

By Senator Rossin

309-473A-00

1 A bill to be entitled
2 An act relating to trust funds; re-creating the
3 Department of Health Tobacco Settlement Trust
4 Fund within the department without
5 modification; carrying forward current balances
6 and continuing current sources and uses
7 thereof; amending s. 20.435(1)(g), F.S.;
8 abrogating future termination of the trust
9 fund; providing an effective date.

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11 WHEREAS, the Legislature wishes to extend the life of
12 the Department of Health Tobacco Settlement Trust Fund within
13 the department, which is otherwise scheduled to be terminated
14 pursuant to constitutional mandate, and

15 WHEREAS, the Legislature has reviewed the trust fund
16 before its scheduled termination date and has found that it
17 continues to meet an important public purpose, and

18 WHEREAS, the Legislature has found that existing public
19 policy concerning the trust fund sets adequate parameters for
20 its use, NOW, THEREFORE,

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

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24 Section 1. (1) The Department of Health Tobacco
25 Settlement Trust Fund within the department, FLAIR number
26 64-2-122, which is to be terminated pursuant to Section 19(f),
27 Article III of the State Constitution on July 1, 2002, is
28 re-created.

29 (2) All current balances of the trust fund are carried
30 forward, and all current sources and uses of the trust fund
31 are continued.

1 Section 2. Paragraph (g) of subsection (1) of section
2 20.435, Florida Statutes, is amended to read:

3 20.435 Department of Health; trust funds.--

4 (1) The following trust funds are hereby created, to
5 be administered by the Department of Health:

6 (g) Department of Health Tobacco Settlement Trust
7 Fund.

8 1. Funds to be credited to the trust fund shall
9 consist of funds disbursed, by nonoperating transfer, from the
10 Department of Banking and Finance Tobacco Settlement Clearing
11 Trust Fund in amounts equal to the annual appropriations made
12 from this trust fund.

13 2. Notwithstanding the provisions of s. 216.301 and
14 pursuant to s. 216.351, any unencumbered balance in the trust
15 fund at the end of any fiscal year and any encumbered balance
16 remaining undisbursed on December 31 of the same calendar year
17 shall revert to the Department of Banking and Finance Tobacco
18 Settlement Clearing Trust Fund.

19 ~~3. The trust fund shall, unless terminated sooner, be~~
20 ~~terminated on July 1, 2002.~~

21 Section 3. This act shall take effect November 4,
22 2000.

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25 SENATE SUMMARY

26 Re-creates the Department of Health Tobacco Settlement
27 Trust Fund within the department.
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