

1 A bill to be entitled
 2 An act relating to the Broadband Pole Replacement
 3 Trust Fund; creating s. 288.9965, F.S.; creating the
 4 Broadband Pole Replacement Trust Fund within the
 5 Department of Economic Opportunity; providing the
 6 purpose of the trust fund; providing that moneys
 7 credited to the trust fund shall consist of certain
 8 funds; requiring that funds in the trust fund be used
 9 in a manner consistent with federal law; providing
 10 that the balance in the trust fund at the end of a
 11 fiscal year remains in the trust fund and is available
 12 for carrying out the purposes of the trust fund;
 13 providing for future legislative review and
 14 termination or re-creation of the trust fund;
 15 providing a directive to the Division of Law Revision;
 16 providing a contingent effective date.

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

19
 20 Section 1. Section 288.9965, Florida Statutes, is created
 21 to read:

22 288.9965 Broadband Pole Replacement Trust Fund.—
 23 (1) The Broadband Pole Replacement Trust Fund is created
 24 within the Department of Economic Opportunity for the purpose of
 25 providing reimbursements to qualified applicants under the

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

26 Broadband Pole Replacement Program pursuant to s. 288.9964 and
27 for use by the Florida Office of Broadband in the administration
28 of that program. Moneys credited to the trust fund shall consist
29 of funds appropriated by the Legislature; federal funds received
30 from the Coronavirus Capital Projects Fund for the Broadband
31 Pole Replacement Program; funds transferred by the department;
32 interest earnings; and grants, gifts, and other contributions
33 made directly to the trust fund. Funds in the trust fund must be
34 used in a manner consistent with federal law.

35 (2) Notwithstanding s. 216.301 and pursuant to s. 216.351,
36 any balance in the trust fund at the end of any fiscal year
37 shall remain in the trust fund at the end of the year and shall
38 be available for carrying out the purposes of the trust fund.

39 (3) In accordance with s. 19(f) (2), Art. III of the State
40 Constitution, unless terminated sooner, the Broadband Pole
41 Replacement Trust Fund shall be terminated 4 years after the
42 effective date of this act. Before its scheduled termination,
43 the trust fund shall be reviewed as provided in s. 215.3206(1)
44 and (2).

45 Section 2. The Division of Law Revision is directed to
46 replace the phrase "4 years after the effective date of this
47 act" wherever it occurs in this act with the date the trust fund
48 will terminate.

49 Section 3. This act shall take effect on the same date
50 that HB 1543 or similar legislation takes effect, if such

HB 1545

2022

51 | legislation is adopted in the same legislative session or an
52 | extension thereof and becomes a law.