

By the Committee on Health & Human Services Appropriations  
and Representative Sanderson

1                                   A bill to be entitled  
2           An act relating to trust funds; creating s.  
3           430.42, F.S.; creating the Department of  
4           Elderly Affairs Tobacco Settlement Trust Fund;  
5           providing for sources of moneys and purposes;  
6           providing for reversion of funds to the Lawton  
7           Chiles Endowment Fund for Children and Elders;  
8           providing for future review and termination or  
9           re-creation of the trust fund; providing an  
10          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. Section 430.42, Florida Statutes, is  
15 created to read:

16           430.42 Department of Elderly Affairs Tobacco  
17 Settlement Trust Fund.--

18           (1) The Department of Elderly Affairs Tobacco  
19 Settlement Trust Fund is hereby created within that  
20 department. Funds to be credited to the trust fund shall  
21 consist of funds disbursed, by nonoperating transfer, from the  
22 Department of Banking and Finance Tobacco Settlement Clearing  
23 Trust Fund in amounts equal to the annual appropriations made  
24 from this trust fund. Funds shall be used as appropriated for  
25 any of the purposes that are permitted or required by the  
26 tobacco settlement.

27           (2) Notwithstanding the provisions of s. 216.301 and  
28 pursuant to s. 216.351, any unencumbered balance in the trust  
29 fund at the end of any fiscal year and any encumbered balance  
30 remaining undisbursed on December 31 of the same calendar year  
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1 shall revert to the Lawton Chiles Endowment Fund for Children  
2 and Elders.

3 (3) The trust fund shall, unless terminated sooner, be  
4 terminated on July 1, 2003; however, prior to the trust fund's  
5 scheduled termination pursuant to the provisions of s.  
6 19(f)(2), Art. III of the State Constitution, the trust fund  
7 shall be reviewed as provided in s. 215.3206(1) and (2).

8 Section 2. This act shall take effect July 1, 1999.

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11 HOUSE SUMMARY

12 Creates the Department of Elderly Affairs Tobacco  
13 Settlement Trust Fund. Provides for its sources of moneys  
14 and purposes. Provides for reversion of funds to the  
15 Lawton Chiles Endowment Fund for Children and Elders.  
16 Provides for future review and termination or re-creation  
17 of the trust fund.

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