

1 A bill to be entitled
 2 An act relating to the Department of Agriculture and
 3 Consumer Services; amending s. 215.20, F.S.; including the
 4 Agricultural Emergency Eradication Trust Fund within
 5 specified trust funds that are subject to the service
 6 charge on income of a revenue nature; amending s. 570.191,
 7 F.S.; revising the uses of the Agricultural Emergency
 8 Eradication Trust Fund; repealing s. 570.1911, F.S.,
 9 relating to notice of certification of an agricultural
 10 emergency; amending s. 570.20, F.S.; providing for the
 11 transfer of certain funds from the General Inspection
 12 Trust Fund to the General Revenue Fund for a specified
 13 period; removing obsolete provisions; amending s. 581.212,
 14 F.S.; providing for the transfer of certain funds from the
 15 Plant Industry Trust Fund to the General Revenue Fund for
 16 a specified period; repealing s. 585.105, F.S., relating
 17 to the purchase, distribution, and administration of
 18 approved brucella vaccine by the department; providing an
 19 effective date.

20
 21 Be It Enacted by the Legislature of the State of Florida:

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 23 Section 1. Paragraph (c) of subsection (4) of section
 24 215.20, Florida Statutes, is amended to read:

25 215.20 Certain income and certain trust funds to
 26 contribute to the General Revenue Fund.--

27 (4) The income of a revenue nature deposited in the
 28 following described trust funds, by whatever name designated, is

29 that from which the appropriations authorized by subsection (3)
 30 shall be made:

31 (c) Within the Department of Agriculture and Consumer
 32 Services:

33 1. The Agricultural Emergency Eradication Trust Fund.

34 ~~2.1.~~ The Conservation and Recreation Lands Program Trust
 35 Fund.

36 ~~3.2.~~ The General Inspection Trust Fund and subsidiary
 37 accounts thereof, unless a different percentage is authorized by
 38 s. 570.20.

39 ~~4.3.~~ The Division of Licensing Trust Fund.
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41 The enumeration of the foregoing moneys or trust funds shall not
 42 prohibit the applicability thereto of s. 215.24 should the
 43 Governor determine that for the reasons mentioned in s. 215.24
 44 the money or trust funds should be exempt herefrom, as it is the
 45 purpose of this law to exempt income from its force and effect
 46 when, by the operation of this law, federal matching funds or
 47 contributions or private grants to any trust fund would be lost
 48 to the state.

49 Section 2. Section 570.191, Florida Statutes, is amended
 50 to read:

51 570.191 Agricultural Emergency Eradication Trust
 52 Fund.--There is created in the office of the commissioner the
 53 Agricultural Emergency Eradication Trust Fund. Funds in the
 54 trust fund may be made available for the promotion, advancement,
 55 and protection of agriculture in the state, including
 56 maintaining or increasing market share and suppressing or

57 eradicating wildfire, animal or plant disease, insect
 58 infestation, or a plant or pest that endangers or threatens
 59 agriculture upon certification by the commissioner that an
 60 agricultural emergency exists and that funds specifically
 61 appropriated for the emergency's purpose are exhausted or
 62 insufficient to eliminate the agricultural emergency. The term
 63 "agricultural emergency" means an animal or plant disease,
 64 insect infestation, or plant or pest endangering or threatening
 65 the horticultural, aquacultural, or other agricultural interests
 66 in this state.

67 Section 3. Section 570.1911, Florida Statutes, is
 68 repealed.

69 Section 4. Subsection (2) of section 570.20, Florida
 70 Statutes, is amended to read:

71 570.20 General Inspection Trust Fund.--

72 (2) The sum of \$300,000 received annually into the General
 73 Inspection Trust Fund shall be transferred to the General
 74 Revenue Fund. It shall be transmitted in equal monthly payments
 75 until the total is received in the General Revenue Fund. This
 76 subsection expires July 1, 2013. ~~For the 2007-2008 fiscal year~~
 77 ~~only and notwithstanding any other provision of law to the~~
 78 ~~contrary, in addition to the spending authorized in subsection~~
 79 ~~(1), moneys in the General Inspection Trust Fund may be~~
 80 ~~appropriated for programs operated by the department which are~~
 81 ~~related to the programs authorized by this chapter. This~~
 82 ~~subsection expires July 1, 2008.~~

83 Section 5. Section 581.212, Florida Statutes, is amended
 84 to read:

85 581.212 Handling of moneys received.--

86 (1) All moneys received by the department under the
87 provisions of this chapter shall be deposited in the Plant
88 Industry Trust Fund and shall be used by the department to
89 defray its expenses in carrying out the duties imposed on it by
90 this chapter.

91 (2) The sum of \$300,000 received annually into the Plant
92 Industry Trust Fund shall be transferred to the General Revenue
93 Fund. It shall be transmitted in equal monthly payments until
94 the total is received in the General Revenue Fund. This
95 subsection expires July 1, 2013.

96 Section 6. Section 585.105, Florida Statutes, is repealed.

97 Section 7. This act shall take effect July 1, 2008.