

By the Committee on Health Care Services and
 Representative Albright

1 A bill to be entitled
 2 An act relating to trust funds; creating s.
 3 20.435(1)(a) and (2), F.S., relating to trust
 4 funds of the Department of Health; creating the
 5 Administrative Trust Fund within the
 6 department; providing for sources of moneys and
 7 purposes; providing for annual carryforward of
 8 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.
 13
 14 Be It Enacted by the Legislature of the State of Florida:
 15
 16 Section 1. Paragraph (a) of subsection (1) and
 17 subsection (2) of section 20.435, Florida Statutes, are
 18 created to read:
 19 20.435 Department of Health; trust funds.--
 20 (1) The following trust funds are hereby created, to
 21 be administered by the Department of Health:
 22 (a) Administrative Trust Fund.
 23 1. Funds to be credited to the trust fund shall
 24 consist of regulatory fees such as those pertaining to the
 25 licensing, permitting, and inspection of septic tanks, food
 26 hygiene, onsite sewage, Super Act compliance, solid waste
 27 management, tanning facilities, mobile home and recreational
 28 vehicle park inspection, other departmental regulatory and
 29 health care programs, and indirect earnings from grants.
 30 Funds shall be used for the purpose of supporting the
 31 regulatory activities of the department and for other such

1 purposes as may be appropriate and shall be expended only
2 pursuant to legislative appropriation or an approved amendment
3 to the department's operating budget pursuant to the
4 provisions of chapter 216.

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

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

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

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

26
27 *****

28 HOUSE SUMMARY

29
30 Creates the Administrative Trust Fund within the
31 Department of Health. Provides for sources of moneys and
purposes. Provides for annual carryforward of funds.
Provides for future review and termination or re-creation
of the trust fund.