

By the Appropriations Committee on Health and Human Services

603-02816-23

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1 A bill to be entitled
2 An act relating to trust funds; amending s. 20.435,
3 F.S.; creating the State Opioid Settlement Trust Fund
4 within the Department of Health; providing the purpose
5 of the trust fund; specifying the funding source for
6 the trust fund; providing for the reversion of certain
7 funds to the Department of Financial Services Opioid
8 Settlement Clearing Trust Fund; providing for future
9 review and termination or re-creation of the trust
10 fund; providing an effective date.

11
12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Subsection (19) is added to section 20.435,
15 Florida Statutes, to read:

16 20.435 Department of Health; trust funds.—The following
17 trust funds shall be administered by the Department of Health:

18 (19) State Opioid Settlement Trust Fund.—

19 (a) The State Opioid Settlement Trust Fund is created
20 within the Department of Health. The purpose of the trust fund
21 is to abate the opioid epidemic in accordance with the
22 settlement agreements reached by the state in opioid-related
23 litigation or bankruptcy proceedings.

24 (b) The Department of Financial Services shall annually
25 transfer, by nonoperating transfer, the amount specified in the
26 General Appropriations Act from its Opioid Settlement Clearing
27 Trust Fund to the department's State Opioid Settlement Trust
28 Fund.

29 (c) Notwithstanding s. 216.301 and pursuant to s. 216.351,

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30 any unencumbered balance in the trust fund at the end of any
31 fiscal year and any encumbered balance remaining undisbursed on
32 September 30 of the same calendar year shall revert to the
33 Department of Financial Services Opioid Settlement Clearing
34 Trust Fund.

35 (d) In accordance with s. 19(f)(2), Art. III of the State
36 Constitution, the State Opioid Settlement Trust Fund shall be
37 terminated on July 1, 2027, unless terminated sooner. Before its
38 scheduled termination, the trust fund shall be reviewed as
39 provided in s. 215.3206(1) and (2).

40 Section 2. This act shall take effect July 1, 2023.