

1                   A bill to be entitled  
2           An act relating to trust funds; terminating the Public  
3           Defenders Revenue Trust Fund within the Justice  
4           Administrative Commission; providing for the  
5           disposition of balances in and revenues of the trust  
6           fund; terminating the Revolving Trust Fund within the  
7           Department of Law Enforcement; providing for the  
8           disposition of balances in and revenues of the trust  
9           fund; repealing s. 27.61, F.S., relating to the Public  
10          Defenders Revenue Trust Fund; amending ss. 318.18 and  
11          817.568, F.S.; providing for the redirection of  
12          certain revenues from the Public Defenders Revenue  
13          Trust Fund to the Indigent Criminal Defense Trust Fund  
14          to conform to changes made by the act; terminating the  
15          Welfare Transition Trust Fund within the Department of  
16          Military Affairs; providing for the disposition of  
17          balances in and revenues of the trust fund; repealing  
18          s. 250.175(5), F.S., relating to the Welfare  
19          Transition Trust Fund; terminating the Welfare  
20          Transition Trust Fund within the Department of Health;  
21          providing for the disposition of balances in and  
22          revenues of the trust fund; repealing s. 20.435(8),  
23          F.S., relating to the Welfare Transition Trust Fund;  
24          providing an effective date.  
25

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

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28 Section 1. (1) The Public Defenders Revenue Trust Fund,  
29 FLAIR number 20-2-059, within the Justice Administrative  
30 Commission, is terminated.

31 (2) All current balances remaining in, and all revenues  
32 of, the trust fund shall be transferred to the Indigent Criminal  
33 Defense Trust Fund within the Justice Administrative Commission.

34 (3) The Justice Administrative Commission shall pay any  
35 outstanding debts and obligations of the terminated fund as soon  
36 as practicable, and the Chief Financial Officer shall close out  
37 and remove the terminated fund from the various state accounting  
38 systems using generally accepted accounting principles  
39 concerning warrants outstanding, assets, and liabilities.

40 Section 2. (1) The Revolving Trust Fund, FLAIR number 71-  
41 2-600, within the Department of Law Enforcement, is terminated.

42 (2) All current balances remaining in, and all revenues  
43 of, the trust fund shall be transferred to the General Revenue  
44 Fund.

45 (3) The Department of Law Enforcement shall pay any  
46 outstanding debts and obligations of the terminated fund as soon  
47 as practicable, and the Chief Financial Officer shall close out  
48 and remove the terminated fund from the various state accounting  
49 systems using generally accepted accounting principles  
50 concerning warrants outstanding, assets, and liabilities.

51 Section 3. Section 27.61, Florida Statutes, is repealed.

52 Section 4. Upon the expiration and reversion of the  
53 amendment made to section 318.18, Florida Statutes, pursuant to  
54 section 63 of chapter 2020-114, Laws of Florida, paragraph (c)  
55 of subsection (19) of section 318.18, Florida Statutes, is  
56 amended to read:

57 318.18 Amount of penalties.—The penalties required for a  
58 noncriminal disposition pursuant to s. 318.14 or a criminal  
59 offense listed in s. 318.17 are as follows:

60 (19) In addition to any penalties imposed, an Article V  
61 assessment of \$10 must be paid for all noncriminal moving and  
62 nonmoving violations under chapters 316, 320, and 322. The  
63 assessment is not revenue for purposes of s. 28.36 and may not  
64 be used in establishing the budget of the clerk of the court  
65 under that section or s. 28.35. Of the funds collected under  
66 this subsection:

67 (c) The sum of \$1.67 shall be deposited in the Indigent  
68 Criminal Defense Trust Fund ~~Public Defenders Revenue Trust Fund~~  
69 for use by the public defenders.

70 Section 5. Upon the expiration and reversion of the  
71 amendment made to section 817.568, Florida Statutes, pursuant to  
72 section 63 of chapter 2020-114, Laws of Florida, paragraph (b)  
73 of subsection (12) of section 817.568, Florida Statutes, is  
74 amended to read:

75 817.568 Criminal use of personal identification

76 information.—

77 (12) In addition to any sanction imposed when a person  
78 pleads guilty or nolo contendere to, or is found guilty of,  
79 regardless of adjudication, a violation of this section, the  
80 court shall impose a surcharge of \$1,001.

81 (b) The sum of \$250 of the surcharge shall be deposited  
82 into the State Attorneys Revenue Trust Fund for the purpose of  
83 funding prosecutions of offenses relating to the criminal use of  
84 personal identification information. The sum of \$250 of the  
85 surcharge shall be deposited into the Indigent Criminal Defense  
86 Trust Fund ~~Public Defenders Revenue Trust Fund~~ for the purposes  
87 of indigent criminal defense related to the criminal use of  
88 personal identification information.

89 Section 6. (1) The Welfare Transition Trust Fund within  
90 the Department of Military Affairs, FLAIR number 62-2-401, is  
91 terminated.

92 (2) All current balances remaining in, and all revenues  
93 of, the trust fund, shall be transferred to the Federal Grants  
94 Trust Fund, FLAIR number 62-2-261.

95 (3) The Department of Military Affairs shall pay any  
96 outstanding debts and obligations of the terminated fund as soon  
97 as practicable, and the Chief Financial Officer shall close out  
98 and remove the terminated fund from the various state accounting  
99 systems using generally accepted accounting principles  
100 concerning warrants outstanding, assets, and liabilities.

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101           Section 7. Subsection (5) of section 250.175, Florida  
102 Statutes, is repealed.

103           Section 8. (1) The Welfare Transition Trust Fund within  
104 the Department of Health, FLAIR number 64-2-401, is terminated.

105           (2) All current balances remaining in, and all revenues  
106 of, the trust fund, shall be transferred to the Federal Grants  
107 Trust Fund, FLAIR number 64-2-261.

108           (3) The Department of Health shall pay any outstanding  
109 debts and obligations of the terminated fund as soon as  
110 practicable, and the Chief Financial Officer shall close out and  
111 remove the terminated fund from the various state accounting  
112 systems using generally accepted accounting principles  
113 concerning warrants outstanding, assets, and liabilities.

114           Section 9. Subsection (8) of section 20.435, Florida  
115 Statutes, is repealed.

116           Section 10. This act shall take effect July 1, 2021.