

By Senator Peaden

2-03660-08

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1 A bill to be entitled

2 An act relating to trust funds of the Department of
3 Veterans' Affairs; creating s. 20.375, F.S.; providing for
4 the administration of the Federal Grants Trust Fund, the
5 Grants and Donations Trust Fund, the Operations and
6 Maintenance Trust Fund, and the State Homes for Veterans
7 Trust Fund by the Department of Veterans' Affairs;
8 providing for sources of funds and purposes; providing for
9 annual carryforward of funds; amending ss. 296.11 and
10 296.38, F.S.; specifying an additional use of moneys in
11 the Grants and Donations Trust Fund of the department for
12 the benefit of veterans who are residents of the Veterans'
13 Domiciliary Home of Florida or a veterans' nursing home;
14 providing an effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. Section 20.375, Florida Statutes, is created to
19 read:

20 20.375 Department of Veterans' Affairs; trust funds.--The
21 following trust funds shall be administered by the Department of
22 Veterans' Affairs:

23 (1) Federal Grants Trust Fund.

24 (a) Funds to be credited to and uses of the trust fund
25 shall be administered in accordance with the provisions of s.
26 215.32.

27 (b) Notwithstanding the provisions of s. 216.301 and
28 pursuant to s. 216.351, any balance in the trust fund at the end
29 of any fiscal year shall remain in the trust fund at the end of

2-03660-08

20082120__

30 the year and shall be available for carrying out the purposes of
31 the trust fund.

32 (2) Grants and Donations Trust Fund.

33 (a) Funds to be credited to and uses of the trust fund
34 shall be administered in accordance with the provisions of ss.
35 215.32, 296.11, 296.38, and 320.089.

36 (b) Notwithstanding the provisions of s. 216.301 and
37 pursuant to s. 216.351, any balance in the trust fund at the end
38 of any fiscal year shall remain in the trust fund at the end of
39 the year and shall be available for carrying out the purposes of
40 the trust fund.

41 (3) Operations and Maintenance Trust Fund.

42 (a) Funds to be credited to and uses of the trust fund
43 shall be administered in accordance with the provisions of ss.
44 215.32, 296.11, and 296.38.

45 (b) Notwithstanding the provisions of s. 216.301 and
46 pursuant to s. 216.351, any balance in the trust fund at the end
47 of any fiscal year shall remain in the trust fund at the end of
48 the year and shall be available for carrying out the purposes of
49 the trust fund.

50 (4) State Homes for Veterans Trust Fund.

51 (a) Funds to be credited to and uses of the trust fund
52 shall be administered in accordance with the provisions of ss.
53 320.08058 and 320.0891.

54 (b) Notwithstanding the provisions of s. 216.301 and
55 pursuant to s. 216.351, any balance in the trust fund at the end
56 of any fiscal year shall remain in the trust fund at the end of
57 the year and shall be available for carrying out the purposes of
58 the trust fund.

2-03660-08

20082120__

59 Section 2. Subsection (2) of section 296.11, Florida
60 Statutes, is amended to read:

61 296.11 Funds of home and disposition of moneys.--

62 (2) The home shall deposit all moneys received pursuant to
63 s. 296.15 into the Grants and Donations Trust Fund. Moneys in the
64 Grants and Donations Trust Fund must be expended for the common
65 benefit of the residents of the home, such as improved
66 facilities, recreational equipment, and recreational supplies,
67 and goods and services offered or available to all residents,
68 subject to the requirements of chapter 216.

69 Section 3. Subsection (2) of section 296.38, Florida
70 Statutes, is amended to read:

71 296.38 Funds of home and disposition of moneys.--

72 (2) The home shall be empowered to receive and accept
73 gifts, grants, and endowments in the name of the home. All such
74 gifts, grants, and endowments are to be used for the benefit of
75 the home and its residents. The administrator, together with the
76 director, shall have the authority to determine how these gifts,
77 grants, and endowments could best benefit the home and its
78 residents unless the benefactor requests or instructs that the
79 gift, grant, or endowment be used for a specific purpose. The
80 home shall deposit all moneys received pursuant to this
81 subsection into the Grants and Donations Trust Fund. Moneys in
82 the Grants and Donations Trust Fund shall be expended for the
83 common benefit of the residents of the home, such as recreational
84 equipment, improved facilities, and recreational supplies, and
85 goods and services offered or available to all residents.

86 Section 4. This act shall take effect July 1, 2008.