

Senate Bill No. 892

An act relating to trust funds; re-creating the Federal Law Enforcement Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 932.705, F.S.; abrogating the scheduled termination of the trust fund; providing an effective date.

WHEREAS, the Legislature wishes to extend the life of the Federal Law Enforcement Trust Fund within the Department of Highway Safety and Motor Vehicles, which is otherwise scheduled to be terminated pursuant to constitutional mandate, and

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

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

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

Section 1. (1) The Federal Law Enforcement Trust Fund within the Department of Highway Safety and Motor Vehicles, FLAIR number 76-2-719, which is to be terminated pursuant to Section 19(f), Article III of the State Constitution on July 1, 2002, is re-created.

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

Section 2. Paragraph (b) of subsection (1) of section 932.705, Florida Statutes, is amended to read:

932.705 Law enforcement trust funds; Department of Highway Safety and Motor Vehicles deposits.—

(1)

(b)1. There is created the Federal Law Enforcement Trust Fund into which the Department of Highway Safety and Motor Vehicles may deposit receipts and revenues received as a result of federal criminal, administrative, or civil forfeiture proceedings and receipts and revenues received from federal asset-sharing programs. The trust fund is exempt from the service charges imposed by s. 215.20.

2. Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year shall remain in the trust fund at the end of that year and shall be available for carrying out the purposes of the trust fund.

~~3. Pursuant to the provisions of s. 19(f)(2), Art. III of the State Constitution, the trust fund shall, unless terminated sooner, be terminated on July 1, 2002.~~

Section 3. This act shall take effect July 1, 2002.

Approved by the Governor April 23, 2002.

Filed in Office Secretary of State April 23, 2002.