

Senate Bill No. 666

An act relating to trust funds; terminating, exempting from termination, or modifying specified trust funds administered by state transportation and economic development agencies; providing an effective date.

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

Section 1. (1) The following trust funds administered by the following agencies are terminated:

(a) Within the Department of Community Affairs:

1. The Hurricane Andrew Disaster Relief Trust Fund, FLAIR number 52-2-200.

2. The Hurricane Andrew Recovery and Rebuilding Trust Fund, FLAIR number 52-2-205.

(b) Within the Department of State:

1. The Hurricane Andrew Disaster Relief Trust Fund, FLAIR number 45-2-200.

2. The Hurricane Andrew Recovery and Rebuilding Trust Fund, FLAIR number 45-2-205.

(2) Unless otherwise provided, all current balances remaining in, and all revenues of, the trust funds terminated by this act shall be transferred to the General Revenue Fund.

(3) For each trust fund and fund account terminated by this act, the agency that administers the trust fund or fund account shall pay any outstanding debts or obligations of the terminated fund or account as soon as practicable, and the Comptroller shall close out and remove the terminated fund or account from the various state accounting systems using generally accepted accounting principles concerning warrants outstanding, assets, and liabilities.

Section 2. The Legislature finds that the following trust funds within the Department of Community Affairs are exempt from termination pursuant to Section 19(f), Article III of the State Constitution:

(1) The Florida Preservation 2000 Trust Fund, FLAIR number 52-2-332.

Section 3. Section 189.427, Florida Statutes, is amended to read:

189.427 Fee schedule; Operating Trust Fund.—The Department of Community Affairs, by rule, shall establish a schedule of fees to pay one-half of the costs incurred by the department in administering this act, except that the fee may not exceed \$175 per district per year. The fees collected under

this section shall be deposited in the Operating Trust Fund ~~established under s. 290.034~~, which shall be administered by the Department of Community Affairs. Any fee rule must consider factors such as the dependent and independent status of the district and district revenues for the most recent fiscal year as reported to the Department of Banking and Finance. The department may assess fines of not more than \$25, with an aggregate total not to exceed \$50, as penalties against special districts that fail to remit required fees to the department. It is the intent of the Legislature that general revenue funds will be made available to the department to pay one-half of the cost of administering this act.

Section 4. Subsection (7) of section 252.82, Florida Statutes, is amended to read:

252.82 Definitions.—As used in this part:

(7) “Trust fund” means the Operating Trust Fund of the Department of Community Affairs established in s. 290.034.

Section 5. Subsection (1) of section 943.25, Florida Statutes, is amended to read:

943.25 Criminal justice trust funds; source of funds; use of funds.—

(1) The Department of Community Affairs may approve, for disbursement from ~~its the~~ Operating Trust Fund ~~established pursuant to s. 290.034~~, those appropriated sums necessary and required by the state for grant matching, implementing, administering, evaluating, and qualifying for such federal funds. Disbursements from the trust fund for the purpose of supplanting state general revenue funds may not be made without specific legislative appropriation.

Section 6. Paragraph (b) of subsection (5) of section 15.09, Florida Statutes, is amended to read:

15.09 Fees.—

(5)

(b) ~~For the 1999-2000 fiscal year only~~, Funds from the Public Access Data Systems Trust Fund may be appropriated for the operations of the department. ~~This paragraph expires July 1, 2000.~~

Section 7. This act shall take effect July 1, 2000.

Approved by the Governor April 13, 2000.

Filed in Office Secretary of State April 13, 2000.