

By Senator Kirkpatrick

5-381-00

1 A bill to be entitled
 2 An act relating to trust funds; creating s.
 3 261.11, F.S.; creating the Off-Highway-Vehicle
 4 Revolving Trust Fund; providing for future
 5 review and repeal; providing an effective date.

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

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9 Section 1. Section 261.11, Florida Statutes, is
10 created to read:

11 261.11 The Off-Highway-Vehicle Revolving Trust
 12 Fund.--There is created the Off-Highway-Vehicle Revolving
 13 Trust Fund to be administered by the Division of Forestry
 14 within the Department of Agriculture and Consumer Services.

15 (1) The trust fund shall consist of deposits from the
16 following sources:

17 (a) Fees paid to the Department of Highway Safety and
 18 Motor Vehicles for the titling and registration of off-highway
 19 vehicles.

20 (b) Revenues and income from any other source required
 21 by law or as appropriated by the Legislature to be deposited
 22 into the fund.

23 (c) Donations from private sources.

24 (d) Interest earned on moneys on deposit in the fund.

25 (2) Moneys in the fund shall be available for
 26 recommended allocation by the Off-Highway-Vehicle Recreation
 27 Advisory Committee and the Department of Agriculture and
 28 Consumer Services and upon annual appropriation by the
 29 Legislature, exclusively for the following:

30 (a) Implementation of the Off-Highway-Vehicle
 31 Recreation Program by the Department of Agriculture and

1 Consumer Services, which includes personnel and other related
2 expenses, administrative and operating expenses, expenses
3 related to safety, training, and rider-education programs,
4 and, if funds are available, acquisition of lands to be
5 included in the Off-Highway-Vehicle Recreation Program's
6 system of lands and trails and the management and maintenance
7 of such lands.

8 (b) Approved grants to governmental agencies and
9 entities that wish to provide off-highway-vehicle recreation
10 areas or trails for public use.

11 (c) Matching funds to be used to match
12 off-highway-vehicle recreation grant funds available from
13 other sources, including grant funds available pursuant to the
14 federal Recreational Trails Program.

15 (3) Notwithstanding s. 216.301 and pursuant to s.
16 216.351, any balance in the trust fund at the end of any
17 fiscal year shall remain therein and shall be available for
18 the purposes set out in this section and as otherwise provided
19 by law.

20 (4) Pursuant to s. 19(f)(2), Art. III of the State
21 Constitution, the Off-Highway-Vehicle Revolving Trust Fund,
22 unless terminated sooner, shall be terminated on July 1, 2004.
23 However, before its scheduled termination, the
24 Off-Highway-Vehicle Revolving Trust Fund shall be reviewed as
25 provided in s. 215.3206(1) and (2).

26 Section 2. This act shall take effect July 1, 2000,
27 but it shall not take effect unless it is enacted by at least
28 a three-fifths vote of the membership of each house of the
29 Legislature.

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LEGISLATIVE SUMMARY

Creates the Off-Highway-Vehicle Revolving Trust Fund.
(See bill for details.)