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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

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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.