

By Senator Pizzo

38-01556-22

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1 A bill to be entitled
2 An act relating to trust funds; creating s. 339.0817,
3 F.S.; creating the Chet Smith Bike Path Trust Fund
4 within the Department of Transportation; providing the
5 purpose of the trust fund; specifying uses for the
6 moneys in the trust fund; requiring certain balances
7 in the trust fund at the end of a fiscal year to
8 remain available for specified purposes; providing for
9 future review and termination or re-creation of the
10 trust fund; amending s. 339.081, F.S.; requiring the
11 Chief Financial Officer to maintain the trust fund
12 within the State Treasury for the department;
13 providing a contingent effective date.
14

15 Be It Enacted by the Legislature of the State of Florida:
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17 Section 1. Section 339.0817, Florida Statutes, is created
18 to read:

19 339.0817 Chet Smith Bike Path Trust Fund.—

20 (1) The Chet Smith Bike Path Trust Fund is created within
21 the Department of Transportation. The purpose of the trust fund
22 is for the deposit of funds received from the collection of
23 finances imposed under s. 318.195.

24 (2) Moneys deposited in the fund are available as a funding
25 source for the creation and maintenance of bicycle lanes or
26 bicycle paths as defined in s. 316.003(5) and (6), respectively.

27 (3) Notwithstanding s. 216.301 and pursuant to s. 216.351,
28 any balance in the trust fund at the end of any fiscal year
29 shall remain in the trust fund and be available for carrying out

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30 the purposes of the trust fund.

31 (4) In accordance with s. 19(f)(2), Art. III of the State
32 Constitution, the Chet Smith Bike Path Trust Fund, unless
33 terminated sooner, shall be terminated on October 1, 2026.
34 Before its scheduled termination, the trust fund shall be
35 reviewed as provided in s. 215.3206(1) and (2).

36 Section 2. Subsection (1) of section 339.081, Florida
37 Statutes, is amended to read:

38 339.081 Department trust funds.—The Chief Financial Officer
39 shall maintain within the State Treasury the following trust
40 funds for the department:

41 (1) The State Transportation Trust Fund, to which shall be
42 credited the proceeds of the gas tax as authorized by chapter
43 83-3, Laws of Florida, the Chet Smith Bike Path Trust Fund, and
44 such other funds which accrue to the department which are not
45 required to be maintained in separate trust funds.

46 Section 3. This act shall take effect on the same date that
47 SB 476 or similar legislation takes effect, if such legislation
48 is adopted in the same legislative session or an extension
49 thereof and becomes a law.