

Implementation Schedule for CS for CS for SB 2108 and CS for SB 1718					
Date of Impleme	Bill	Section	Statute	Changes	Distribution Changes
June 1, 2009	SB 1718	4	s. 28.2401(1), F.S.	Increases all probate filing fees by \$115.	under paragraphs (a), (c)-(i), and (k) goes to the Department of Revenue
June 1, 2009	SB 1718	5	s. 28.241(1)(a)1.a., F.S.	Increases general civil filing fees to \$395.	Of the first \$265, \$180 goes to the Department of Revenue for deposit
June 1, 2009	SB 1718	5	s. 28.241(1)(a)1.b., F.S.	Attaches a filing fee of up to \$295 for Chapter 39 (Dependency), Chapter 61 (Dissolution of Marriage), Chapter 741 (Domestic Violence), Chapter 742 (Paternity), Chapter 747 (Conservatorship), and Chapter 752 (Grandparent Visitation), Chapter 753 (Supervised Visitation), with an additional \$2.50 for each defendant in excess of five.	Of the first \$165, \$80 goes to the Department of Revenue for deposit into the General Revenue Fund, \$80 goes to the Department of Revenue for deposit into the State Courts Revenue Trust Fund, and \$5 goes to
June 1, 2009	SB 1718	5	s. 28.241(1)(a)2.a., F.S.	Creates a graduated filing fee for real property and mortgage foreclosure actions: \$395 for cases in which the value of the claim is \$50,000 or less; \$900 for claims that are more than \$50,000 but less than \$250,000; \$1,900 for claims that are more than \$250,000; with an additional \$2.50 for each defendant in excess of five. Also creates an additional \$4 filing fee paid to the Clerk, an additional \$18 filing fee for severance, and an additional filing fee of up to \$85 for all garnishment, attachment, replevin, and distress proceedings. Postal charges incurred by the Clerk on behalf of the party shall be paid by the party.	the Department of Revenue for deposit into the General Revenue Fund, \$180 goes to the Department of Revenue for deposit into the State Courts Revenue Trust Fund, \$5 goes to the Department of Revenue for deposit into the Department of Financial Services' Administrative Trust Fund for CCOC, and the next \$15 goes to the state courts' Mediation and Arbitration Trust Fund; \$900: Of the first \$770, \$80 goes to the Department of Revenue for deposit into the General Revenue Fund, \$685 goes to the Department of Revenue for deposit into the State
June 1, 2009	SB 1718	5	s. 28.241(1)(c)1., F.S.	Increases the filing fee for affirmative relief by cross-claim, counterclaim, and third-party complaint to \$395; adds counterpetition to this list. Leaves the filing fee at \$295 for cases falling under s.28.241(1)(a)1.b, F.S. (see above).	No change.
June 1, 2009	SB 1718	5	s. 28.241(1)(c)2., F.S.	Creates a graduated filing fee for a party in addition to those described in s. 28.241(1)(a)2.a., F.S. (see above): \$395 for all cases in which the value of the pleading is \$50,000 or less; \$900 for pleadings that are more than \$50,000 but less than \$250,000; \$1,900 for pleadings that are more than \$250,000.	\$395: \$100 goes to the Department of Revenue for deposit into the State Courts Revenue Trust Fund; \$900: \$605 goes to the Department of Revenue for deposit into the State
July 1, 2009	SB 1718	3	s. 27.562, F.S.	All funds collected under s. 938.29, lien for payment of attorney's fees or costs, goes to the Department of Revenue for deposit into the Indigent Criminal Defense Trust Fund.	All funds collected under s. 938.29, lien for payment of attorney's fees or
July 1, 2009	SB 1718	6	s. 28.33, F.S.	All interest accrued from the investment of county funds is deemed income of the county and can be spent upon the approval of the BOCC.	No change.
July 1, 2009	SB 1718	7	s. 34.041(1)(a) and (b), F.S.	Creates a \$125 filing fee for all claims of not more than \$1,000 filed simultaneously with an action for replevin of property that is the subject of the claim. Lowers the filing fee for removal of tenant action from \$265 to \$180.	The first \$10 of the filing fee collected for removal of tenant action goest to the state courts' Mediation and Arbitration Trust Fund.

July 1, 2009	SB 1718	7	s. 34.041(1)(c), F.S.	Adds counterpetition to the list of motions that requires a \$295 filing fee in county civil court. If the case is transferred from county to circuit court, the party must pay the standard filing fee for the court to which the case is transferred.	The \$295 filing fee assessed under this section for county civil court goes to the Department of Revenue for deposit into the General Revenue Fund.
July 1, 2009	SB 1718	8	s. 57.081, F.S.	Waives the requirement for payment of filing fees for those persons that have declared indigency in a proceeding.	No change.
July 1, 2009	SB 1718	9	s. 57.082(6), F.S.	Filing fees waived under s. 57.081, F.S., (see above) may not be included in the calculation related to a payment plan established under this section.	No change.
July 1, 2009	SB 1718	10	s. 318.121, F.S.	Includes new s. 318.18(19), F.S., to the list of additional fees, fines, surcharges, and costs that cannot be added to civil traffic penalties.	No change.
July 1, 2009	SB 1718	11	s. 318.15(b), F.S.	Reinstates the \$18 processing fee for all late traffic cases.	No change.
July 1, 2009	SB 1718	12	s. 318.18(18) and (19), F.S.	Includes Chapter 320 (Motor Vehicle Licenses) and Chapter 322 (Drivers' Licenses) for the assessment of the \$12.50 administrative fee and the \$10 Article V assessment for all noncriminal moving and nonmoving violations.	No change.
July 1, 2009	SB 1718	14	s. 939.185(1)(d), F.S.	Requires the Clerk to record in the public records a certified copy of the court order imposing additional court costs and surcharges. This record will constitute a lien against the person and on any real property owned in the county and state in which the order is recorded.	No change.
July 1, 2009	SB 1718	16		By the request of the Legislature, the Florida Supreme Court shall set statewide standards by July 1, 2009 for electronic filing to be used by the Clerks to implement electronic filing. These standards should address the required information for the duties of the Clerks and the judiciary for case management.	No change.
July 1, 2009	SB 1718	18		The Clerks' budget cap of \$451,380,312 for the 2009-2010 state fiscal year goes into effect; the CCOC will reduce individual Clerk's budgets to ensure that the sum of all Clerks' budgets does not exceed the cap.	No change.
July 1, 2009	SB 1718	19		Until July 1, 2011 , the Clerk is required to submit a summary of all new hardware and software purchases in excess of \$25,000 to the CCOC, along with a "good faith" statement that the purchases were necessary. Each quarter, the CCOC will submit a report of these purchases to the President of the Senate and the Speaker of the House.	No change.
July 1, 2009	SB 2108	1	s. 28.241, F.S.	Revises the distribution of circuit civil filing fees.	goes to the Department of Revenue for deposit into the Clerks of the Court Trust Fund within the Justice Administrative Commission for funding the CCOC, and \$1.50 goes to the Department of Revenue for deposit into the Administrative Trust
July 1, 2009	SB 2108	2	s. 28.246(5)(b) and (6), F.S.	Clarifies that the Clerks of the Court Trust Fund is now within the Justice Administrative Commission (this bill makes this change in all other sections dealing with the Clerks of the Court Trust Fund); Clerks are required to contract with a collection agent if fines are not paid within 90 days.	No change.
July 1, 2009	SB 2108	3	s. 28.35, F.S.	Stipulates that the CCOC is considered a budget entity, administratively housed within the Justice Administrative Commission, though not subject to its control, supervision, or direction; the executive council will now include, as ex officio members, designees of the President of the Senate, the Speaker of the House, and the Chief Justice of the Supreme Court; the CCOC is required to notify the Legislature and the Supreme Court of any Clerk not meeting performance standards and provide any corrective action plans; the CCOC will no longer certify Clerks' budgets; and Clerks must forward to the Supreme Court a copy of the portion of their financial audit that relates to their court-related duties.	No change.

July 1, 2009	SB 2108	5	s. 28.37(2), F.S.	Except as otherwise provided in ss. 28.241 (Filing fees for trial and appellate proceedings) and 34.041 (Filing fees), F.S., this section is created to stipulate that all court-related fines, fees, service charges, and costs are considered state funds; however, 10% of all court-related fines can be kept to be used exclusively for additional Clerk court-related operational needs and program enhancements.	charges, and costs shall be remitted to the Department of Revenue for deposit into the Clerks of the Court Trust Fund within the Justice Administrative Commission; 10% of
July 1, 2009	SB 2108	7	s.34.041(1)(b), F.S.	Revises the distribution of filing fees.	\$.50 of the additional \$4 filing fee goes to the Department of Revenue for deposit into the Clerks of the Court Trust Fund within the Justice
July 1, 2009	SB 2108	9	s. 43.27, F.S.	The Clerk may establish the hours of their offices with the advice and consent of the chief judge. Additionally, the Clerk may not close the Clerk's office without the advice and consent of the chief judge.	No change.
July 1, 2009	SB 2108	10	s. 45.035(3), F.S.	Authorizes an additional service charge, not to exceed \$70, for a judicial sale that is held electronically.	No change.
July 1, 2009	SB 2108	12	s. 142.01, F.S.	All revenues collected in the fine and forfeiture fund from court-related fees, fines, costs, and service charges are state funds.	forfeiture fund from court-related fees, fines, and service charges go monthly to the Department of
July 1, 2009	SB 2108	13	s. 197.542(4), F.S.	The costs of electronic tax deed sales are added to the charges for the costs of sale under subsection (1) and paid by the certificate holder when filing an application for a tax deed.	No change.
July 1, 2009	SB 2108	16	s. 318.18(13), F.S.	Increases the surcharge assessed to fund court facilities from \$15 to \$30.	No change.
July 1, 2009	SB 2108	17		The Clerk must provide financial data on expenditures for court-related duties and related technology to the Executive Office of the Governor for a potential statewide website.	No change.
July 1, 2009	SB 2108	19		Transfers the Clerks of the Court Trust Fund, along with all balances and obligations, from the Department of Revenue to the Justice Administrative Commission.	No change.
October 1, 2009	SB 2108	4	s. 28.36, F.S.	Effective July 1, 2009 , by October 1st of each year, Clerks must prepare a budget request for the last quarter of the county fiscal year and the first three quarters of the next county fiscal year for submission to the CCOC. This section also sets forth the budget process based on service unit costs.	No change.
January 15, 2010	SB 1718	19		The Office of Program Policy Analysis and Government Accountability (OPPAGA), along with the Chief Financial Officer and the Auditor General, will provide a report on the operation and functions of the Clerks and the courts to the President of the Senate and Speaker of the House.	No change.
February 1, 2010	SB 1718	19		The Technology Review Workgroup shall submit a plan for implementing the integrated computer system to the President of the Senate and the Speaker of the House. Part of the plan will describe the approaches and processes for evaluating the existing computer systems and data-sharing networks of the Clerks and the state courts system.	No change.
March 1, 2010	SB 1718	16		The CCOC will provide a report on the status of implementing electronic filing in each Clerk's office to the President of the Senate and the Speaker of the House.	No change.
June 20, 2010	SB 1718	15		Effective July 1, 2009 , by June 20th of each year, the CCOC will identify the amount of funds in the Clerks of the Court Trust Fund that exceeds the amount needed to fund the approved Clerks' budget for the current state fiscal year.	No change.
June 25, 2010	SB 1718	15		Effective July 1, 2009 , by June 25th of each year, the Justice Administrative Commission will transfer the excess funds identified by the CCOC from the Clerks of the Court Trust Fund to the General Revenue Fund.	No change.