 Section 3. This act shall take effect July 1, 2022.

147

148

149

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

150

Remove everything before the enacting clause and insert:

151

An act relating to the Land Acquisition Trust Fund; amending s.

152

201.15, F.S.; extending the date by which the Legislature

153

intends for bonds issued to fund the Florida Forever Act to be

154

retired; amending s. 375.041, F.S.; requiring a specified annual

155

appropriation to the Florida Forever Trust Fund; deleting an

156

obsolete provision; providing an effective date.