

Bill No. CS for CS for SB 1030

Barcode 100710

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Argenziano moved the following amendment:

Senate Amendment

On page 2, line 8, through
page 4, line 23, delete those lines

and insert: or county ordinance to pay ~~\$3~~ \$4 as a court cost.
Any person whose adjudication is withheld pursuant to the
provisions of s. 318.14(9) or (10) shall also be liable for
payment of such cost. In addition, ~~\$3~~ \$4 from every bond
estreature or forfeited bail bond related to such penal
statutes or penal ordinances shall be remitted to the
Department of Revenue as described in this subsection.
However, no such assessment may be made against any person
convicted for violation of any state statute, municipal
ordinance, or county ordinance relating to the parking of
vehicles.

(a) All costs collected by the courts pursuant to this
subsection shall be remitted to the Department of Revenue in
accordance with administrative rules adopted by the executive
director of the Department of Revenue for deposit in the

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1 Additional Court Cost Clearing Trust Fund.

2 1. These funds ~~and the funds deposited in the~~
3 ~~Additional Court Cost Clearing Trust Fund pursuant to s.~~
4 ~~318.21(2)(e)~~ shall be distributed as follows:

5 a.1. Ninety-four ~~Ninety-two~~ percent to the Department
6 of Law Enforcement Criminal Justice Standards and Training
7 Trust Fund.

8 b.2. Four and seven-tenths ~~Six and three-tenths~~
9 percent to the Department of Law Enforcement Operating Trust
10 Fund for the Criminal Justice Grant Program.

11 c.3. One and three-tenths ~~and seven-tenths~~ percent to
12 the Department of Children and Family Services Domestic
13 Violence Trust Fund for the domestic violence program pursuant
14 to s. 39.903(3).

15 2. The funds deposited in the Additional Court Cost
16 Clearing Trust Fund pursuant to s. 318.21(2)(c) shall be
17 distributed as follows:

18 a. Ninety-two percent to the Department of Law
19 Enforcement Criminal Justice Standards and Training Trust
20 Fund.

21 b. Six and three-tenths percent to the Department of
22 Law Enforcement Operating Trust Fund for the Criminal Justice
23 Grant Program.

24 c. One and seven-tenths percent to the Department of
25 Children and Family Services Domestic Violence Trust Fund for
26 the domestic violence program pursuant to s. 39.903(3).

27 (b) All funds in the Department of Law Enforcement
28 Criminal Justice Standards and Training Trust Fund shall be
29 disbursed only in compliance with s. 943.25(9).

30 Section 2. Present subsection (12) of section 938.30,
31 Florida Statutes, is redesignated as subsection (13), and a

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1 new subsection (12) is added to that section, to read:

2 938.30 Financial obligations in criminal cases;
3 supplementary proceedings.--

4 (12) The court shall not enter an order sealing or
5 expunging criminal history records under Rule 3.692, Florida
6 Rules of Criminal Procedure, and ss. 943.0585 and 943.059,
7 until the person has paid all outstanding criminal costs and
8 finances assessed against the moving party, unless the court
9 makes written findings about the appropriateness of sealing or
10 expunging despite the outstanding costs and fines.

11 Section 3. Paragraph (d) of subsection (11) of section
12 318.18, Florida Statutes, is amended to read:

13 318.18 Amount of civil penalties.--The penalties
14 required for a noncriminal disposition pursuant to s. 318.14
15 are as follows:

16 (11)

17 (d) In addition to the court cost required under
18 paragraph (a), a~~\$4~~ ~~\$3~~ court cost must be paid for each
19 infraction to be distributed as provided in s. 938.01 and a \$2
20 court cost as provided in s. 938.15 when assessed by a
21 municipality or county.

22 Section 4. Subsection (11) of section 327.73, Florida
23 Statutes, is amended to read:

24 327.73 Noncriminal infractions.--

25 (11)(a) Court costs that are to be in addition to the
26 stated civil penalty shall be imposed by the court in an
27 amount not less than the following:

- 28 1. For swimming or diving infractions, \$3.
- 29 2. For nonmoving boating infractions, \$6.
- 30 3. For boating infractions listed in s. 327.731(1),
- 31 \$10.

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1 (b) In addition to the court cost assessed under
2 paragraph (a), the court shall impose a\$4 ~~\$3~~ court cost for
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