

20111040er

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2 An act relating to trust funds; amending s. 455.116,
3 F.S.; providing a statutory reference for the trust
4 fund created by the act; creating s. 499.0031, F.S.;
5 creating the Florida Drug, Device, and Cosmetic Trust
6 Fund within the Department of Business and
7 Professional Regulation; providing for the purpose of
8 the trust fund and sources of funds; providing for
9 future review and termination or re-creation of the
10 trust fund; providing an effective date.

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

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14 Section 1. Subsection (8) is added to section 455.116,
15 Florida Statutes, to read:

16 455.116 Regulation trust funds.—The following trust funds
17 shall be placed in the department:

18 (8) Florida Drug, Device, and Cosmetic Trust Fund.

19 Section 2. Section 499.0031, Florida Statutes, is created
20 to read:

21 499.0031 Florida Drug, Device, and Cosmetic Trust Fund.—

22 (1) The Florida Drug, Device, and Cosmetic Trust Fund is
23 created within the Department of Business and Professional
24 Regulation.

25 (2) Funds to be credited to and uses of the trust fund
26 shall be administered in accordance with the provisions of
27 chapter 499. Funds shall be expended only pursuant to
28 legislative appropriation or an approved amendment to the
29 department's operating budget pursuant to the provisions of

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30 chapter 216, Florida Statutes.

31 (3) In accordance with s. 19(f)(2), Article III of the
32 State Constitution, the Florida Drug, Device, and Cosmetic Trust
33 Fund shall, unless terminated sooner, be terminated on July 1,
34 2015. Before its scheduled termination, the trust fund shall be
35 reviewed as provided in s. 215.3206(1) and (2), Florida
36 Statutes.

37 Section 3. This act shall take effect July 1, 2011, except
38 that this act shall not take effect unless it is enacted by a
39 three-fifths vote of the membership of each house of the
40 Legislature.