

Committee Substitute for Senate Bill No. 1412

An act relating to trust funds; creating s. 20.1971, F.S.; creating the Tobacco Settlement Trust Fund within the Agency for Persons with Disabilities; providing sources of funds and purposes; providing for the disposition of any unencumbered balance and any undisbursed encumbered balance at the end of any fiscal year; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

Section 1. Section 20.1971, Florida Statutes, is created to read:

20.1971 Agency for Persons with Disabilities; trust funds.—The following trust funds are created and shall be administered by the Agency for Persons with Disabilities:

(4) The Tobacco Settlement Trust Fund.

(a) Funds to be credited to the trust fund shall consist of funds disbursed, by nonoperating transfer, from the Department of Financial Services Tobacco Settlement Clearing Trust Fund in amounts equal to the annual appropriations made from this trust fund.

(b) Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any unencumbered balance in the trust fund at the end of any fiscal year and any encumbered balance remaining undisbursed on December 31 of the same calendar year shall revert to the Department of Financial Services Tobacco Settlement Clearing Trust Fund.

(c) In accordance with s. 19(f)(2), Art. III of the State Constitution, the Tobacco Settlement Trust Fund shall, unless terminated earlier, be terminated on July 1, 2009. Before its scheduled termination, the trust fund shall be reviewed as provided in s. 215.3206(1) and (2).

Section 2. This act shall take effect on July 1, 2005.

Approved by the Governor June 3, 2005.

Filed in Office Secretary of State June 3, 2005.