

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           570.205, F.S.; creating the Federal Law  
 4           Enforcement Trust Fund within the Department of  
 5           Agriculture and Consumer Services; 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.

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

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 17           Section 1. Section 570.205, Florida Statutes, is  
 18 created to read:

19           570.205 Federal Law Enforcement Trust Fund.--  
 20           (1) The Federal Law Enforcement Trust Fund is created  
 21 within the Department of Agriculture and Consumer Services.  
 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 (i) 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 (i) The Department of Agriculture and Consumer  
16 Services, the proceeds accrued pursuant to the provisions of  
17 the Florida Contraband Forfeiture Act shall be deposited into  
18 the Agricultural Law Enforcement Trust Fund or into the  
19 department's Federal Law Enforcement Trust Fund as provided in  
20 s. 570.205, as applicable.

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

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24 HOUSE SUMMARY

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