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2 An act relating to trust funds; creating s.
3 20.435(1)(d) and (2), F.S., relating to trust
4 funds of the Department of Health; creating the
5 Operations and Maintenance Trust Fund within
6 the department; providing for sources of moneys
7 and purposes; providing for annual carryforward
8 of funds; providing for future review and
9 termination or re-creation of the trust fund;
10 providing a directive to the Division of
11 Statutory Revision; providing an effective
12 date.

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

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

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20.435 Department of Health; trust funds.--

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

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(d) Operations and Maintenance Trust Fund.

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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.

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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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