

1  
2 An act relating to trust funds; re-creating the  
3 Operations and Maintenance Trust Fund within  
4 the Department of Health without modification;  
5 carrying forward current balances and  
6 continuing current sources and uses thereof;  
7 amending s. 20.435, F.S.; abrogating the future  
8 termination of the trust fund; providing an  
9 effective date.

10  
11 WHEREAS, the Legislature wishes to extend the life of  
12 the Operations and Maintenance Trust Fund within the  
13 Department of Health, which is otherwise scheduled to be  
14 terminated pursuant to constitutional mandate, and

15 WHEREAS, the Legislature has reviewed the trust fund  
16 before its scheduled termination date and has found that it  
17 continues to meet an important public purpose, and

18 WHEREAS, the Legislature has found that existing public  
19 policy concerning the trust fund sets adequate parameters for  
20 its use, NOW, THEREFORE,

21  
22 Be It Enacted by the Legislature of the State of Florida:

23  
24 Section 1. (1) The Operations and Maintenance Trust  
25 Fund within the Department of Health, FLAIR number 64-2-516,  
26 which is to be terminated pursuant to Section 19(f), Article  
27 III of the State Constitution on July 1, 2001, is re-created.

28 (2) All current balances of the trust fund are carried  
29 forward, and all current sources and uses of the trust fund  
30 are continued.

31

1           Section 2. Paragraph (e) of subsection (1) of section  
2 20.435, Florida Statutes, is amended to read:

3           20.435 Department of Health; trust funds.--

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

6           (e) Operations and Maintenance Trust Fund.

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

15           2. Notwithstanding the provisions of s. 216.301 and  
16 pursuant to s. 216.351, any balance in the trust fund at the  
17 end of any fiscal year shall remain in the trust fund at the  
18 end of the year and shall be available for carrying out the  
19 purposes of the trust fund.

20           3. ~~The trust fund shall, unless terminated sooner, be~~  
21 ~~terminated on July 1, 2001.~~

22           Section 3. This act shall take effect November 4,  
23 2000.

24  
25  
26  
27  
28  
29  
30  
31