

Bill No. SB 42

Amendment No. 1

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Children and Families recommended the following amendment:

Senate Amendment (with title amendment)

On page 4, lines 15-24, delete those lines

and insert:

Section 2. There is appropriated from nonrecurring general revenue the sum of \$2,600,000 to be paid to the Guardianship of Kimberly Godwin, Jimmy Godwin, Guardian, as relief to Kimberly Godwin for Kimberly Godwin's pain and suffering.

Section 3. The Comptroller shall draw a warrant from nonrecurring general revenue in the sum of \$2,600,000 payable to the Guardianship of Kimberly Godwin, Jimmy Godwin, Guardian, to be placed in a Special Needs Trust created for the exclusive use and benefit of Kimberly Godwin. After payment of statutory attorney's fees and costs, the balance shall be used to purchase an appropriate structured financial plan, the proceeds of which shall be deposited into a Special Needs Trust created for the exclusive use and benefit of

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1 Kimberly Godwin.

2 Section 4. It is the intent of the Legislature that no
3 amount over \$1,000 per month shall be withdrawn from the
4 Special Needs Trust without prior Court order upon a written
5 finding of necessity and appropriateness. Jimmy Godwin, as
6 parent and legal guardian of Kimberly Godwin, is directed to
7 petition the Court to amend the guardianship order to reflect
8 this legislative intent. Further, upon passage of this act,
9 Jimmy Godwin, is directed to forward a copy of this act to the
10 Clerk of the Court in Liberty County, Florida, for inclusion
11 in Kimberly Godwin's guardianship file.

12 Section 5. It is the further intent of the Legislature
13 that upon Kimberly Godwin's death, any funds remaining in the
14 Special Needs Trust after payment of any outstanding Medicaid
15 funds, shall revert to the general fund of the State of
16 Florida.

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18 (Redesignate subsequent sections.)

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21 ===== T I T L E A M E N D M E N T =====

22 And the title is amended as follows:

23 On page 1, line 6, after the semicolon,
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25 insert:
26 specifying use of funds; requiring a reversion
27 of funds to the State of Florida;

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