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2 An act relating to trust funds; creating s.  
3 20.1971, F.S.; creating the Operations and  
4 Maintenance Trust Fund within the Agency for  
5 Persons with Disabilities; providing sources of  
6 funds and purposes; providing for annual  
7 carryforward of funds; providing for future  
8 review and termination or re-creation of the  
9 trust fund; providing an effective date.  
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11 Be It Enacted by the Legislature of the State of Florida:  
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13 Section 1. Section 20.1971, Florida Statutes, is  
14 created to read:

15 20.1971 Agency for Persons with Disabilities; trust  
16 funds.--The following trust funds are created and shall be  
17 administered by the Agency for Persons with Disabilities:

18 (2) The Operations and Maintenance Trust Fund.

19 (a) Funds to be credited to the trust fund shall  
20 consist of receipts from third-party payers of health care  
21 services such as Medicaid. Funds shall be used for the purpose  
22 of providing health care services to agency clients and for  
23 other such purposes as may be appropriate and shall be  
24 expended only pursuant to legislative appropriation or an  
25 approved amendment to the agency's operating budget pursuant  
26 to the provisions of chapter 216.

27 (b) Notwithstanding the provisions of s. 216.301 and  
28 pursuant to s. 216.351, any balance in the trust fund at the  
29 end of any fiscal year shall remain in the trust fund at the  
30 end of the year and shall be available for carrying out the  
31 purposes of the trust fund.

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(c) In accordance with s. 19(f)(2), Art. III of the State Constitution, the Operations and Maintenance Trust Fund shall, unless terminated earlier, be terminated on July 1, 2009. Before its scheduled termination, the trust fund shall be reviewed as provided in s. 215.3206(1) and (2).

Section 2. This act shall take effect on July 1, 2005.