

1 A bill to be entitled
 2 An act relating to the Operations and Maintenance Trust
 3 Fund; creating s. 20.1971, F.S.; creating the Operations
 4 and Maintenance Trust Fund within the Agency for Persons
 5 with Disabilities; providing sources of funds and
 6 purposes; providing for annual carryforward of funds;
 7 providing for future review and termination or re-creation
 8 of the trust fund; providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Section 20.1971, Florida Statutes, is created
 13 to read:

14 20.1971 Agency for Persons with Disabilities; trust
 15 funds.--The following trust funds are created and shall be
 16 administered by the Agency for Persons with Disabilities:

17 (2) The Operations and Maintenance Trust Fund.

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

26 (b) Notwithstanding the provisions of s. 216.301 and
 27 pursuant to s. 216.351, any balance in the trust fund at the end
 28 of any fiscal year shall remain in the trust fund at the end of

HB 1771

2005

29 the year and shall be available for carrying out the purposes of
30 the trust fund.

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

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