

Amendment No.

CHAMBER ACTION

Senate

House

.

The Conference Committee on HB 5205 offered the following:

Conference Committee Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. (1) The State Homes for Veterans Trust Fund within the Department of Veterans' Affairs, FLAIR number 20-2-692, is terminated.

(2) All current balances remaining in, and all revenues of, the trust fund shall be transferred to the Operations and Maintenance Trust Fund within the Department of Veterans' Affairs.

(3) The Department of Veterans' Affairs shall pay any outstanding debts or obligations of the terminated fund as soon

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

14 as practicable, and the Chief Financial Officer shall close out
15 and remove the terminated fund from various state accounting
16 systems using generally accepted accounting principles
17 concerning warrants outstanding, assets, and liabilities.

18 Section 2. Paragraph (a) of subsection (3) and subsection
19 (4) of section 20.375, Florida Statutes, are amended to read:

20 20.375 Department of Veterans' Affairs; trust funds.—The
21 following trust funds shall be administered by the Department of
22 Veterans' Affairs:

23 (3) Operations and Maintenance Trust Fund.

24 (a) Funds to be credited to and uses of the trust fund
25 shall be administered in accordance with ~~the provisions of ss.~~
26 215.32, 296.11, and 296.38, 320.08058, 320.089, and 320.0891.

27 ~~(4) State Homes for Veterans Trust Fund.~~

28 ~~(a) Funds to be credited to and uses of the trust fund~~
29 ~~shall be administered in accordance with the provisions of ss.~~
30 ~~320.08058 and 320.0891.~~

31 ~~(b) Notwithstanding the provisions of s. 216.301 and~~
32 ~~pursuant to s. 216.351, any balance in the trust fund at the end~~
33 ~~of any fiscal year shall remain in the trust fund at the end of~~
34 ~~the year and shall be available for carrying out the purposes of~~
35 ~~the trust fund.~~

36 Section 3. Subsection (1) of section 296.11, Florida
37 Statutes, is amended to read:

38 296.11 Funds of home and disposition of moneys.—

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

39 (1) The home shall deposit all moneys ~~which~~ it receives
40 for care of residents from the United States Department of
41 Veterans Affairs and residents into the Operations and
42 Maintenance Trust Fund. All such moneys must be expended for the
43 purpose of supporting program operations that benefit veterans
44 or the operation, maintenance, or construction of a ~~operating~~
45 and maintaining the home, subject to the requirements of chapter
46 216.

47 Section 4. Subsection (1) of section 296.37, Florida
48 Statutes, is amended to read:

49 296.37 Residents; contribution to support.—

50 (1) Every resident of the home who receives a pension,
51 compensation, or gratuity from the United States Government, or
52 income from any other source of more than \$105 ~~\$35~~ per month,
53 shall contribute to his or her maintenance and support while a
54 resident of the home in accordance with a schedule of payment
55 determined by the administrator and approved by the director.
56 The total amount of such contributions shall be to the fullest
57 extent possible, ~~but, in no case,~~ shall not exceed the actual
58 cost of operating and maintaining the home.

59 Section 5. Subsection (1) of section 296.38, Florida
60 Statutes, is amended to read:

61 296.38 Funds of home and disposition of moneys.—

62 (1) The home shall deposit all moneys ~~which~~ it receives
63 for care of residents from the United States Department of

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

64 Veterans Affairs and residents into the Operations and
65 Maintenance Trust Fund. All such moneys shall be expended for
66 the purpose of supporting program operations that benefit
67 veterans or the operation, maintenance, or construction of a
68 operating and maintaining the home, subject to the requirements
69 of chapter 216.

70 Section 6. Paragraph (f) of subsection (15) of section
71 320.02, Florida Statutes, is amended to read:

72 320.02 Registration required; application for
73 registration; forms.—

74 (15)

75 (f) Notwithstanding s. 320.023, the application form for
76 motor vehicle registration and renewal of registration must
77 include language permitting a voluntary contribution of \$1 per
78 applicant to the state homes for veterans, to be distributed on
79 a quarterly basis by the department to the Operations and
80 Maintenance State Homes for Veterans Trust Fund within, ~~which is~~
81 ~~administered by~~ the Department of Veterans' Affairs.

82

83 For the purpose of applying the service charge provided in s.
84 215.20, contributions received under this subsection are not
85 income of a revenue nature.

86 Section 7. Paragraph (b) of subsection (4), paragraph (b)
87 of subsection (28), paragraph (b) of subsection (38), and

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

88 paragraph (b) of subsection (63) of section 320.08058, Florida
89 Statutes, are amended to read:

90 320.08058 Specialty license plates.—

91 (4) FLORIDA SALUTES VETERANS LICENSE PLATES.—

92 (b) The Florida Salutes Veterans license plate annual use
93 fee shall be distributed as follows:

94 1. Ten percent shall be distributed to a direct-support
95 organization created under s. 292.055 for a period not to exceed
96 48 months after the date the direct-support organization is
97 incorporated.

98 2. Any remaining fees must be deposited in the Operations
99 and Maintenance State Homes for Veterans Trust Fund ~~within~~
100 ~~which is created in the State Treasury. All such moneys are to~~
101 ~~be administered by the Department of Veterans' Affairs and must~~
102 ~~be used~~ to support program operations that benefit veterans or
103 the operation, maintenance, or construction of ~~solely for the~~
104 ~~purpose of constructing, operating, and maintaining domiciliary~~
105 ~~and nursing homes for veterans and for continuing promotion and~~
106 ~~marketing of the license plate, subject to the requirements of~~
107 ~~chapter 216.~~

108 (28) UNITED STATES MARINE CORPS LICENSE PLATES.—

109 (b) The department shall distribute the United States
110 Marine Corps license plate annual use fees as provided in this
111 paragraph.

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

112 1. The first \$50,000 collected annually shall be
113 distributed to the Marine Corps Scholarship Foundation, Inc.

114 2. Any remaining fees collected annually shall be
115 distributed as follows:

116 a. Thirty-five percent shall be deposited in the
117 Operations and Maintenance State Homes for Veterans Trust Fund
118 within the Department of Veterans' Affairs and must be used to
119 support program operations that benefit veterans or the
120 operation, maintenance, or construction of solely for the
121 purpose of constructing, operating, and maintaining domiciliary
122 and nursing homes for veterans, subject to the requirements of
123 chapter 216.

124 b. Sixty-five percent shall be distributed to the Marine
125 Corps Scholarship Foundation, Inc., which shall use all fees
126 distributed by the department to fund scholarships and assist
127 Marine Corps Junior ROTC and Young Marine programs of this
128 state. The foundation shall develop a plan to distribute the
129 funds to recipients nominated by residents of the state to
130 receive scholarships, and to the Marine Corps Junior ROTC and
131 Young Marine programs in the state.

132 (38) MILITARY SERVICES LICENSE PLATES.—

133 (b) The department shall retain all revenues from the sale
134 of such plates until all startup costs for developing and
135 issuing the plates have been recovered. Thereafter, the annual
136 use fee shall be deposited into the Operations and Maintenance

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

137 ~~State Homes for Veterans~~ Trust Fund within the Department of
138 Veterans' Affairs and must be used to support program operations
139 that benefit veterans or the operation, maintenance, or
140 construction of ~~solely to construct, operate, and maintain~~
141 domiciliary and nursing homes for veterans, subject to the
142 requirements of chapter 216.

143 (63) SUPPORT OUR TROOPS LICENSE PLATES.—

144 (b) The annual use fees from the plate shall be
145 distributed to Support Our Troops, Inc., to be used for the
146 benefit of Florida troops and their families in accordance with
147 its articles of incorporation. Support Our Troops, Inc., shall
148 receive the first \$60,000 of the use fees to offset startup
149 costs for developing and establishing the plate. Thereafter, the
150 department shall distribute the annual use fees as follows:

151 1. Twenty-five percent shall be distributed to Support Our
152 Troops, Inc., to offset marketing, administration, and promotion
153 costs.

154 2. Of the remaining 75 percent, 65 percent shall be
155 distributed to Support Our Troops, Inc., and 35 percent shall be
156 distributed to the Operations and Maintenance ~~State Homes for~~
157 ~~Veterans~~ Trust Fund within the Department of Veterans' Affairs
158 ~~State Homes~~.

159 Section 8. Paragraph (b) of subsection (1) of section
160 320.089, Florida Statutes, is amended to read:

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

161 320.089 Veterans of the United States Armed Forces;
162 members of National Guard; survivors of Pearl Harbor; Purple
163 Heart medal recipients; active or retired United States Armed
164 Forces reservists; Combat Infantry Badge, Combat Medical Badge,
165 or Combat Action Badge recipients; Combat Action Ribbon
166 recipients; Air Force Combat Action Medal recipients;
167 Distinguished Flying Cross recipients; former prisoners of war;
168 Korean War Veterans; Vietnam War Veterans; Operation Desert
169 Shield Veterans; Operation Desert Storm Veterans; Operation
170 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;
171 Women Veterans; World War II Veterans; and Navy Submariners;
172 special license plates; fee.—

173 (1)

174 (b) Notwithstanding any other provision of law to the
175 contrary, beginning with fiscal year 2002-2003 and annually
176 thereafter, the first \$100,000 in general revenue generated from
177 the sale of license plates issued under this section shall be
178 deposited into the Grants and Donations Trust Fund, as described
179 in s. 296.38(2), to be used for the purposes established by law
180 for that trust fund. Any additional general revenue generated
181 from the sale of such plates shall be deposited into the
182 Operations and Maintenance State Homes for Veterans Trust Fund
183 within the Department of Veterans' Affairs and used to support
184 program operations that benefit veterans or the operation,
185 maintenance, or construction of solely to construct, operate,

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

186 ~~and maintain~~ domiciliary and nursing homes for veterans, subject
187 to the requirements of chapter 216.

188 Section 9. Subsection (6) of section 320.0891, Florida
189 Statutes, is amended to read:

190 320.0891 U.S. Paratroopers license plate.—

191 (6) The department shall retain all annual use fee
192 revenues from the sale of the U.S. Paratroopers license plates
193 until all startup costs for developing and issuing the plates
194 are recovered, not to exceed \$60,000. Thereafter, the annual use
195 fee revenues shall be distributed to the Operations and
196 Maintenance State Homes for Veterans Trust Fund within the
197 Department of Veterans' Affairs.

198 Section 10. Paragraph (n) of subsection (8) of section
199 322.08, Florida Statutes, is amended to read:

200 322.08 Application for license; requirements for license
201 and identification card forms.—

202 (8) The application form for an original, renewal, or
203 replacement driver license or identification card must include
204 language permitting the following:

205 (n) Notwithstanding s. 322.081, a voluntary contribution
206 of \$1 per applicant to the state homes for veterans, to be
207 distributed on a quarterly basis by the department to the
208 Operations and Maintenance State Homes for Veterans Trust Fund
209 within, which is administered by the Department of Veterans'
210 Affairs.

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

211
 212 A statement providing an explanation of the purpose of the trust
 213 funds shall also be included. For the purpose of applying the
 214 service charge provided under s. 215.20, contributions received
 215 under paragraphs (b)-(t) are not income of a revenue nature.

216 Section 11. This act shall take effect July 1, 2017.

217
218 -----

219 **T I T L E A M E N D M E N T**

220 Remove everything before the enacting clause and insert:

221 A bill to be entitled

222 An act relating to the Department of Veterans'
 223 Affairs; terminating the State Homes for Veterans
 224 Trust Fund within the department; providing for the
 225 disposition of balances in, revenues of, and
 226 outstanding appropriations of the trust fund;
 227 prescribing termination procedures; amending s.
 228 20.375, F.S.; revising provisions for use and
 229 administration of funds in the department's Operations
 230 and Maintenance Trust Fund; conforming provisions to
 231 changes made by the act; amending s. 296.11, F.S.;
 232 revising purposes for the expenditure of moneys in the
 233 trust fund; amending s. 296.37, F.S.; revising income
 234 requirements for certain contributions by residents of
 235 a veterans' nursing home; amending ss. 296.38, 320.02,

222961

Approved For Filing: 5/5/2017 5:48:08 PM

Amendment No.

236 | 320.08058, 320.089, 320.0891, and 322.08, F.S.;

237 | conforming provisions to changes made by the act;

238 | providing an effective date.

222961

Approved For Filing: 5/5/2017 5:48:08 PM