

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

Representative(s) Fuller offered the following:

**Amendment (with title amendment)**

Remove from the bill: Everything after the enacting clause  
and insert in lieu thereof:

Section 1. Paragraph (c) of subsection (2) of section 215.32, Florida Statutes, is amended to read:

215.32 State funds; segregation.--

(2) The source and use of each of these funds shall be as follows:

(c)1. The amount of moneys in the General Revenue Fund shall be determined at the beginning of the fiscal year based on the Revenue Estimating Conference's estimate of funds available. This amount shall be adjusted upon determination of the previous year's appropriations which remain unspent after certifications are completed pursuant to s. 216.301.

2. The Working Capital Fund shall consist of an amount, not more than 10 percent of the amount of net revenue of the General Revenue Fund for the preceding fiscal year, which accrues from moneys in the General Revenue Fund which

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1 are in excess of the amount needed to meet the General Revenue  
2 Fund appropriations acts. The Legislature shall have as a goal  
3 that the Working Capital Fund for fiscal year 1994-1995 have  
4 not less than 2 percent of the amount of net revenue of the  
5 General Revenue Fund for the preceding fiscal year, that the  
6 Working Capital Fund for fiscal year 1995-1996 have not less  
7 than 3 percent of the amount of net revenue of the General  
8 Revenue Fund for the preceding fiscal year, that the Working  
9 Capital Fund for fiscal year 1996-1997 have not less than 4  
10 percent of the amount of net revenue of the General Revenue  
11 Fund for the preceding fiscal year, and that the Working  
12 Capital Fund for fiscal year 1997-1998 and each fiscal year  
13 thereafter have not less than 5 percent of the amount of net  
14 revenue of the General Revenue Fund for the preceding fiscal  
15 year. By September 15 of each year, the Executive Office of  
16 the Governor shall transfer the excess funds that are in the  
17 General Revenue Fund to the Working Capital Fund. Whenever the  
18 Governor determines that revenue collections in the General  
19 Revenue Fund will be insufficient to meet General Revenue Fund  
20 appropriations, he or she shall certify the amount of the  
21 deficit and transfer up to the amount specified in the General  
22 Appropriations Act from the Working Capital Fund to the  
23 General Revenue Fund pursuant to s. 216.221. When not required  
24 to meet General Revenue Fund appropriations, such moneys shall  
25 be used as a revolving fund for transfers as provided by s.  
26 215.18; and when the Comptroller determines that such moneys  
27 are not needed for either type of transfer, they may be  
28 temporarily invested as provided in s. 18.125.

29 3. The provisions of subparagraph 1. notwithstanding,  
30 the Comptroller shall pay from the Working Capital Fund such  
31 claims as are authorized pursuant to s. 265.55.

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1           4.a. The provisions of this subparagraph apply,  
2 notwithstanding any other provision of law including, but not  
3 limited to, s. 216.351.

4           b. When the Commissioner of Agriculture declares an  
5 agricultural emergency pursuant to s. 570.07 and when funds  
6 were not specifically appropriated for responding to the  
7 agricultural emergency or when funds specifically appropriated  
8 for responding to the agricultural emergency are insufficient  
9 to eliminate the agricultural emergency, funds shall be  
10 transferred from the Working Capital Fund to the Agricultural  
11 Emergency Eradication Trust Fund pursuant to s. 570.191 in an  
12 amount determined by the Administration Commission. The  
13 Administration Commission shall direct the Executive Office of  
14 Governor to establish the appropriate spending authority  
15 within the Department of Agriculture and Consumer Services and  
16 the Comptroller shall transfer the funds to the Agricultural  
17 Emergency Eradication Trust Fund. Likewise, if fund balances  
18 exist in the Agricultural Emergency Eradication Trust Fund,  
19 the Administration Commission shall direct the Executive  
20 Office of the Governor to establish spending authority as  
21 requested by the Department of Agriculture and Consumer  
22 Services to address an agricultural emergency when declared by  
23 the Commissioner of Agriculture pursuant to s. 570.07.

24           Section 2. This act shall take effect July 1 of the  
25 year in which enacted, if legislation creating the  
26 Agricultural Emergency Eradication Trust Fund is adopted in  
27 the same legislative session or an extension thereof.

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

31 And the title is amended as follows:

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1           On page 1, lines 3 through 17,  
2 remove from the title of the bill:  
3  
4 and insert in lieu thereof:  
5           amending s. 215.32, F.S.; providing for  
6           transfers of funds by the Comptroller to the  
7           Agricultural Emergency Eradication Trust Fund;  
8           providing for approval by the Administration  
9           Commission; providing for spending authority to  
10          be established; providing a contingent  
11          effective date.

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