

Bill No. CS for SB 22

Amendment No.      Barcode 102090

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
1		.	
2		.	
3		.	
4		.	

---

5  
6  
7  
8  
9  
10

11 Senator Pruitt moved the following amendment:

12  
13

**Senate Amendment**

14  
15  
16

Delete everything after the enacting clause

and insert:

17  
18

Section 1. The facts stated in the preamble to this act are found and declared to be true.

19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

Section 2. There is appropriated from the Administrative Trust Fund of the Department of Children and Family Services or any successor thereto, or in the event sufficient funds are not available from that fund to make payment for any given year, or otherwise, from the General Revenue Fund, the sum of \$760,000 each year for fiscal years 2002-2003 inclusive through 2011-2012, to be paid to an insurance company or other financial institution admitted and authorized to issue annuity contracts in this state selected by the guardian of Kimberly Godwin, to finance and purchase a structured settlement for the benefit of Kimberly Godwin, which shall include an annuity that must be used for the habilitative care of Kimberly Godwin over the duration of her

Bill No. CS for SB 22

Amendment No.      Barcode 102090

1 lifetime and as a relief for the violations of her rights and  
2 for injuries and damages she sustained as a result of the  
3 department's wrongful conduct.

4       Section 3. The Comptroller is directed to execute all  
5 necessary agreements to implement the payment of this claim,  
6 and to draw a warrant in the amount of \$760,000 each fiscal  
7 year beginning in 2002-2003 through 2011-2012, inclusive, in  
8 favor of the financier of the structured settlement and to be  
9 paid from the Administrative Trust Fund of the Department of  
10 Children and Family Services or any successor thereto, or in  
11 the event sufficient funds are not available from that fund to  
12 make payment for any given fiscal year, or otherwise, from the  
13 General Revenue Fund. The financing of this structured  
14 settlement shall constitute a state debt or obligation as  
15 defined in section 216.0442(1)(j), Florida Statutes, as now in  
16 effect.

17       Section 4. The Department of Children and Family  
18 Services shall include in its annual legislative budget  
19 request a specific appropriation for funds sufficient to make  
20 the payment due under this section during each relevant fiscal  
21 year beginning in fiscal year 2003-2004 and inclusive through  
22 2011-2012.

23       Section 5. The appropriation made and authorized by  
24 this section shall be deemed a continuing appropriation within  
25 the meaning of section 216.011(1)(i), Florida Statutes, as in  
26 effect on the date this act becomes a law.

27       Section 6. This act shall take effect upon becoming a  
28 law.

29  
30  
31