

By the Committee on General Government Appropriations and Representative K. Pruitt

1                                   A bill to be entitled  
2           An act relating to trust funds; creating s.  
3           561.027, F.S.; creating the Federal Law  
4           Enforcement Trust Fund within the Department of  
5           Business and Professional Regulation; providing  
6           for sources of funds; exempting the trust fund  
7           from various service charges; providing for  
8           annual carryforward of funds; providing for  
9           future review and termination or re-creation of  
10          the trust fund; amending s. 932.7055, F.S.,  
11          relating to duties of the department with  
12          respect to the deposit of certain moneys, to  
13          conform; providing an effective date.

14  
15 Be It Enacted by the Legislature of the State of Florida:

16  
17           Section 1. Section 561.027, Florida Statutes, is  
18 created to read:

19           561.027 Federal Law Enforcement Trust Fund.--  
20           (1) The Federal Law Enforcement Trust Fund is created  
21 within the Department of Business and Professional Regulation.  
22 The department may deposit into the trust fund receipts and  
23 revenues received as a result of federal criminal,  
24 administrative, or civil forfeiture proceedings and receipts  
25 and revenues received from federal asset-sharing programs. The  
26 trust fund is exempt from the service charges imposed by s.  
27 215.20.

28           (2) Notwithstanding the provisions of s. 216.301 and  
29 pursuant to s. 216.351, any balance in the trust fund at the  
30 end of any fiscal year shall remain in the trust fund at the  
31

1 end of the year and shall be available for carrying out the  
2 purposes of the trust fund.

3 (3) Pursuant to the provisions of s. 19(f)(2), Art.  
4 III of the State Constitution, the trust fund shall, unless  
5 terminated sooner, be terminated on July 1, 2002. Prior to its  
6 scheduled termination, the trust fund shall be reviewed as  
7 provided in s. 215.3206(1) and (2).

8 Section 2. Paragraph (c) of subsection (5) of section  
9 932.7055, Florida Statutes, is amended to read:

10 932.7055 Disposition of liens and forfeited  
11 property.--

12 (5) If the seizing agency is a state agency, all  
13 remaining proceeds shall be deposited into the General Revenue  
14 Fund. However, if the seizing agency is:

15 (c) The Division of Alcoholic Beverages and Tobacco,  
16 the proceeds accrued pursuant to the Florida Contraband  
17 Forfeiture Act shall be deposited into the Alcoholic Beverage  
18 and Tobacco Trust Fund or into the department's Federal Law  
19 Enforcement Trust Fund as provided in s. 561.027, as  
20 applicable.

21 Section 3. This act shall take effect July 1 of the  
22 year in which enacted.

23 \*\*\*\*\*

24 HOUSE SUMMARY

25  
26 Creates the Federal Law Enforcement Trust Fund within the  
27 Department of Business and Professional Regulation.  
28 Provides for sources of funds therein, and exempts the  
29 trust fund from various service charges. Provides for  
30 annual carryforward of funds in the trust fund. Provides  
31 for future review and termination or re-creation of the  
trust fund.