

By the Committee on Health Care Services and
 Representative Albright

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A bill to be entitled
 An act relating to trust funds; creating s.
 20.435(1)(d) and (2), F.S., relating to trust
 funds of the Department of Health; creating the
 Operations and Maintenance Trust Fund within
 the department; providing for sources of moneys
 and purposes; providing for annual carryforward
 of funds; providing for future review and
 termination or re-creation of the trust fund;
 providing a directive to the Division of
 Statutory Revision; providing an effective
 date.

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

Section 1. Paragraph (d) of subsection (1) and
 subsection (2) of section 20.435, Florida Statutes, are
 created to read:

20.435 Department of Health; trust funds.--

(1) The following trust funds are hereby created, to
 be administered by the Department of Health:

(d) Operations and Maintenance Trust Fund.

1. Funds to be credited to the trust fund shall
 consist of receipts from third-party payors of health care
 services such as Medicare and Medicaid. Funds shall be used
 for the purpose of providing health care services to
 department clients and for other such purposes as may be
 appropriate and shall be expended only pursuant to legislative
 appropriation or an approved amendment to the department's
 operating budget pursuant to the provisions of chapter 216.

1 2. Notwithstanding the provisions of s. 216.301 and
2 pursuant to s. 216.351, any balance in the trust fund at the
3 end of any fiscal year shall remain in the trust fund at the
4 end of the year and shall be available for carrying out the
5 purposes of the trust fund.

6 (2) Pursuant to the provisions of s. 19(f)(2), Art.
7 III of the State Constitution, each trust fund listed in
8 subsection (1) shall, unless terminated sooner, be terminated
9 on July 1, 2001. However, prior to its scheduled termination,
10 each trust fund listed in subsection (1) shall be reviewed as
11 provided in s. 215.3206(1) and (2).

12 Section 2. In editing manuscript for the next edition
13 of the official Florida Statutes, the Division of Statutory
14 Revision of the Joint Legislative Management Committee shall
15 incorporate within section 20.435, Florida Statutes, as
16 created by this act, all trust funds created within the
17 Department of Health by separate legislation, as required by
18 Section 19(f)(1) of Article III of the State Constitution,
19 during the 1997 Regular Session of the Legislature or any
20 extension thereof.

21 Section 3. This act shall take effect July 1, 1997.

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24 HOUSE SUMMARY

25
26 Creates the Operations and Maintenance Trust Fund within
27 the Department of Health. Provides for sources of moneys
28 and purposes. Provides for annual carryforward of funds.
29 Provides for future review and termination or re-creation
30 of the trust fund.
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