

HB 1289

2004

1                                   A bill to be entitled  
 2           An act relating to the Elder Victims Trust Fund; creating  
 3           s. 410.707, F.S.; creating the Elder Victims Trust Fund  
 4           within the Department of Elderly Affairs; providing for  
 5           sources of moneys and purposes; providing for annual  
 6           carryforward of unused funds; providing for future review  
 7           and termination or re-creation of the trust fund;  
 8           providing a contingent effective date.

9  
 10 Be It Enacted by the Legislature of the State of Florida:

11  
 12           Section 1. Section 410.707, Florida Statutes, is created  
 13 to read:

14           410.707 Elder Victims Trust Fund.--

15           (1) There is created the Elder Victims Trust Fund within  
 16 the Department of Elderly Affairs. Funds shall be credited to  
 17 the trust fund as provided by law to be used for the  
 18 investigation and prosecution of financial exploitation against  
 19 elderly persons and for educational initiatives directed toward  
 20 elderly persons, law enforcement officers, members of the  
 21 judicial system, social services professionals, and the general  
 22 public on financial exploitation of elderly persons.

23           (2) Notwithstanding the provisions of s. 216.301 and  
 24 pursuant to s. 216.351, any balance in the trust fund at the end  
 25 of any fiscal year shall remain in the trust fund and shall be  
 26 available for carrying out the purposes of the trust fund.

27           (3) Pursuant to the provisions of s. 19(f)(2), Art. III of  
 28 the State Constitution, the trust fund shall, unless terminated  
 29 sooner, be terminated on July 1, 2008. Prior to its scheduled

HB 1289

2004

30 termination, the trust fund shall be reviewed as provided in s.  
31 215.3206(1) and (2).

32       Section 2. This act shall take effect July 1, 2004, if  
33 House Bill 1287 or similar legislation is adopted in the same  
34 legislative session or an extension thereof and becomes law.