

1                   A bill to be entitled  
2     An act relating to the Department of Management  
3     Services; amending s. 110.181, F.S.; revising  
4     provisions relating to reimbursement of the department  
5     for actual costs of coordinating the Florida State  
6     Employees' Charitable Campaign; amending s. 287.042,  
7     F.S.; providing for the transfer of funds generated by  
8     fees collected for the use of the department's  
9     electronic information services from the department to  
10    the Department of Financial Services to support  
11    statewide purchasing operations; establishing the  
12    amount of transfer; amending s. 287.16, F.S.;  
13    eliminating a duty of the department to provide an  
14    annual report concerning utilization of aircraft in  
15    the executive aircraft pool; repealing s. 287.161,  
16    F.S., which establishes the executive aircraft pool  
17    within the department and provides procedures and  
18    requirements with respect thereto; terminating the  
19    Bureau of Aircraft Trust Fund within the department;  
20    providing for the disposition of balances in and  
21    revenues of the trust fund; prescribing procedures for  
22    the termination of the trust fund; amending ss. 318.18  
23    and 318.21, F.S.; revising the expiration date of  
24    provisions governing the remission of surcharges for  
25    specified criminal offenses and noncriminal moving  
26    traffic violations to the Department of Revenue to  
27    fund the state agency law enforcement radio system and  
28    to provide technical assistance with respect to

29 statewide systems of regional law enforcement  
 30 communications; providing an effective date.

31

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

33

34 Section 1. Paragraph (b) of subsection (2) of section  
 35 110.181, Florida Statutes, is amended to read:

36 110.181 Florida State Employees' Charitable Campaign.—

37 (2) SELECTION OF FISCAL AGENTS; COST.—

38 (b) The fiscal agent shall withhold the reasonable costs  
 39 for conducting the campaign and for accounting and distribution  
 40 to the participating organizations and shall reimburse the  
 41 department the actual cost, ~~not to exceed 1 percent of gross~~  
 42 ~~pledges,~~ for coordinating the campaign in accordance with the  
 43 rules of the department. In any fiscal year in which the  
 44 Legislature specifically appropriates to the department its  
 45 total costs for coordinating the campaign from the General  
 46 Revenue Fund, the fiscal agent is not required to reimburse such  
 47 costs to the department under this subsection. Otherwise,  
 48 reimbursement will be the difference between actual costs and  
 49 the amount appropriated.

50 Section 2. Paragraph (h) of subsection (1) of section  
 51 287.042, Florida Statutes, is amended to read:

52 287.042 Powers, duties, and functions.—The department  
 53 shall have the following powers, duties, and functions:

54 (1)

55 (h)1. The department may collect fees for the use of its  
 56 electronic information services. The fees may be imposed on an

57 individual transaction basis or as a fixed subscription for a  
 58 designated period of time. At a minimum, the fees shall be  
 59 determined in an amount sufficient to cover the department's  
 60 projected costs of the services, including overhead in  
 61 accordance with the policies of the department ~~of Management~~  
 62 ~~Services~~ for computing its administrative assessment. All fees  
 63 collected under this paragraph shall be deposited in the  
 64 Operating Trust Fund for disbursement as provided by law.

65 2. The department shall transfer funds generated by fees  
 66 collected for the use of the department's electronic information  
 67 services from the Purchasing Oversight Account in the Operating  
 68 Trust Fund to the Administrative Trust Fund in the Department of  
 69 Financial Services to support statewide purchasing operations.  
 70 Unless provided for in the General Appropriations Act, the  
 71 amount of transfer shall be established each year in the  
 72 department's nonoperating budget based upon the estimated cost  
 73 of statewide purchasing operations provided by the Department of  
 74 Financial Services and may not exceed \$500,000.

75 Section 3. Subsection (10) of section 287.16, Florida  
 76 Statutes, is amended, and subsections (11) and (12) of that  
 77 section are renumbered as subsections (10) and (11),  
 78 respectively, to read:

79 287.16 Powers and duties of department.—The Department of  
 80 Management Services shall have the following powers, duties, and  
 81 responsibilities:

82 ~~(10) To provide the Legislature annual reports at the end~~  
 83 ~~of each calendar year concerning the utilization of all aircraft~~  
 84 ~~in the executive pool.~~

85           Section 4. Section 287.161, Florida Statutes, is repealed.

86           Section 5. (1) The Bureau of Aircraft Trust Fund within  
 87 the Department of Management Services, FLAIR number 72-2-066, is  
 88 terminated.

89           (2) All current balances remaining in, and all revenues  
 90 of, the Bureau of Aircraft Trust Fund by July 1, 2012, shall be  
 91 transferred to the General Revenue Fund.

92           (3) The Department of Management Services shall pay any  
 93 outstanding debts and obligations of the terminated fund as soon  
 94 as practicable, and the Chief Financial Officer shall close out  
 95 and remove the terminated fund from various state accounting  
 96 systems using generally accepted accounting principles  
 97 concerning warrants outstanding, assets, and liabilities.

98           Section 6. Subsection (17) of section 318.18, Florida  
 99 Statutes, is amended to read:

100           318.18 Amount of penalties.—The penalties required for a  
 101 noncriminal disposition pursuant to s. 318.14 or a criminal  
 102 offense listed in s. 318.17 are as follows:

103           (17) In addition to any penalties imposed, a surcharge of  
 104 \$3 must be paid for all criminal offenses listed in s. 318.17  
 105 and for all noncriminal moving traffic violations under chapter  
 106 316. Revenue from the surcharge shall be remitted to the  
 107 Department of Revenue and deposited quarterly into the State  
 108 Agency Law Enforcement Radio System Trust Fund of the Department  
 109 of Management Services for the state agency law enforcement  
 110 radio system, as described in s. 282.709, and to provide  
 111 technical assistance to state agencies and local law enforcement  
 112 agencies with their statewide systems of regional law

113 enforcement communications, as described in s. 282.7101. This  
114 subsection expires July 1, 2021 ~~2012~~. The Department of  
115 Management Services may retain funds sufficient to recover the  
116 costs and expenses incurred for managing, administering, and  
117 overseeing the Statewide Law Enforcement Radio System, and  
118 providing technical assistance to state agencies and local law  
119 enforcement agencies with their statewide systems of regional  
120 law enforcement communications. The Department of Management  
121 Services working in conjunction with the Joint Task Force on  
122 State Agency Law Enforcement Communications shall determine and  
123 direct the purposes for which these funds are used to enhance  
124 and improve the radio system.

125 Section 7. Subsection (17) of section 318.21, Florida  
126 Statutes, is amended to read:

127 318.21 Disposition of civil penalties by county courts.—  
128 All civil penalties received by a county court pursuant to the  
129 provisions of this chapter shall be distributed and paid monthly  
130 as follows:

131 (17) Notwithstanding subsections (1) and (2), the proceeds  
132 from the surcharge imposed under s. 318.18(17) shall be  
133 distributed as provided in that subsection. This subsection  
134 expires July 1, 2021 ~~2012~~.

135 Section 8. This act shall take effect July 1, 2012.