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2 An act relating to trust funds; creating the
3 Community College Capital Facilities Matching
4 Trust Fund within the Department of Education,
5 to be administered by the State Board of
6 Community Colleges; providing for source of
7 moneys and purposes; providing for future
8 review and termination or re-creation of the
9 fund; providing a contingent effective date.

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

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13 Section 1. The Community College Capital Facilities
14 Matching Trust Fund is hereby created within the Department of
15 Education, to be administered by the State Board of Community
16 Colleges. Funds shall be credited to the trust fund as
17 provided in HB 615 or similar legislation, to be used for the
18 purposes set forth therein.

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20 Section 2. (1) Pursuant to the provisions of s.
21 19(f)(2), Art. III of the State Constitution, the Community
22 College Capital Facilities Matching Trust Fund shall, unless
23 terminated sooner, be terminated on July 1, 2001.

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25 (2) Prior to the regular legislative session
26 immediately preceding the date on which the trust fund is
27 scheduled to be terminated, the State Board of Community
28 Colleges and the Governor shall recommend to the President of
29 the Senate and the Speaker of the House of Representatives
30 whether the trust fund should be allowed to terminate or
31 should be re-created. These recommendations shall be based on
a review of the purpose and use of the trust fund and a
determination of whether the trust fund will continue to be

1 necessary. A recommendation to re-create the trust fund may
2 include suggested modifications to the purpose, sources of
3 receipts, and allowable expenditures for the trust fund. The
4 state board's recommendation shall be made as a part of its
5 legislative budget request to the Legislature pursuant to s.
6 216.023, Florida Statutes. The Governor's recommendation
7 shall be made as a part of the recommended budget presented to
8 the Legislature pursuant to s. 216.162, Florida Statutes.

9 (3) If the trust fund is terminated, the Division of
10 Community Colleges of the Department of Education on behalf of
11 the State Board of Community Colleges shall pay any
12 outstanding debts or obligations of the trust fund as soon as
13 practicable and the Comptroller shall close out and remove the
14 trust fund from the various state accounting systems, using
15 generally accepted accounting practices concerning warrants
16 outstanding, assets, and liabilities.

17 Section 3. This act shall take effect July 1, 1997, if
18 passed by a three-fifths vote of the membership of each house,
19 and if HB 615 or similar legislation is adopted in the same
20 legislative session or an extension thereof.

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