

1                                   A bill to be entitled  
2           An act relating to the Cigarette Tax Collection  
3           Trust Fund; amending s. 210.20, F.S.; providing  
4           for a portion of the revenues from the  
5           cigarette tax to be paid monthly to the Board  
6           of Directors of the H. Lee Moffitt Cancer and  
7           Research Institute, for the purpose of  
8           financing a cancer-research facility at the  
9           University of South Florida; providing duties  
10          of the institute's board of directors;  
11          providing for uses of the transferred moneys,  
12          including the issuance of tax-exempt bonds;  
13          requiring the Board of Directors of the H. Lee  
14          Moffitt Cancer Center and Research Institute to  
15          administer funds, manage the project, provide  
16          assistance during construction, and operate the  
17          facility when complete; providing for the  
18          replacement of certain tax dollars annually;  
19          providing an effective date.

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

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23           Section 1. Paragraph (c) is added to subsection (2) of  
24   section 210.20, Florida Statutes, to read:

25           210.20 Employees and assistants; distribution of  
26   funds.--

27           (2) As collections are received by the division from  
28   such cigarette taxes, it shall pay the same into a trust fund  
29   in the State Treasury designated "Cigarette Tax Collection  
30   Trust Fund" which shall be paid and distributed as follows:  
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1           (c) Beginning January 1, 1999, and continuing for 10  
 2 years thereafter, the division shall from month to month  
 3 certify to the Comptroller the amount derived from the  
 4 cigarette tax imposed by s. 210.02, less the service charges  
 5 provided for in s. 215.20 and less 0.9 percent of the amount  
 6 derived from the cigarette tax imposed by s. 210.02 which  
 7 shall be deposited into the Alcoholic Beverage and Tobacco  
 8 Trust Fund, specifying an amount equal to 2.59 percent of the  
 9 net collections and that amount shall be paid to the Board of  
 10 Directors of the H. Lee Moffitt Cancer Center and Research  
 11 Institute, established under s. 240.512, by warrant drawn by  
 12 the Comptroller upon the State Treasury. These funds are  
 13 hereby appropriated monthly out of the Cigarette Tax  
 14 Collection Trust Fund, to be used for the purpose of  
 15 constructing, furnishing, and equipping a cancer-research  
 16 facility at the University of South Florida adjacent to the H.  
 17 Lee Moffitt Cancer Center and Research Institute. In fiscal  
 18 years 1999-2000 and thereafter with the exception of fiscal  
 19 year 2008-2009, the appropriation to the H. Lee Moffitt Cancer  
 20 Center and Research Institute authorized by this paragraph  
 21 shall not be less than the amount which would have been paid  
 22 to the H. Lee Moffitt Cancer Center and Research Institute for  
 23 fiscal year 1998-1999 had payments been made for the entire  
 24 fiscal year rather than for a six-month period thereof.

25           Section 2. The Board of Directors of the H. Lee  
 26 Moffitt Cancer Center and Research Institute shall construct,  
 27 furnish, and equip, and shall covenant to complete, the  
 28 cancer-research facility at the University of South Florida  
 29 adjacent to the H. Lee Moffitt Cancer Center and Research  
 30 Institute. Moneys transferred to the Board of Directors of  
 31 the H. Lee Moffitt Cancer Center and Research Institute shall

1 be used to secure financing to pay costs related to  
2 constructing, furnishing, and equipping the cancer-research  
3 facility. Such financing may include the issuance of tax  
4 exempt bonds by a local authority, municipality or county  
5 pursuant to parts II and III of chapter 159. Such bonds shall  
6 not constitute state bonds for purposes of s. 11, Art. VII, of  
7 the Florida Constitution, but shall constitute bonds of a  
8 "local agency," as defined in s. 159.27(4). The cigarette tax  
9 dollars pledged to this facility shall be replaced annually by  
10 the Legislature from tobacco litigation settlement proceeds.

11 Section 3. This act shall take effect July 1, 1998.