



944700

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/18/2009	.	
	.	
	.	
	.	

The Committee on Judiciary (Gelber) recommended the following:

Senate Amendment (with title amendment)

Between lines 119 and 120
insert:

Section 7. Paragraph (b) of subsection (1) of section
736.1106, Florida Statutes, is amended to read:

736.1106 Antilapse; survivorship with respect to future
interests under terms of inter vivos and testamentary trusts;
substitute takers.—

(1) As used in this section, the term:

(b) "Distribution date," with respect to a future interest,
means the time when the future interest is to take effect ~~in~~



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13 ~~possession or enjoyment~~. The distribution date need not occur at
14 the beginning or end of a calendar day, but can occur at a time
15 during the course of a day. The distribution date refers to the
16 time at which the right to possession or enjoyment arises and is
17 not necessarily the time at which any benefit of the right is
18 realized.

19
20 ===== T I T L E A M E N D M E N T =====

21 And the title is amended as follows:

22 Delete line 18

23 and insert:

24 copy of a trust instrument; amending s. 736.1106, F.S.;

25 clarifying the definition of the term "distribution date" to

26 specify the time at which the right to possession or enjoyment

27 arises; providing an effective