By Senator Saunders

37-1280-05

A bill to be entitled

An act relating to trust funds; creating s. 20.1971, F.S.; creating the Operations and Maintenance Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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

<u>20.1971 Agency for Persons with Disabilities; trust funds.--The following trust funds are created and shall be administered by the Agency for Persons with Disabilities:</u>

<u>(2) The Operations and Maintenance Trust Fund.</u>

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

<u>(b) Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year shall remain in the trust fund at the end of the year and shall be available for carrying out the purposes of the trust fund.</u>

CODING: Words ~~stricken~~ are deletions; words <u>underlined</u> are additions.

(c) In accordance with s. 19(f)(2), Art. III of the State Constitution, the Administrative 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.

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SENATE SUMMARY

Creates the Operations and Maintenance Trust Fund within the Agency for Persons with Disabilities. Provides for sources of funds and purposes. Provides for the annual carryforward of funds. Provides for future review and termination or re-creation of the trust fund.

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