

By the Committee on General Government Appropriations and
Representative Sembler

1 A bill to be entitled
2 An act relating to trust funds; providing
3 finding that specified trust funds administered
4 by the State Board of Administration are exempt
5 from constitutionally mandated termination;
6 amending s. 11.045, F.S.; modifying purposes
7 for which moneys in the Legislative Lobbyist
8 Registration Trust Fund may be used; amending
9 s. 17.41, F.S.; revising provisions relating to
10 funding of the Department of Banking and
11 Finance Tobacco Settlement Clearing Trust Fund
12 and exemption of funds therein from the general
13 revenue service charge; amending s. 413.615,
14 F.S.; establishing the endowment fund principal
15 of the Florida Endowment for Vocational
16 Rehabilitation for fiscal year 2000-2001 and
17 providing for subsequent annual increases;
18 merging the State Property Insurance Trust Fund
19 into the Florida Casualty Insurance Risk
20 Management Trust Fund and renaming the merged
21 fund as the State Risk Management Trust Fund;
22 renaming parts I and II of chapter 284, F.S.,
23 to conform; amending ss. 258.007, 272.185,
24 284.01, 284.03, 284.05, 284.14, 284.30, 284.36,
25 284.385, 284.44, 284.50, 287.025, 287.059,
26 331.350, 393.075, 402.3015, 409.175, 946.509,
27 985.406, and 985.409, F.S., to conform;
28 providing effective dates.
29
30 Be It Enacted by the Legislature of the State of Florida:
31

1 Section 1. The Legislature finds that the following
2 trust funds administered by the State Board of Administration
3 are exempt from termination pursuant to Section 19(f), Article
4 III of the State Constitution:

5 (1) The Florida Retirement System Trust Fund.

6 (2) The Local Government Surplus Funds Trust Fund.

7 (3) The Florida Hurricane Catastrophe Fund.

8 (4) The Institute of Food and Agricultural Sciences
9 Supplemental Retirement Trust Fund.

10 (5) The Retiree Health Insurance Subsidy Trust Fund.

11 (6) The Bond Proceeds Trust Fund.

12 (7) The Florida Prepaid Postsecondary Education
13 Expense Trust Fund.

14 (8) The Student Loan Escrow Fund.

15 (9) The Trust Fund for United States Zero Coupon
16 Treasury Bonds.

17 (10) The Debt Service Trust Fund.

18 (11) The Gas Tax Fund.

19 (12) The Police and Firefighters' Premium Tax Trust
20 Fund.

21 (13) The Lawton Chiles Endowment Fund.

22 (14) Funds of the Inland Protection Financing
23 Corporation created under s. 376.3075, Florida Statutes.

24 (15) Funds of the Investment Fraud Restoration
25 Financing Corporation created under s. 517.1204, Florida
26 Statutes.

27 Section 2. Subsection (8) of section 11.045, Florida
28 Statutes, is amended to read:

29 11.045 Lobbyists; registration and reporting;
30 exemptions; penalties.--
31

1 (8) There is hereby created the Legislative Lobbyist
2 Registration Trust Fund, to be used both for the purpose of
3 funding any office established for the administration of the
4 registration of lobbyist lobbying the Legislature, including
5 the payment of salaries and other expenses, and for the
6 purpose of paying the expenses incurred by the Legislature in
7 providing services to lobbyists. The trust fund is not
8 subject to the service charge to general revenue provisions of
9 chapter 215. Fees collected pursuant to rules established in
10 accordance with subsection (2) shall be deposited into the
11 Legislative Lobbyist Registration Trust Fund.

12 Section 3. Subsection (2) of section 17.41, Florida
13 Statutes, is amended to read:

14 17.41 Department of Banking and Finance Tobacco
15 Settlement Clearing Trust Fund.--

16 (2) Funds to be credited to the trust fund shall
17 consist of all ~~annual~~ payments received by the state from
18 settlement of State of Florida v. American Tobacco Co., No.
19 95-1466AH (Fla. 15th Cir. Ct. 1996). All moneys received from
20 the settlement shall be deposited into the trust fund. Such
21 moneys and interest thereon ~~and~~ are exempt from the service
22 charges imposed under s. 215.20.

23 Section 4. Paragraph (c) of subsection (4) of section
24 413.615, Florida Statutes, is amended to read:

25 413.615 Florida Endowment for Vocational
26 Rehabilitation.--

27 (4) REVENUE FOR THE ENDOWMENT FUND.--

28 (c) The State Board of Administration shall invest and
29 reinvest moneys of the endowment fund in accordance with the
30 provisions of ss. 215.44-215.53. Moneys in the endowment fund
31 in excess of the endowment fund principal, or such lesser

1 amount as may be requested in writing by the foundation, shall
2 be annually transmitted to the foundation, based upon a fiscal
3 year which shall run from July 1 through June 30, and shall be
4 deposited in the foundation's operating account, for
5 distribution as provided in subsection (10). The endowment
6 fund principal shall be ~~\$1~~\$5 million for the 2000-2001
7 ~~1995-1996~~ fiscal year and shall be increased by 5 percent in
8 each subsequent fiscal year.

9 Section 5. (1) The State Property Insurance Trust
10 Fund created pursuant to s. 284.01, Florida Statutes, is
11 merged into the Florida Casualty Insurance Risk Management
12 Trust Fund created pursuant to s. 284.30, Florida Statutes,
13 which is renamed the "State Risk Management Trust Fund."

14 (2) This section shall take effect upon this act
15 becoming a law.

16 Section 6. (1) Part I of chapter 284, Florida
17 Statutes, entitled "Florida Fire Insurance Trust Fund," is
18 renamed "State Property Claims"; and part II of chapter 284,
19 Florida Statutes, entitled "Florida Casualty Insurance Risk
20 Management Trust Fund," is renamed "State Casualty Claims."

21 (2) This section shall take effect upon this act
22 becoming a law.

23 Section 7. Effective upon this act becoming a law,
24 subsection (1) of section 258.007, Florida Statutes, is
25 amended to read:

26 258.007 Powers of division.--

27 (1) The Division of Recreation and Parks shall have
28 power to acquire in the name of the state any property, real
29 or personal, by purchase, grant, devise, condemnation,
30 donation, or otherwise, which in its judgment may be necessary
31 or proper toward the administration of the purposes of this

1 chapter; however, no property of any nature may be acquired by
2 purchase, lease, grant, donation, devise, or otherwise, under
3 conditions which shall pledge the credit of, or obligate in
4 any manner whatsoever, the state to pay any sum of money, and
5 the power of condemnation as herein granted is limited to the
6 acquisition of property or property rights which may be
7 required for state park purposes for parks under the
8 jurisdiction of the Division of Recreation and Parks on July
9 1, 1980. Acquisition of such property or property rights
10 shall not exceed an aggregate of 40 acres or 10 percent of the
11 total acreage of the respective park as it existed on July 1,
12 1980, whichever is less, and shall be restricted to properties
13 wholly surrounded by state park property at the time of
14 acquisition. Express legislative approval is required for the
15 acquisition by condemnation of any new area or memorial which
16 the division may desire for the purposes set forth in this
17 chapter, except that the division may maintain and insure with
18 the State Risk Management ~~Property Insurance~~ Trust Fund
19 buildings on property owned by the state or any of its
20 agencies.

21 Section 8. Effective upon this act becoming a law,
22 subsection (2) of section 272.185, Florida Statutes, is
23 amended to read:

24 272.185 Maintenance of Governor's Mansion by
25 Department of Management Services.--

26 (2) The department shall insure the Governor's
27 Mansion, its contents, and all structures and appurtenances
28 thereto with the State Risk Management ~~Property Insurance~~
29 Trust Fund as provided in s. 284.01. The department may
30 purchase any necessary insurance either by a primary insurance
31 contract, excess coverage insurance, or reinsurance to cover

1 the contents of the mansion, whether title of the contents is
2 in the state or in any other person or entity not a resident
3 of the mansion, notwithstanding the provision of s. 287.025.

4 Section 9. Effective upon this act becoming a law,
5 subsection (1) of section 284.01, Florida Statutes, is amended
6 to read:

7 284.01 State Risk Management ~~Property Insurance~~ Trust
8 Fund; coverages to be provided.--

9 (1) ~~A state self-insurance fund, designated as the~~
10 ~~"State Property Insurance Trust Fund," is created to be set up~~
11 ~~by the Department of Insurance and administered with a program~~
12 ~~of risk management.~~ The State Risk Management Trust Fund
13 shall insure those properties designated in subsection (2)
14 which are owned by the state or its agencies, boards, or
15 bureaus against loss from fire, lightning, sinkholes, and
16 hazards customarily insured by extended coverage and loss from
17 the removal of personal property from such properties when
18 endangered by covered perils. Furthermore, the fund may also
19 insure the State Regional Office Building located in the City
20 of Jacksonville, Duval County, including the parking facility
21 owned by the City of Jacksonville, since such building is
22 jointly owned by the State of Florida and the City of
23 Jacksonville. The City of Jacksonville shall be responsible
24 for the payment of all premiums charged by the fund to insure
25 property owned by the City of Jacksonville. Flood insurance
26 shall be provided for state-owned structures and contents
27 designated in subsection (2) to the extent necessary to meet
28 self-insurance requirements of the National Flood Insurance
29 Program, as prescribed in rules and regulations of the Federal
30 Emergency Management Agency in 44 C.F.R. parts 59, 60, and 74,
31 effective October 1, 1986.

1 Section 10. Effective upon this act becoming a law,
2 section 284.03, Florida Statutes, is amended to read:

3 284.03 Deficits in fund supplied from General Revenue
4 Fund; repayment.--Should a loss occur upon property insured in
5 the State Risk Management ~~Property Insurance~~ Trust Fund that
6 would require more funds, to pay the amount of any loss
7 covered by insurance in said fund, than are at that time
8 available in said fund, in that event there is appropriated
9 out of any funds in the General Revenue Fund not otherwise
10 appropriated a sum which, added to the sum then available in
11 the said State Risk Management ~~Property Insurance~~ Trust Fund,
12 shall be sufficient to pay the amount of the covered loss. In
13 the event any funds shall be paid out of the General Revenue
14 Fund under this provision, such amounts so paid out of the
15 General Revenue Fund shall be returned to it out of the first
16 available assets of the State Risk Management ~~said Insurance~~
17 Trust Fund after paying any necessary expenses as provided in
18 s. 284.02(2) and (3).

19 Section 11. Effective upon this act becoming a law,
20 section 284.05, Florida Statutes, is amended to read:

21 284.05 Inspection of insured state property.--The
22 Department of Insurance shall inspect all permanent buildings
23 insured by the State Risk Management ~~Property Insurance~~ Trust
24 Fund, and whenever conditions are found to exist which, in the
25 opinion of the Department of Insurance, are hazardous from the
26 standpoint of destruction by fire or other loss, the
27 Department of Insurance may order the same repaired or
28 remedied, and the agency, board, or person in charge of such
29 property is required to have such dangerous conditions
30 immediately repaired or remedied upon written notice from the
31 Department of Insurance of such hazardous conditions. Such

1 amounts as may be necessary to comply with such notice or
2 notices shall be paid by the Department of Management Services
3 or by the agency, board, or person in charge of such property
4 out of any moneys appropriated for the maintenance of the
5 respective agency or for the repairs or permanent improvement
6 of such properties or from any incidental or contingent funds
7 they may have on hand. In the event of a disagreement between
8 the Department of Insurance and the agency, board, or person
9 having charge of such property as to the necessity of the
10 repairs or remedies ordered, the matter in disagreement shall
11 be determined by the Department of Management Services.

12 Section 12. Effective upon this act becoming a law,
13 section 284.14, Florida Statutes, is amended to read:

14 284.14 State Risk Management ~~Property Insurance~~ Trust
15 Fund; leasehold interest.--In the event the state or any
16 department or agency thereof has acquired or hereafter
17 acquires a leasehold interest in any improved real property
18 and by the terms and provisions of said lease it is obligated
19 to insure such premises against loss by fire or other hazard
20 to such premises, it shall insure such premises in the State
21 Risk Management ~~Property Insurance~~ Trust Fund as required by
22 the terms of said lease or as required by the provisions of
23 this chapter. No state agency shall enter into or acquire any
24 such leasehold interest until the coverages required to be
25 maintained by the provisions of the lease are approved in
26 writing by the Department of Insurance.

27 Section 13. Effective upon this act becoming a law,
28 section 284.30, Florida Statutes, is amended to read:

29 284.30 State Florida Casualty ~~Insurance~~ Risk
30 Management Trust Fund; coverages to be provided.--A state
31 self-insurance fund, designated as the "State Florida Casualty

1 ~~Insurance~~ Risk Management Trust Fund," is created to be set up
2 by the Department of Insurance and administered with a program
3 of risk management, which fund is to provide insurance, as
4 authorized by s. 284.33, for workers' compensation, general
5 liability, fleet automotive liability, federal civil rights
6 actions under 42 U.S.C. s. 1983 or similar federal statutes,
7 and court-awarded attorney's fees in other proceedings against
8 the state except for such awards in eminent domain or for
9 inverse condemnation or for awards by the Public Employees
10 Relations Commission. A party to a suit in any court, to be
11 entitled to have his or her attorney's fees paid by the state
12 or any of its agencies, must serve a copy of the pleading
13 claiming the fees on the Department of Insurance; and
14 thereafter the department shall be entitled to participate
15 with the agency in the defense of the suit and any appeal
16 thereof with respect to such fees.

17 Section 14. Effective upon this act becoming a law,
18 section 284.36, Florida Statutes, is amended to read:

19 284.36 Appropriation deposits; premium
20 payment.--Premiums for coverage by the State ~~Florida Casualty~~
21 ~~Insurance~~ Risk Management Trust Fund as calculated on all
22 coverages shall be billed and charged to each state agency
23 according to coverages obtained by the fund for their benefit,
24 and such obligations shall be paid promptly by each agency
25 from its operating budget upon presentation of a bill
26 therefor. After the first year of operation, premiums to be
27 charged to all departments of the state are to be computed on
28 a retrospective rating arrangement based upon actual losses
29 accruing to the fund, taking into account reasonable
30 expectations, the maintenance and stability of the fund, and
31 the cost of insurance.

1 Section 15. Effective upon this act becoming a law,
2 section 284.385, Florida Statutes, is amended to read:
3 284.385 Reporting and handling of claims.--All
4 departments covered by the State ~~Florida Casualty Insurance~~
5 Risk Management Trust Fund under this part shall immediately
6 report all known or potential claims to the Department of
7 Insurance for handling, except employment complaints which
8 have not been filed with the Florida Human Relations
9 Commission, Equal Employment Opportunity Commission, or any
10 similar agency. When deemed necessary, the Department of
11 Insurance shall assign or reassign the claim to counsel. The
12 assigned counsel shall report regularly to the Department of
13 Insurance on the status of any such claims or litigation as
14 required by the Department of Insurance. No such claim shall
15 be compromised or settled for monetary compensation without
16 the prior approval of the Department of Insurance. All
17 departments shall cooperate with the Department of Insurance
18 in its handling of claims. The Department of Insurance, the
19 Department of Management Services, and the Department of
20 Banking and Finance, with the cooperation of the state
21 attorneys and the clerks of the courts, shall develop a system
22 to coordinate the exchange of information concerning claims
23 for and against the state, its agencies, and its subdivisions,
24 to assist in collection of amounts due to them. The covered
25 department shall have the responsibility for the settlement of
26 any claim for injunctive or affirmative relief under 42 U.S.C.
27 s. 1983 or similar federal or state statutes. The payment of
28 a settlement or judgment for any claim covered and reported
29 under this part shall be made only from the State ~~Florida~~
30 ~~Casualty Insurance~~ Risk Management Trust Fund.
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1 Section 16. Effective upon this act becoming a law,
2 subsections (3), (5), (6), and (7) of section 284.44, Florida
3 Statutes, are amended to read:

4 284.44 Salary indemnification costs of state
5 agencies.--

6 (3) For the purposes of this section, "salary
7 indemnification costs" means the payments made to employees
8 for temporary total disability benefits. After an employee
9 has been eligible for disability benefits for 10 weeks, salary
10 indemnification costs shall be funded from the State Florida
11 ~~Casualty Insurance~~ Risk Management Trust Fund in accordance
12 with the provisions of this part for those agencies insured by
13 the fund.

14 (5) If a state agency demonstrates to the Executive
15 Office of the Governor and the chairs of the legislative
16 appropriations committees that no funds are available to pay
17 initial salary indemnification costs for a specific claim
18 pursuant to this section without adversely impacting its
19 ability to perform statutory responsibilities, the Executive
20 Office of the Governor may direct the Division of Risk
21 Management to fund all salary indemnification costs for that
22 specific claim from the State Florida ~~Casualty Insurance~~ Risk
23 Management Trust Fund and waive the state agency reimbursement
24 requirement.

25 (6) The Division of Risk Management shall prepare
26 quarterly reports to the Executive Office of the Governor and
27 the chairs of the legislative appropriations committees
28 indicating for each state agency the total amount of salary
29 indemnification benefits paid to claimants and the total
30 amount of reimbursements from state agencies to the State
31 ~~Florida Casualty Insurance~~ Risk Management Trust Fund for

1 initial costs for the previous quarter. These reports shall
2 also include information for each state agency indicating the
3 number of cases and amounts of initial salary indemnification
4 costs for which reimbursement requirements were waived by the
5 Executive Office of the Governor pursuant to this section.

6 (7) If a state agency fails to pay casualty increase
7 premiums or salary indemnification reimbursements within 30
8 days after being billed, the Division of Risk Management shall
9 advise the Comptroller. After verifying the accuracy of the
10 billing, the Comptroller shall transfer the appropriate amount
11 from any available funds of the delinquent state agency to the
12 State Florida Casualty Insurance Risk Management Trust Fund.

13 Section 17. Effective upon this act becoming a law,
14 subsection (2) of section 284.50, Florida Statutes, is amended
15 to read:

16 284.50 Loss prevention program; safety coordinators;
17 Interagency Advisory Council on Loss Prevention; employee
18 recognition program.--

19 (2) There shall be an Interagency Advisory Council on
20 Loss Prevention composed of the safety coordinators from each
21 department and representatives designated by the Division of
22 State Fire Marshal and the Division of Risk Management. The
23 chair of the council shall be the Director of the Division of
24 Risk Management or his or her designee. The council shall
25 meet at least quarterly to discuss safety problems within
26 state government, to attempt to find solutions for these
27 problems, and, when possible, to assist in the implementation
28 of the solutions. If the safety coordinator of a department
29 or office is unable to attend a council meeting, an alternate,
30 selected by the department head or his or her designee, shall
31 attend the meeting to represent and provide input for that

1 department or office on the council. The council is further
2 authorized to provide for the recognition of employees,
3 agents, and volunteers who make exceptional contributions to
4 the reduction and control of employment-related accidents.
5 The necessary expenses for the administration of this program
6 of recognition shall be considered an authorized
7 administrative expense payable from the State ~~Florida Casualty~~
8 ~~Insurance~~ Risk Management Trust Fund.

9 Section 18. Effective upon this act becoming a law,
10 subsection (3) of section 287.025, Florida Statutes, is
11 amended to read:

12 287.025 Prohibition against certain insurance coverage
13 on specified state property or insurable subjects.--

14 (3) Any items, property, or insurable subjects titled
15 in the name of the state or its departments, divisions,
16 bureaus, commissions, or agencies which are not included or
17 insured by the State Risk Management ~~Property Insurance~~ Trust
18 Fund under chapter 284 or specifically designated not to be
19 insured by this section shall be eligible subjects for
20 insurance coverage through commercial insurance carriers as
21 otherwise provided by law.

22 Section 19. Effective upon this act becoming a law,
23 paragraph (c) of subsection (2) of section 287.059, Florida
24 Statutes, is amended to read:

25 287.059 Private attorney services.--

26 (2) No agency shall contract for private attorney
27 services without the prior written approval of the Attorney
28 General, except that such written approval is not required for
29 private attorney services:

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1 (c) Necessary to represent the state in litigation
2 involving the State ~~Florida Casualty Insurance~~ Risk Management
3 Trust Fund pursuant to part II of chapter 284.

4 Section 20. Effective upon this act becoming a law,
5 subsections (1) and (2) of section 331.350, Florida Statutes,
6 are amended to read:

7 331.350 Insurance coverage of the authority; safety
8 program.--

9 (1) Notwithstanding any other provision of law, the
10 State Risk Management ~~Property Insurance~~ Trust Fund
11 established under s. 284.30 ~~284.01~~ shall not insure buildings
12 and property owned or leased by the authority.

13 (2) Notwithstanding any other provision of law, the
14 State ~~Florida Casualty Insurance~~ Risk Management Trust Fund
15 established under s. 284.30 shall not insure against any
16 liability of the authority.

17 Section 21. Effective upon this act becoming a law,
18 subsection (2) of section 393.075, Florida Statutes, is
19 amended to read:

20 393.075 General liability coverage.--

21 (2) The Division of Risk Management of the Department
22 of Insurance shall provide coverage through the Department of
23 Children and Family Services to any person who owns or
24 operates a foster care facility or group home facility solely
25 for the Department of Children and Family Services, who cares
26 for children placed by developmental services staff of the
27 department, and who is licensed pursuant to s. 393.067 to
28 provide such supervision and care in his or her place of
29 residence. The coverage shall be provided from the general
30 liability account of the State ~~Florida Casualty Insurance~~ Risk
31 Management Trust Fund. The coverage is limited to general

1 liability claims arising from the provision of supervision and
2 care of children in a foster care facility or group home
3 facility pursuant to an agreement with the department and
4 pursuant to guidelines established through policy, rule, or
5 statute. Coverage shall be subject to the limits provided in
6 ss. 284.38 and 284.385, and the exclusions set forth therein,
7 together with other exclusions as may be set forth in the
8 certificate of coverage issued by the trust fund. A person
9 covered under the general liability account pursuant to this
10 subsection shall immediately notify the Division of Risk
11 Management of the Department of Insurance of any potential or
12 actual claim.

13 Section 22. Effective upon this act becoming a law,
14 paragraph (f) of subsection (6) of section 402.3015, Florida
15 Statutes, is amended to read:

16 402.3015 Subsidized child care program; purpose; fees;
17 contracts.--

18 (6)

19 (f) The Division of Risk Management of the Department
20 of Insurance shall provide coverage through the department to
21 the community child care coordinating agencies for the
22 subsidized child care program. The coverage shall be provided
23 from the general liability account of the State Florida
24 ~~Casualty Insurance~~ Risk Management Trust Fund, and the
25 coverage shall be primary. The coverage is limited to general
26 liability claims arising from the management of the subsidized
27 child care program under a contract with the department and
28 under guidelines established through policy, rule, or law.
29 Coverage shall be limited as provided in ss. 284.38 and
30 284.385, and the exclusions set forth therein, together with
31 other exclusions that are set forth in the certificate of

1 coverage issued by the trust fund, shall apply. A community
2 child care coordinating agency covered under the general
3 liability account pursuant to this paragraph shall immediately
4 notify the Division of Risk Management of the Department of
5 Insurance of any potential or actual claim.

6 Section 23. Effective upon this act becoming a law,
7 paragraph (a) of subsection (14) of section 409.175, Florida
8 Statutes, is amended to read:

9 409.175 Licensure of family foster homes, residential
10 child-caring agencies, and child-placing agencies.--

11 (14)(a) The Division of Risk Management of the
12 Department of Insurance shall provide coverage through the
13 Department of Children and Family Services to any person who
14 owns or operates a family foster home solely for the
15 Department of Children and Family Services and who is licensed
16 to provide family foster home care in her or his place of
17 residence. The coverage shall be provided from the general
18 liability account of the State ~~Florida Casualty Insurance~~ Risk
19 Management Trust Fund, and the coverage shall be primary. The
20 coverage is limited to general liability claims arising from
21 the provision of family foster home care pursuant to an
22 agreement with the department and pursuant to guidelines
23 established through policy, rule, or statute. Coverage shall
24 be limited as provided in ss. 284.38 and 284.385, and the
25 exclusions set forth therein, together with other exclusions
26 as may be set forth in the certificate of coverage issued by
27 the trust fund, shall apply. A person covered under the
28 general liability account pursuant to this subsection shall
29 immediately notify the Division of Risk Management of the
30 Department of Insurance of any potential or actual claim.

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1 Section 24. Effective upon this act becoming a law,
2 section 946.509, Florida Statutes, is amended to read:

3 946.509 Insurance of property leased or acquired by
4 the corporation.--

5 (1) The State Risk Management ~~Property Insurance~~ Trust
6 Fund created under s. 284.30 ~~284.01~~ shall insure all property
7 eligible for coverage under part I of chapter 284 which is
8 leased by the department to the corporation or which is
9 subsequently acquired and owned by the corporation and subject
10 to the reversionary ownership interest of the state
11 established in s. 946.505.

12 (2) Coverage under the State Risk Management ~~Property~~
13 ~~Insurance~~ Trust Fund of property leased to or otherwise
14 acquired by the corporation shall be secured and maintained
15 through the existing policy and account of the Department of
16 Corrections with the Division of Risk Management of the
17 Department of Insurance. All matters, including premium
18 calculations, assessments and payments, retrospective premium
19 adjustments, reporting requirements, and other requirements,
20 concerning coverage of such property under the State Risk
21 Management ~~Property Insurance~~ Trust Fund shall be conducted as
22 if all such property were owned solely by the department.
23 Except as required by chapter 284, if the corporation finds
24 that it is more economical to do so, the corporation may
25 secure private insurance coverage on all or a portion of the
26 activities of or properties used by the corporation. If
27 coverage through the State Risk Management ~~Property Insurance~~
28 Trust Fund is not secured, the corporation must present
29 documentation of insurance coverage to the Division of Risk
30 Management equal to the coverage that could otherwise be
31

1 provided by the State Risk Management ~~Property Insurance~~ Trust
2 Fund.

3 Section 25. Effective upon this act becoming a law,
4 subsection (8) of section 985.406, Florida Statutes, is
5 amended to read:

6 985.406 Juvenile justice training academies
7 established; Juvenile Justice Standards and Training
8 Commission created; Juvenile Justice Training Trust Fund
9 created.--

10 (8) PARTICIPATION OF CERTAIN PROGRAMS IN THE STATE
11 ~~FLORIDA-CASUALTY-INSURANCE~~ RISK MANAGEMENT TRUST

12 FUND.--Pursuant to s. 284.30, the Division of Risk Management
13 of the Department of Insurance is authorized to insure a
14 private agency, individual, or corporation operating a
15 state-owned training school under a contract to carry out the
16 purposes and responsibilities of any program of the
17 department. The coverage authorized herein shall be under the
18 same general terms and conditions as the department is insured
19 for its responsibilities under chapter 284.

20 Section 26. Effective upon this act becoming a law,
21 section 985.409, Florida Statutes, is amended to read:

22 985.409 Participation of certain programs in the State
23 ~~Florida-Casualty-Insurance~~ Risk Management Trust

24 Fund.--Pursuant to s. 284.30, the Division of Risk Management
25 of the Department of Insurance is authorized to insure a
26 private agency, individual, or corporation operating a
27 state-owned training school under a contract to carry out the
28 purposes and responsibilities of any program of the
29 department. The coverage authorized herein shall be under the
30 same general terms and conditions as the department is insured
31 for its responsibilities under chapter 284.

1 Section 27. Except as otherwise provided herein, this
2 act shall take effect July 1, 2000.

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5 HOUSE SUMMARY

6
7 Provides finding that specified trust funds administered
8 by the State Board of Administration are exempt from
9 constitutionally mandated termination. Modifies purposes
10 for which moneys in the Legislative Lobbyist Registration
11 Trust Fund may be used. Revises provisions relating to
12 funding of the Department of Banking and Finance Tobacco
13 Settlement Clearing Trust Fund and exemption of funds
14 therein from the general revenue service charge.
15 Establishes the endowment fund principal of the Florida
16 Endowment for Vocational Rehabilitation for fiscal year
17 2000-2001 and provides for subsequent annual increases.
18 Merges the State Property Insurance Trust Fund into the
19 Florida Casualty Insurance Risk Management Trust Fund and
20 renames the merged fund as the State Risk Management
21 Trust Fund. See bill for details.
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