

By the Committee on Fiscal Policy

301-159C-99

1 A bill to be entitled
 2 An act relating to trust funds; declaring the
 3 findings of the Legislature that specified
 4 trust funds are exempt from the termination
 5 requirements of s. 19(f), Art. III of the State
 6 Constitution; amending s. 11.2423, F.S.;
 7 providing that acts declaring trust funds
 8 exempt from such requirements are not repealed
 9 by the adoption of the Florida Statutes;
 10 providing an 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. The Legislature finds that the following
 15 trust funds are exempt from termination pursuant to Section
 16 19(f), Article III of the State Constitution:

17 (1) Within the Department of Agriculture and Consumer
 18 Services, those trust funds of the department declared to be
 19 exempt by chapter 95-227, Laws of Florida.

20 (2) Within the Department of Banking and Finance,
 21 those trust funds of the department declared to be exempt by
 22 chapter 95-227, Laws of Florida.

23 (3) Within the Department of Education:

24 (a) Those trust funds of the department declared to be
 25 exempt by chapter 95-227, Laws of Florida.

26 (b) The Construction Trust Fund, School for the Deaf
 27 and Blind, FLAIR number 48-2-137.

28 (c) The Ancillary Facilities Construction Trust Fund,
 29 FLAIR number 49-2-026.

30 (d) The Building Fee Trust Fund, FLAIR number
 31 49-2-064.

1 (e) The Contracts, Grants, and Donations Trust Fund,
2 FLAIR number 49-2-153.

3 (4) Within the Department of Environmental Protection,
4 those trust funds of the department declared to be exempt by
5 chapter 95-374, Laws of Florida.

6 (5) Within the Department of Insurance:

7 (a) The Treasurer Investment Trust Fund, FLAIR number
8 46-2-728.

9 (b) The State Treasurer Escrow Trust Fund, FLAIR
10 number 46-2-622.

11 (c) The Treasury Cash Deposit Trust Fund, FLAIR number
12 46-2-720.

13 (d) The Agents and Solicitors County Tax Trust Fund,
14 FLAIR number 46-2-024.

15 (6) Within the Department of Revenue:

16 (a) Those trust funds of the department declared to be
17 exempt by chapter 95-227, Laws of Florida.

18 (b) The Revenue-Fuel Tax Refund Payments Trust Fund,
19 FLAIR number 73-2-317.

20 (c) The Sales Tax Security Deposit Trust Fund, FLAIR
21 number 73-2-465.

22 (d) The Secondhand Dealer and Secondary Metals
23 Recycler Clearing Trust Fund, FLAIR number 73-2-617.

24 (e) The Highway Safety-Admin. Div. Security Deposits
25 Trust Fund, FLAIR number 73-2-625.

26 (f) The Special Fuel Security Deposit Trust Fund,
27 FLAIR number 73-2-649.

28 Section 2. Section 11.2423, Florida Statutes, is
29 amended to read:

30 11.2423 Laws or statutes not repealed.--

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1 (1) No special or local statute, or statute, local,
2 limited or special in its nature, shall be repealed by the
3 Florida Statutes, now or hereafter adopted, and, for the
4 purpose of this saving from repeal any statute of the
5 following classes shall be taken to be included in such
6 exception, namely:

7 (a) Any statutes for or concerning only a certain
8 county or certain designated counties.

9 (b) Any statute for, or concerning or operative in
10 only a portion of the state.

11 (c) Any statute for or concerning only a certain
12 municipal corporation.

13 (d) Any statute for or concerning only a designated
14 individual corporation or corporations.

15 (e) Any statute incorporating a designated individual
16 corporation, or making a grant thereto.

17 (f) Any statute of such limited or local application
18 as makes its inclusion in a general statute impracticable or
19 undesirable.

20 (g) Road designation laws.

21 (h) Severability section in any law.

22 (i) Any act of the Legislature declaring a trust fund
23 to be exempt from termination pursuant to s. 19(f), Art. III
24 of the State Constitution.

25 (2) The foregoing enumeration of classes of statutes
26 not repealed shall not be construed to imply a repeal of other
27 statutes which are local, limited or special in their nature.

28 Section 3. This act shall take effect upon becoming a
29 law.

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SENATE SUMMARY

Declares various trust funds to be exempt from the automatic termination requirements of s. 19(f), Art. III of the State Constitution. Provides that the adoption of the Florida Statutes does not operate to repeal acts declaring trust funds to be exempt from such requirements.